

“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 23, 2019 at 4:00 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 – Alcohol Awareness Month (Joseph Lemon)
 - ❖ Proclamation – Worker's Memorial Day (Rick Moyle)
 - ❖ Presentation – Bronze Level Walk Friendly Community (Stephanie Schrader)

PUBLIC HEARINGS

1. A public hearing will be held to consider repealing Chapter 51 of the Municipal Code and enacting and adopting in lieu thereof a new Chapter 51, Alcoholic Beverages, to clarify certain sections and remove outdated language and regulations covered by State Code (Amanda Grieder). CIP/DID #OB337094
 - a. First Reading: Ordinance repealing Chapter 51 of the Municipal Code and enacting and adopting in lieu thereof a new Chapter 51, Alcoholic Beverages, to clarify certain sections and remove outdated language and regulations covered by State Code.
2. A public hearing will be held 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 (Duncan McCallum). CIP/DID #BSD001-19
 - a. First Reading: Ordinance 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.

3. A public hearing will be held 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 (Duncan McCallum). CIP/DID #BSD003-19
 - a. First Reading: Ordinance 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.
4. A public hearing will be held 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 with modifications (Duncan McCallum). CIP/DID #BSD002-19
 - a. First Reading: Ordinance 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 with modifications.
5. A public hearing will be held 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 (Vance McKinnon). CIP/DID #FIR0319-0042
 - a. First Reading: Ordinance 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.
6. A public hearing will be held to consider renaming Bellamy Court NW to Bellamy Street NW, northerly from Sandhurst Drive NW, as requested by the Traffic Engineering Division (Matt Myers). CIP/DID #STREET-028099-2018
7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project (estimated cost is \$200,000) (Brenna Fall). CIP/DID #301983-01
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project.
8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project (estimated cost is \$810,000) (Dave Wallace). CIP/DID #304479-02
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project.
9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Beaver Hollow Lift Station Improvements project (estimated cost is \$490,000) (Dave Wallace). CIP/DID #6550008-03
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Beaver Hollow Lift Station Improvements project.

10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs project (estimated cost is \$175,000) (Steve Krug). CIP/DID #PUR0319-192
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs project.
11. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Ice Arena Parking and Stoops ADA Project (estimated cost is \$235,713) (Jeff Koffron). CIP/DID #PUR0319-200
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Ice Arena Parking and Stoops ADA 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 directing the advertisement for sale of \$22,015,000 (subject to adjustment per terms of offering) General Obligation Bonds, Series 2019A, and approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
14. Resolution directing the advertisement for sale of \$6,560,000 (subject to adjustment per terms of offering) Taxable General Obligation Bonds, Series 2019B, and approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
15. Resolution directing the advertisement for sale of \$13,430,000 (subject to adjustment per terms of offering) Sewer Revenue Bonds, Series 2019C, and approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
16. Resolution directing the advertisement for sale of \$9,665,000 (subject to adjustment per terms of offering) Water Revenue Bonds, Series 2019D, approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07

17. Resolution establishing a deadline of May 10, 2019 for redevelopment proposals for the disposition of City-owned properties at 1302 and 1306 3rd Street SE. CIP/DID #DISP-0024-2019
18. Resolution establishing right-of-way on City-owned property located at 535 1st Avenue SW in connection with the redevelopment project to support future pedestrian and traffic safety needs. CIP/DID #PRD-027273-2018
19. Resolution establishing right-of-way on City-owned property located at 115 6th Street SW in connection with the redevelopment project to support future pedestrian and traffic safety needs. CIP/DID #PRD-027274-2018
20. Resolution authorizing a Cedar Rapids Iowa Task Force 1 member to attend Advanced Exterior Structural Collapse Shoring Training in College Station, TX, for a total amount of \$4,867. CIP/DID #FIR0419-0046
21. Resolution authorizing two Cedar Rapids Fire Department employees to attend Technical Search Specialist training in College Station, TX, for a total amount of \$8,100. CIP/DID #FIR0419-0047
22. Resolution authorizing a Senior Infrastructure Engineer to attend the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated amount of \$5,052. CIP/DID #IT2019-003
23. Resolution authorizing a Senior Systems Administrator to attend the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated amount of \$5,272. CIP/DID #IT2019-004
24. Resolution setting a public hearing for June 11, 2019 regarding a proposed urban revitalization area for property at 1610 Blairs Ferry Road NE and adjacent vacant land. CIP/DID #URTE-0030-2019
25. Motions setting public hearing dates for:
 - a. May 14, 2019 – to consider a change of zone from S-RM1, Suburban Residential Medium Single Unit District, and S-MC, Suburban Mixed Use Community Center District, to I-LI, Light Industrial District, with a Planned Unit Development Overlay for property located at 1610 Blairs Ferry Road NE as requested by Blairs Buildings LLC. CIP/DID #RZNE-028529-2019
 - b. May 14, 2019 – to consider a Development Agreement with Nan Ran, Inc. for the proposed River Ridge Square development project. CIP/DID #TIF-0028-2018
 - c. May 14, 2019 – to consider a Development Agreement with New Buffalo Land Co. LLC for the proposed River Ridge Square development project. CIP/DID #TIF-0029-2019

26. 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. May 14, 2019 – Edgewood Road from Highway 100 to Blairs Ferry Road Roadway Improvements project (estimated cost is \$670,000). CIP/DID #301980-01
 - b. May 14, 2019 – Prairie Grass Lane NE from Milburn Road to West of Windy Meadow Circle Roadway Construction project (estimated cost is \$120,000). CIP/DID #301967-02
27. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for Benz Beerfest event on 7th Avenue SE).
 - b. Bigg Daddy's, 2201 16th Avenue SW (new – adding alcohol to existing business).
 - c. Blind Pig, 3325 Center Point Road NE.
 - d. Cancun Mexican Grill & Bar, 365 33rd Avenue SW.
 - e. Cedar Rapids Moose Lodge #304, 1820 West Post Road SW.
 - f. Dirty Shirley's, 88 16th Avenue SW.
 - g. Happy Joe's Pizza, 5070 Lindale Drive NE.
 - h. Hy-Vee #3 Club Room, 20 Wilson Avenue SW.
 - i. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day license for an event at 845 Capital Drive SW).
 - j. JM O'Malley's, 1502 H Avenue NE.
 - k. Kirkwood Culinary Kitchen, 1100 3rd Street SE.
 - l. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day license for an event).
 - m. Need Pizzeria, 207 2nd Avenue SE.
 - n. Red Lion Lounge, 3970 Center Point Road NE.
 - o. Smokin' Joe's Tobacco & Liquor Outlet #13, 2315 Mount Vernon Road SE.
 - p. Smokin' Joe's Tobacco & Liquor Outlet #7, 904 1st Avenue NW.
 - q. Tobacco Outlet Plus #520, 124 Collins Road NE.
 - r. Walgreens #12393, 5750 C Avenue NE.
28. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2019-01
 - b. Payroll. CIP/DID #FIN2019-02
 - c. Transfer of funds. CIP/DID #FIN2019-03
29. Resolutions approving the special event applications for:
- a. 2019 Run CRANDIC (includes road closures) on April 28, 2019. CIP/DID #SPEC-009031-2019
 - b. 2019 One Walk (includes road closures) on May 11, 2019. CIP/DID #SPEC-009570-2019
 - c. Benz Beerfest (includes road closures) on May 11, 2019. CIP/DID #SPEC-009080-2019
30. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste & Recycling – cleanup costs – four properties. CIP/DID #SWM-004-19
 - b. Levy assessment – Solid Waste & Recycling – cleanup costs – three properties. CIP/DID #SWM-003-19

- c. Intent to assess – Water Division – delinquent municipal utility bills – 43 properties. CIP/DID #WTR042319-01
 - d. Levy assessment – Water Division – delinquent municipal utility bills – 11 properties. CIP/DID #WTR031219-01
31. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Engineering Division purchase of 100 concrete security planters from Wausau Tile, Inc. in the amount of \$108,246. CIP/DID #PUR0319-197
 - b. Fleet Services Division purchase of a CMC 72HD+ Arbor Pro lift from ArborCare LLC in the amount of \$90,000 for use by the Forestry Division. CIP/DID #FLT038
 - c. Traffic Engineering Division purchase of Iteris traffic video detection systems from Mobotrex, Inc. in the amount of \$491,732.69. CIP/DID #PUR0219-172
 - d. Contract with Core & Main, LP for water system fittings for the Water Division for an annual amount not to exceed \$150,000. CIP/DID #PUR0219-170A
 - e. Contract with Schimberg Co. for water system pipe, fittings and appurtenances for the Water Division for an annual amount not to exceed \$1,000,000. CIP/DID #PUR0219-170B
 - f. Contract with Utility Equipment Co. for water system valves and fittings for the Water Division for an annual amount not to exceed \$80,000. CIP/DID #PUR0219-170C
 - g. Amendment No. 3 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$434,721 for design services in connection with the 1st Avenue E from 27th Street to 40th Street Pavement Rehabilitation, Infrastructure and Trail Improvements project (original contract amount was \$420,445; total contract amount with this amendment is \$1,064,785). CIP/DID #301240-05
 - h. Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$7,608 for design services in connection with the 2nd Avenue SE from 1st Street to 7th Street One-Way to Two-Way Conversion project (original contract amount was \$85,884; total contract amount with this amendment is \$131,933). CIP/DID #306253-02
 - i. Amendment No. 10 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$32,348 for design services in connection with the CEMAR Trail Phase 1 and 2 project (original contract amount was \$134,000; total contract amount with this amendment is \$578,130). CIP/DID #325012-02
 - j. Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$24,412 for design services in connection with the Collins Road Construction Period Services (original contract amount was \$56,549; total contract amount with this amendment is \$80,961). CIP/DID #301446-07
 - k. Amendment No. 9 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$99,921 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 \$11,805,568). **(Flood)** CIP/DID #331001-01
 - l. Amendment No. 1 to the Professional Services Agreement with HBK Engineering, LLC specifying an increased amount not to exceed \$53,705 for design services in connection with the Curb Ramp Repair – NE Design project (original contract amount was \$550,028; total contract amount with this amendment is \$603,733). CIP/DID #3016016-09

- m. Change Order No. 14 in the amount of \$78,961.11 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project (original contract amount was \$2,961,441.41; total contract amount with this amendment is \$3,230,749.33). **(Paving for Progress)** CIP/DID #301379-02
- n. Change Order No. 7 in the amount of \$8,129 with Boomerang Corp. for the O Avenue NW Roadway Improvements Phase 1 project (original contract amount was \$3,303,191; total contract amount with this amendment is \$3,396,143.24). **(Paving for Progress)** CIP/DID #3012121-02
- o. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC; VenuWorks of Cedar Rapids, LLC; and Gray Venture Partners, LLC for a term of two years with a total payment of \$25,000. CIP/DID #FIN2019-16
- p. Ground Lease Agreement with CW Sundiver LLC for property at 813 Shaver Road NE. CIP/DID #CD-0056-2019
- q. Second Amendment to the Development Agreement with Ellis Landings, LLC for the redevelopment of property at 1871 and 1895 Ellis Blvd NW. CIP/DID #OB1369853
- r. Amendment No. 1 to the Development Agreement with Green Development 12th Avenue, LLC for property at 1205 and 1207 7th Street SE. CIP/DID #DISP-0002-2015
- s. First Amendment to the Development Agreement with Shadow River, LC for property at 97 3rd Avenue SE. CIP/DID #OB1369853
- t. Purchase Agreement in the amount of \$1,695 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Envy Properties, LLC from land located at 3210 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
- u. Purchase Agreement in the amount of \$10,180 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Ryan K. Miller from land located at 2327 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
- v. Purchase Agreement in the amount of \$3,740 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Thomas R. Pape and Leslee L. Pape, as Co-Trustees of The Pape Family Revocable Living Trust, from land located at 1624 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. Purchase Agreement in the amount of \$2,845 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Kary M. Ray from land located at 1601 24th Street 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
- x. Purchase Agreement in the amount of \$6,439 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Mitchell A. Ruprecht and Amanda M. Ruprecht from land located at 3015 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
- y. Awarding and approving contract in the amount of \$381,702.75, bond and insurance of Peterson Contractors, Inc. for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW project (engineer's estimated cost is \$425,000). CIP/DID #325069-04

REGULAR AGENDA

32. Report on bids for the TIF 2nd St 1st-3rd Av UFG Land project (estimated cost is \$108,000) (Brenna Fall). CIP/DID #321614-01
 - a. Resolution awarding and approving contract in the amount of \$107,984, bond and insurance of Hardscape Solutions of Iowa Inc. for the TIF 2nd St 1st-3rd Av UFG Land project.
33. Report on bids for the 2019 Downtown Sidewalk Repair and Intersection Improvement project (estimated cost is \$215,000) (Brenna Fall). CIP/DID #321546-02
 - a. Resolution awarding and approving contract in the amount of \$200,439, plus incentive up to \$10,000, bond and insurance of Hunt Construction Co. Inc. for the 2019 Downtown Sidewalk Repair and Intersection Improvement project.
34. Report on bids 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 awarding and approving contract in the amount of \$2,041,641.65, bond and insurance of Eastern Iowa Excavating & Concrete, LLC for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project.
35. Report on bids for the Parks ADA DOJ Settlement Items Compliance project (estimated cost is \$994,400) (Jeff Koffron). CIP/DID #PUR0219-184
 - a. Resolution awarding and approving contract in the amount of \$1,888,526, plus incentive up to \$2,000, bond and insurance of Tricon General Construction, Inc. for the Parks ADA DOJ Settlement Items Compliance project.

ORDINANCES

Second and possible Third Readings

36. Ordinance amending Ordinance No. 003-19 relating to the collection of tax increments with the amended Edgewood Town Center Urban Renewal Area. CIP/DID #TIF-0028-2018

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.



Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Amanda Grieder
E-mail Address: a.grieder@cedar-rapids.org

Phone Number/Ext.: 319 286-5714

Contact Person: Chief Jerman
E-mail Address: w.jerman@cedar-rapids.org

Cell Phone Number: 319-640-5518

Description of Agenda Item: PUBLIC HEARINGS

Public Hearing and First Reading of the Ordinance repealing existing Chapter 51 of the Municipal Code, and enacting in its place a new Chapter 51 related to Alcoholic Beverages.

CIP/DID #OB337094

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background

In Iowa, most alcohol regulations are established by the State of Iowa Alcoholic Beverages Division. However, certain alcohol regulations can be established by local authorities and mainly focus on public safety and how a local authority processes applications. The proposed changes to Chapter 51, Alcoholic Liquors and Beer, will update the City code by clarifying certain sections and removing outdated language and regulations covered by State code.

The main changes identified are the following:

- Removed outdated language and removed items regulated in State code to prevent duplication.
- Allow minors on licensed premise where alcohol constitutes more than 50% of gross business until 9 pm (instead of 7 pm). The new code has no restrictions if minor is accompanied by a parent, lawful guardian, or spouse over the age of twenty-one. Added new section allowing an attendant (who must be at least 18) to remain in establishment if assisting an adult person with a disability.
- Rescind separation distance requirements and reference new separation distance requirements outlined in Chapter 32, zoning regulations.
- Revised section related to notice and hearing to fully outline the process a citizen would use if they wanted to request a hearing.
- Streamlined application process:

- Background checks no longer required on renewals unless requested by PD due to change in criminal history, etc. Manager background checks are also no longer necessary on new or renewals.
 - Updated language to match current process regarding timely filing of renewal applications if certain state regulations are met (submittal of application, payment and dram insurance if applicable).
 - Notarized signature no longer required so application can be emailed (applicant signs certification clause on application stating that info is true and correct).
 - Streamlined application (fewer questions).
 - Created fillable application form which can be completed electronically and submitted via email.
- Clarified language regarding closing hours of establishment. New section prohibits anyone from being on the premises after 0215 hours.

Action/Recommendation: City staff recommends the approval to hold a Public Hearing and a First Reading of the Ordinance on April 23, 2019.

Alternative Recommendation: City Council may request additional information before voting on the ordinance.

Time Sensitivity: Due to the inconsistencies related to separation distance in Chapter 32 and current Chapter 51, it is recommended that this be acted upon as soon as possible.

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

Explanation:

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING THE CEDAR RAPIDS MUNICIPAL
CODE BY REPEALING CHAPTER 51 THEREFROM AND ENACTING
IN ITS PLACE A NEW CHAPTER 51 OF THE CEDAR RAPIDS
MUNICIPAL CODE ENTITLED "ALCOHOLIC BEVERAGES".

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,
as follows:

Section 1. Chapter 51 of the Cedar Rapids Municipal Code is hereby deleted and in
its place a new Chapter 51 is enacted as follows:

"ALCOHOLIC BEVERAGES"

51.01 - DEFINITIONS.

- (a) The definitions of Iowa Code Section 123.3 (2019), as may be amended, are hereby adopted by reference as if fully set out herein.
- (b) For the purposes of this chapter, the following definitions shall govern the construction, meaning and application of the following words and phrases used in this chapter.
 - 1. "Gross business" means the total proceeds from the sale of alcoholic liquor, wine, beer and foodstuffs, with the exception of any ingredients or beverages added with/to alcoholic beverages. Proceeds from the sale of goods other than alcoholic beverages or foodstuffs and services, including but not limited to, cover charges, admissions, games and amusements shall not be used when determining gross business.
 - 2. "City Manager" means the chief administrative officer appointed by the City Council, or designee.
 - 3. "City Clerk" means the officer appointed as such by the City Council or designee.
 - 4. "Chief of Police" means the chief executive officer of the Cedar Rapids Police department appointed by the City Manager, or designee.
 - 5. "Outdoor service area" means an area outside of but immediately adjacent to a licensed premises, which area has been approved for use for the sale, dispensing or consumption of alcoholic beverages pursuant to this chapter or Iowa Code Chapter 123 (2019). An outdoor service area shall be considered part of the licensed premises.
 - 6. "Cover charge" means a fee sometimes charged at bars, nightclubs, restaurants or similar establishment in exchange for entrance, entertainment or services.

51.02 - POWERS OF THE COUNCIL.

Except as otherwise provided in this chapter, the City Council shall have the power to:

- (a) approve or disapprove any alcohol permit or license under this chapter;
- (b) suspend or revoke any alcohol permit or license for violation of state or local law or regulation; and

- (c) impose any civil penalty for violation of state or local law or regulation.

51.03 - LICENSE OR PERMIT REQUIRED.

It shall be unlawful for a person to manufacture for sale, sell, offer or keep for sale, possess, or transport alcoholic liquor, wine, or beer except upon the terms, conditions, limitations, and restrictions enumerated in this chapter and applicable state law and regulation.

51.04 - LICENSE AND PERMIT FEES.

License and permit fees will be as established by applicable state law. Iowa Code Sections 123.34 (2019) and 123.36 (2019), as may be amended, are hereby adopted by reference as if fully set out herein. To the extent allowed by applicable state law, any other license and permit fees may be established by resolution of the City Council.

51.05 - APPLICATIONS FOR PERMITS AND LICENSES.

In addition to any information and materials required by state law or regulations, applicants shall obtain, complete and submit any other application materials as may be required by administrative rules promulgated pursuant to this chapter.

51.06 - INVESTIGATION OF APPLICANT.

- (a) Upon filing in accordance with this chapter and any administrative rules promulgated hereunder, timely and complete new or renewal applications for a liquor control license, beer permit or wine permit filed with the City Clerk, shall be forwarded to the Chief of Police or designee who will conduct an investigation. Following the investigation, the Chief of Police or designee shall submit a recommendation to the City Council whether the application should be approved or denied. The recommendation shall contain such facts or circumstances that form the basis for the recommendation.
- (b) The Chief of Police may require background checks for any person listed in the application, or who possesses an ownership interest in the premises for which a license or permit is sought.

51.07 - PREMISES INSPECTIONS AND REQUIREMENTS.

- (a) As a condition for the City Council's consideration of whether to issue a liquor control license, or a wine or beer permit, the applicant must give consent to members of the City of Cedar Rapids Fire, Police, and Building Services departments to enter areas of the premises described in the application without a warrant to inspect for violations of this Code or other applicable state law or regulations.
- (b) No liquor control license, or wine or beer permit shall be approved for premises which do not meet the provisions of this Code or applicable state law or regulations.
- (c) The City of Cedar Rapids Building Services and Fire departments shall annually inspect premises for which a license or permit has been issued to determine if they conform to the requirements of the Code.

51.08 - APPLICATION DEADLINES.

- (a) Applications to renew a liquor control license or a wine or beer permit, together with necessary documents and fees, shall be completed and filed with the City Clerk's Office at least 30 days prior to the expiration of the existing license.

- (b) Applications for new liquor control licenses, or beer or wine permits, together with necessary documents and fees, shall be completed and filed with the City Clerk at least thirty (30) days before license or permit may be granted.

51.09 - NATURE OF LICENSE OR PERMIT.

Iowa Code Section 123.38 (2019), as may be amended, is hereby adopted by reference as if fully set out herein.

51.10 - ACTION BY CITY COUNCIL.

Action taken by the City Council shall be endorsed; and thereafter, forwarded to the Iowa Alcoholic Beverages Division for such further action as provided by law.

51.11 - SEPARATION DISTANCE.

Licensed premises shall meet all applicable zoning regulations including separation distances.

51.12 - TRANSFER OF LICENSES OR PERMITS AND OUTDOOR SERVICE AREAS.

- Permanent Transfer. The City Council may at its discretion authorize a licensee or permittee to transfer the license or permit from one location to another within the incorporated limits of this city, for the remainder of the term of such license or permit, and provided that the premises to which the transfer is to be made would have been eligible for a license or permit in the first instance and such transfer shall not result in any violation of law or ordinance. All transfers authorized, and the particulars of same shall be reported to the Administrator.
- (b) Temporary Transfer. Any motion or resolution of the Council approving any license or permit shall include a provision authorizing the City Manager to approve a temporary transfer of a license or permit for the purpose of accommodating a special event or circumstance temporary in nature. All such temporary transfers must meet all other legal requirements.
- (c) Permanent Outdoor Service Areas. The City Council may at its discretion authorize a licensee or permittee to obtain a license or permit allowing a permanent outdoor service area that is a discernible area, contiguous to the licensed premise and provided that the licensee or permittee has met provisions of this Code and applicable state law or regulations.
- (d) Temporary Outdoor Service Areas. Any motion or resolution of the City Council approving any license or permit under this chapter shall include a provision authorizing the City Manager to approve the temporary serving of the type of alcoholic liquor or beer permitted by the license or permit in an outdoor area that is a discernible area, contiguous to the licensed premise and that meets all other legal requirements.

51.13 - REGULATION OF MINORS.

- (a) It is unlawful for a person under twenty-one years of age to enter or be in any place of business where the selling of alcoholic beverages in addition to cover charges constitutes more than fifty (50) percent of the gross business transacted therein after 9:00 p.m., unless said person is accompanied by a parent, lawful guardian or spouse over the age of twenty-one years, or unless that person is employed therein and then only when performing actual services for a lawful salary. An affirmative defense to this prohibition shall be that the licensed or permitted business' sales of alcoholic beverages in addition

to any cover charges consists of less than fifty (50) percent of the business' gross sales. The defendant shall have the burden to prove this affirmative defense.

- (b) It shall be unlawful for a person holding a liquor control license, or a wine or beer permit allowing on-premise consumption, or the person's agents or employees, to permit a person prohibited from entering the premises under paragraph (a) of this section to be on the premises. An affirmative defense to this prohibition shall be that the licensed or permitted business' sales of alcoholic beverages in addition to any cover charges consists of less than fifty (50) percent of the business' gross sales. The defendant shall have the burden to prove this affirmative defense.
- (c) Nothing herein shall prohibit an attendant from accompanying an adult person with a disability into a business where the selling of alcoholic beverages in addition to cover charges constitutes more than fifty (50) percent of the gross business transacted therein provided:
 - 1. The attendant is necessary to assist a person of legal age with a disability to safely enter, remain in and exit the business'; and
 - 2. The attendant is at least eighteen years of age or older.

51.14 - CONSUMPTION IN PUBLIC PLACES—INTOXICATION.

Iowa Code Section 123.46 (2019), as may be amended, is hereby incorporated by reference as if fully set out herein.

51.15 - PROHIBITED LATE NIGHT SALES AND ACTS.

- (a) It shall be unlawful for any person to sell, dispense or permit the consumption of alcoholic beverages between the hours of 2 a.m. and 6 a.m. on a weekday and Saturday, and between the hours of 2 a.m. and 8 a.m. on Sunday upon licensed premises under the person's possession.
- (b) It shall be unlawful for any person to permit the presence of open containers of alcoholic beverages between the hours of 2 a.m. and 6 a.m. on a weekday and Saturday, and between the hours of 2 a.m. and 8 a.m. on Sunday upon licensed premises under the person's possession.
- (c) For the purposes of this section, "premises under the person's possession" means that the person has control of the premises either through ownership of the premises, a lease, whether written or oral, of the premises, or granted the use of the premises by any other means by which the person is otherwise entitled to possession of the premises.
- (d) It shall be unlawful for any person to, and no licensee, permittee, agent, employee, manager, or owner, either together or separately shall, authorize or permit any person, to enter, remain, frequent, or loiter in any place of business licensed for on-site alcohol consumption between such closed hours, except persons already in the establishment who may be allowed until 2:15 a.m. to depart and except the licensee or permittee and employees or contractors, who may do the usual cleaning and maintenance and necessary repairs or other work on the premises.

51.16 - SUSPENSION OR REVOCATION OF LICENSE OR PERMIT; CIVIL PENALTY.

Iowa Code Sections 123.39 (2019) and 123.40 (2019), as may be amended, are hereby adopted by reference as if fully set out herein.

51.17 - NOTICE AND HEARING.

- (a) A licensee or permittee shall be given an opportunity to be heard before any permit is suspended or revoked, renewal of an existing permit is refused, or civil penalty is imposed.
- (b) Written notice will be given at least five days before the hearing to the licensee or permittee. The notice may be distributed by electronic means or sent by ordinary mail at the address of the licensee or permittee as shown by records maintained by the City Clerk. Notice may also be given to any agent or employee of the licensee or permittee at the licensed premises.
- (c) The notice shall contain a summary of the nature of the complaint and the local or state laws or regulations alleged to be violated.
- (d) The City Council may conduct the hearing or it may designate a hearing officer to do so.
- (e) The licensee or permittee shall have the right to be represented by legal counsel, to testify, and to present such facts or information as may be relevant.
- (f) The City Council shall make and record findings of fact and conclusions of law and shall suspend or revoke a permit, or impose a civil penalty based upon its findings and conclusions.
- (g) If the City Council designates a hearing officer, the hearing officer shall make and record findings of fact and conclusions of law and shall submit them to the City Council with the hearing officer's recommendation. A copy of the findings, conclusions, and recommendation, and notice of the time, date and place at which the City Council shall take action on the matters shall be sent to the licensee or permittee, in the same manner as the notice of hearing, at least five (5) days before the City Council takes action on the matter.

51.18 - ADMINISTRATIVE RULES.

The City Manager, City Clerk or Chief of Police are each authorized to establish administrative rules not inconsistent with any ordinance to carry out the provisions of this chapter. A copy of said rules shall be on file at the Office of the City Clerk."

Section 2. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 23rd day of April, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Building Services

Presenter at Meeting: Duncan McCallum
E-mail Address: d.mccallum@cedar-rapids.org

Phone Number/Ext.: 319-286-5723

Alternate Contact Person: Kevin Ciabatti
E-mail Address: k.ciabatti@cedar-rapids.org

Phone Number/Ext.: 319-286-5841

Description of Agenda Item: PUBLIC HEARINGS

Public Hearing to consider repealing Chapter 33 of the Municipal Code entitled "Building Code", and enacting and adopting in lieu thereof a new Chapter 33 entitled "Building Code" and the 2018 editions of the International Building Code and International Residential Code with modifications.

CIP/DID #BSD001-19

EnvisionCR Element/Goal: ProtectCR Goal 4: Demonstrate best practices in building construction.

Background: The Model International Code is published every three years. To keep current with the Model Codes, the State of Iowa, and other Iowa jurisdictions, it is important to adopt the 2018 Building Code. The primary focus of this adoption process was to develop a consistent Code with the surrounding communities. This was achieved by conducting coordination meetings with the jurisdictions in the region. We believe this enhances our customers' experience by learning a more regionalized Code. The second focus was maintaining minimal Code Amendments. Attached is a matrix outlining changes to our proposed amendments.

The Building Services Department has met with and presented to the following groups: Building/Fire Board of Appeals (12/12/18), Developer's Council (ongoing discussion, presentation on 3/13/19), Trade Unions (3/26/19), and Open House (3/25/19 and 3/26/19). Further, staff has engaged the surrounding Building Departments to coordinate similar Code language. These discussions occurred between throughout 2018 and remain ongoing. They have included Hiawatha, Marion and Linn County.

Action/Recommendation: Request for Public Hearing on April 23, 2019.

Alternative Recommendation: None recommended. In the past, we received official Insurance Service Organization (ISO) criticism and potential downgrade of ISO BCEG (Building Code Effectiveness Grading Scale) for delaying a Code adoption cycle of the latest published Model Code. ISO sets the insurance rating criteria for City businesses and residential property owner insurance rates. The ISO scale ranges from 1-10 with 1 being the highest rating. The City of Cedar Rapids ISO rating is currently a Class 4 for one- and two-family dwellings and a Class 3 for commercial and industrial properties.

Time Sensitivity: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ORDINANCE NO. LEG_NUM_TAG

2018 BUILDING CODE
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Section Number	Title	IBC Sec.	IRC Sec.
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AN ORDINANCE AMENDING CHAPTER 33 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CHAPTER 33 THEREOF ENTITLED "BUILDING CODE", CONSISTING OF THE INTERNATIONAL BUILDING CODE, 2015 EDITION AS AMENDED; AND ENACTING AND ADOPTING A NEW CHAPTER 33 IN LIEU THEREOF ENTITLED "BUILDING CODE", BEING THIS ORDINANCE HEREAFTER SET OUT, WHICH ADOPTS BY REFERENCE, WITH CERTAIN AMENDMENTS, THE INTERNATIONAL BUILDING CODE, 2018 EDITION, AND THE INTERNATIONAL RESIDENTIAL BUILDING CODE, 2018 EDITION, AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, AREA, HEIGHT, AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF CEDAR RAPIDS, IOWA; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Chapter 33 of the Municipal Code of the City of Cedar Rapids, is amended as follows:

BUILDING CODE

SECTION 1. Previous Chapter repealed and replaced.

33.01 INTERNATIONAL BUILDING CODE 2018 ADOPTED.

Except as hereinafter added to, deleted, modified, or amended, there is hereby adopted as the Building Code of the City of Cedar Rapids, Iowa, those certain codes known as the International Building Code, 2018 Edition, and the International Residential Building Code, 2018 Edition, as published by the International Code Council, Inc. including Appendix F: Passive Radon Gas Controls Methods. The provisions of said Building Code shall be controlling in the construction of buildings and other structures and in all matters covered by said Building Code within the corporate limits of the City of Cedar Rapids, Iowa, and shall be known as the Building Code.

33.02 SCOPE.

Chapter 11 International Residential Code 2018 Edition (Energy) and

Section [A] 101.4.6 Referenced codes. Add Exception: Buildings complying with the Iowa Energy Code as adopted by Iowa Administrative Code 661-303 (103A) Scope and applicability of energy conservation requirements.

33.03 REFERENCED CODES.

Section [A] 101.4.3 Referenced codes. Delete Section [A] 101.4.3 (Plumbing)

33.04 103.1 AND R103.1 CREATION OF ENFORCEMENT AGENCY.

Section 103.1 and R103.1 Creation of enforcement agency is hereby amended by modifying Section 103.1 and R103.1 Creation of enforcement agency, as follows:

Section 103.1 and R103.1 Creation of enforcement agency. Building inspections is hereby created and the official in charge of administering and enforcement of this code shall be known as the "building official", as defined in Chapter 2 of this code.

33.05 104.12 CONFLICT OF INTEREST.

Section 104.12 Conflict of interest is hereby added as follows:

Section 104.12 Conflict of interest. The building official, inspectors and other employees who are engaged in building inspections, building plan review and issuance activities in accordance with this code shall not directly or indirectly perform and/or be involved in any work, sales of services, equipment, materials or systems regulated by this code for any financial gains/benefits nor enter into any written or verbal contractual agreements for financial gains/benefits. Employees may perform work or activities regulated by this code when it is without compensation or other financial benefits. In no event, shall the employee inspect or be involved in the inspection process on any project where the employee performed work or has a financial interest.

33.06 IBC SECTION 105.1 REQUIRED PERMITS.

IBC Section 105.1 Required Permits is hereby modified by adding the following paragraph as follows:

Any person or person(s) doing work regulated by this code, or causing such work shall first make application to the Building official or designee and obtain the required permit prior to such work. An investigation fee may be charged when a permit has not first been obtained. Any person who commences any work before obtaining the necessary *permits* shall be subject to a fee established by The City Council of the City of Cedar Rapids, Iowa by resolution that shall be in addition to the required *permit* fees and investigation fees.

33.07 IBC SECTION 105.2 WORK EXEMPT FROM PERMIT.

Section 105.2 Work exempt from permit is hereby amended by modifying Section 105.2 Work exempt from permit, as follows:

Section 105.2 Work exempt from permit.

Permits shall not be required for the following:

Building:

1. Detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 200 square feet (18.58m²). The structure must comply with all applicable Zoning restrictions.

2. Delete this item.

Item 3 will remain as written.

Item 4 will remain as written.

Item 5 will remain as written.

Item 6 will remain as written.

7. Painting, papering, tiling, carpeting, or similar finish work, cabinets and/or countertops replaced in the same location only.

Items 8 through 13 remain as written

Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

33.08 IRC SECTION R105.2 WORK EXEMPT FROM PERMIT.

IRC Section R105.2 Work exempt from permit is hereby amended by modifying Section R105.2 Work exempt from permit, as follows:

Section R105.2 Work exempt from permit.

Permits shall not be required for the following:

1. Detached accessory structures one or more story's used as tool and storage sheds, playhouses and similar uses, provided the total floor area does not exceed 200 square feet (18.58m²). The structure must comply with all applicable Zoning restrictions.
2. Delete this item.

Items 3 through 5 remain as written.

6. Painting, papering, tiling, carpeting, or similar finish work, cabinets and/or countertops replaced in the same location only.
7. Prefabricated and/or inflatable swimming pools that are not permanently installed.

Items 8 and 9 remain as written.

10. Delete this item

Add this item:

11. Gutters, storm windows, storm doors and screens.

Exemption from permit requirements for this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

33.09 105.5 and R105.5 EXPIRATION.

Section 105.5 and R105.5 Expiration are hereby amended by adding Section 105.5.1 and Section R105.5.1 Twelve months to Section 105.5 and R105.5 Expiration, as follows:

1. Section 105.5.1 and R105.5.1 Twelve months. Every building permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the building official. The building official or designee may deem it a violation of this code if the work prescribed in an obtained building permit is not completed within the term of the permit.

If the work has not been completed by the expiration date of the permit, the building official or designee may renew the permit if the applicant can provide evidence of substantial progress and provide a schedule of additional regular inspections. No further work shall be done until the permit has been renewed by the owner or his or

her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location.

33.10 105.6 AND R105.6 SUSPENSION OR REVOCATION.

Section 105.6 and R105.6 Suspension or revocation are amended by adding the following paragraph as follows:

Section 105.6 and R105.6 Suspension or revocation. Before any permit is suspended or revoked, the building official or designee will provide notice to the person to whom the permit was issued and the owner of the property setting forth the facts and circumstances constituting the basis of such action, and providing an opportunity to be heard.

33.11 109.1 AND R108.1 PAYMENT OF FEES.

Section 109.1 and R108.1 Payment of fees are hereby amended by modifying Section 109.1 and R108.1 Payment of fees, as follows:

Section 109.1 and R108.1 Payment of fees. A permit shall not be issued until the fees prescribed by law have been paid or approval of payment arrangements has been granted. Nor shall any amendment to a permit be released until the additional fee, if any, has been paid.

33.12 109.2 AND R108.2 SCHEDULE OF PERMIT FEES.

Sections 109.2 and R108.2 Schedule of permit fees are hereby amended by repealing Sections 109.2 and R108.2 Schedule of fees and replacing said Sections with new Sections 109.2 and R108.2 as follows:

Sections 109.2 and R108.2 Schedule of permit fees. Building permits shall be computed from the fee schedule set by resolution of the City Council.

The City Council of the City of Cedar Rapids, Iowa may by resolution set fees for re-inspection, special inspection, and moving building inspections. These inspection fees shall be identified in the Schedule of fees.

33.13 109.2.1 AND R108.2.1 PLAN REVIEW FEES.

Sections 109.2.1 and R108.2.1 Plan review fees are hereby added as follows:

Section 109.2.1 and R108.2.1 Plan review fees. Fees for all plan reviews shall be as set forth and established by resolution of the City Council. All such fees shall be paid in accordance with the terms and requirements of such resolution, or as the same may be amended by the City Council from time to time.

33.14 109.3 AND R108.3 BUILDING PERMIT VALUATIONS.

Sections 109.3 and R108.3 Building permit valuations are hereby amended by deleting Sections 109.3 and R108.3 Building permit valuations and by replacing said Sections with the following:

Sections 109.3 and R108.3 Building permit valuations. The determination of value or valuation under any of the provisions of the Cedar Rapids Building Code shall be made by the building official. The valuation to be used in computing the building permit fees and the plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, roofing, permanent accessories, and the usual cost of

labor, whether such labor is performed by the owner or by others. Such valuation excludes the cost of the lot or improvements to the lot, such as grading, landscaping, walks, or drives.

Exception: Exclude the cost of air conditioning, electrical, heating, plumbing or ventilation systems in occupancies in Group R-2 or R-3.

The valuation for additional new work, or for alteration, remodeling, repairs or replacement shall include cost of materials and labor for the construction of the new work, repairs, replacements, additions, or remodeling.

The building inspector or plans examiner shall correct the determination of value of any work for which a permit is issued if such valuation appears to be in error or misstated. The building inspector or plans examiner may request invoices of the materials and labor to support the valuation or may refer to the current published International Code Council valuation chart at their discretion.

33.15 109.5.1 AND R108.4.1 RE-INSPECTION FEES.

Sections 109.5.1 and 108.4.1 Re-inspection fees are hereby added as follows:

Section 109.5.1 and R108.4.1 Re-inspection fees. A re-inspection fee may be assessed for each inspection or re-inspection when such work or portion of such work for which the inspection is called for is not complete or when corrections called for are not made.

Re-inspection fees may be assessed when the inspection card is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, access is not provided on the date for which the inspection is requested, the property and building address are not properly posted, or when there is a deviation from plans requiring approval of the building official.

This section is not to be interpreted as requiring re-inspection fees the first time a job is rejected for failure to comply with requirements of this code, but as controlling the practice of calling for inspections before the job is ready for such inspection or re-inspection.

33.16 111.2 and R110.3 CERTIFICATE OF OCCUPANCY. The City of Cedar Rapids Building Code is hereby amended by deleting Section 111.2 Number (3) of the International Building Code, 2018 Edition and Section R110.3 Number (3) of the International Residential Code, 2018 Edition and leaving said section numbers (3) blank.

33.17 113.1 AND R112.1 GENERAL.

Sections 113.1 and R112.1 General are hereby amended by deleting Sections 113.1 and R112.1 General and replacing said Sections with the following:

Section 113.1 and R112.1 General. In order to hear and decide appeals concerning the suitability of alternate materials and methods of construction and to hear and decide appeals of determinations made by the building official or designee or Fire Marshal or designated representative concerning interpretations of the provisions of this code or the International Fire Code, there shall be and is hereby created a Board of Appeals, consisting of seven members whose place of business, residence, or work is located in the City of Cedar Rapids, Iowa, and who are qualified by experience and training to pass upon matters pertaining to building construction. The building official or designee shall be an ex-officio member and shall act as Secretary of the Board for appeals involving this code. The Fire Marshal or designee shall also be an ex-officio member and shall act as Secretary of the Board for appeals involving the International Fire Code.

Appointment of Members and Terms of Office. The Mayor shall appoint the members of the Board with the approval of the City Council. The terms of the members shall be for 3 years; the terms shall expire on June 30th of each year. A vacancy within any term shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of that term only.

The Board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the building official, with a duplicate copy to the appellant. The Board shall have no authority to waive requirements of this code or the International Fire Code.

33.18 R114.1 Notice to owner or owner's authorized agent.

Section R114.1 Notice to owner or owner's authorized agent is hereby amended by adding the following paragraph to Section R114.1 Notice to owner, as follows:

R114.1 Notice to owner or owner's authorized agent. Before any permit is suspended or revoked, the building official or designee will provide notice to the person to whom the permit was issued setting forth the facts and circumstances constituting the basis of such action.

33.19 115.1 AUTHORITY.

Section 115.1 Authority is hereby amended by adding the following paragraph to Section 115.1 Authority, as follows:

115.1 Authority. Before any permit is suspended or revoked, the building official or designee will provide notice to the person to whom the permit was issued setting forth the facts and circumstances constituting the basis of such action.

33.20 116.6 OTHER CONDITIONS.

Section 116.6 Other conditions is hereby added as follows:

Section 116.6 Other conditions. Section 116 shall also apply to structures regulated by the IRC. In addition to the authority granted by the provisions of Section 116, the building official or designee is hereby authorized to exercise emergency measures to protect the health, safety and public welfare of the community by certain procedures as follows:

1. Inspect the building and surrounding premises to determine the extent of dilapidation, damage, obsolescence, fire hazard and risk as an attractive nuisance as determined by the building official.
2. Inform the owner or owner's agent of the unsafe, dangerous or hazardous conditions that cause such building to be unsafe or an attractive nuisance.
3. Inform the owner or owner's agent of the applicable provisions of Section 116 of the International Building Code, 2018 Edition, and secure a commitment from the owner, or owner's agent, regarding a time schedule and manner of compliance with said Section.
4. Order the prompt boarding-up of the windows, doors, and other openings of unsafe or vacant buildings to prevent unauthorized access or the perpetuation of an attractive nuisance during the time that is necessary to gain compliance with the Cedar Rapids Building Code.

5. Upon the failure of the owner or owner's agent to comply with the order to close, board up and secure an unsafe building within seven (7) days' time after receiving such order, the Building Official, after notice and opportunity for hearing, may cause the openings boarded up and secured, or the premises barricaded and fenced, and the unsafe conditions abated, with the cost of such construction, barricading, fencing and abatement to be assessed against the property.

33.21 202 Definitions

Section 202 Definitions is hereby amended as follows:

The City of Cedar Rapids Building Code is hereby amended by deleting the definition of Townhouse in Section 202 of the International Building Code, 2018 Edition, and International Residential Code, 2018 Edition and inserting in lieu thereof the following:

TOWNHOUSE. A single-family dwelling unit constructed in a group of two or more attached units in which each unit extends from foundation to roof and with a yard or public way on at least two sides.

The City of Cedar Rapids Building Code is hereby amended by adding the definition of Pier foundation in Section 202 of the International Building Code, 2018 Edition, and International Residential Code, 2018 Edition and inserting in lieu thereof the following:

PIER FOUNDATION. A grid system of girders (beams), piers, or columns and footings used in construction to elevate the superstructure above the ground plane or grade. The piers serve as columns for the superstructure.

33.22 R302.1 Exterior Walls

EXTERIOR WALLS. The City of Cedar Rapids Building Code is hereby amended by deleting Exception 2 of Section R302.1 of the International Residential Code, 2018 Edition, and by replacing said Exception with a new Exception 2 as follows:

Exception 2. Fire separation distance based on an imaginary line between two buildings on the same lot shall not be less than 3'.

33.23 R301.2(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA.

Table R301.2(1) Climatic and Geographic Design Criteria is hereby amended by modifying Table R301.2(1) as follows:

GROUND SNOW LOAD	WIND SPEED MPH	Topo. Special wind Debris	SEISMIC DESIGN CATEGORY	SUBJECT TO DAMAGE FROM				WINTER DESIGN TEMP	ICE SHIELD UNDERLAYMENT REQUIRED	FLOOD HAZARDS		AIR FREEZING INDEX	MEAN ANNUAL TEMP
				Weathering	Frost Line Depth	Termite	Decay			NFIP	FIRM Adoption Maps		
30 PSF	115	NO	A	Severe	42"	Moderate Heavy	Slight- Moderate	-5 F	YES	1982	4/5/10	1784	48.9

33.24 R302.1(1) EXTERIOR WALL PROJECTIONS

EXTERIOR WALL PROJECTIONS. The City of Cedar Rapids Building Code is hereby amended by deleting footnote b. of Table R302.1(1) and footnote c. of Table R302.1(2) of the International Residential Code, 2018 Edition, and leaving said footnotes blank.

33.25 R302.5.1 OPENING PROTECTION.

OPENING PROTECTION. The City of Cedar Rapids Building Code is hereby amended by deleting Section R302.5.1 of the International Residential Code, 2018 Edition and by replacing said section with a new Section R302.5.1 as follows:

R302.5.1 Opening protection. Openings from a private garage into a room used for sleeping purposes shall not be permitted. Other openings between a garage and residence shall be equipped with solid wood doors not less than 1 3/8 inches (35 mm) in thickness, solid or honey-comb-core steel doors not less than 1 3/8 inches (35 mm) thick, or 20-minute fire-rated doors.

33.26 R302.13 FIRE PROTECTION OF FLOORS

FIRE PROTECTION OF FLOORS. The City of Cedar Rapids Building Code is hereby amended by deleting Section R302.13 of the International Residential Code, 2018 Edition, and leaving said section blank.

33.27 R308.4.2 GLAZING ADJACENT TO DOORS

GLAZING ADJACENT TO DOORS. The City of Cedar Rapids Building Code is hereby amended by deleting Section R308.4.2 of the International Residential Code, 2018 Edition, and by replacing said section with a new Section R308.4.2 as follows:

R308.4.2 Glazing adjacent to doors. Glazing in an individual fixed or operable panel adjacent to a door where the nearest vertical edge of the glazing is within a 24 inch arc of either vertical edge of the door in a closed position and where the bottom exposed edge of the glazing is less than 60 inches above the floor or walking surface shall be considered to be a hazardous location.

Exceptions:

1. Decorative glazing.
2. Where there is an intervening wall or other permanent barrier between the door and the glazing.
3. Where access through the door is to a closet or storage area 3 feet or less in depth. Glazing in this application shall comply with Section R308.4.3.
4. Glazing that is adjacent to the fixed panel of patio doors.

33.28 R308.4.5 GLAZING and wet surfaces

GLAZING and wet surfaces. The City of Cedar Rapids Building Code is hereby amended by deleting Section R308.4.5 of the International Residential Code, 2018 Edition, and by replacing said section with a new Section R308.4.2 as follows:

R308.4.5 Glazing and wet surfaces. Glazing in walls, enclosures or fences containing or adjacent to hot tubs, spas, whirlpools, saunas, steam rooms, bathtubs, showers and

indoor or outdoor swimming pools where the bottom exposed edge of the glazing is less than 60 inches (1524 mm) measured vertically above any standing or walking surface shall be considered to be a hazardous location. This shall apply to single glazing and each pane in multiple glazing.

Exception: Glazing that is more than 60 inches (1524 mm), measured horizontally, from the water's edge of a bathtub, hot tub, spa, whirlpool or swimming pool or from the edge of a shower, sauna or steam room.

33.29 R311.7.8.4 \ 1011.11 CONTINUITY

Section R311.7.8.4 Continuity is hereby amended by adding Exception 3 to Section R311.7.8.4 Continuity, as follows:

Exception 3. Offsets or interruptions of six inches or less in total length shall be considered, for the purpose of this code, to be continuous.

1011.11 HANDRAILS EXCEPTION 5.

Section 1011.11 Handrails is hereby amended by adding Exception 5 as follows:

Exception 5. Handrails within a dwelling unit or serving an individual dwelling unit may have offsets or interruptions of six inches or less in total length and shall be considered, for the purpose of this code, to be continuous.

33.30 R312.2 WINDOW FALL PROTECTION AND R312.2.1 WINDOW SILLS.

REPEAL OF SECTION (WINDOW SILLS). The City of Cedar Rapids Building Code is hereby amended by deleting Section 1015.8 of the International Building Code, 2018 Edition, and Section R312.2.1 of the International Residential Code, 2018 Edition, and leaving said sections blank.

33.31 R313 AUTOMATIC FIRE SPRINKLER SYSTEMS.

R313.1 TOWNHOUSES AND ONE AND TWO FAMILY

The City of Cedar Rapids Building Code is hereby amended by deleting Section R313 of the International Residential Code, 2018 Edition, and by replacing said section with a new Section R313 Townhouses as follows:

One and Two Family automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed throughout all attached townhouses and one and two family dwelling units when any of the following conditions exist:

1. The townhouses are constructed in a group of more than four attached units.
2. Any individual townhouse unit of a structure having four or fewer attached townhouses or a one or two family dwelling that has a floor area greater than 4000 square feet on any one story or greater than 8,000 square feet of total floor area for all stories, excluding non-habitable areas separated from the rest of the building by a minimum of one-hour fire-resistive construction and containing smoke or heat detection interconnected with the dwelling unit smoke alarms.

Exception: An automatic residential fire sprinkler system shall not be required when additions or alterations are made to existing townhouses or one or two family dwellings that do not already have an automatic residential fire sprinkler system installed if said

dwelling units were built before the City of Cedar Rapids adopted the 2015 International Residential Code.

R313.1.1 Design and installation. Automatic residential fire sprinkler systems for townhouses shall be designed and installed in accordance with Section P2904 of the International Residential Code, 2018 Edition (IRC 2018).

R313.2.1 Design and installation. Automatic residential fire sprinkler systems for one- and two-family dwellings shall be designed and installed in accordance with Section P2904 of IRC 2018.

R313.3 Alternative Methods. Maximum floor area square footages of Sections R313.1(2) herein may be increased by 25% for buildings or floors containing more than one egress door as specified in Section R311.2 herein or more than one vertical egress as specified in Section R311.4 herein or other approved alternate methods of building occupant egress enhancement. (NOTE: real sq. ft. is 5000 and 10,000 with two points of egress)

33.32 SECTION 903.2.8 GROUP R

Section 903.2.8 Group R is hereby amended by adding an Exception:

903.2.8 GROUP R.

Section 903.2.8 Group R is hereby amended by adding an Exception

Exception: Any change of use where a one unit Group R fire area is located in a building with any other occupancy, excluding private garages.

For the purposes of this Section, portions of a building separated by one or more fire walls shall not be considered separate buildings.

33.33 SECTION 903.2.11.1 Stories without openings

903.2.11.1 Stories without openings

Section 903.2.11.1 is hereby amended by deleting Section 903.2.11.1 of the International Building Code, 2018 Edition, and by replacing said section with a new Section 903.2.11.1 as follows:

903.2.11.1 Stories without openings. An automatic sprinkler system shall be installed throughout all stories, including basements and crawlspaces, of all buildings where the floor area exceeds 1,500 square feet (139.4 m²) and where the story does not comply with the following criteria for exterior wall openings:

1. Openings below grade that lead directly to ground level by an exterior stairway complying with Section 1011 or an outside ramp complying with Section 1012. Openings shall be located in each 50 linear feet (15 240 mm), or fraction thereof, of exterior wall in the story on not fewer than one side. The required openings shall be distributed such that the lineal distance between adjacent openings does not exceed 50 feet (15 240 mm).
2. Openings entirely above the adjoining ground level totaling not less than 20 square feet (1.86 m²) in each 50 linear feet (15 240 mm), or fraction thereof, of exterior wall in the story on not fewer than one side. The required openings shall be distributed such that the lineal distance between adjacent openings does not exceed 50 feet (15 240 mm).

The height of the bottom of the clear opening shall not exceed 44 inches (1118 mm) measured from the floor.

33.34 SECTION R314 SMOKE ALARMS

SMOKE ALARMS. The City of Cedar Rapids Building Code is hereby amended by deleting Section R314 of the International Residential Code, 2018 Edition, and by replacing said section with a new Section R314 as follows:

R314.1 Smoke detection and notification. Smoke alarms shall be listed and labeled in accordance with UL 217 and installed in accordance with the provisions of this code and the household fire warning equipment provisions of NFPA 72.

R314.2 Smoke detection systems. Household fire alarm systems installed in accordance with NFPA 72 that include smoke alarms, or a combination of smoke detector and audible notification devices installed as required by this section for smoke alarms, shall be permitted.

R314.3 Location. Smoke alarms shall be installed in all of the following locations:

1. In each sleeping room.
2. Outside each separate sleeping area in the immediate vicinity of the bedrooms.
3. On each story of the dwelling including basements.

R314.3.1 Alterations, repairs and additions. When alterations, repairs or additions requiring a permit occur, or when one or more sleeping rooms are added or created in existing dwellings, the dwelling unit shall be equipped with smoke alarms in locations as required in R314.3 for new dwellings.

Exceptions:

1. Work involving the exterior surfaces of dwellings, such as the replacement of roofing or siding, or the addition or replacement of windows or doors, or the addition of an open porch or deck, are exempt from the requirements of this section.
2. Installation, alteration or repairs of plumbing or mechanical systems are exempt from the requirements of this section.

R314.4 Power source. Smoke alarms shall receive their primary power from the building wiring when such wiring is served from a commercial source, and when primary power is interrupted, shall receive power from a battery. Wiring shall be permanent and without a disconnecting switch other than those required for overcurrent protection.

Exception: Hard wiring of smoke alarms in existing areas shall not be required where the alterations or repairs do not result in the removal of interior wall or ceiling finishes exposing the structure, unless there is an attic, crawl space or basement available which could provide access for hard wiring without the removal of interior finishes.

R314.5 Interconnection. Where more than one smoke alarm is required to be installed within an individual dwelling unit in accordance with Section R314.3 herein, the alarm devices shall be interconnected in such a manner that the actuation of one alarm will activate all of the alarms in the individual unit. Physical interconnection of smoke alarms shall not be required where listed wireless alarms are installed and all alarms sound upon activation of any one alarm.

Exception: Interconnection of smoke alarms in existing areas shall not be required where alterations or repairs do not result in removal of interior wall or ceiling finishes exposing the structure, unless there is an attic, crawl space or basement available which could provide access for interconnection without removal of interior finishes.

33.35 R403 FOOTINGS

Section R403 Footings is hereby amended by adding an Exception to Section R403 Footings, as follows: All single family residential structures shall have a continuous frost protected perimeter foundation for the main body of the structure. No more than 1/3 of the finished first floor sq. footage excluding attached accessory areas, unfinished spaces and unconditioned spaces shall have anything other than continuous frost protected perimeter foundation. Pier foundation systems are not defined as continuous frost protected foundations.

33.36 R403.1.4.1 FROST PROTECTION.

SLAB ON GRADE FOUNDATIONS. The City of Cedar Rapids Building Code is hereby amended by inserting a new Exception 3 to Section R403.1.4.1 of the International Residential Code, 2018 Edition, as follows:

Exception 3. Decks that are not the main path of egress out of the structure, and less than 36 Sq. Ft. and not supported by a dwelling need not be provided with footings that extend below the frost line.

The City of Cedar Rapids Building Code is hereby further amended by adding a new Exception (4) to Section 1809.5 of the International Building Code, 2018 Edition and R403.1.4.1 of the International Residential Code, 2018 Edition respectively, as follows:

Exception 4: Slab-on-Grade Foundations. The Building official or designee may approve slab-on-grade foundation designs for wood or metal frames, detached buildings of Group U Occupancy or accessory structures to buildings constructed under the provisions of the International Residential Code and 1250 square feet in floor area or less, without additional engineering, providing the design meets all of the following conditions:

1. Foundations supporting wood shall extend at least six inches above the adjacent finish grade.
2. The entire perimeter of the foundation shall be provided with a thickened portion of slab with cross section dimensions of 12 inches minimum width and 12 inches minimum thickness.
3. The slab floor shall be a minimum of 4 inches thick concrete with 6" x 6" reinforcing mesh or #4 reinforcing bars 24" on center front-to-back and side- to-side.
4. Slab floor and thickened edge shall be one continuous pour, interconnected with reinforcing.
5. Vertical distance from the top of the foundation floor to the lowest point of the footing base shall not be more than 24 inches.

33.37 FOUNDATION DRAINAGE SYSTEMS. The City of Cedar Rapids Building Code is hereby amended by deleting Section 1805.4.3 of the International Building Code, 2018 Edition, and by replacing said section with a new Section 1805.4.3 and by adding a new Section R401.3.1 to the International Residential Code, 2018 Edition, as follows:

Section 1805.4.3/R401.3.1 Drainage discharge. The floor base and foundation perimeter drain shall discharge by gravity or mechanical means into an approved drainage system that complies with the following:

A sump pit must be located inside the building.

Exception: If approved by the Building Official, the sump pit may be omitted if drainage tile can be designed with natural fall and drain on the same property.

For each sump pump installed, a pump discharge pipe shall be connected to the appropriate approved storm sewer or other appropriate approved discharge location. If no approved storm sewer connection is available the discharge point shall discharge a minimum of two (2) feet from the outside foundation wall and no closer than 10 feet from the lot line. No sump discharge may cause a hazard.

The pump discharge pipe shall be installed as per the requirements of the City of Cedar Rapids Plumbing Code with connections to the City storm sewer as per the Cedar Rapids Metropolitan Area Engineering Design Standards Manual.

Installation of a sump pump, if one is found by the Building official or designee to be necessary, shall include equipping the sump pump to automatically provide for discharge of sump pit water outside the basement wall and above grade and/or otherwise equipping the sump pump in a manner approved by the Building Official.

A sump pump will be considered to be necessary if water inside the sump pit will not recede to a level four inches or more below the lowest basement floor surface by gravity or absorption into the earth within a reasonable period of time.

Where ground water conditions warrant, the Building official or designee may require additional drainage methods or engineering as he/she deems necessary.

33.38 R405.1 CONCRETE OR MASONRY FOUNDATIONS EXCEPTION.

Section R405.1 Concrete or masonry foundations is hereby amended by deleting the Exception.

33.39 602.1.2 CENTRAL BUSINESS DISTRICT.

Section 602.1.2 Central business district is hereby added as follows:

Section 602.1.2 Central business district. Buildings or structures hereafter erected, constructed, altered, remodeled or moved within or into the Central Business District, as defined in the Cedar Rapids Fire Code, shall be of Type I and II construction as defined in section 602.2 of the 2018 IBC and shall meet materials allowed by section 603.1 with the exception of items 1, 11, 13. Fire retardant treated roof sheathing is allowed.

33.40 1010.1.6.1 FROST PROTECTION OF LANDINGS AT DOORS.

Section 1010.1.6.1 Frost protection of landings at doors is hereby added as follows:

Section 1010.1.6.1 Frost protection of landings at doors. Exterior landings at doors shall be provided with frost protection regardless of door swing.

33.41 EXCEPTION BACKWATER VALVE. The City of Cedar Rapids Building Code is hereby amended by adding a new exception to Section P3008.1 of the International Residential Code, 2018 Edition, as follows:

EXCEPTION: The requirements of this Section shall apply only at locations determined necessary by the City Engineer or Building official or designee based on local conditions.

- 33.42 SUBSURFACE LANDSCAPE IRRIGATION SYSTEMS. The City of Cedar Rapids Building Code is hereby amended by deleting Section P3009.1 from the International Residential Code, 2018 Edition, and inserting in lieu thereof the following:

P3009.1 Scope. The provisions of this Section shall be optional and for information only relating to the materials, design, construction and installation of subsurface landscape irrigation systems connected to nonpotable water from on-site water reuse systems.

- 33.43 FUEL GAS PIPING. The City of Cedar Rapids Building Code is hereby amended by deleting Section G2415.3 of the International Residential Code, 2018 Edition, and by replacing said section with a new Section G2415.3 as follows:

G2415.3 Prohibited Locations. Piping shall not be installed in or through a duct supply, return or exhaust, or a clothes chute, chimney or gas vent, dumbwaiter or elevator shaft.

- 33.44 SWIMMING POOLS AND SPAS. The City of Cedar Rapids Building Code is hereby amended by deleting Section 3109 of the International Building Code, 2018 Edition, and by replacing said section with a new Section 3109 as follows:

SECTION 3109 SWIMMING POOLS AND SPAS

3109.1 General. The design and construction of pools and spas shall comply with the International Swimming Pool and Spa Code, 2018 Edition.

- 33.45 1030.1 GENERAL EXCEPTION 4 AND R310.1 EMERGENCY ESCAPE AND RESCUE REQUIRED EXCEPTION 2.

Section 1030.1 General is hereby amended by adding an Exception 4, and R310.1 Emergency escape and rescue required is hereby amended by adding an Exception 2, as follows:

Section 1030.1 Exception 4 and R310.1 Exception 2. Egress windows required for remodel or finish in existing basements may have a maximum sill height measured from an elevated landing not less than 36-inches wide, not less than 18-inches out from the exterior wall and not more than 24-inches in height. The landing shall be permanently affixed to the floor below and the wall under the window it serves.

Unobstructed access shall be maintained, both interior and exterior, at escape windows or doors for ready access of escape or rescue. If a room is to be used as a bedroom or when a room contains an area for a closet/wardrobe and/or is adjacent to a full or 3/4 bathroom, finished or not, this room will be considered to be a sleeping room by building official or designee. "Adjacent" for the purpose of this subsection shall mean: "That being on the same level or story."

For the purpose of egress in such rooms the following procedures are applicable: Provide a window/windows capable of meeting the height, width and sill heights as prescribed by code.

If said room is not intended to be used as a bedroom/sleeping room, the following alternate is acceptable: Provide an affidavit that has been recorded with the Linn County Recorder's Office to become a permanent part of the abstract for subject property listing which includes, but is not limited to, the following items:

1. Property legal description.
2. Address
3. That the purpose of finished room is not for bedroom/sleeping room purposes.

Also, a copy of the recorded document will be attached to the building permit and become part of the Building Department permanent file.

33.46 1203.3 AND R408.3.1 FLOOR SURFACE, CRAWL SPACE, AND SUBBASEMENTS.

Section 1203.3 and R408.3.1 Floor surface, crawl space, and sub-basements is hereby added as follows:

Section 1203.3 and R408.3.1 Floor surface, crawl space, and subbasements. All crawl space or sub-basement floors shall be capped with a minimum of 1-1/2 inches of concrete over 6-mil vapor barrier. Said concrete mixture shall be a minimum of 1500-PSI strength.”

SECTION 2. VALIDITY AND SEVERABILITY The various sections, subsections, chapters or parts of this Ordinance, the International Building Code and the International Residential Code hereby adopted are hereby declared to be severable and in the event that any such part of these provisions shall be held invalid for any reason, the invalidity of such section, subsection, chapter or part shall not invalidate any other of the provisions of this Ordinance or of the International Building Code or the International Residential Code hereby adopted.

SECTION 3. ADOPTION OF CODE Pursuant to published notice, a public hearing has been duly conducted upon the date, time, and at the place fixed in said notice upon the adoption of this Building Code and the City Council of the City of Cedar Rapids, Iowa, hereby determines and finds that said proposed Building Code shall be and the same is hereby adopted as an ordinance of the City of Cedar Rapids, Iowa.

SECTION 4. CODE ON FILE An official copy of the Building Code hereby adopted, including a certificate by the City Clerk as to its adoption and the effective date thereof, is on file in the office of the City Clerk in City Hall, and shall be kept there on file and copies shall be available for public inspection.

SECTION 5. EFFECTIVE DATE Following its passage and publication, this Ordinance shall be in full force and effect as provided by law.

Introduced this 23rd day of April, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Chapter 33 of the Municipal Code – which includes the 2018 Building Code Amendments

The following matrix shows the proposed Chapter 33 Building Code Amendments. The Building Code is based off the 2018 International Building Code (IBC) and the 2018 International Residential Code (IRC) and includes local amendments. This matrix only lists significant changes.

Proposed	Current	Changes / Additions
Proposed 2018 Amendments to the 2018 International Building Code (IBC) and International Residential Code (IRC).	Current 2015 Amendments Adopted in 2015 for the 2015 International Building Code (IBC) and International Residential Code (IRC).	Why the changes were amended to the 2018 code.
33.07 Section 105.2 Work Exempt from Permit.	Accessory structure over 120 square feet in area need a building permit.	Increased the size of an accessory structure before a building permit is required to 200 square feet. This is more in line with surrounding communities and the code as traditionally published. Revised amendment.
33.09 Section 105.5 Expiration.	Current Code allows for permit renewal at the discretion of the Building Official.	Adding language that would require a submission of a construction schedule for projects that are not completed by the original permit expiration. This would be required in order to renew permits for subsequent extensions. Amendment seeks to alleviate projects that span multiple permit extensions without being finished in a timely manner and potentially leaving dangerous and unsafe conditions. New amendment.
33.33 Section 903.2.11.1 Stories without openings	No fire suppression in crawl spaces.	Added the requirement for fire suppression in large crawl spaces where fire response would be difficult and the spread of fire is uncontrollable. New amendment.
33.35 Section R403 Footings	Current amendment.	This section provides for no more than a 1/3 of finished floor area to have other than continuous frost protected foundation. Section provided to define in the building code the zoning restriction on pier foundation systems for single family dwellings. Refined language to make clear expectations. Revised amendment for clarification.
33.37 Section 1805.4. and R401.3.1	Current amendment.	Modified current amendment to define approved sump pump discharge locations and connections (If available).

		Revised amendment for clarification.
33.39 Section 602.1.2 Central Business District	Defined materials allowed in the Central Business District (Fire District).	This amendment seeks to define the Construction Types and materials allowed in the Central Business District (Fire District). The Central Business District has been in existence for decades. New Amendment.
Adoption of Appendix F Passive Radon Gas Control Methods.	No requirement to mitigate radon.	Adopted Appendix F to require passive radon gas control material for new construction. New Amendment.
Note: Please note that other amendments are carried over from prior code cycles and are not specifically highlighted in this document as there is “no change” from the 2015 building code and amendments.		



Council Agenda Item Cover Sheet

Submitting Department: Building Services

Presenter at Meeting: Duncan McCallum
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Description of Agenda Item: PUBLIC HEARINGS

Public Hearing to consider repealing Chapter 34 of the Municipal Code, Electrical Code, and enacting and adopting in lieu thereof a new Electrical Code and the 2017 edition of the National Electrical Code with modifications.

CIP/DID #BSD003-19

EnvisionCR Element/Goal: ProtectCR Goal 4: Demonstrate best practices in building construction.

Background: The Model International Code is published every three years. To keep current with the Model Codes, the State of Iowa, and other Iowa jurisdictions, it is important to we adopt the 2017 Electrical Code. The primary focus of this adoption process was to develop a consistent Code with the surrounding communities. This was achieved by conducting coordination meetings with the jurisdictions in the region. We believe this enhances our customers' experience by learning a more regionalized Code. The second focus was maintaining minimal Code amendments. Attached is a matrix outlining changes to our proposed amendments.

The Building Services Department has met with and presented to the following groups: Electrical Board of Appeals (12/19/18 and 2/10/19), Developer's Council (ongoing discussion, presentation on 3/13/19), Trade Unions (3/26/19), Open House (3/25/19 and 3/26/19). Further, staff has engaged the surrounding Building Departments to coordinate similar Code language. These discussions occurred between throughout 2018 and remain ongoing. They have included Hiawatha, Marion and Linn County.

Action/Recommendation: Request for Public Hearing on April 23, 2019.

Alternative Recommendation: None recommended. In the past, we received official Insurance Service Organization (ISO) criticism and potential downgrade of ISO BCEG (Building Code Effectiveness Grading Scale) for delaying a Code adoption cycle of the latest published Model Code. ISO sets the insurance rating criteria for City businesses and residential property owner insurance rates. The ISO scale ranges from 1-10 with 1 being the highest rating. The City of Cedar Rapids ISO rating is currently a Class 4 for one- and two-family dwellings and a Class 3 for commercial and industrial properties.

Time Sensitivity: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation: NA

ORDINANCE NO. LEG_NUM_TAG

ELECTRICAL CODE
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AN ORDINANCE REPEALING CHAPTER 34 OF THE MUNICIPAL CODE,
ELECTRICAL CODE, AND ENACTING AND ADOPTING IN LIEU
THEREOF A NEW ELECTRICAL CODE AND THE 2017 NATIONAL
ELECTRICAL CODE WITH PROPOSED AMENDMENTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,
as follows:

SECTION 1. The Cedar Rapids Municipal Code is hereby amended by repealing Chapter 34 consisting of the National Electrical Code, 2014 Edition, as amended, and as adopted by ordinance, and substituting in lieu thereof a new Chapter 34 to be known as the Cedar Rapids Electrical Code, as follows:

CHAPTER 34 – ELECTRICAL CODE

34.01 – TITLE

This Chapter shall be known as the Cedar Rapids Electrical Code, may be so cited and may be referred to hereinafter as the "Code."

34.02 – PURPOSE AND SCOPE

It is the purpose of this Chapter to adopt an electrical code by reference, including provisions for the inspection and regulation of electrical installation, issuance of permits, the collection of fees, and to provide penalties for violations of this Code in order to protect the public health, safety and welfare. The provisions of this Code shall apply to and govern all uses, installations, alterations, repairs, removals, renewals, replacements, connections, disconnections, and maintenance of all electrical equipment within the City of Cedar Rapids, Iowa.

34.03 – DEFINITIONS

For use within this Chapter, the following terms are defined:

- (a) The term "electrical contracting" means undertaking, or offering to undertake, the planning and installation of electrical systems and equipment and the employment, management, supervision, and control of electricians, residential electricians, apprentice electricians, and apprentice residential electricians doing electrical work.
- (b) The term "electrical contractor" means any person responsible for the activity of planning, or supervising electricians, residential electricians, apprentice electricians, and apprentice residential electricians doing electrical wiring, work, or equipment installations and connections to apparatus, which is or will be connected to an electric light and power source. Such persons shall have a current State of Iowa Contractors license and a Class "A" master electrical license.
- (c) The term "electrical work" means all installations, alterations, repairs, removals, replacements, disturbances, connections, disconnections, and maintenance of wiring and electrical equipment or control above, or under any building, structure or open space in the City of Cedar Rapids, Iowa, including 101 volts or less in commercial applications.

Exception: The installation of electrical systems under 25 volts in residential construction is not considered "electrical work".

- (d) The term "electrical equipment" means all electrical materials, wiring, conductors, fittings, conduits, devices, appliances, fixtures, signs and apparatus or parts thereof

comprising an electrical system or control of such system, within a structure or facility or control of such system.

- (e) The term "electrician" means any person doing electrical work for an electrical contractor. Such person shall have a current State of Iowa Class "A" journeyman electrician license.
- (f) The term "residential electrician" means any person doing electrical work for an electrical contractor in a residential one or two family dwelling unit, multifamily building with 4 or less dwelling units and not more than three floors above grade, or garages, sheds, or storage buildings accessory to dwelling units. Such person shall have a current State of Iowa Residential Electrician license.
- (g) The term "apprentice electrician" means any person working for an electrical contractor for the purpose of becoming an electrician, and enrolled in, and satisfactorily progressing toward the completion of a registered apprenticeship-training program, signatory by an electrical contractor and accredited by the U.S. Department of Labor. Such person shall have a current State of Iowa Apprentice license.
- (h) The term "apprentice residential electrician" means any person working for an electrical contractor assisting one or more residential electricians as defined in subsection (f) above, and enrolled in, and satisfactorily progressing toward the completion of a registered apprenticeship training program, signatory by an electrical contractor and accredited by the U.S. Department of Labor. Such person shall have a current State of Iowa Residential Apprentice license.
- (i) The term "electrical maintenance work" shall mean the repair of the existing electrical equipment, that was installed by a licensed electrical contractor, within a manufacturing, industrial, or public utility establishment, or limited replacement of branch circuits as determined by the Chief Electrical Inspector or by the State of Iowa. Assembled processing machinery, which serves the existing operations within a manufacturing, industrial, or public utility establishment may be connected to existing branch circuits.
- (j) Routine Maintenance means the repair or replacement, by a licensed, insured electrical contractor or employee of faulty existing electrical apparatus or equipment including but not limited to wires, cables, switches, receptacles, outlets, fuses, circuit breakers and fixtures, of the same size and type for which no changes in wiring are made, but does not include any new electrical installation or the expansion or extension of any circuit. Replacement of circuit breakers limited to less than 250 volts single phase not exceeding 30 amps is considered routine maintenance.
- (k) The term "licensed" means licensed under this Code or by the State of Iowa, unless otherwise specified.
- (l) When the word "shall" is used, the meaning is that the act to be performed is mandatory.
- (m) The word "Department" means the Building Services Division of the City of Cedar Rapids, Iowa.

34.04 – EXEMPTIONS

The provisions of Section 34.07 and 34.08 of this Code shall not apply to any of the following:

- (a) A regular employee of a manufacturing, industrial, or public utility establishment, who does electrical maintenance work for that establishment only.

- (b) A regular employee of any railroad who does electrical work on railroad equipment only as a part of their employment.
- (c) A regular employee who works at assembling, fabricating, manufacturing, or testing electronic or electrical appliances, machinery, products, or other electrical materials; however, this provision does not exempt employees who wire prefabricated buildings.
- (d) A State of Iowa licensed Master or Journeyman HVAC or Master or Journeyman Refrigeration employee may perform disconnection and reconnection of existing air conditioning and refrigeration systems.

34.05 – ELECTRICAL INSPECTION SECTION

There is hereby established in the Cedar Rapids Building Services Department an Electrical Inspection Section, consisting of one or more electrical inspectors, under the jurisdiction of the Building Official as defined in Section 33.04 of the Municipal Code of the City of Cedar Rapids. The term "inspector" as used within this Code shall mean "Electrical Inspector."

34.06 – ELECTRICAL BOARD OF APPEALS

- (a) Establishment of the Board. There is hereby established an Electrical Board of Appeals, hereinafter referred to as the "Board," with authority and responsibility as follows:
 - 1. To act as a Board of Appeals as provided in the Cedar Rapids Electrical Code
 - 2. To periodically review the provisions of the Cedar Rapids Electrical Code and make recommendations to the City Council for improving and updating said Code.
- (b) Composition of the Board. The Board shall consist of seven members, all of whose place of business, residence, or work shall be located within the corporate limits of the City of Cedar Rapids both at the time of appointment and during the term to which the member was appointed.
- (c) Qualifications. All members of the Board shall be qualified by experience and training to pass judgment upon matters pertaining to electrical construction. The membership shall be as follows: Two licensed electrical contractors, one licensed working electrician, a representative from a public service company furnishing electrical power to the City, one practicing electrical engineer capable of designing systems governed by this code, a member of the Fire Department, and a representative directly involved with electrical maintenance from a manufacturing plant, with no one company or interest being represented by more than one member of the Board. Said Board shall serve without compensation.
- (d) Appointment of Members and Terms of Office. The Mayor shall appoint the members of the Board with the approval of the City Council. The terms of the members shall be for 3 years; the terms shall expire on June 30th of each year. A vacancy within any term shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of that term only.
- (e) Officers and procedures. The Board shall designate a member as chairperson and vice-chairperson and shall adopt reasonable rules for conducting its investigations and proceedings, and shall render all decisions and findings in writing to the Building Official with a duplicate copy to the appellant and may recommend to the City Council new legislation as is consistent therewith.

- (f) Quorum. Four members of the Board shall constitute a quorum for the transaction of business.
- (g) Powers and Duties of the Board. The Board shall have the following powers and duties:
1. To keep a complete record of the official proceedings of the Board; to preserve all documents, books, and papers relating to appeals and hearing of complaints and charges for at least three years.

2. To hear appeals from the decision of the electrical inspector and to rule on interpretations of the provisions of this Code, and to determine the suitability of alternate materials and methods of construction consistent with the provisions of this Code.

Limitations on Authority. An application for appeal shall be based on a claim that the true intent of this Code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this Code do not fully apply, or an at least equivalent method of protection or safety is proposed. The Board shall have no authority to waive the requirements of this Code.

3. To periodically review the National Electric Code and Chapter 34 of the Cedar Rapids Municipal Ordinance and make recommendations to the Building Official.

34.07 – ELECTRICAL CONTRACTOR AND LICENSE

- (a) Except as provided in Section 34.03, 34.04 and 34.09 of this Code, no person shall engage in the activity of electrical contracting, as defined in Section 34.03 of this Code without first obtaining an electrical contractor's license from the State of Iowa. Contractors shall carry a current State of Iowa class "A" master license.

Exception: Those who have been issued a City of Cedar Rapids, or Metro Contractor and Masters licenses prior to January 1, 2008 and carry a State of Iowa Contractor and "B" Masters license shall continue to be considered qualified contractors under section 34.07 of this Municipal Code.

- (b) An electrical contractor's license issued to an individual, partner, or officer of a firm, corporation or other association, authorizes such firm, corporation or other association to conduct an electrical contracting business in the City of Cedar Rapids, Iowa, for the period of time for which such license is granted, provided such licensee is supervising the operations of said firm or corporation and further provided that such licensee, firm, corporation, or other association shall be insured.
- (c) Before any permit for electrical work shall be issued to an electrical contractor in the City of Cedar Rapids, Iowa, he/she shall execute and file with the Cedar Rapids Building Services Department a certificate of insurance written by a company authorized to transact business in the State of Iowa, in limits of not less than One Million Dollars (\$1,000,000) aggregate amount liability and property damage per occurrence; said certificate to be written on a standard form and carrying an endorsement naming the City of Cedar Rapids, Iowa and its employees as additional insureds as their interest may appear and conditioned upon the faithful performance of all duties required of such electrical contractor by this Code, or by the rules and regulations of the City of Cedar Rapids, Iowa or the State of Iowa. It shall be a further condition of said Certificate of Insurance that the obligator shall hold the City of Cedar Rapids and its agents and employees harmless from any and all damages sustained by reason of neglect or incompetence on the part of such electrical contractor, his/her agents or employees in the performance of the work done, or any negligent guarding of hazardous areas, or by

reason of any other cause growing out of the negligence or carelessness of such electrical contractor, his/her agents or employees or the issuance of such license or permit.

Said Certificate of Insurance shall be for one year and shall expire no sooner than the 31st day of December of each year, and shall be re-filed on or before said date for each subsequent year.

- (d) Each active contractor shall furnish the City his or her State contractor's registration number, contractor's license, and "A" Masters license before a permit will be issued or renewed.

34.08 – ELECTRICIAN AND LICENSE

Except as provided in Sections 34.03, 34.04, 34.09, 34.10, 34.11 and 34.22 of this Code, no person shall engage in doing electrical work or installing electrical wiring or equipment and apparatus which is or will be connected to any electric power source in the City of Cedar Rapids, Iowa, unless said person shall have obtained an electrician's license, an apprentice electrician's license, a residential electrician's license, or a residential apprentice electrician's license from the State of Iowa, before doing any such electrical work and further provided that such licensee is employed by a licensed electrical contractor. Electricians shall carry a State of Iowa "A" Journeyman Electrician license, and a Residential Electrician shall carry a State of Iowa Residential Electricians license.

Exception: Those who have been issued a Metro area or City of Cedar Rapids Master, Journeyman, or Residential Journeyman licenses prior to January 1, 2008 and who are issued a Class "B" license by the State of Iowa, shall continue to be considered as qualified installers as defined in Section 34.08 of this Municipal Code.

34.09 – WIRING IN PREFABRICATED ASSEMBLIES

The provisions of Sections 34.07, 34.08, 34.21 and 34.22 of this Code, shall not be applicable to electrical work and wiring installed and concealed in prefabricated assemblies where such fabricating plant is more than fifteen (15) miles outside the corporate limits of the City of Cedar Rapids, Iowa. The electrical permits normally required for fabrication of prefabricated assemblies shall be the responsibility of the approved and certified fabricator for those assembly plants.

The provisions of Section 34.21 and 34.22 of this Code shall be applicable to electrical work and wiring installed within prefabricated assemblies within the corporate limits of the City the same as for any other electrical work within the City.

34.10 – TEMPORARY WORK PERMIT

A temporary work permit may be issued to any person by the Cedar Rapids Electrical Board of Appeals.

34.11 – APPRENTICE ELECTRICIAN AND APPRENTICE RESIDENTIAL ELECTRICIAN

An apprentice electrician or apprentice residential electrician shall be licensed by the State of Iowa and may perform electrical work, provided that he/she is employed by an electrical contractor to assist one or more licensed electricians or residential electricians and further provided that such apprentice performs work under the direct supervision of a licensed electrician or residential electrician responsible for such work. The ratio of apprentice residential electrician(s) to residential electricians shall be one to one. The ratio of apprentice electrician(s) to electricians shall be one to one.

34.12 – APPLICATION FOR LICENSE

Each individual, partner, or officer of a company or corporation desiring an electrical contractor license, each individual desiring an electrician license, or residential electrician license shall make application to the State of Iowa Electrical Licensing Board.

34.13 – SPONSORSHIP FOR EXAMINATION

Each person applying for sponsorship to take an examination for an electrical contractor license, electrician license, or residential electrician license shall be sponsored by the State of Iowa per the State of Iowa Electrical Examination Board as provided for in Iowa Code Chapter 103 (2009), as amended, and Chapter 661 of the Iowa Administrative Code.

34.14 – ISSUANCE OF LICENSES

All new Electrical licenses issued after January 1, 2009 shall be issued by the State of Iowa Electrical Examining Board pursuant to Iowa Code Chapter 103 (2009), as amended and Chapter 661 of the Iowa Administrative Code, unless an applicant therefore has met the requirements for an exception as set forth in Section 34.08 hereinabove.

34.15 – RECIPROCITY

Reciprocity shall be determined by the State Electrical Examination Board.

34.16 – LICENSE RENEWAL

State of Iowa licenses shall be renewed per Iowa Code.

34.17 – ELECTRICAL INSPECTOR

- (a) Qualifications. Each electrical inspector shall be a practical expert electrician and shall be appointed by the Mayor, upon approval of the City Council, from the approved list of the Civil Service Commission in accordance with the statutes governing civil service appointments. Each inspector shall know and understand practical and theoretical electricity, electrical materials, systems and methods of construction, and all orders, rules, regulations and codes that pertain to municipal electrical inspection. An electrical inspector shall not engage in the sale, installation, or maintenance of electrical equipment, materials, or systems that are regulated by this Code, either directly or indirectly, nor have any financial interest in any concern engaged in such business in the City of Cedar Rapids, Iowa, at any time while employed as an inspector, except an inspector's personal primary residence.
- (b) Duties. It shall be the duty of each inspector to administer and enforce the provisions of the Cedar Rapids Electrical Code and other related ordinances, codes, regulations or statutes, and to perform such other duties as may be required by the Building Official. Such duties are not intended to include designing of, or laying out of, electrical work or systems, except as such activity contributes to the enforcement of this Code. The inspector(s) shall hereafter require that the installation of all electrical light and power wiring, conduit and raceway systems, all electrical fixtures, equipment and appliances, or apparatus, and all electrical work and materials shall be of such grade and type of installation as to be free of electrical hazards and to conform to the provisions of this Code.
- (c) Authority. Each electrical inspector is authorized and empowered to inspect any and all buildings or installations, and to order the necessary removal, disconnection or repair to put in proper and safe condition for the safety of life and the prevention of fire, all electrical

heating and lighting apparatus, power generators, motors, machinery, conduits, raceways, fixtures and connections, electrical wires and electrical apparatus used for light, heat or power purposes or control of such and to control the disposition and arrangement of the same so that persons and property shall not be in danger therefrom.

34.18 – CONFLICT OF INTEREST Conflict of interest is hereby added as follows:

Conflict of interest. Inspectors and other employees who are engaged in electrical inspections, plan review or permit issuance activities shall not directly or indirectly perform and/or be involved in any work, sales of services, equipment, materials or systems regulated by the Code for any financial gains/benefits nor enter into any written or verbal contractual agreements for financial gains/benefits. Employees may perform work or activities regulated by the Code when it is without compensation or other financial benefits. In no event, shall the employee inspect or be involved in the inspection process on any project where the employee performed work or has a financial interest.

34.19 – PERMIT TO DO ELECTRICAL WORK

Before commencing the installation, alteration, removal or disconnection of any wiring system through or by which is conveyed or intended to be conveyed, electrical current for power, heating, cooling or illuminating purposes or control on, or under any building or structure in the City of Cedar Rapids, Iowa, a permit therefor shall first be obtained by the licensed insured electrical contractor in charge of such work from the Electrical Inspection Section of the Building Services Division or the State of Iowa, and it shall be unlawful to commence or proceed with such work unless such permit shall have first been obtained. An investigation fee may be charged when a permit has not first been obtained. Any person who commences any work on an electrical system before obtaining the necessary permits shall be subject to a fee established by The City Council of the City of Cedar Rapids, Iowa by resolution that shall be in addition to the required permit fees

Exceptions: The provisions of this section shall not apply to the following:

1. The installation of electrical systems under 25 volts in residential construction.
2. Entities installing commercial applications under 101 volts, which are not covered under the scope of work of a licensed electrical contractor, provided this non-licensed entity first obtains a permit for the scope of work covered in the installation.
3. Such electrical maintenance work which is accomplished within or about a manufacturing, industrial, or public utility establishment in compliance with the provisions of Section 34.10 of this Code.
4. Such integral electrical wiring and equipment which was permanently wired or installed on or within a factory built structure in an approved factory by qualified mechanics, and which was inspected, approved and certified by an approved third party inspection agency in compliance with the Iowa State Building Codes; however, any part of the electrical wiring or electrical system which was installed or added to a factory built structure after its location and erection on a local building site by qualified factory mechanics, shall be installed and connected under the authority of an electrical permit by a licensed insured electrical contractor in compliance with this Code.
5. Routine Maintenance as defined in Section 34.03(j) of this Code.

34.20 – WIRING BY HOMEOWNER

A permit shall be issued to a homeowner who proposes to install, repair, or add to the electrical system in his/her own existing single family dwelling that is used as his/her own permanent place of residence provided the residence shall qualify for the homestead tax exemption.

34.21 – PLANS AND SPECIFICATIONS

The inspector(s) may require that plans and specifications, showing the materials, layout and specific details of the electrical system, be submitted with the application for the electrical permit. If a review of the plans and specifications indicates major deviations from the provisions of this Code, the applicant shall submit revised plans and specifications. If any changes are made to the plans and specifications for which a permit was issued, amended plans and specifications shall be submitted.

34.22 – ELECTRICAL MAINTENANCE

A regular full-time employee of a manufacturing, industrial, or public utility establishment, who does electrical maintenance work for that establishment only, shall be permitted to do electrical maintenance work only on that establishment's property as defined in Section 34.03(i) of this Code.

34.23 – EMERGENCY WORK

- (a) In case of an emergency involving imminent hazard to life or property, authorized personnel may proceed with necessary corrective work to alleviate the hazardous or dangerous condition as it relates to the electrical system prior to obtaining a permit if same is required, providing that the permit is applied for and tentative approval obtained at the earliest practicable occasion thereafter. All emergency work shall be made to comply with the provisions of this Code and shall be inspected by an electrical inspector in the same manner as for other electrical work.
- (b) After furnishing or restoring emergency service, the local power company representative shall inform an electrical inspector of the date, time, location, and nature of such emergency power restoration.

34.24 – UNSAFE ELECTRICAL SYSTEMS OR EQUIPMENT

Electrical systems or equipment regulated by this Code which are unsafe, are beyond their normal useful life, or which constitute a fire hazard, or are otherwise dangerous to human life are, for the purpose of this section, unsafe. Use of electrical systems or equipment regulated by this Code constituting a hazard to safety, health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster, damage or abandonment is, for the purpose of this section, an unsafe use.

Unsafe electrical systems or equipment are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, demolition or removal in accordance with the procedures adopted by this jurisdiction. As an alternative, the Building Official or other employee or official of this jurisdiction as designated by the governing body may institute other appropriate action to prevent, restrain, correct or abate the violation including the immediate termination of power.

34.25 – REPAIRS OF DAMAGED SYSTEMS

Any part of an electrical system damaged by explosion, fire, act of God, or any other damage, shall be replaced or repaired in conformance with the provisions of this Code for new work.

Exception: Parts of an electrical system which were not damaged and had been installed in compliance with the electrical code which was in effect at the time of the installation, may be salvaged and retained in said electrical system, provided that the safety of the system is maintained equal to new work complying with the provisions of this Code.

34.26 – MOVED BUILDINGS

- (a) The electrical system in a moved building shall be made to comply with the provisions of this Code the same as for new construction.
- (b) The permanent service connection shall not be made by the utility company until the electrical system is completely installed and is approved by the inspector.
- (c) The existing service on the moved building shall not be connected to the electrical power source unless specifically approved by an inspector.

34.27 – INSPECTIONS

Upon the completion or near completion of electrical work that has been done under a permit, the electrical contractor, electrical contractor designee, or the homeowner doing the work shall notify an inspector that the work is ready for inspection.

If an inspector finds the work to be in conformity with the provisions of this Code, he/she shall affix an approval sticker to a conspicuous and logical place on the premises, and shall note such approval in the Department records. Such approval shall authorize the use of the work and its connection to the supply of electricity.

An inspector may grant conditional approval by authorizing the temporary connection and use of an installation, with such approval to expire at a stated time.

Electrical work or equipment which is installed or added to a factory built structure or a mobile home, after its location and erection on a local building site, shall be inspected by an inspector and be subject to local codes and required permits.

An inspector is hereby also authorized, if he/she determines that good cause exists, to inspect the entire electrical system of a facility.

34.28 – RE-INSPECTION FEES

Re-inspections: An inspection fee may be assessed for each inspection or re-inspection when such portion of work for which inspection is called is not complete or when corrections called for are not made.

This section is not to be interpreted as requiring re-inspection fees the first time a job is rejected for failure to comply with requirements of this Code, but as controlling the practice of calling for inspections before the job is ready for such inspection or re-inspection.

Re-inspection fees may be assessed when the inspection card is not posted or otherwise available on the work site, when the property and building address are not properly posted and the location of the inspection cannot be readily ascertained, the approved plans are not

readily available to the inspector, for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the building official.

34.29 – RIGHT OF ENTRY

An inspector shall have the right, during reasonable hours and upon consent of the occupant, to enter any building or premises in the discharge of official duties to make an inspection, re-inspection, or tests of electrical equipment, in accordance with the provision of the law.

When the building or premises is unoccupied, the consent of the owner or owner's agent shall be obtained prior to entering.

In case of an emergency involving hazard or danger to life or property, the inspector shall take immediate action to alleviate the hazard from the faulty electrical system.

34.30 – ORDERS FOR CORRECTION; UNSAFE CONDITIONS; AUTHORITY TO CUT OFF POWER

Each electrical inspector is hereby empowered to inspect, and re-inspect as necessary all wiring, poles, raceways, fixtures and apparatus used in conducting electrical current for the purpose of light, heat or power or control of light, heat or power within the City of Cedar Rapids. Whenever such wiring, raceways, apparatus or fixtures are found to be hazardous to life or property, unsafe by reason of obsolescence, or to have been installed in violation of this Code or regulations of the City, said inspector shall notify the person, firm or corporation who owns, uses or operates such wiring, raceways, apparatus, or fixtures, by personal service, or by certified mail to their last known address, directing them to place the same in a safe and secure condition, conforming to this Code and the other ordinances and regulations of the City, within a reasonable time as specified by the inspector, and also notify such person, firm or corporation in the same notice of the right to obtain a hearing by appealing such direction or order from the Inspector to the Electrical Board of Appeals in accordance with the procedure established by the Electrical Board of Appeals. If the necessary changes or repairs are not completed within the specified time, the inspector shall have the authority to disconnect or order the disconnection of electrical service to the equipment or installation 48 hours after written disconnect notice.

No such disconnection shall be ordered during the pending of a related appeal to the Electrical Board of Appeals, except in the case where the conditions in question may be imminently dangerous to life or property.

In cases where continuance of electrical service to an electrical system or equipment contributes to the existence of an electrical hazard to persons or property, an inspector shall have the authority to cause immediate discontinuance of such service.

Said inspector shall present written notification, by personal service or certified mail, to any person, firm or corporation owning abandoned, dead or dangerous wiring, apparatus, or fixtures which are no longer used, requiring the removal of same within a reasonable time, to be set by the inspector.

Upon their failure or refusal to comply with the terms of said notice, the inspector may report the same through the Building Official to the City Council, which may order the removal of same, and order the cost of such removal to be assessed against the property from which removed.

34.31 – WIRING NOT TO BE CONCEALED BEFORE INSPECTION

No person shall cover or conceal or cause to be covered or concealed any wiring for which a permit has been issued or is required by this Code, before said wiring has been inspected and approved.

An inspector shall have the authority to remove or cause removal of lath, plaster, boarding, paneling, insulation, earth, concrete or other cover which may prevent the proper inspection of wires or electrical apparatus before it has been approved.

34.32 – WIRING IN OR ON PUBLIC PROPERTY

It shall be unlawful for any person to locate any electrical raceway or to conduct electrical energy over, under or across any street, alley, sidewalk, or other public property, or to make any excavation in such public property for the purpose of laying an electrical raceway or wiring, without first obtaining written approval from the City Council. Said Council approval shall be requested in writing, prior to the start of any such work, by submitting an application through the Traffic Engineering Department to said Council, stating in detail the location, depth, extent, number of ducts, and the purpose which the raceway, wiring or crossing will serve. All such raceways or crossings shall be constructed and installed in compliance with this Code and with the provisions of the resolution of the City Council.

34.33 – LIABILITY FOR COMPLIANCE

The issuance of electrical permits, the inspection and enforcement of compliance with this Code, or the approval of electrical wiring, apparatus, poles, raceways and other electrical systems or equipment by an electrical inspector, shall not relieve the person, firm, or corporation having control of such electrical systems or equipment from responsibility, nor lessen the liability of a person, firm or corporation installing or owning such wiring, apparatus, poles, raceways, or other electrical equipment, as would exist in the absence of such permits, inspection, code enforcement, or the granting of such approval.

34.34 – PERMIT FEES

The City Council shall establish the associated fees for electrical permits, inspections, re-inspections, special inspection fees, Temporary Certificates of Occupancy and investigation fees by resolution. Electrical permits shall not be issued until the fees, as set forth and established by resolution of the City Council, have been paid to the City Treasurer.

34.35 – NATIONAL ELECTRICAL CODE ADOPTED

Except as herein added to, modified or amended, there is hereby adopted as the Electrical Code of the City of Cedar Rapids, Iowa, that certain electrical code known as the National Electrical Code, 2017 edition, as published by the National Fire Protection Association of Quincy, Massachusetts; and the provisions of said Electrical Code of the City of Cedar Rapids, as may be amended from time to time, shall be controlling in the installation, alteration, repair, relocation, replacement, addition to, use, maintenance or removal of electrical appliances, equipment, conduits, raceways, apparatus, or control of such system and in all matters covered by said Electrical Code within the corporate limits of the City of Cedar Rapids, Iowa, and shall be known as the Cedar Rapids Electrical Code.

34.36 – VARIATIONS FROM THE NATIONAL ELECTRICAL CODE

The provisions of Section 34.22 through Section 34.33 of this Code hereafter set out shall be mandatory provisions which shall supersede and take precedence over similar provisions of

the 2017 National Electrical Code in all instances where the following sections differ from the provisions of the 2017 National Electrical Code.

34.37 – EXTERIOR SERVICE – WIRING

- (a) All electrical service wiring shall be run in rigid metal conduit, intermediate metallic conduit or electrical metallic tubing.

Exception: Rigid nonmetallic conduit may be approved for the underground part of commercial, industrial, and residential installation in compliance with Article 352 of the 2014 National Electrical Code. Rigid non-metallic conduit is approved for conduits from 400 ampere or less meter sockets that are direct metered, to the electric service panels.

- (b) Communication equipment under the exclusive control of communication utility companies and outdoor signs having a continuous electrical load with not more than 80% ampacity of the conductors, may be wired with copper #10 AWG ungrounded service conductors and copper # 8 AWG grounded service conductor in 1/2 inch minimum size conduit.

34.38 – ELECTRIC SERVICE AND METER

- (a) Service Attachment Devices. An approved attachment device for the overhead electrical service wiring shall be provided by the electrical contractor or by the customer. Any service riser mast used as an attachment point shall be a minimum of 2 inches diameter rigid or intermediate steel conduit and be suitably supported.
- (b) Raceway Seal. The service conduit shall be sealed at the exit point of the load side of the meter socket.

34.39 – SINGLE, TWO AND MULTIPLE FAMILY DWELLING SERVICE

Minimum Size Distribution Panels.

- (a)
 1. The minimum size service entrance panel for a single family dwelling with up to 1000 square feet of finished floor space, or space which may be finished, shall be equipped to provide protection against over-current with no less than a 100 ampere main over-current protective device having at least 20 available 120 volt branch circuit spaces.
 2. The minimum size service entrance panel for a single family dwelling with 1001 to 2000 square feet of finished floor space, or space which may be finished, shall be equipped to provide protection against over-current with no less than a 150 ampere main over-current protective device having at least 30 available 120 volt branch circuit spaces.
 3. The minimum size service entrance panel for a single family dwelling with over 2000 square feet of finished floor space, or space which may be finished, shall be equipped to provide protection against over-current with no less than a 200 ampere main over-current protective device having at least 40 available 120 volt branch circuit spaces.
- (b) All service disconnects shall be of circuit breaker type.

34.40 – TWO FAMILY AND MULTIPLE FAMILY DWELLING SERVICE

The minimum electrical capacity for an electrical service which serves more than one apartment shall be computed from the provisions of Article 220 of the 2014 National Electrical Code.

34.41 – FEEDERS & PANEL REQUIREMENTS FOR INDIVIDUAL APARTMENTS

- (a) Feeders to individual apartments shall be computed from the provisions of Article 220 of the 2014 National Electric Code.
- (b) Apartments with not over 500 sq. feet of finished floor area shall have a minimum 70-ampere main lug panel with 12 available spaces.
- (c) Apartments with 501 to 1000 sq. ft. of finished floor area shall have a minimum 100-ampere main lug panel with 16 available spaces.
- (d) Apartments with 1001 to 2000 sq. ft. of finished floor area shall have a minimum 150-ampere main lug panel with 24 available spaces.
- (e) Apartments over 2000 sq. ft. of finished floor area shall have a minimum 200 ampere main lug panel with 30 available spaces.

34.42 – RULE FOR COMPUTING RANGE AND DWELLING LOADS

- (a) Branch Circuit Requirements: One circuit for lighting shall be provided for every 600 square feet of finished floor space, or space which may be finished.

In addition, Provision for the following appliance circuits shall be made:

Two separate 20-ampere circuits for kitchen and breakfast area receptacles. The garbage disposal unit may be wired on one of the kitchen receptacle circuits or the dishwasher circuit. There must be at least two circuits on the main usable counter top area.

One separate 20-ampere circuit for each laundry area.

Other circuits, if installed, shall be as follows:

One separate 20-ampere circuit for microwave oven.

One separate circuit for each no gravity furnace with disconnect switch.

One separate 20-ampere circuit for each food freezer.

One separate 20-ampere circuit for each dishwasher.

One separate 20-ampere circuit for a workshop.

One separate 20-ampere circuit for a refrigerator.

One separate 20-ampere circuit for a garage.

Additional separate circuits for other heavy loads.

34.43 – ADDITIONS TO BUILDINGS OR REMODELING

- (a) Where kitchens and bathrooms are reconfigured, the wiring shall conform to the 2017 National Electrical Code and the provisions of this Code.
- (b) Where any habitable room has the wall covering removed, exposing the structure, the wiring shall conform to the 2017 National Electrical Code and the provisions of this Code.
- (c) The minimum size of electrical service(s), over-current panel(s) for the electrical system of an existing dwelling(s) which is being remodeled or added to shall be computed and installed according to Section 34.39, 34.40, 34.41 and 34.42 of this Code, the same as for new dwellings.

Existing equipment which meets the computed minimum requirements shall be approved by the inspector.

- (d) Where the construction, alteration or modification of a building reduces the clearance of the service drop conductors below the acceptable minimum clearance required by ARTICLE 230.24, as amended, of the 2017 National Electrical Code, such service conductors shall be relocated according to the directions of the electric utility company.

34.44 – PROHIBITED ELECTRICAL CONSTRUCTION

- (a) Armored Cable Wiring: The installation of Armored Type AC and MC cable wiring as provided in Article 320 and 330 of the 2017 National Electrical Code is prohibited.

Exception: Type AC and MC cables with separate equipment grounding conductors may be installed in walls and ceilings, above lay in ceilings, or in concealed areas, and as approved in 34.46 Exception.

- (b) Service Entrance Cable: The installation of Type SE service entrance cable as provided in Article 338 of the 2017 National Electrical Code is prohibited, except as feeders in the interior of single and multi-family dwellings.

34.45 – CONDUCTORS

- (a) All conductors smaller than 4/0 AWG, other than aerial service drop conductors, medium and high voltage cables (601 volt insulation level and above), and conductors comprising an integral part of switchboards, transformers or busways meeting N.E.M.A. standards and the provisions of the 2014 National Electrical Code, shall be copper.

Exceptions:

1. #6 AWG minimum aluminum service drop cable or underground cable installed in accordance with the 2017 National Electrical Code may be used for the overhead, aerial service to outside accessory installations such as outbuildings and signs.
 2. #4 AWG minimum trade size aluminum conductor may be used as a substitute for copper conductor provided that such aluminum conductors are appropriately sized and further provided that such conductors are terminated in an approved connection. Such conductors shall be used as service conductors or branch panel feeder conductors only.
- (b) All wiring in outlet or fixture boxes shall be continuous (pigtailed) before the receptacle, fixture or electrical device is installed.

34.46 – WIRING METHODS – DWELLINGS

- (a) Habitable Space. Non-metallic sheathed cable may be installed for the conductors in the concealed wood or steel frame portions of one and two family dwellings, or multi-family buildings with twelve or less dwelling units and three floors or less above grade. Garages, sheds, and storage buildings accessory to said dwellings may be wired in nonmetallic cable. For the purpose of this section, area separation walls shall not define separate buildings.
- (b) The residential part(s) of group homes may be wired in non-metallic sheathed cable if the occupant load is not more than twenty persons.
- (c) Habitable spaces in accessory buildings do not need ground fault protection for outlets.
- (d) Electric panels shall not be installed within six inches of the corner in an unfinished basement in new construction.
- (d) Basements and garages.
 - 1. In all unfinished basements and attached/detached garages, non-metallic sheathed cable running horizontally shall be protected from a height of 7 feet and below by EMT, other approved conduit or drywall.
 - 2. Required Basement Lights. A lighting outlet with lamp-holder shall be provided in each room of a basement or cellar of a residential building. At least one such fixture shall be located in every 200 square feet of such floor space.
 - 3. Circuits. No connection shall be made between the basements or cellar wiring and the wiring in the floors above except as provided in this section.
- (e) Exceptions:
 - 1. Basement or cellar wiring in a single family dwelling may be fed by grounded nonmetallic sheathed cable from the floor above if the entrance panel is not located inside the basement or cellar.
 - 2. The lighting outlet with lamp-holder at the bottom of the basement or cellar stairs may be fed from either the first floor or basement.
 - 3. When rewiring, the circuits may be fed from the basement.
 - 4. It is permissible to wire the smoke detectors from either the basement circuit or a circuit from the floor(s) above.
 - 5. It is permissible to wire basement appliance circuits through the floor(s) above.

34.47 – WIRING METHODS – OTHER BUILDINGS

Conductors in and upon all buildings other than those covered by Section 34.45 of the Cedar Rapids Electrical Code shall be run in approved raceways. Exceptions:

- 1. Type AC and MC cable as approved in 34.44. Type FCC Flat Conductor Cable may be installed in compliance with Article 324 of the 2014 National Electrical Code. Type AC, TC, and MC cable that are tray rated may be installed in approved cable trays, in industrial applications, for feeders, motor wiring, and control of motor wiring.

34.48 – EMERGENCY LIGHTING

Emergency lighting and exit lighting shall be powered from a secondary independent source, notwithstanding the provisions of Section 230.82(5) and Subsection 700.12 of the 2017 National Electrical Code.

34.49 – CONVERSION OF BUILDINGS

Conversion of a Residence to Business or Commercial Building. Conversion of a residence into a business or commercial building or the construction of a business or commercial building in combination with a residence will place the residence in the same class of wiring as the business or commercial building unless separated by a two-hour fire wall.

34.50 – BONDING OF GAS PIPING

Gas piping systems shall be bonded in accordance to the manufacturer's installation requirements. The bonding jumper shall not be smaller than #6 AWG copper wire or equivalent.

34.51 – TEMPORARY WIRING

Temporary wiring shall be per Article 590 of the 2014 National Electrical Code. Exception: Triplex and quadplex Ariel cable may be used if protected to within two feet of the ceiling and further protected from physical damage. The bare messenger wire shall not be used as a current carrying conductor. The voltage shall be limited to 150 volts to ground and 250 volts between phases. All wire splices shall be installed in junction boxes.

34.52 – STATE AMENDMENTS

504.1(1) Delete section 210.12(D).

504.1(2) Delete section 406.4(D)(4).

SECTION 2. SEVERABILITY OF PROVISIONS. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

SECTION 3. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

SECTION 4. REPLACEMENT PAGES. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made part of said Code as provided by law.

SECTION 5. ORDINANCES IN CONFLICT ARE REPEALED. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Introduced this 23rd day of April, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Chapter 34 of the Municipal Code – which includes the 2017 National Electrical Code Amendments

The following matrix shows the proposed Chapter 34 National Electrical Code Amendments. The National Electrical Code is based off the 2017 National Electrical Code. This matrix only lists significant changes.

Proposed	Current	Changes / Additions
Proposed 2018 Amendments to the 2017 National Electrical Code (NEC).	Current 2014 amendments to the National Electrical Code (NEC).	Why the change to the 2017 National Electric Code.
34.20 Wiring by Homeowner.	Not currently addressed.	This provision is in line with the State exemption that allows a homeowner to obtain an electrical permit if the has homestead exemption to perform work on owner occupied properties. New amendment.
34.35 National Electrical Code Adopted.	Currently adopts the 2014 National Electrical Code NEC.	Adopt the 2017 National Electrical Code (NEC).
34.52 State amendments 504.1(1) and 504.1(2), deleting Section 210.12(D) and Section 406.4(D)(4) respectively.		Match state amendments pertaining to the following: <ul style="list-style-type: none">• Deleting a requirement that repairs on existing branch circuits have AFCI protection in dwellings.• Deleting a requirement that repairs on existing branch circuits have AFCI protection for receptacles.
Note: Please note that other amendments are carried over from prior code cycles and are not specifically highlighted in this document as there is “no change” from the 2014 National Electrical Code and amendments.		



Council Agenda Item Cover Sheet

Submitting Department: Building Services

Presenter at Meeting: Duncan McCallum
E-mail Address: d.mccallum@cedar-rapids.org

Phone Number/Ext.: 319-286-5723

Alternate Contact Person: Kevin Ciabatti
E-mail Address: k.ciabatti@cedar-rapids.org

Phone Number/Ext.: 319-286-5841

Description of Agenda Item: PUBLIC HEARINGS

Public Hearing to consider repealing Chapter 36 of the Municipal Code entitled "Mechanical Code", and enacting and adopting in lieu thereof a new Chapter 36 entitled "Mechanical Code" and the 2018 edition of the International Mechanical Code with modifications.
 CIP/DID #BSD002-19

EnvisionCR Element/Goal: ProtectCR Goal 4: Demonstrate best practices in building construction.

Background: The Model International Code is published every three years. To keep current with the Model Codes, the State of Iowa, and other Iowa jurisdictions, it is important we adopt the 2018 Mechanical Code. The primary focus of this adoption process was to develop a consistent Code with the surrounding communities. This was achieved by conducting coordination meetings with the jurisdictions in the region. We believe this enhances our customers' experience by learning a more regionalized Code. The second focus was maintaining minimal Code amendments. Attached is a matrix outlining changes to our proposed amendments.

The Building Services Department has met with and presented to the following groups: Mechanical Board of Appeals (6/11/18 and 11/7/18), Developer's Council (ongoing discussion, presentation on 3/13/19), Trade Unions (3/26/19), and Open Houses (3/25/19 and 3/26/19). Further, staff has engaged the surrounding Building Departments to coordinate similar Code language. These discussions occurred between throughout 2018 and remain ongoing. They have included Hiawatha, Marion and Linn County.

Action/Recommendation: Request for Public Hearing on April 23, 2019.

Alternative Recommendation: None recommended. In the past, we received official Insurance Service Organization (ISO) criticism and potential downgrade of ISO BCEG (Building Code Effectiveness Grading Scale) for delaying a Code adoption cycle of the latest published Model Code. ISO sets the insurance rating criteria for City businesses and residential property owner insurance rates. The ISO scale ranges from 1-10 with 1 being the highest rating. The City of Cedar Rapids ISO rating is currently a Class 4 for one- and two-family dwellings and a Class 3 for commercial and industrial properties.

Time Sensitivity: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ORDINANCE NO. LEG_NUM_TAG

2018 MECHANICAL CODE

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36.07	Licensing		
36.07.01	State of Iowa Mechanical Licensing Law		
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Section 4	Code on File		
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AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CHAPTER 36 THEREOF ENTITLED "MECHANICAL CODE," CONSISTING OF THE INTERNATIONAL MECHANICAL CODE, 2015 EDITION AS AMENDED; AND ENACTING AND ADOPTING A NEW CHAPTER 36 IN LIEU THEREOF ENTITLED "MECHANICAL CODE," BEING THIS ORDINANCE HEREAFTER SET OUT, WHICH ADOPTS BY REFERENCE, WITH CERTAIN AMENDMENTS, INTERNATIONAL MECHANICAL CODE 2018 EDITION AS PREPARED AND PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, REGULATING THE INSTALLATION, ALTERATION, REPAIR, RELOCATION, REPLACEMENT, ADDITION TO, USE, OR MAINTENANCE OF ANY HEATING, VENTILATING, COOLING, REFRIGERATION SYSTEM, INCINERATORS, OR OTHER MISCELLANEOUS HEAT-PRODUCING APPLIANCES, APPARATUS, OR EQUIPMENT IN THE CITY OF CEDAR RAPIDS, IOWA; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

SECTION 1. Chapter 36 of the Municipal Code of the City of Cedar Rapids, Iowa, entitled "Mechanical Code," being the 2015 International Mechanical Code as amended, is hereby repealed and a new Chapter 36 is hereby adopted in lieu thereof, as follows:

36.01 INTERNATIONAL MECHANICAL CODE ADOPTED.

Except as hereinafter added to, deleted, modified or amended, there is hereby adopted as the Mechanical Code of the City of Cedar Rapids, Iowa, that certain Mechanical Code known as the International Mechanical Code 2018 Edition and adopted by reference the International Fuel Gas Code 2018 Edition and where applicable Chapters 12 through 23 of the International Residential Code 2018 Edition as prepared and published by the International Code Council; and the provisions of said Mechanical Code, as amended, shall be controlling in the design, construction, installation, alteration, repair, relocation, replacement, quality of materials, location, operation, use, maintenance or removal of heating, ventilating, cooling, or refrigeration systems, incinerators, or other miscellaneous heat producing or refrigerating, and air-handling equipment in all matters covered by said Mechanical Code within the corporate limits of the City of Cedar Rapids, Iowa, and shall be known as the Mechanical Code.

36.02 103.1 GENERAL. Section 103.1 General is hereby amended by deleting Section 103.1 General, and replacing said section with the following:

Section 103.1 General.

1. Inspection Section. There is hereby established in the City of Cedar Rapids, Iowa, a Mechanical Inspection Section consisting of Mechanical Inspectors, hereinafter referred to as Inspector.
2. Mechanical Inspector. The Mechanical Inspector is hereby authorized, directed, and empowered to make all inspections and to perform such duties as required by the terms of this ordinance for the enforcement of the Cedar Rapids Mechanical Code, and shall perform such other duties as may be required by the Building Official.
 - a. Said Inspector shall be appointed from the approved list of the Civil Service Commission, in accordance with the statutes governing civil service appointments.

3. Code official. The executive official in charge thereof, shall be known as the code official.

36.03 103.2 APPOINTMENT Section 103.2 Appointment is hereby deleted

103.3 DEPUTIES. Section 103.3 Deputies is hereby deleted.

36.04 104.8 CONFLICT OF INTEREST. Section 104.8 Conflict of interest is hereby added as follows:

Section 104.8 Conflict of interest. The building official, inspectors and other employees who are engaged in building inspections, building plan review and issuance activities in accordance with this code shall not directly or indirectly perform and/or be involved in any work, sales of services, equipment, materials or systems regulated by this code for any financial gains/benefits nor enter into any written or verbal contractual agreements for financial gains/benefits. Employees may perform work or activities regulated by this code when it is without compensation or other financial benefits. In no event, shall the employee inspect or be involved in the inspection process on any project where the employee performed work or has a financial interest.

36.05 106.5 FEES. Section 106.5 Fees is hereby modified by adding the following provision to the end of that section as follows:

Section 106.5 Fees. Mechanical permits shall not be issued until the fees, as set forth and established by resolution of the City Council, have been paid or approval of payment arrangements have been granted.

The City Council of the City of Cedar Rapids, Iowa may by resolution set fees for re-inspection and special inspections. These inspection fees shall be identified in the Schedule of Fees.

Section 106.5.1 Work commencing before permit issuance.

106.5.1 Work commencing before permit issuance is hereby modified by adding the following provision to the end of that section as follows:

Any person who commences work on a mechanical system before obtaining the necessary permits shall be subject to fees set forth by resolution in addition to the required permit fees.

Section 106.5.2 Fee schedule.106.5.2 Fee Schedule is hereby modified by replacing provision with the following: The fees for mechanical work shall be set forth by resolution.

Section 106.5.3 Fee Refunds. 106.53 Fee refunds is deleted.

Section 106.6 and R108.7 Re-inspection fees is hereby added as follows:

Section 106.6 and R108.7 A re-inspection fee may be assessed for each inspection or re-inspection when such work or portion of such work for which the inspection is called for is not complete or when corrections called for are not made.

Re-inspection fees may be assessed when the inspection card is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, access is not provided on the date for which the inspection is requested, the property and building address are not properly posted, or when there is a deviation from plans requiring approval of the Building Official.

This section is not to be interpreted as requiring re-inspection fees the first time a job is rejected for failure to comply with requirements of this Code, but as controlling the practice of calling for inspections before the job is ready for such inspection or re-inspection.

- 36.06 109.2 MEMBERSHIP OF BOARD. Section 109.2 Membership of board and all subsections of 109.2 are hereby deleted and a new Section 109.2 Mechanical Board of Appeals, with subsections 109.2.1 Composition of the Board, 109.2.2 Powers and Duties of the Board, 109.2.3 City Council Appeal, is added as follows:

109.2 Mechanical Board of Appeals. There is hereby established a Mechanical Board of Appeals, hereinafter referred to as the "Board," with authority and responsibility as follows:

1. To act as a Board of Appeals as provided in the Cedar Rapids Mechanical Code.
2. To periodically review the provisions of the Cedar Rapids Mechanical Code and make recommendations to the City Council for improving and updating said document.

109.2.1 Composition of the Board. The Board shall consist of 5 members, all of whose place of business, residence, or work is located in the City of Cedar Rapids. One member shall be a state licensed-insured heating, ventilation and air conditioning contractor; one member shall be a state licensed-insured hydronic heating-cooling contractor; one member shall be a state licensed-insured refrigeration contractor; one member shall be a registered practicing mechanical engineer; and one member shall be a licensed practicing architect; all members to have been engaged in the profession of their primary interest for a period of at least 5 years in the City of Cedar Rapids, Iowa, immediately prior to their appointment.

The Mayor shall appoint the members of the Board with the approval of the City Council. The terms of the members shall be for 3 years; the terms shall expire on June 30th of each year. A vacancy within any term shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of that term only.

The members of the Board shall serve without compensation.

109.2.2 Powers and Duties of the Board. The Mechanical Board of Appeals shall have the following powers and duties:

1. To hold meetings if determined necessary for the purpose of Cedar Rapids Mechanical Code appeals and interpretations.
2. To keep a complete record of the official proceedings of the Board; to preserve all documents, books, and papers relating to appeals for at least 3 years.
3. To hear appeals from the decision of the Mechanical Inspector and to rule on interpretations of the provisions of the Cedar Rapids Mechanical Code, and to determine the suitability of alternate materials and methods of construction consistent with the provisions of the Cedar Rapids Mechanical Code.

Quorum. Three members of the Board shall constitute a quorum for the transaction of business.

Chairperson. The Board shall annually elect one of its members as chairperson. The chairperson shall preside at all meetings of the Board or designate an acting chairperson to preside in his or her absence.

109.5 POSTPONED HEARING. Section 109.5 Postponed hearing is hereby deleted.

109.6 BOARD DECISION. Section 109.6 and all sections of 109.6 Board decision is hereby deleted.

36.07 LICENSING.

36.07.1 State of Iowa Mechanical Licensing Law. The examination, qualification, enforcement and licensing of mechanical contractors, journeymen and apprentices shall be in accordance with State of Iowa Licensing Laws.

36.07.2 License required. No person shall engage in the business of contracting, planning or supervising the installation, alteration, repair, relocation, replacement, addition to or removal of any heating, ventilating, cooling, air conditioning or refrigerating system or equipment within the City of Cedar Rapids, Iowa, unless such person is licensed with the State of Iowa in the appropriate category.

36.08 108.4 VIOLATION PENALTIES.

Section 108.4 Violation penalties is hereby deleted and a new Section 108.4 Violation penalties is added, as follows:

Section 108.4 Violation penalties. It shall be unlawful for any person, firm or corporation to erect, install, alter, repair, relocate, add to, replace, use, or maintain heating, ventilating, cooling or refrigeration equipment in the City of Cedar Rapids, Iowa, or cause the same to be done, contrary to or in violation of any of the provisions of this Code. Maintenance of equipment that was unlawful at the time it was installed and which would be unlawful under this Code if installed after the effective date of this Code shall constitute a continuing violation of this Code. Any person who shall violate a provision of this Code, or fail to comply therewith, or with any of the requirements thereof, may be prosecuted within the limits provided by state or local laws.

36.09 403.1 VENTILATION SYSTEM

Section 403.1 is hereby deleted and replaced by the following:

403.1 Ventilation system. Mechanical ventilation shall be provided by a method of supply air and return or *exhaust air* except that mechanical ventilation air requirements for Group R-2, R-3 and R-4 occupancies three stories and less in height above grade plane shall be provided by an exhaust system, supply system or combination thereof. Infiltration shall not be used as a source for ventilation air in an exhaust only system. The amount of supply air shall be approximately equal to the amount of return and *exhaust air*. The system shall not be prohibited from producing negative or positive pressure. The system to convey *ventilation air* shall be designed and installed in accordance with Chapter 6.

SECTION 2. VALIDITY AND SEVERABILITY The various sections, subsections, chapters or parts of this Ordinance, the Mechanical Code and the Fuel Gas Code hereby adopted are hereby declared to be severable and in the event that any such part of these provisions shall be held invalid for any reason, the invalidity of such section, subsection, chapter or part shall not invalidate any other of the provisions of this Ordinance or of the Mechanical Code or the Fuel Gas Code hereby adopted.

SECTION 3. ADOPTION OF CODE Pursuant to published notice, a public hearing has been duly conducted upon the date, time, and at the place fixed in said notice upon the adoption of this Mechanical Code and the City Council of the City of Cedar Rapids, Iowa, hereby determines and finds that said proposed Mechanical Code shall be and the same is hereby adopted as an ordinance of the City of Cedar Rapids, Iowa.

SECTION 4. CODE ON FILE An official copy of the Mechanical Code hereby adopted, including a certificate by the City Clerk as to its adoption and the effective date thereof, is on file in the office of the City Clerk in City Hall, and shall be kept there on file and copies shall be available for public inspection.

SECTION 5. EFFECTIVE DATE Following its passage and publication as provided by law, this Ordinance shall be in full force and effect.

Introduced this 23rd day of April, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Chapter 36 of the Municipal Code – which includes the 2018 Mechanical Code Amendments

The following matrix shows the proposed Chapter 36 Mechanical Code Amendments. The Mechanical Code is based off the 2018 International Mechanical Code. This matrix only lists significant changes.

Proposed	Current	Changes / Additions
Proposed 2018 Amendments to the 2018 International Mechanical Code (IMC).	Current 2015 Amendments Adopted in 2015 for the 2015 International Mechanical Code (IMC).	
36.09 Section 403.1 Ventilation Systems	Mechanical ventilation is required. Although not specially stated, infiltration is a method to provide a source of ventilation air.	Infiltration shall not be used for a source of ventilation air in an exhaust only system. New amendment.
Note: Please note that other amendments are carried over from prior code cycles and are not specifically highlighted in this document as there is “no change” from the 2015 mechanical code and amendments.		



Council Agenda Item Cover Sheet

Submitting Department: Fire

Presenter at Meeting: Vance McKinnon

Contact Person: Vance McKinnon

Cell Phone Number: 319-521-5893

E-mail Address: v.mckinnon@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held 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 (Vance McKinnon).
CIP/DID #FIR0319-0042

EnvisionCR Element/Goal: ProtectCR Goal 4: Demonstrate best practices in building construction.

Background: The Model International Code is published every three years. To keep current with the Model Codes, the State of Iowa, and other Iowa jurisdictions, it is important we adopt the 2018 Fire Code. The primary focus of this adoption process was to develop a consistent Code with the surrounding communities. This was achieved by conducting coordination meetings with the jurisdictions in the region. We believe this enhances our customers' experience by learning a more regionalized Code. The second focus was maintaining minimal Code Amendments. Attached is a matrix outlining changes to our proposed amendments.

The Fire Marshal's Office has met with and presented to the following groups: Building/Fire Board of Appeals (12/12/18), Developer's Council (ongoing discussion, presentation on 3/13/19), Trade Unions (3/26/19), and Open House (3/25/19 and 3/26/19). Further, staff has engaged the surrounding Building Departments to coordinate similar Code language. These discussions occurred between throughout 2018 and remain ongoing. They have included Hiawatha, Marion and Linn County.

Action/Recommendation: The Fire Department recommends approval of this Ordinance.

Alternative Recommendation: None recommended. In the past, we received official Insurance Service Organization (ISO) criticism and potential downgrade of ISO BCEG (Building Code Effectiveness Grading Scale) for delaying a Code adoption cycle of the latest published Model Code. ISO sets the insurance rating criteria for City businesses and residential property owner insurance rates. The ISO scale ranges from 1-10 with 1 being the highest rating. The City of Cedar Rapids ISO rating is currently a Class 4 for one- and two-family dwellings and a Class 3 for commercial and industrial properties. Our previous evaluations increased our commercial rating from a 4 to a 3 based largely upon the adoption of the latest model code year.

Time Sensitivity: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: N/A
Explanation:

Recommended by Council Committee:
Explanation:

ORDINANCE NO. LEG_NUM_TAG

CEDAR RAPIDS MUNICIPAL CODE CHAPTER 37 FIRE CODE
(Adoption of International Fire Code, 2018 Edition with local amendments)

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37.29 5601.7.1 SEIZURE OF FIREWORKS.

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CHAPTER 37 THEREOF ENTITLED "FIRE CODE;" AND ENACTING AND ADOPTING A NEW CHAPTER 37 IN LIEU THEREOF ENTITLED "FIRE CODE", BEING THIS ORDINANCE HEREAFTER SET OUT, WHICH ADOPTS BY REFERENCE, WITH CERTAIN AMENDMENTS, THE INTERNATIONAL FIRE CODE, 2018 EDITION FIRST PRINTING, INCLUDING APPENDICES B, C, D, E, F, AND G, AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., REGULATING CONDITIONS HAZARDOUS TO LIFE AND/OR PROPERTY FROM FIRE OR EXPLOSION IN THE CITY OF CEDAR RAPIDS, IOWA; CONTINUING THE FIRE MARSHAL'S OFFICE AND PROVIDING OFFICERS THEREOF, AND DEFINING THEIR POWERS AND DUTIES IN THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREOF; REGULATING THE PROHIBITION, STORAGE, HANDLING, AND USE OF FLAMMABLE OR COMBUSTIBLE OR HAZARDOUS MATERIAL; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

Section 1. Chapter 37 of the Cedar Rapids Municipal Code is hereby deleted and in its place a new Chapter is enacted as follows:

FIRE CODE

37.1 FIRE CODE.

Except as hereinafter added to, deleted, modified, or amended, there is hereby adopted as the "Fire Code" of the City of Cedar Rapids, Iowa, that certain fire code known as the International Fire Code, 2018 Edition, including Appendices B, C, D103.6, D105, D106, and D107.

(a) Section D107.1 is hereby deleted and in its place a new Section D107.1 is enacted as follows:

Developments of one and two family dwellings where the number of dwellings units exceeds 100 shall be provided with two separate and approved fire apparatus access roads.

Exception 1: Where there are more than 100 dwelling units on a single public or private fire apparatus access road and all dwelling units are equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3 of the International Fire Code, 2018 Edition, access from two directions shall not be required.

(b) Appendices E, F, and G, to the International Fire Code, 2018 Edition, as published by the International Code Council, Inc. shall be included as part of the Fire Code.

(c) The provisions of said the Fire Code shall be controlling for the safeguarding of life and property from the hazards of fire and explosion arising from the storage, handling, and using of hazardous substances, materials, and devices, and from conditions hazardous to life or property in the use of occupancy of buildings or premises and in all matters covered by said Fire Code within the corporate limits of the City of Cedar Rapids, Iowa.

(d) This Chapter 37 of the Cedar Rapids Municipal Code shall be known as the "Fire Code".

37.2 103 DEPARTMENT OF FIRE PREVENTION.

The title of SECTION 103 entitled "DEPARTMENT OF FIRE PREVENTION"¹ is hereby repealed and replacing with a new title as follows:

SECTION 103 FIRE MARSHAL'S OFFICE

37.3 103.1 GENERAL.

Section 103.1 General is hereby modified by replacing the words "Department of Fire Prevention" with the words "Fire Marshal's Office" as follows:

Section 103.1 General. The Fire Marshal's Office is established within the jurisdiction under the direction of the fire code official. The function of the Fire Marshal's Office shall be the implementation, administration and enforcement of the provisions of this Fire Code.

37.4 103.4.1 LEGAL DEFENSE.

Section 103.4.1 Legal Defense is hereby modified by replacing the words "Department of Fire Prevention" with the words "Fire Marshal's Office" as follows:

Section 103.4.1 LEGAL DEFENSE. Any suit instituted against any officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by the legal representative of the jurisdiction until the final termination of the proceedings. The fire code official or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code; and any officer of the Fire Marshal's Office, acting in good faith and without malice, shall be free from liability for acts performed under any of its provisions or by reason of any act or omission in the performance of official duties in connection therewith.

37.5 104.12 FIRE MARSHAL'S OFFICE PERSONNEL AND LAW ENFORCEMENT OFFICERS/INVESTIGATOR.

Section 104.12 entitled "Fire Marshal's Office Personnel and Law Enforcement Officers/Investigator" is added as follows:

Section 104.12 Fire Marshal's Office Personnel and Law Enforcement Officers/Investigator. The Chief may appoint and designate such members of the Fire Department as investigators upon being certified by the Iowa Law Enforcement Academy. Investigators shall be authorized to engage in, or supervise the prevention, detection, investigation, or prosecution of/or the incarceration of any person for any violation of law. Investigators shall be authorized to carry a firearm and have the statutory power of arrest.

A Law Enforcement Officer/Investigator shall be subject to the rules and regulations of the Cedar Rapids Fire Department for all purposes and shall perform such functions, as the Chief or his/her designee shall assign.

¹ Hereinafter, unless the context clearly indicates otherwise, references such as to "Section 103" are to sections of the International Fire Code, 2018 Editions that will be amended.

Section 104.13 entitled “Stopping Use, Evacuation” is added as follows:

Section 104.13 Stopping Use, Evacuation. The fire code official is authorized to order an operation or use stopped or the evacuation of any premises, building, or vehicle or portion thereof which has or is a fire or life safety hazard.

37.6 106.6 PERMIT AND FEES.

Section 106.6 entitled “Permit and Fees” is added as follows:

Section 106.6 Permit and Fees. The City Council of the City of Cedar Rapids, Iowa may by resolution prescribe the occasions when permits are required and may also prescribe the fees required for such permits. The City Council of the City of Cedar Rapids, Iowa may by resolution prescribe the occasions when other fees for response or other fire department services are required.

37.7 109.1 BOARD OF APPEALS ESTABLISHED.

Section 108.1 entitled “Board of Appeals Established” is hereby repealed and replaced with a new Section 108.1 entitled “Board of Appeals Established” as follows:

Section 108.1 Board of Appeals Established. In order to hear and decide appeals concerning the suitability of alternate materials and methods of construction and to hear and decide appeals of determinations made by the Fire Marshal or the building official or designated representative concerning interpretations of the provisions of this Fire Code or the Building Code, there shall be and is hereby created a joint Board of Appeals for the Fire and Building Codes, consisting of seven members whose place of business, residence, or work is located in the City of Cedar Rapids, Iowa, and who are qualified by experience and training to pass upon matters pertaining to the Fire and Building Codes. The Fire Marshal or designee shall be an ex-officio member and shall act as Secretary of the Board for appeals involving this Fire Code. The building official or designee shall be an ex-officio member and shall act as Secretary of the Board for appeals involving the Building Code. The Board of Appeals shall be appointed by the Mayor with approval of the City Council.

The present Board members shall serve the remainder of their appointed terms or until their successors are duly appointed and qualified. All successive appointments or re-appointments shall be for three-year terms. The Board shall adapt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the fire marshal, with a duplicate copy to the appellant. The Board shall have no authority to waive requirements of this Fire Code or the Building Code.

37.8 114 CITATION.

A new Section 114 entitled “Citation” is hereby added as follows:

Section 114 Citation. Persons operating or maintaining occupancy, premises or vehicle subject to the requirements of this Fire Code who allow a hazard to exist or fail to take immediate action to abate a hazard in regard to such occupancy, premises, or vehicle when ordered or notified to do so by the fire code official shall be guilty of a misdemeanor.

Fire code officials or designees are herewith authorized to issue and deliver citations on forms prepared and approved by the City Attorney's Office to persons accused of violating any of the provisions of this Ordinance.

37.9 202 GENERAL DEFINITIONS.

Section 202 entitled "GENERAL DEFINITIONS" shall be modified by adding the following definitions:

ALARM USER. Any person or business on whose premises a fire alarm system or sprinkler system is located within the City of Cedar Rapids, Iowa.

CENTRAL BUSINESS DISTRICT. The City of Cedar Rapids area from the Cedar River to and including the easterly side of 5th St SE & from the southerly side of C Ave NE to the northerly side of Bth Ave SE.

CHARCOAL GRILL. An outdoor cooking device using solid fuels as a heat source for cooking food; examples not limited to: charcoal, wood, wood chips, coal, or coke.

CONFINED SPACE. A space that (1) is large enough and so configured that an employee can bodily enter and perform assigned work; and (2) has limited or restricted means for entry or exit, such as tanks, vessels, silos, storage bins, hoppers, vaults, and pits; and (3) is not designed for continuous employee occupancy.

CONFINED SPACE RESCUE TEAM. Trained Fire Department personnel designed to rescue employees from permit-required confined spaces OR a confined space rescue team which complies with all Federal, State, and Local requirements.

FALSE ALARM. The willful and knowing initiation or transmission of signal, message or other notification of an event of fire when no such danger exists or an alarm caused by careless use, improper maintenance, or negligence of a fire alarm system or sprinkler system which causes response of fire department apparatus and personnel.

MULTI-FAMILY COMPLEX: A residential occupancy such as; an apartment building, condominium, townhouse, or similar buildings with similar use.

OCCUPANCY CLASSIFICATION. The only change to this definitional section of the Fire Code shall be to the definition of Residential Group R-3 as follows:

Residential Group R-3. Residential occupancies where the occupants are primarily permanent in nature and not classified as R-1, R-2, R-4 or I, including:

- Boarding houses (non-transient) with 16 or fewer occupants

- Boarding houses (transient) with 10 or fewer occupants

- Buildings that do not contain more than two dwelling units

- Care facilities which provide accommodations for five or fewer persons receiving care
congregate living facilities (non-transient) with 16 or fewer occupants

- Congregate living facilities (transient) with 10 or fewer occupants

Care facilities within a dwelling. Care facilities for six or fewer persons receiving care that within a single-family dwelling are permitted to comply with the adopted Building Code (which includes the Residential Code and local amendments).

PERMIT-REQUIRED CONFINED SPACE. A confined space that has one or more of the following characteristics; (1) contains or has a potential to contain a hazardous atmosphere; (2) contains a material that has the potential for engulfing an entrant; (3) has an internal configuration such that an entrant could be trapped or asphyxiated by inwardly converging walls or be a floor which sloped downward and tapers to a smaller cross-section; or (4) contains any other recognized serious safety or health hazard.

QUALIFIED PERSON. Sprinkler or Fire Alarm System design. A qualified person for plan design shall have a minimum National Institute for Certification in Engineering Technologies

[NICET] Level III certification for fire sprinkler system design OR have NICET Level III certification for Fire Alarm System design. Other qualifications for sprinkler or fire alarm system design may be approved by the fire code official, including a licensed engineer with experience in life safety system design.

SPRINKLER SYSTEM INSTALLATION OR INSPECTION, TESTING, AND MAINTENANCE. A qualified person for Automatic Sprinkler System installation shall have a minimum National Institute for Certification in Engineering Technologies [NICET] Level II certification for Automatic Sprinkler System installation. A qualified person for Automatic Sprinkler System inspection, testing, and maintenance shall have a minimum NICET Level II certification for Automatic Sprinkler System Inspection and Testing of Water Based Systems. Other qualifications for Fire Sprinkler System installation or inspection, testing and maintenance may be approved by the fire code official, including a person who successfully completes a five-year approved apprenticeship program as a journeyman sprinkler fitter (e.g. American Fire Sprinkler Association [AFSA], National Fire Sprinkler Association [NFSA]).

FIRE ALARM SYSTEM INSTALLATION OR INSPECTION, TESTING, AND MAINTENANCE. A qualified person for Fire Alarm System installation shall have a minimum National Institute for Certification in Engineering Technologies [NICET] Level II certification for Fire Alarm Systems OR be factory trained and certified for the specific Fire Alarm System installation. A qualified person for Fire Alarm System inspection, testing, and maintenance shall be NICET Level II certified OR be factory trained or certified for the specific Fire Alarm System OR be International Municipal Signal Association Fire Alarm Certified OR be a trained and qualified person employed by an organization listed by a national testing laboratory for the servicing of fire alarm systems. Other qualifications may be approved by the fire code official.

37.10 305.6 RECKLESS USE OF FIRE.

A new Section 305.6 entitled Reckless Use of Fire is hereby added as follows:

Section 305.6. Reckless Use of Fire. No person shall so use or fire or discharge any incendiary device or material as to recklessly endanger any property or safety of another.

37.11 308.1.9 LIQUEFIED-PETROLEUM-GAS CONTAINER.

A new Section 308.1.9 entitled "Liquefied Petroleum-Gas Container" is hereby added as follows:

Section 308.1.9 Liquefied-Petroleum-Gas Container. Liquefied-petroleum ("LP") gas containers with a water capacity greater than 2.5 pounds (1.14 kg) [nominal 1 pound (0.454 kg)] LP-gas capacity shall not be located on balconies above grade in multi-family complexes.

Exception: Non-combustible balconies which are served by outside stairways which are not required exits AND when such stairways are used to transport the container.

37.12 401.3.4 FALSE ALARM.

A new Section 401.3.4 entitled "False Alarm" is hereby added as follows:

Section 401.3.4 False Alarm. An alarm user may be charged a fee for each false alarm to which the Fire Department responds.

37.13 408 PERMIT REQUIRED - CONFINED SPACE.

A new Section 408 entitled "Permit Required-Confined Space" is hereby added as follows:

Section 408 Permit Required - Confined Space. Employers that have one or more Permit-Required Confined Space(s) shall identify an approved Confined Space Rescue Team service in their emergency plan. Fees as established by City Council may be assessed to employers who choose to identify the Fire Department as their Confined Space Rescue Team.

37.14 503.2.1 DIMENSIONS.

Section 503.2.1 entitled "Dimensions" is hereby modified by replacing the words "20 feet" with the words "28 feet" and adding three exceptions as follows:

Section 503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 28 feet, exclusive of shoulders, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of not less than 13 feet 6 inches.

Exceptions:

1. Fire apparatus access road width may be reduced to 24 feet of level unobstructed width when such access roads meet the definition of a Private Street as set forth in Chapter 31 of the Municipal Code of the City of Cedar Rapids subsection 31.03 (d) 2 Private Streets.
2. The width may be reduced when access roads will be exclusively used for fire apparatus and when approved by the fire code official.
3. Upon approval of the fire code official, vertical clearance may be reduced, provided such clearance does not impair access by fire apparatus, and approved signs are installed and maintained indicating the established vertical unobstructed clearance.

37.15 505.1 ADDRESS NUMBERS.

Section 505.1 entitled "Address Numbers" is hereby repealed and replaced with a new Section 505.1 as follows:

Section 505.1 Address Numbers. New and existing buildings shall have approved address numbers, building numbers or building identification placed in a position that is plainly legible and visible from the street or road fronting the property. Where the fire code official requires, address shall also be located in an approved location along alleys which are visible from the alley. These numbers shall contrast with their background. Address numbers, building numbers, or building identification shall be Arabic numerals or alphabet letters. From 0 - 99 ft. from the street numbers shall be a minimum of 4 inches (102 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). For each additional 100 ft. from the street, the number shall increase by an additional 2 inches 5 height. Measurements to determine the minimum number size shall be measured from the approved address location to the center line of the street for which the premises is addressed. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure with address numbers not less than 6 inch height. Address numbers shall be maintained.

37.16 507.5.1 EXCEPTION 2.

Section 507.5.1 entitled "Exception 2" is hereby repealed.

37.17 805.5 UPHOLSTERED FURNITURE, ALL OTHER OCCUPANCIES.

Section 805.5 entitled "Upholstered Furniture, All Other Occupancies" is added as follows:

Section 805.5 Upholstered Furniture All Other Occupancies. Upholstered furniture for use within fire rated corridor spaces or for use in Assembly Occupancies shall be fire resistant and compliant with California Technical Bulletin 117 or NFPA 261.

Exception 1. Where an Assembly Occupancy is fully sprinkler protected in accordance with 903.3 upholstered furniture shall not be required to be fire resistive, unless such upholstered furniture is located in a fire rated corridor or exit passageway.

37.18 901.4.7 QUALIFICATIONS (SYSTEM PLANS AND INSTALLATION)

A new Section 901.4.7 entitled "Qualifications" is hereby added as follows:

Section 901.4.7 Qualifications.

1. Water Based Fire Protection Systems. Working plans submitted to the fire department for water based fire protection systems shall be stamped and approved by a qualified person as being in compliance with applicable NFPA standards and the Cedar Rapids Fire Code. Any changes to the working plans shall be approved by a qualified person.

2. Installation of Water Based Fire Protection Systems. Water Based Fire Protection Systems shall be installed by or overseen by a qualified person. This qualified person shall verify that all installations comply with the working plans. A Water Based Fire Protection System Record of Inspection form shall be accurately completed and submitted by the qualified person with the same information as shown in NFPA 25 (including the Backflow Prevention Assembly Test and Maintenance Record).

3. Fire Alarm Systems. Working plans submitted to the fire department by a qualified person for fire alarm systems water based fire protection systems shall be stamped and approved by a qualified person as being in compliance with applicable NFPA standards and the Cedar Rapids Fire Code. Any changes to the working plans shall be approved by a qualified person.

4. Installation of Fire Alarm Systems. Fire Alarm Systems shall be installed by, or overseen by a qualified person. This qualified person shall verify that installations comply with the working plans. A Fire Alarm System Record of Completion form shall be accurately completed and submitted by the qualified person containing at least the information as shown in NFPA 72.

37.19 901.6.3 QUALIFICATIONS (INSPECTION, TESTING & MAINTENANCE)

A new Section 901.6.3 entitled "Qualifications" is hereby added as follows:

901.6.3 Qualifications.

1. Inspection, testing and maintenance for Water Based Fire Protection Systems. Inspection, testing and maintenance for Water Based Fire Protection Systems shall be conducted by a qualified person. A Water Based Fire Protection System Record of Inspection form shall be completed annually with the same information as shown in NFPA 25.

2. Inspection, testing and maintenance for Fire Alarm Systems. Inspection, testing and maintenance for Fire Alarm Systems shall be conducted by a qualified person. A Fire Alarm Inspection and Testing form shall be accurately completed and submitted by the qualified person containing at least the information as shown in NFPA 72.

37.20 903.2.8 GROUP R.

Section 903.2.8 Group R is repealed. (What) and shall be enforced pursuant to Chapter 33 of the Municipal Code being the Building Code.

37.21 903.4.2 ALARMS.

Section 903.4.2 entitled "Alarms" is hereby repealed and replaced with a new Section 903.4.2 as follows:

Section 903.4.2 Alarms. Approved audible visual devices shall be connected to every automatic sprinkler system. Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. An approved audible visual sprinkler flow alarm device shall be provided on the exterior of the building in an approved location, typically above the Fire Department Connection, tied only to the sprinkler water flow alarm and shall not be activated by other fire alarm system devices, such as a manual pull or a smoke detector. Approved audible visual alarm(s) to alert the occupants shall be installed on each level or in each suite of the interior of the building in normally occupied location(s) as required by the fire code official. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system.

37.22 903.7 POST INDICATOR VALVE.

A new Section 903.7 entitled "Post Indicator Valve" is added as follows:

Section 903.7 Post Indicator Valve. Where fire system main isolation valves are provided prior to the fire protection system riser, the following main isolation valves shall be acceptable.

1. A Post Indicator Valve (PIV) installed in accordance with NFPA 24 Standard. The PIV must be located not closer than 3 ft. from a building, regardless of building wall height.
2. A wall mounted Post Indicator Valve.
3. An approved main isolation valve in a fire-rated fire pump room accessible from an exterior access door without going through another room.
4. An approved main isolation valve in a fire rated stair enclosure and accessible from an exterior access door without going through another room.

37.23 907.4.2.7 MANUAL FIRE ALARM ALTERNATIVE.

A new Section 907.4.2.7 entitled "Manual Fire Alarm Alternative is hereby added as follows:

Section 907.4.2.7 Manual Fire Alarm Alternative. Where in the opinion of the fire code official, manual fire alarm boxes may be used to cause false alarms, the fire code official is authorized to modify the requirements for manual fire alarm boxes and have the location(s) altered or the box(s) removed. Such alteration and the reasons for the alteration shall be recorded in the inspection file.

37.24 1204.3.2 (4) INTERIOR PATHWAYS

A new Section 1207.3.2 (4) entitled "Centerline Axis Pathways is here by added as follows:

Section 1204.3.2 (4) Centerline Axis Pathways. The centerline access pathways shall be provided in both axis of the roof. Centerline axis pathways shall run where the roof structure is capable of supporting fire fighters accessing the roof.

37.25 3103.12.7 EXCEPTION.

A new Section 3103.12.7 entitled "Exception" is added as follows:

Section 3103.12.7 Exception. Internally or externally illuminated exit signs are NOT required in tents when all of the following conditions are met:

1. The tent is not occupied after sunset.
2. The tent is not provided with any artificial lighting.
3. The tent has a minimum of 5 foot candle of natural external lighting for non-lit exit signs during the hours the tent is open to the public.

37.26 5003.5.2 IOWA RIGHT TO KNOW.

A new Section 5003.5.2 entitled "Iowa Right to Know" is added as follows:

Section 5003.5.2 Iowa Right to Know. Hazard Identification Signs shall also comply with the Iowa Right to Know law.

37.27 5003.13 TIER II REPORTING.

A new Section 5003.13 entitled "Tier II Reporting" is added as follows:

Section 5003.13 Tier II Reporting. Facilities reporting hazardous chemical inventories in excess of their Threshold Planning Quantities pursuant to Section 312 of the Emergency Planning and Community Right to Know Act shall use an approved electronic "Emergency and Hazardous Chemical Inventory" form or show reason to use paper forms and submit the electronic or paper form prior to March 1st of each year.

37.28 5601.2.5 PERMIT SUBMITTAL.

A new Section 5601.2.5 entitled "Permit Submittal" is added as follows:

Section 5601.2.5 Permit Submittal. Application for a permit shall be submitted with all required information not less than 14 days before a proposed event requiring a permit by Chapter 56 of this Code, or as approved by the fire code official.

37.29 5601.7.1 SEIZURE OF FIREWORKS.

A new Section 5601.7.1 entitled "Seizure of Fireworks" is added as follows:

Section 5601.7.1 Seizure of Fireworks. Except as hereinafter provided, it shall be unlawful for any person to use or explode any Fireworks, as defined in Section 63.10B of this Code, provided that the fire code official or authorized official may issue permits for supervised public displays of Fireworks by a jurisdiction, fair association, amusement parks, other organizations or for the use of Fireworks by artisans in pursuit of their trade in accordance with the Fire Code. Every such use or display shall be handled by a competent operator approved by the fire code official or authorized official and shall be of such character and so located, discharged, or fired so as not to be hazardous to property or endanger any person as determined by the fire code official or other authorized official. The fire code official or authorized official shall seize, take, remove, or cause to be removed at the expense of the owner all stocks of Fireworks held in violation of this article."

Section 2. Each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 23rd day of April, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Matt Myers, PE, PTOE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held 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

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: On December 13, 2018, the City Traffic Engineering Division submitted an application for renaming Bellamy Court NW to Bellamy Street NW, northerly from Sandhurst Drive NW, a distance of approximately 215 feet.

Per the requirements of City Ordinance No. 073-02, Section 33D.07.3 (c) of the Municipal Code (Procedures for Renaming Existing Streets), a public hearing will be held at City Council to rename a street. Per Section 33D.07 3. (d), the application, including any written or public comments from the public hearing will then be forwarded to the Development Services Department for review and comment.

The proposed name of Bellamy Street NW was chosen because plans for adjacent future development are uncertain and the portion to be changed is an extension of Bellamy Street which currently exists. This should result in reduced maintenance costs because only one street name sign would be needed at that intersection

Action/Recommendation: The Public Works Department recommends discussing this request and providing public comment and any City Council recommendations to the City Development Services Department for review prior to further City Council consideration of the street name change request.

Alternative Recommendation: This item may be tabled and the City Traffic Engineering Division notified of the schedule delay.

Time Sensitivity: Normal

Ordinance Date: Proposed timeline:

1. Public Hearing Date: April 23, 2019; after which public comment is sent to Development Services Department

2. Development Services Department review by May 2, 2019
3. Proposed First Reading of an Ordinance: May 28, 2019
4. Proposed Second, and possible Third, Reading of an Ordinance: June 11, 2019

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



Cadd File Name: W:\PROJECTS\Non-CIP\2019\4113 ROW Mgmt\Street Name Changes - Energy\STREET-028099-2018 Bellamy Ct to St NW\Street-028099-2018 Council Map.dwg



**STREET NAME CHANGE
FROM BELLAMY COURT NW
TO BELLAMY STREET NW**



0 FEET 400

STREET-028099-2018



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project (estimated cost is \$ 200,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project.
CIP/DID #301983-01

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: On March 12, 2019 the City Council approved entering into an agreement with Pilot Travel Centers LLC to receive funds for constructing this right turn lane along the north side of Wright Brothers Boulevard SW between I-380 and Earhart Lane. This project helps alleviate congestion during peak hours, resulting from increased traffic generated by the adjacent Pilot Travel Center development.

Subject to receipt of acceptable bids, the project will start in the summer of 2019 and is estimated to be completed in the fall.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative Recommendation: The Council could defer approval. However, this action would postpone the bid date and affect the construction schedule.

Time Sensitivity: Must be acted upon April 23, 2019 to maintain the project schedule, and which must occur ahead of the project's April 24, 2019 bid opening.

Resolution Date: April 23, 2019

Budget Information: 301/301000/301983

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on April 9, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project (Contract No. 301983-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

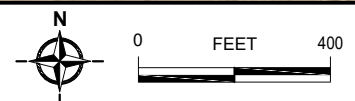
ClerkSignature



Cadd File Name: W:\PROJECTS\CI\3013011965 Earhart Ln\3011965 Council Map.dwg



**WRIGHT BROTHERS BLVD SW AT INTERSTATE 380
WESTBOUND RIGHT TURN LANE**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project (estimated cost is \$810,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project. CIP/DID #304479-02

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: This project will replace water main, storm sewer and street pavement on 21st Avenue SW between 12th Street and 13th Street. A failing 66" culvert under the street will be replaced and upgraded to an 8'x4' reinforced concrete box culvert. Minor sanitary sewer improvements will occur along with construction.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative Recommendation: Defer project to the future.

Time Sensitivity: Must be acted upon April 23, 2019 to maintain the project schedule, and which must occur ahead of the project's April 24, 2019 bid opening.

Resolution Date: April 23, 2019

Budget Information:

301, 301000, 3012246 SLOST; \$283,000
 304, 304000, 304479 NA; \$218,000
 625, 625000, 625884-2018057 NA; \$282,000
 655, 655000, 6550082 NA; \$30,000

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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3012246-00
304479-02
625884-2018057
6550082-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on April 9, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project (Contract No. 304479-02 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



1ST AVENUE SW FROM 11TH STREET TO 11TH STREET
WATER MAIN DRAINAGE AND STREET IMPROVEMENTS PROJECT





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Beaver Hollow Lift Station Improvements project (estimated cost is \$490,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Beaver Hollow Lift Station Improvements project.

CIP/DID #6550008-03

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: This project will acquire and replace an existing private sanitary sewer lift station with a new lift station that meets current City standards. Work will also include installation of approximately 1,200 feet of new 3" diameter force main pipe to serve the proposed lift station. The City of Cedar Rapids will own and maintain the new lift station at the conclusion of the project.

The proposed project is in accordance with City Council Resolution 1525-10-15 and the City's Policy Regarding Public Ownership of Sanitary Sewer Lift Stations. At the completion of the project, residents served by the new lift station will pay up to a 40% surcharge on their sanitary sewer rates for a period of 10 years in accordance with the policy.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative Recommendation: Defer project to the future.

Time Sensitivity: Must be acted upon April 23, 2019 to maintain the project schedule, and which must occur ahead of the project's May 1, 2019 bid opening.

Resolution Date: April 23, 2019

Budget Information: 655, 655000, 6550008 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on April 9, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Beaver Hollow Lift Station Improvements project (Contract No. 6550008-03 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Cadd File Name: W:\PROJECTS\CIP\611 (655)\6550008 Beaver Hollow LS\6550008-02 Watersmith\Council Agenda\COUNCIL MAP.dwg



**BEAVER HOLLOW
LIFT STATION IMPROVEMENTS**



CIP No. 6550008



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Steve Krug

Contact Person: Scott Hock

Cell Phone Number: (319) 538-8256

E-mail Address: S.Hock@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs project (estimated cost is \$175,000). (Steve Krug)

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs project.
CIP/DID #PUR0319-192; 312077

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background:

This project is for Ellis Harbor Sidewalk Repairs. Bid opening is scheduled for Wednesday, April 24, 2019 at 11:00 a.m. CDT.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: 312-312000-312077

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on April 9, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs project for the Parks and Recreation Department, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the specifications, form of contract and estimated cost have been heard.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Casey Drew

Cell Phone Number: (319) 538-1064

E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Ice Arena Parking and Stoops ADA Project (estimated cost is \$235,713).

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Ice Arena Parking and Stoops ADA Project.
CIP/DID #PUR0319-200; 555100

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background:

This project is for work required at the Cedar Rapids Ice Arena on the parking and stoops for adherence and compliance to all ADA codes as stated in the 2010 ADA Standards for Accessible Design. Bid opening is scheduled for Wednesday, April 24, 2019 at 11:00 a.m. CDT.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: 555100

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on April 9, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Ice Arena Parking and Stoops ADA Project for the Facilities Maintenance Division, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the specifications, form of contract and estimated cost have been heard.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Michele Tamerius

Contact Person: Casey Drew

Cell Phone Number: (319) 538-1064

E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

- 1) Resolution directing the advertisement for sale of \$22,015,000 (subject to adjustment per terms of offering) General Obligation Bonds, Series 2019A, approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
- 2) Resolution directing the advertisement for sale of \$6,560,000 (subject to adjustment per terms of offering) Taxable General Obligation Bonds, Series 2019B, approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
- 3) Resolution directing the advertisement for sale of \$13,430,000 (subject to adjustment per terms of offering) Sewer Revenue Bonds, Series 2019C, approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07
- 4) Resolution directing the advertisement for sale of \$9,665,000 (subject to adjustment per terms of offering) Water Revenue Bonds, Series 2019D, approving electronic bidding procedures and Official Statement. CIP/DID #FIN2018-07

<p>EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply</p>

Background: The sales of Series 2019A, Series 2019B, Series 2019C and Series 2019D are scheduled for May 14, 2019.

Action/Recommendation: Recommend that the resolutions be approved.

Alternative Recommendation: None

Time Sensitivity: High

Resolution Date: 4/23/19

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on April 23, 2019. There were present Mayor Bradley G. Hart, in the chair, and the following named Council Members:

Absent: _____

Vacant: _____

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE
OF \$22,015,000 GENERAL OBLIGATION BONDS, SERIES
2019A, AND APPROVING ELECTRONIC BIDDING
PROCEDURES AND OFFICIAL STATEMENT

WHEREAS, it is deemed necessary and advisable that the City of Cedar Rapids, Iowa, should authorize and issue its General Obligation Bonds, for the purpose of providing funds to pay costs of certain projects included within the Capital Improvements Program of the City, including the construction, reconstruction, and repair of street, street signage and sidewalk improvements, pedestrian underpasses, overpasses, trails and bike paths, and the acquisition of real estate for the same; the removal and replacement of trees in public right of way; the rehabilitation and improvement of City parks, including improvements to comply with the Americans with Disabilities Act, and replacement and planting of trees, and facilities, equipment, and improvements commonly found in City parks; acquisition, installation and repair of traffic control devices; acquisition, construction, improvement, and installation of street light fixtures, connections, and facilities; equipping the Fire Department, including acquisition of a new pumper truck; acquisition, construction, reconstruction, enlargement, improvement, and repair of bridges, culverts, retaining walls, viaducts, underpasses, grade crossing separations, and approaches thereto; the acquisition, construction, reconstruction, extension, improvement, and equipping of works and facilities useful for the collection and disposal of surface waters and streams; the acquisition, construction, reconstruction, and improvement of waterways, and real and personal property, useful for the protection or reclamation of property situated within the corporate limits of the city from floods or high waters, and for the protection of property in the city from the effects of flood waters, including the deepening, widening, alteration, change, diversion, or other improvement of watercourses, within or without the city limits, the construction of levees, embankments, structures, impounding reservoirs, or conduits, and the establishment, improvement, and widening of streets, avenues, boulevards, and alleys across and adjacent to the projects, as well as the development and beautification of the banks and other areas adjacent to flood control improvements; costs of reconstruction, enlargement, improvement and equipping Usher's Ferry, including to comply with the Americans with Disabilities Act; acquisition, construction, reconstruction, enlargement, improvement and equipping of city aquatic facilities; acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; costs of reconstruction, enlargement, improvement and equipping of various city facilities, including to comply with the Americans with Disabilities Act, including at city fire stations and police station, animal control, transportation facility, city libraries, Noelridge Storage, City Services Center, City Hall and Bever Maintenance Building; and FMS Project management expenses related to assessment of city facilities; costs of acquisition of improvements and equipping of city libraries, police and fire department facilities, and city security upgrades; acquisition, construction, reconstruction, enlargement, improvement and equipping of city golf courses, including to comply with the Americans with Disabilities Act; and costs of aiding in the planning, undertaking and carrying out of urban renewal projects under the authority of Iowa Code Chapter 403 and the Urban Renewal Plan for the Earhart Lane SW Urban Renewal Area, including street improvements with related utility improvements; and

WHEREAS, pursuant to notices published as required by the Code of Iowa, the City has given all required notices and held all applicable public meetings and hearings upon said projects to institute proceedings for the issuance of said Bonds, and therefore now authorized to proceed with the issuance of General Obligation Bonds, Series 2019A; and

WHEREAS, pursuant to Section 384.28 of the Code of Iowa, it is hereby found and determined that the various general obligation bonds authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of \$22,015,000 General Obligation Bonds, 2019A as hereinafter set forth; and

WHEREAS, in conjunction with its Municipal Advisor, PFM Financial Advisors LLC, the City has caused a Preliminary Official Statement to be prepared outlining the details of the proposed sale of the Bonds; and

WHEREAS, the Council has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic, facsimile and internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Council deems it in the best interests of the City and the residents thereof to receive bids to purchase such Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA:

Section 1. That the receipt of electronic bids through the Parity Competitive Bidding System described in the Notice of Sale and Official Statement are hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That General Obligation Bonds, Series 2019A, of City of Cedar Rapids, State of Iowa, in the amount of \$22,015,000, to be issued as referred to in the preamble of this Resolution, to be dated June 17, 2019, be offered for sale pursuant to the published advertisement.

Section 3. That the Preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Mayor and City Clerk, upon the advice of bond counsel and the City's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Bonds for sale.

Section 4. That the Clerk is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in the "Cedar Rapids Gazette", a legal newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Council, on the 14th day of May, 2019, at 12:00 P.M. (NOON), will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by City Officials at 9:00 A.M. on said date. The notice shall be in substantially the following form:

(To be published on or before May 9, 2019)

NOTICE OF BOND SALE

Time and Place of Sealed Bids: Bids for the sale of Bonds of the City of Cedar Rapids, State of Iowa, hereafter described, must be received at the office of the City Clerk, City Hall, 101 1st Street SE, Cedar Rapids, Iowa (the "Issuer") before 9:00 A.M., on the 14th day of May, 2019. The bids will then be publicly opened and referred for action to the meeting of the City Council in conformity with the TERMS OF OFFERING.

The Bonds: The Bonds to be offered are the following:

GENERAL OBLIGATION BONDS, SERIES 2019A, in the amount of \$22,015,000*, to be dated June 17, 2019

TAXABLE GENERAL OBLIGATION BONDS, SERIES 2019B, in the amount of \$6,560,000*, to be dated June 17, 2019

SEWER REVENUE BONDS, SERIES 2019C, in the amount of \$13,430,000*, to be dated June 17, 2019

WATER REVENUE BONDS, SERIES 2019D, in the amount of \$9,665,000*, to be dated June 17, 2019

(collectively the "Bonds")

*Subject to principal adjustment pursuant to official Terms of Offering.

Manner of Bidding: Open bids will not be received. Bids will be received in any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa.
- Electronic Internet Bidding: Electronic internet bids will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa. The bids must be submitted through the PARITY® competitive bidding system.

Consideration of Bids: After the time for receipt of bids has passed, the close of sealed bids will be announced. Sealed bids will then be publicly opened and announced. Finally, electronic internet bids will be accessed and announced.

Sale and Award: The sale and award of the Bonds will be held at the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa at a meeting of the City Council on the above date at 12:00 P.M. (NOON)

Official Statement: The Issuer has issued an Official Statement of information pertaining to the Bonds to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference as a part of this notice. The Official Statement may be obtained by request addressed to the City Clerk, Council Chambers, City Hall, 101 1st Street SE,

Cedar Rapids, Iowa or the Issuer's Municipal Advisor, PFM Financial Advisors LLC, 801 Grand Avenue, Suite 3300, Des Moines, Iowa, 50309, Telephone: 515-243-2600.

Terms of Offering: All bids shall be in conformity with and the sale shall be in accordance with the Terms of Offering as set forth in the Official Statement.

Legal Opinion: The Bonds will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed Bonds without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Bonds, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Bonds.

Rights Reserved: The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

By order of the City Council of the City of Cedar Rapids, State of Iowa.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(End of Notice)

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CERTIFICATE

STATE OF IOWA

)

) SS

COUNTY OF LINN

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I, the undersigned City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this _____ day of _____, 2019.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

RESOLUTION NO. LEG_NUM_TAG

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on April 23, 2019. There were present Mayor Bradley G. Hart, in the chair, and the following named Council Members:

Absent:

Vacant:

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE
OF \$6,560,000 TAXABLE GENERAL OBLIGATION BONDS,
SERIES 2019B, AND APPROVING ELECTRONIC BIDDING
PROCEDURES AND OFFICIAL STATEMENT

WHEREAS, it is deemed necessary and advisable that the City of Cedar Rapids, Iowa, should authorize and issue its Taxable General Obligation Bonds, for the purpose of providing funds to pay costs of costs of reconstruction, enlargement, improvement and equipping of various city facilities, including to comply with the Americans with Disabilities Act, including at Vets Memorial Stadium, Ice Arena and US Cellular Center; costs of reconstruction, enlargement, improvement and equipping of city parkade facilities, including to comply with the Americans with Disabilities Act; reconstruction, enlargement, improvement and equipping of various city facilities, including recurring facility maintenance; and refunding outstanding indebtedness of the City, including Taxable General Obligation Bonds, Series 2011B; and

WHEREAS, pursuant to notices published as required by the Code of Iowa, the City has given all required notices and held all applicable public meetings and hearings upon said projects to institute proceedings for the issuance of said Bonds, and therefore now authorized to proceed with the issuance of Taxable General Obligation Bonds, Series 2019B; and

WHEREAS, pursuant to Section 384.28 of the Code of Iowa, it is hereby found and determined that the various general obligation bonds authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of \$6,560,000 Taxable General Obligation Bonds as hereinafter set forth; and

WHEREAS, in conjunction with its Municipal Advisor, PFM Financial Advisors LLC, the City has caused a Preliminary Official Statement to be prepared outlining the details of the proposed sale of the Bonds; and

WHEREAS, the Council has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic, facsimile and internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Council deems it in the best interests of the City and the residents thereof to receive bids to purchase such Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA:

Section 1. That the receipt of electronic bids through the Parity Competitive Bidding System described in the Notice of Sale and Official Statement are hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That Taxable General Obligation Bonds, Series 2019B, of City of Cedar Rapids, State of Iowa, in the amount of \$6,560,000, to be issued as referred to in the preamble

of this Resolution, to be dated June 17, 2019, be offered for sale pursuant to the published advertisement.

Section 3. That the Preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Mayor and City Clerk, upon the advice of bond counsel and the City's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Bonds for sale.

Section 4. That the Clerk is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in the "Cedar Rapids Gazette", a legal newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Council, on the 14th day of May, 2019, at 12:00 P.M. (NOON), will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by City Officials at 9:00 A.M. on said date. The notice shall be in substantially the following form:

(To be published on or before May 9, 2019)

NOTICE OF BOND SALE

Time and Place of Sealed Bids: Bids for the sale of Bonds of the City of Cedar Rapids, State of Iowa, hereafter described, must be received at the office of the City Clerk, City Hall, 101 1st Street SE, Cedar Rapids, Iowa (the "Issuer") before 9:00 A.M., on the 14th day of May, 2019. The bids will then be publicly opened and referred for action to the meeting of the City Council in conformity with the TERMS OF OFFERING.

The Bonds: The Bonds to be offered are the following:

GENERAL OBLIGATION BONDS, SERIES 2019A, in the amount of \$22,015,000*, to be dated June 17, 2019

TAXABLE GENERAL OBLIGATION BONDS, SERIES 2019B, in the amount of \$6,560,000*, to be dated June 17, 2019

SEWER REVENUE BONDS, SERIES 2019C, in the amount of \$13,430,000*, to be dated June 17, 2019

WATER REVENUE BONDS, SERIES 2019D, in the amount of \$9,665,000*, to be dated June 17, 2019

(collectively the "Bonds")

*Subject to principal adjustment pursuant to official Terms of Offering.

Manner of Bidding: Open bids will not be received. Bids will be received in any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa.
- Electronic Internet Bidding: Electronic internet bids will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa. The bids must be submitted through the PARITY® competitive bidding system.

Consideration of Bids: After the time for receipt of bids has passed, the close of sealed bids will be announced. Sealed bids will then be publicly opened and announced. Finally, electronic internet bids will be accessed and announced.

Sale and Award: The sale and award of the Bonds will be held at the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa at a meeting of the City Council on the above date at 12:00 P.M. (NOON)

Official Statement: The Issuer has issued an Official Statement of information pertaining to the Bonds to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference as a part of this notice. The Official Statement may be obtained by request addressed to the City Clerk, Council Chambers, City Hall, 101 1st Street SE,

Cedar Rapids, Iowa or the Issuer's Municipal Advisor, PFM Financial Advisors LLC, 801 Grand Avenue, Suite 3300, Des Moines, Iowa, 50309, Telephone: 515-243-2600.

Terms of Offering: All bids shall be in conformity with and the sale shall be in accordance with the Terms of Offering as set forth in the Official Statement.

Legal Opinion: The Bonds will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed Bonds without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Bonds, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Bonds.

Rights Reserved: The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

By order of the City Council of the City of Cedar Rapids, State of Iowa.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(End of Notice)

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CERTIFICATE

STATE OF IOWA

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) SS

COUNTY OF LINN

)

I, the undersigned City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this _____ day of _____, 2019.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

RESOLUTION NO. LEG_NUM_TAG

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on April 23, 2019. There were present Mayor Bradley G. Hart, in the chair, and the following named Council Members:

Absent: _____

Vacant: _____

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE
OF \$13,430,000 SEWER REVENUE BONDS, SERIES 2019C,
AND APPROVING ELECTRONIC BIDDING PROCEDURES AND
OFFICIAL STATEMENT

WHEREAS, it is deemed necessary and advisable that the City of Cedar Rapids, Iowa, should authorize and issue its \$13,430,000 Sewer Revenue Bonds, for the purpose of providing funds to pay costs of improvements and extensions to the Municipal Sewer Utility; and

WHEREAS, pursuant to the notice published as required by the Code of Iowa, the City has given a required notice has held a public meeting and hearing upon said projects to institute proceedings for the issuance of said Bonds, and therefore now authorized to proceed with the issuance of Sewer Revenue Bonds, Series 2019C; and

WHEREAS, in conjunction with its Municipal Advisor, PFM Financial Advisors LLC, the City has caused a Preliminary Official Statement to be prepared outlining the details of the proposed sale of the Bonds; and

WHEREAS, the Council has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Council deems it in the best interests of the City and the residents thereof to receive bids to purchase such Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA:

Section 1. That the receipt of electronic bids through the Parity Competitive Bidding System described in the Notice of Sale and Official Statement is hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That Sewer Revenue Bonds, Series 2019C, of City of Cedar Rapids, State of Iowa, in the amount of \$13,430,000, to be issued as referred to in the preamble of this Resolution, to be dated June 17, 2019, be offered for sale pursuant to the published advertisement.

Section 3. That the Preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Mayor and City Clerk, upon the advice of bond counsel and the City's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Bonds for sale.

Section 4. That the Clerk is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in the "Cedar Rapids Gazette", a legal

newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Council, on the 14th day of May, 2019, at 12:00 P.M. (NOON), will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by City Officials at 9:00 A.M. on said date. The notice shall be in substantially the following form:

(To be published on or before May 9, 2019)

NOTICE OF BOND SALE

Time and Place of Sealed Bids: Bids for the sale of Bonds of the City of Cedar Rapids, State of Iowa, hereafter described, must be received at the office of the City Clerk, City Hall, 101 1st Street SE, Cedar Rapids, Iowa (the "Issuer") before 9:00 A.M., on the 14th day of May, 2019. The bids will then be publicly opened and referred for action to the meeting of the City Council in conformity with the TERMS OF OFFERING.

The Bonds: The Bonds to be offered are the following:

GENERAL OBLIGATION BONDS, SERIES 2019A, in the amount of \$22,015,000*, to be dated June 17, 2019

TAXABLE GENERAL OBLIGATION BONDS, SERIES 2019B, in the amount of \$6,560,000*, to be dated June 17, 2019

SEWER REVENUE BONDS, SERIES 2019C, in the amount of \$13,430,000*, to be dated June 17, 2019

WATER REVENUE BONDS, SERIES 2019D, in the amount of \$9,665,000*, to be dated June 17, 2019

(collectively the "Bonds")

*Subject to principal adjustment pursuant to official Terms of Offering.

Manner of Bidding: Open bids will not be received. Bids will be received in any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa.
- Electronic Internet Bidding: Electronic internet bids will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa. The bids must be submitted through the PARITY® competitive bidding system.

Consideration of Bids: After the time for receipt of bids has passed, the close of sealed bids will be announced. Sealed bids will then be publicly opened and announced. Finally, electronic internet bids will be accessed and announced.

Sale and Award: The sale and award of the Bonds will be held at the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa at a meeting of the City Council on the above date at 12:00 P.M. (NOON)

Official Statement: The Issuer has issued an Official Statement of information pertaining to the Bonds to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference as a part of this notice. The Official Statement may be obtained by request addressed to the City Clerk, Council Chambers, City Hall, 101 1st Street SE,

Cedar Rapids, Iowa or the Issuer's Municipal Advisor, PFM Financial Advisors LLC, 801 Grand Avenue, Suite 3300, Des Moines, Iowa, 50309, Telephone: 515-243-2600.

Terms of Offering: All bids shall be in conformity with and the sale shall be in accordance with the Terms of Offering as set forth in the Official Statement.

Legal Opinion: The Bonds will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed Bonds without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Bonds, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Bonds.

Rights Reserved: The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

By order of the City Council of the City of Cedar Rapids, State of Iowa.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(End of Notice)

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CERTIFICATE

STATE OF IOWA

)

) SS

COUNTY OF LINN

)

I, the undersigned City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this _____ day of _____, 2019.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

RESOLUTION NO. LEG_NUM_TAG

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on April 23, 2019. There were present Mayor Bradley G. Hart, in the chair, and the following named Council Members:

Absent:

Vacant:

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE
OF \$9,665,000 WATER REVENUE BONDS, SERIES 2019D, AND
APPROVING ELECTRONIC BIDDING PROCEDURES AND
OFFICIAL STATEMENT

WHEREAS, it is deemed necessary and advisable that the City of Cedar Rapids, Iowa, should authorize and issue its \$9,665,000 Water Revenue Bonds, for the purpose of providing funds to pay costs of improvements and extensions to the Municipal Water Utility and refunding outstanding Water obligations of the City, including Water Revenue Bonds, Series 2011D; and

WHEREAS, pursuant to the notice published as required by the Code of Iowa, the City has given a required notice has held a public meeting and hearing upon said projects to institute proceedings for the issuance of said Bonds, and therefore now authorized to proceed with the issuance of Water Revenue Bonds, Series 2019D; and

WHEREAS, in conjunction with its Municipal Advisor, PFM Financial Advisors LLC, the City has caused a Preliminary Official Statement to be prepared outlining the details of the proposed sale of the Bonds; and

WHEREAS, the Council has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Council deems it in the best interests of the City and the residents thereof to receive bids to purchase such Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA:

Section 1. That the receipt of electronic bids through the Parity Competitive Bidding System described in the Notice of Sale and Official Statement is hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That Water Revenue Bonds, Series 2019D, of City of Cedar Rapids, State of Iowa, in the amount of \$9,665,000, to be issued as referred to in the preamble of this Resolution, to be dated June 17, 2019, be offered for sale pursuant to the published advertisement.

Section 3. That the Preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Mayor and City Clerk, upon the advice of bond counsel and the City's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Bonds for sale.

Section 4. That the Clerk is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days

before the date of the sale. Publication shall be made in the "Cedar Rapids Gazette", a legal newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Council, on the 14th day of May, 2019, at 12:00 P.M. (NOON), will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by City Officials at 9:00 A.M. on said date. The notice shall be in substantially the following form:

(To be published on or before May 9, 2019)

NOTICE OF BOND SALE

Time and Place of Sealed Bids: Bids for the sale of Bonds of the City of Cedar Rapids, State of Iowa, hereafter described, must be received at the office of the City Clerk, City Hall, 101 1st Street SE, Cedar Rapids, Iowa (the "Issuer") before 9:00 A.M., on the 14th day of May, 2019. The bids will then be publicly opened and referred for action to the meeting of the City Council in conformity with the TERMS OF OFFERING.

The Bonds: The Bonds to be offered are the following:

GENERAL OBLIGATION BONDS, SERIES 2019A, in the amount of \$22,015,000*, to be dated June 17, 2019

TAXABLE GENERAL OBLIGATION BONDS, SERIES 2019B, in the amount of \$6,560,000*, to be dated June 17, 2019

SEWER REVENUE BONDS, SERIES 2019C, in the amount of \$13,430,000*, to be dated June 17, 2019

WATER REVENUE BONDS, SERIES 2019D, in the amount of \$9,665,000*, to be dated June 17, 2019

(collectively the "Bonds")

*Subject to principal adjustment pursuant to official Terms of Offering.

Manner of Bidding: Open bids will not be received. Bids will be received in any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa.
- Electronic Internet Bidding: Electronic internet bids will be received at the office of the City Clerk at 101 First Street SE, Cedar Rapids, Iowa. The bids must be submitted through the PARITY® competitive bidding system.

Consideration of Bids: After the time for receipt of bids has passed, the close of sealed bids will be announced. Sealed bids will then be publicly opened and announced. Finally, electronic internet bids will be accessed and announced.

Sale and Award: The sale and award of the Bonds will be held at the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa at a meeting of the City Council on the above date at 12:00 P.M. (NOON)

Official Statement: The Issuer has issued an Official Statement of information pertaining to the Bonds to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference as a part of this notice. The Official Statement may be obtained by request addressed to the City Clerk, Council Chambers, City Hall, 101 1st Street SE,

Cedar Rapids, Iowa or the Issuer's Municipal Advisor, PFM Financial Advisors LLC, 801 Grand Avenue, Suite 3300, Des Moines, Iowa, 50309, Telephone: 515-243-2600.

Terms of Offering: All bids shall be in conformity with and the sale shall be in accordance with the Terms of Offering as set forth in the Official Statement.

Legal Opinion: The Bonds will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed Bonds without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Bonds, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Bonds.

Rights Reserved: The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

By order of the City Council of the City of Cedar Rapids, State of Iowa.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(End of Notice)

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CERTIFICATE

STATE OF IOWA

)

) SS

COUNTY OF LINN

)

I, the undersigned City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this _____ day of _____, 2019.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Lauren Freeman

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution establishing a deadline May 10, 2019 for redevelopment proposal for the disposition of City-owned properties at 1302 and 1306 3rd Street SE. CIP/DID #DISP-0024-2019

EnvisionCR Element/Goal: InvestCR Goal 3: Reinvest in the city's business corridors and districts.

Background: On January 22, 2019, the City Council held a public hearing and adopted a resolution initiating a request for proposals (RFP) for property located at 1302 and 1306 3rd Street SE. The initial deadline for the RFP was March 15, 2019. On March 12, the City Council discontinued the RFP to provide an opportunity to explore new information that could impact responses to the RFP. Staff is recommending establishing a new deadline of May 10, 2019 for the submission of redevelopment proposals.

Action/Recommendation: City staff recommends adopting the Resolution.

Alternative Recommendation: City Council may table the item and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on January 22, 2019, the City Council held a public hearing and initiated a competitive disposition process to invite redevelopment proposals for City-owned property at 1302 and 1306 3rd Street SE; and

WHEREAS, on March 12, 2019, the City Council adopted Resolution No. 0249-03-19 to discontinue the request for proposals to evaluate additional information pertaining to the request for redevelopment proposals with respect to the Properties; and

WHEREAS, the City Council desires to establish a new date for the submission of redevelopment proposals.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that deadline for the submission of redevelopment proposals for the Properties is 11:00 a.m. on Friday, May 10, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA

Resolution establishing right-of-way on City-owned property located at 535 1st Avenue SW in connection with the redevelopment project to support future pedestrian and traffic safety needs. CIP/DID #PRD-027273-2018

EnvisionCR Element/Goal: InvestCR Goal 3: Reinvest in the city's business corridors and districts.

Background: Establishing right-of-way on City-owned property acquired as part of the City's Voluntary Property Acquisition program is required prior to disposing of the lot for the redevelopment project. The 15' X 15' triangular right-of-way located on Lot 7 in the SE corner of 1st Avenue West and 6th Street will provide a safe location for a traffic signal pole for reconstruction of the existing traffic signals.

Action/Recommendation: The Public Works Department recommends designating a portion of City-owned property as right-of-way to support future pedestrian and traffic needs.

Alternative Recommendation: Not proceed with designating right-of-way from City-owned property and direct City staff to redesign right-of-way needs.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: PRD-027273-2018

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to designating right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined a need for the right-of-way in consideration with the redevelopment project to support future pedestrian and traffic needs, and

WHEREAS, the City of Cedar Rapids is the owner of the real property located at 535 1st Avenue SW described as:

See attached Right-of-Way Acquisition Plat

, and

WHEREAS, the Public Works Director recommends the City designate a portion of the City-owned property as right-of-way as required for the redevelopment project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the right-of-way hereby be established and the attached Acquisition Plat be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 7, W.J. Barney's Replat of Block 41, in Brown's Addition to West Cedar Rapids
Requestor:	City of Cedar Rapids
Proprietor:	City of Cedar Rapids
Surveyor:	Wesley Shimp
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

ACQUISITION PLAT

EXHIBIT 1-F

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
1ST AVENUE AND 6TH STREET SW
PARCEL 1

LEGAL DESCRIPTION:

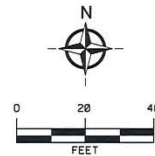
A PARCEL OF LAND LOCATED IN LOT 7 OF W.J. BARNEY'S REPLAT OF BLOCK 41, BROWN'S ADDITION TO WEST CEDAR RAPIDS, AS RECORDED IN BOOK 121, PAGE 157 OF THE LINN COUNTY RECORDER'S OFFICE, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 7, THENCE NORTH 63° 00' 57" EAST, 10.00 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF 1ST AVENUE WEST TO THE POINT OF BEGINNING; THENCE NORTH 63° 00' 57" EAST, 15.00 FEET CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE; THENCE SOUTH 18° 13' 21" WEST, 21.29 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF 6TH STREET SW; THENCE NORTH 26° 34' 15" WEST, 15.00 FEET ALONG SAID EASTERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

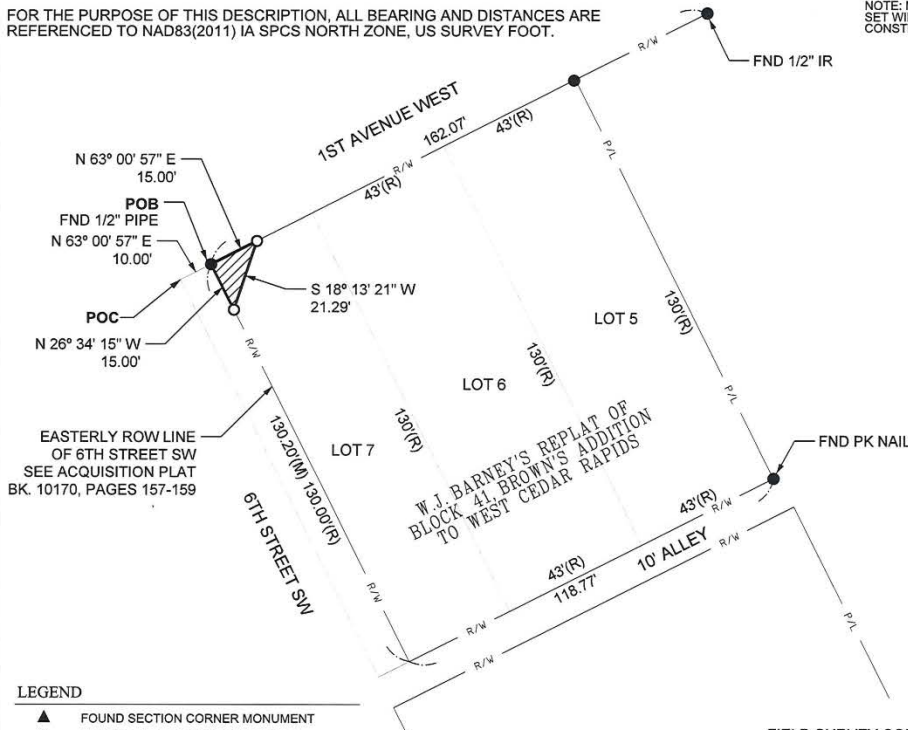
SAID TRACT CONTAINS 112 SQUARE FEET OR 0.003 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION, ALL BEARING AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT.

PROPERTY OWNER:
CITY OF CEDAR RAPIDS
535 1ST AVE SW
CEDAR RAPIDS, IA 52404
BOOK 8581, PAGE 97



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 5/8" REROD (UNLESS NOTED)
- SET 1/2" REROD W/ORANGE CAP#24243 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- - - R/W RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- - - P/L PROPERTY LINE
- ▨ PROPOSED RIGHT-OF-WAY ACQUISITION

FIELD SURVEY COMPLETED: MARCH 2019



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Wesley F. Shimp 4-9-2019
WESLEY F. SHIMP, P.L.S.
License Number: 24243
My license renewal date is DECEMBER 31, 2020.
Pages or sheets covered by this seal: 1 of 1

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

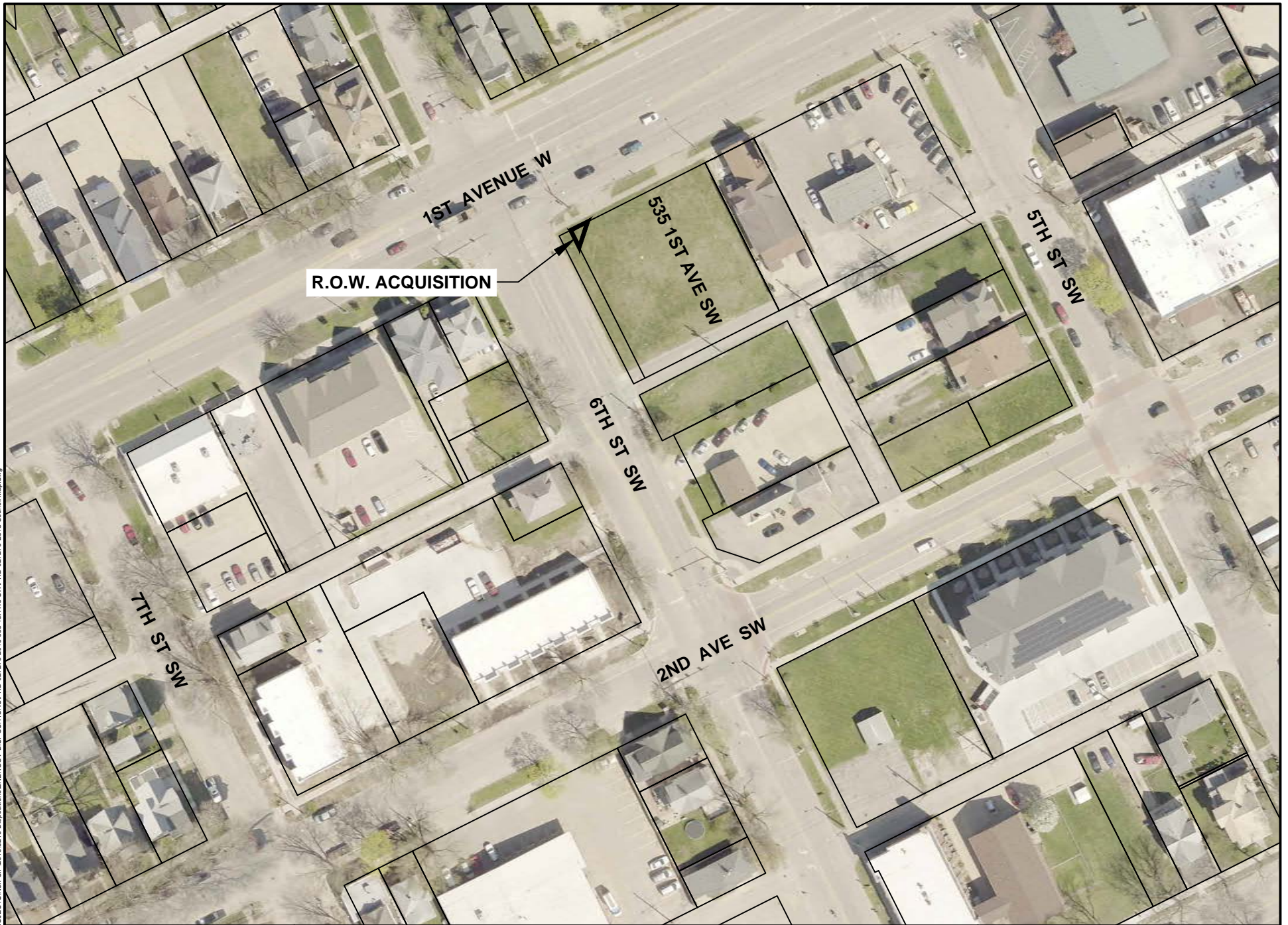


Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402-2515
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

FOTH PROJECT NO. 18C001-03 DATE: 4/9/2019

Cadd File Name: W:\PROJECTS\Non-CIP\2018\218 Dispositions\ENERGOV DISPOSITIONS\PRD-027273-2018 535 1st Ave SW\PRD-027273-2018 Council Map.dwg



**RIGHT-OF-WAY ACQUISITION
535 1ST AVENUE SW**



PRD-027274-2018



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA

Resolution establishing right-of-way on City-owned property located at 115 6th Street SW in connection with the redevelopment project to support future pedestrian and traffic safety needs. CIP/DID #PRD-027274-2018

EnvisionCR Element/Goal: InvestCR Goal 3: Reinvest in the city's business corridors and districts.

Background: Establishing right-of-way on City-owned property acquired as part of the City's Voluntary Property Acquisition program is required prior to disposing of the lot for the redevelopment project. Additional right-of-way for Lot 8 to the south of the alley allows for a consistent right-of-way on the east side of 6th Street SW from 1st Avenue W to 2nd Avenue SW. The added right-of-way will allow the sidewalk that is currently located at the existing street curb to be located further from the street providing for added pedestrian safety and snow storage.

Action/Recommendation: The Public Works Department recommends designating a portion of City-owned property as right-of-way required to support future pedestrian and traffic needs.

Alternative Recommendation: Not proceed with designating right-of-way from City-owned property and direct City staff to redesign the project right-of-way needs. The redesign will impact project schedule.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: PRD-027274-2018

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to designating right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined a need for the right-of-way in connection with the redevelopment project to support future pedestrian and traffic needs, and

WHEREAS, the City of Cedar Rapids is the owner of the real property located at 115 6th Street SW described as:

See attached Right-of-Way Acquisition Plat

, and

WHEREAS, the Public Works Director recommends the City designate a portion of the City-owned property as right-of-way as required for the redevelopment project, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the right-of-way hereby be established and the attached Acquisition Plat be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 8, W.J. Barney's Replat of Block 41, in Brown's Addition to West Cedar Rapids
Requestor:	City of Cedar Rapids
Proprietor:	City of Cedar Rapids
Surveyor:	Wesley Shimp
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

ACQUISITION PLAT

EXHIBIT 2-F

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
1ST AVENUE AND 6TH STREET SW
PARCEL 2

LEGAL DESCRIPTION:

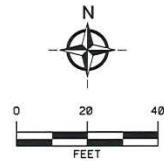
A PARCEL OF LAND LOCATED IN LOT 8 OF W.J. BARNEY'S REPLAT OF BLOCK 41, IN BROWN'S ADDITION TO WEST CEDAR RAPIDS, AS RECORDED IN BOOK 121, PAGE 157 OF THE LINN COUNTY RECORDER'S OFFICE, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 8, THENCE NORTH 63° 09' 43" EAST, 10.00 FEET ALONG THE NORTHERLY LINE OF SAID LOT 8; THENCE SOUTH 26° 34' 15" EAST, 40.06 FEET TO THE SOUTHERLY LINE OF SAID LOT 8; THENCE SOUTH 63° 12' 03" WEST, 10.00 FEET ALONG SAID SOUTHERLY LINE OF LOT 8 TO THE EASTERLY RIGHT-OF-WAY LINE OF 6TH STREET SW; THENCE NORTH 26° 34' 15" WEST, 40.05 FEET ALONG SAID EASTERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

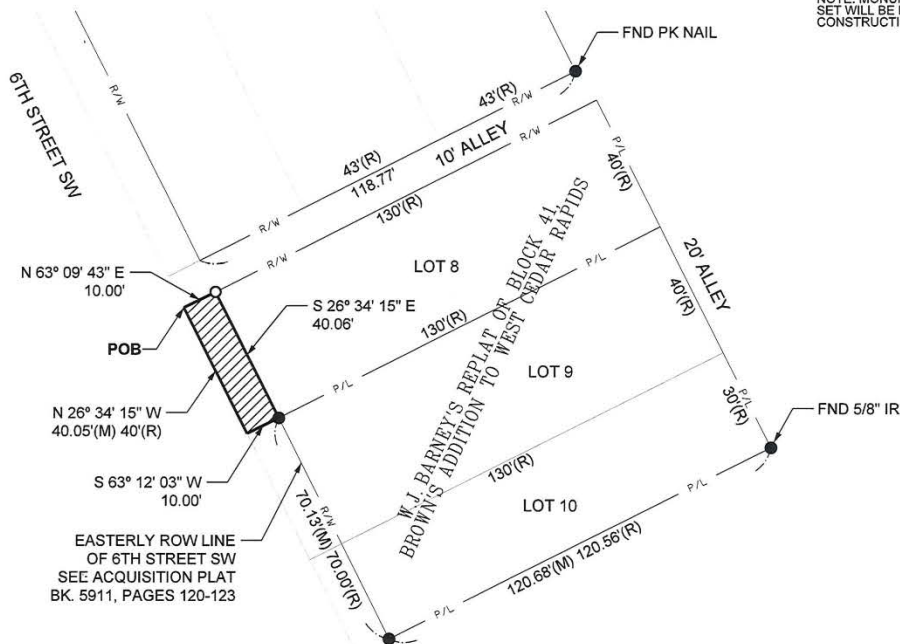
SAID TRACT CONTAINS 401 SQUARE FEET OR 0.01 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION, ALL BEARING AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT.

PROPERTY OWNER:
CITY OF CEDAR RAPIDS
115 6TH ST SW
CEDAR RAPIDS, IA 52404
BOOK 7957, PAGES 584-585



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 5/8" REROD W/YELLOW CAP#14671 (UNLESS NOTED)
- SET 1/2" REROD W/ORANGE CAP#24243 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- R/W --- RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- P/L --- PROPERTY LINE
- ▨ PROPOSED RIGHT-OF-WAY ACQUISITION

FIELD SURVEY COMPLETED: MARCH 2019



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Wesley F. Shimp, P.L.S.

License Number: 24243

My license renewal date is DECEMBER 31, 2020.

Pages or sheets covered by this seal:

1 of 1

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

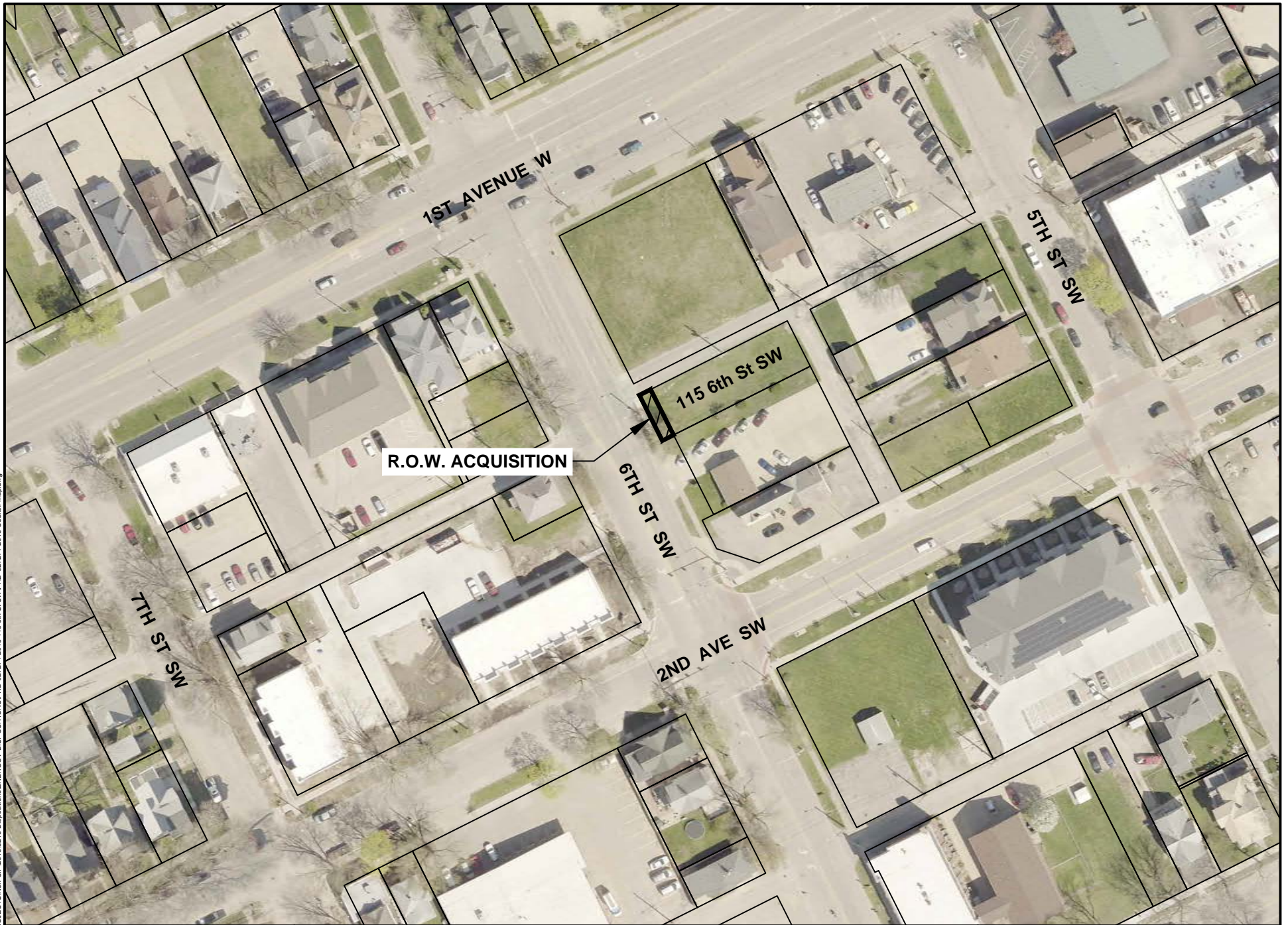
FOTH PROJECT NO. 18C001-03 DATE: 4/9/2019



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402-2515
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

Cadd File Name: W:\PROJECTS\Non-CIP\2018\218 Dispositions\ENERGOV DISPOSITIONS\PRD-027274-2018 115 6th St SW\PRD-027274-2018 Council Map.dwg



**RIGHT-OF-WAY ACQUISITION
115 6TH STREET SW**



PRD-027274-2018



Council Agenda Item Cover Sheet

Submitting Department: Fire

Presenter at Meeting: Greg Smith

Contact Person: Greg Smith

Cell Phone Number: 319-431-3807

E-mail Address: g.smith@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing one Cedar Rapids Iowa Task Force 1 member, to attend Advanced Exterior Structural Collapse Shoring Training in College Station, Texas, for a total amount of \$4,867.

CIP/DID #FIR0419-0046

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: City of Cedar Rapids travel policy requires any travel expenses with a cost of \$3,000 or more to be approved by City Council. The travel costs for the Advanced Exterior Structural Collapse Shoring training exceeds the amount of \$3,000 and is hereby brought to City Council for their approval. The training provides necessary skills and certification to function in the event of an emergency.

Action/Recommendation: The Fire Department recommends approval.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: April 23, 2019

Budget Information: 542102-7862-786200-786218

Local Preference Policy: N/A

Explanation:

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Fire Department has herewith authorized Cody Oberfoell to attend training: Advanced Exterior Structural Collapse Shoring training from April 28 through May 4, 2019, in College Station, Texas. Funding for this travel will be Fire Department Urban Search and Rescue Homeland Security Grant Funds in the amount of \$4,867, Account #542102-7862-786200-786218.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Fire

Presenter at Meeting: Greg Smith

Contact Person: Greg Smith

Cell Phone Number: 319-431-3807

E-mail Address: g.smith@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing two Cedar Rapids Fire Department employees to attend Technical Search Specialist training in College Station, Texas, for a total amount of \$8,100.

CIP/DID #FIR0419-0047

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: The City of Cedar Rapids travel policy requires any travel expenses with a cost of \$3,000 or more to be approved by the City Council. The travel costs for the Technical Search Specialist training exceeds the amount of \$3,000 and is hereby brought to the City Council for their approval. The training will provide these firefighters with the skills and knowledge in structural collapse to perform any and all duties on emergency scenes effectively and efficiently.

Action/Recommendation: The Fire Department recommends approval.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: April 23, 2019

Budget Information: 542102-7862-786200-786218

Local Preference Policy: N/A

Explanation:

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Fire Department has herewith authorized John Cannon and Landon Merkle to attend training: Technical Search Specialist in College Station, Texas, in October, 2019. Funding for this travel will be from USAR 2018 grant funds 542102-7862-786200-786218, in the amount of \$8,100.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Consent
E-mail Address: N/A

Phone Number/Ext.: N/A

Alternate Contact Person: Julie Macauley
E-mail Address: j.macauley@cedar-rapids.org

Phone Number/Ext.: 5118

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing a Sr. Infrastructure Engineer to attend the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated amount of \$5052.00

CIP/DID # IT2019-003

EnvisionCR Element/Goal: InvestCR Goal 2: Cultivate a skilled workforce by providing cutting-edge training and recruiting talented workers.

Background:

Cyber Security Threats and Defenses in a Microsoft 365 Platform. More training is needed in the security area so that we can defend our organization from Cyber threats.

Action/Recommendation:

The Information Technology Department – recommends that City Council approve Dustin Kurth's Business Travel Report for attending the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated total amount of \$5052.00.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date:

Budget Information:

Local Preference Policy: Exempt

Explanation: Travel

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Dustin Kurth, Sr. Infrastructure Engineer, be hereby approved for attending the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated total amount of \$5052.00. The trip will be funded from the Information Technology's FY2019 Cost of Conference/Training budget 542102-101-109420.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Consent
E-mail Address: N/A

Phone Number/Ext.: N/A

Alternate Contact Person: Julie Macauley
E-mail Address: j.macauley@cedar-rapids.org

Phone Number/Ext.: 5118

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing a Sr. Systems Administrator to attend the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated amount of \$5272.00

CIP/DID # IT2019-004

EnvisionCR Element/Goal: InvestCR Goal 2: Cultivate a skilled workforce by providing cutting-edge training and recruiting talented workers.

Background:

Cyber Security Threats and Defenses in a Microsoft 365 Platform. More training is needed in the security area so that we can defend our organization from Cyber threats.

Action/Recommendation:

The Information Technology Department – recommends that City Council approve Titof Aquice's Business Travel Report for attending the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated total amount of \$5272.00.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date:

Budget Information:

Local Preference Policy: Exempt

Explanation: Travel

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Titof Aquice, Sr. Systems Administrator, be hereby approved for attending the TrueSec Geek Week Training Conference in Chicago, IL from June 9-14, 2019 for an estimated total amount of \$5272.00. The trip will be funded from the Information Technology's FY2019 Cost of Conference/Training budget 542102-101-109420.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for June 11, 2019 regarding a proposed urban revitalization area for property at 1610 Blairs Ferry Road NE and adjacent vacant land. CIP/DID #URTE-0030-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: The action initiates the establishment of an Urban Revitalization Area designation. On March 26, 2019, the City Council authorized incentives for the Iowa Fluid Power expansion project under the City's Local Match – Economic Development Program. IFP was approved for State funding through the High Quality Jobs Program, which requires local match. The following is a summary of the project:

- + \$5.75 million capital investment
 - o \$1.75 million construction
 - o \$1.1 million machinery & equipment
 - o \$2.9 million research & development
- + Construction of 45,000 sq. ft. building addition and conversion of 10,000 sq. ft. of warehouse space to office space
- + Creation of 12 new jobs (8 qualify under HQJ Wage threshold)

The standard incentive under the Local Match program provides a declining scale exemption of the increase (new) in value resulting from the investment. The average annual exemption is 44% on the increased value.

Action/Recommendation: City staff recommends adopting the Resolution.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR
RAPIDS, IOWA SETTING A PUBLIC HEARING REGARDING A
PROPOSED URBAN REVITALIZATION AREA LOCATED AT 1610
BLAIRS FERRY ROAD NE AND ADJACENT VACANT LAND

WHEREAS, Chapter 404 of the Code of Iowa allows the Cedar Rapids City Council to designate areas of Cedar Rapids as urban revitalization areas and provide for the exemption from taxation value added by improvements within the revitalization area in accordance with an urban revitalization area plan; and

WHEREAS, it is hereby found and determined that one or more areas, as defined in Chapter 404, Code of Iowa, exist within the City of Cedar Rapids, and rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an urban revitalization area under Chapter 404.1 of the Code of Iowa and has caused there to be a proposed Urban Revitalization Plan (the "Plan") for the revitalization area described as the Iowa Fluid Power Urban Revitalization Area (the "Urban Revitalization Area") described therein which proposed Plan is attached hereto as Exhibit 1; and

WHEREAS, the proposed Urban Revitalization Area is described as follows:

Lot 12, excepting therefrom the West 20 feet and the S-ly 10 feet of Lot 12, and all of Lot 13, except the S-ly 10 feet of Lot 13, Cook's Industrial Addition to Cedar Rapids, Iowa; and

West 20 feet of Lot 12, except the L-ly 10 feet of said Lot, and all of Lots 10 and 11, Cook's Industrial Addition to Cedar Rapids, Iowa, excepting from Lot 10 and West 98 feet and Parcel A, Plat of Survey No. 743 recorded on February 1, 2000, in Book 4042, Page 420 of the records of the Linn County, Iowa Recorder; and

Parcel B, Plat of Survey No. 742 as recorded in Book 4042, at Page 421 of the records of the Linn County, Iowa Recorder on February 1, 2000 being part of Lot A, Cook's Industrial Addition to Cedar Rapids, Linn County, Iowa; and

Parcel A, Plat of Survey No. 2139 as recorded in Book 9835 Page 573 of the records of the Linn County, Iowa Recorder on May 19, 2017, being part of Lot A of Cook's Industrial Addition to Cedar Rapids, Iowa.

WHEREAS, the Iowa statutes requires the City Council to hold a Public Hearing on the proposed Plan for the Area subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall be published by the 30th day prior to the Public Hearing; and

WHEREAS, the Iowa statutes further requires City Council to send notice no later than 30th day prior to the Public Hearing to all owners on record of the real property, including tenants, occupants living within Revitalization Area and tenants living within the proposed Area, of the Public Hearing.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, Iowa, as follows:

1. That a Public Hearing shall be held on the proposed Plan before the City Council at its meeting which commences at 12:00 P.M. on Tuesday, June 11, 2019, in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa.
2. The City Clerk is hereby authorized and directed to file said Plan, attached hereto as Exhibit 1, for public review and publish required notice of said Public Hearing in the Cedar Rapids Gazette as provided for under Section 404.2(3) of the Code of Iowa.
3. The City Clerk is authorized and directed to cause a notice of such Public Hearing to be sent by ordinary mail addressed to all owners on record of the real property, tenants, and occupants living within Urban Revitalization Area.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

EXHIBIT 1



Iowa Fluid Power Urban Revitalization Plan

Public Hearing: June 11, 2019
Adopted by Resolution No. _____

Urban Revitalization Plan

1.0 INTRODUCTION

1.1 Background

The Urban Revitalization Act, Chapter 404 of the Code of Iowa (the “Code”), is intended to encourage development, redevelopment, and revitalization within a designated area of a city by authorizing property tax development incentives to the private sector. Qualified real estate within a designated area may be eligible to receive a total or partial exemption from property taxes on improvements for a specified number of years, with the goal of providing communities with a long-term increase or stabilization in the local tax base by encouraging rehabilitation and additions or new construction, which might not otherwise occur.

The Cedar Rapids City Council (“City Council”) has adopted an Economic Development Strategic Plan and corresponding Economic Development Program, which outlines and guides the City of Cedar Rapids’ (“City”) use of financial incentives. The Economic Development Programs promote and incent, among other things, infill redevelopment, urban housing, creation high-quality jobs, expansion of targeted industries, historic preservation, and construction of sustainable buildings, which are LEED certified.

The Act provides that a City Council may designate an area of the City as a revitalization area, if that area meets one of the following definitions:

1. An area in which there is a predominance of buildings or improvements, whether residential or nonresidential, which by reason of dilapidation, deterioration, obsolescence, inadequate provision for ventilation, light, air, sanitation, or open spaces, high density of population and overcrowding, the existence of conditions which endanger life or property by fire and other causes or a combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime, and which is detrimental to the public health, safety, or welfare.
2. An area which by reason of the presence of a substantial number of deteriorated or deteriorating structures, predominance of defective or inadequate street layout, incompatible land use relationships, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the actual value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or a combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, or welfare in its present condition and use.
3. An area in which there is a predominance of buildings or improvements which by reason of age, history, architecture or significance should be preserved or restored to productive use.
4. An area in which is appropriate as an economic development area as defined in section 403.17.
5. An area designated as appropriate for public improvements related to housing and residential development, or construction of housing and residential development, including single or multifamily housing.

With the adoption of this Iowa Fluid Power Revitalization Plan (“Plan”), the City Council is designating the Iowa Fluid Power Urban Revitalization Area (“Area” or “Revitalization Area”) as being a qualified revitalization area under § 404.1(4) of the Code.

The City Council of the City of Cedar Rapids, Iowa (“City”) finds that the rehabilitation, conservation, redevelopment, economic development, or a combination thereof of the Area is necessary in the interest of the public health, safety, and welfare of the residents of the City and that the Area substantially meets the criteria established in Section 404.1 of the Code of Iowa as being a qualified revitalization area.

Section 404.2 of the Code requires that a city prepare a plan to govern activities within the proposed revitalization area. The balance of this document is intended to set out the elements of a plan as mandated by State law.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area is described as:

Lot 12, excepting therefrom the West 20 feet and the S-ly 10 feet of Lot 12, and all of Lot 13, except the S-ly 10 feet of Lot 13, Cook’s Industrial Addition to Cedar Rapids, Iowa; and

West 20 feet of Lot 12, except the L-ly 10 feet of said Lot, and all of Lots 10 and 11, Cook’s Industrial Addition to Cedar Rapids, Iowa, excepting from Lot 10 and West 98 feet and Parcel A, Plat of Survey No. 743 recorded on February 1, 2000, in Book 4042, Page 420 of the records of the Linn County, Iowa Recorder; and

Parcel B, Plat of Survey No. 742 as recorded in Book 4042, at Page 421 of the records of the Linn County, Iowa Recorder on February 1, 2000 being part of Lot A, Cook’s Industrial Addition to Cedar Rapids, Linn County, Iowa; and

Parcel A, Plat of Survey No. 2139 as recorded in Book 9835 Page 573 of the records of the Linn County, Iowa Recorder on May 19, 2017, being part of Lot A of Cook’s Industrial Addition to Cedar Rapids, Iowa.

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 5.04 acres in size. The revitalization, and exemption as contemplated by this Plan, is applicable to all of the property assessed as commercial, multi-residential or residential within the Plan area.

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, consists of the following parcels:

GPN/Address	Deed Holder	Land Value*	Improvement Value*	Total Assessed Value*
1610 Blairs Ferry Rd NE 140410100500000	Blairs Buildings LLC	\$288,800	\$1,756,600	\$2045,400
0 Vacant Land NE 140410100900000	Blairs Buildings LLC	\$298,800	\$0	\$298,800

**Values are 2019 Assessed Values*

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The current property is zoned I-LI, Light Industrial District which permits construction of light industrial uses, such as light manufacturing, distribution and warehousing. A map of the zoning designation is attached hereto as Exhibit B.

4.2 City Services

The area is located within the City's corporate limits and within current service areas for street maintenance, police and fire. The property within the Area is served by private garbage collection services. City infrastructure, including potable water, sanitary sewer, storm sewer, and public street network services the Plan area. Other private infrastructure – gas, electric, and telecommunication – serve the Plan area.

4.3 Applicable Property

This Plan, and the tax exemption allowed herein, is applicable to any rehabilitation, redevelopment or new construction and related site improvements and applies to the following property classifications in the Plan area: commercial, residential, and multi-residential.

Any additional development or expansion within the property described in *Section 2.0* of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure consistency with the City Council goals, which include: creating/retaining high quality jobs, significant increase in property valuation, infrastructure connectivity, infill and affordable housing, and expansion of target industries.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN

The Urban Revitalization Project shall remain so designated for a period of no less than one (1) year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN

Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

- + revisions to the Urban Revitalization Area boundary;
- + eligible projects;
- + tax exemption schedules;
- + relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code.

7.0 REVENUE BONDS

The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all, or any part, of any interest in land, buildings, or improvements which are suitable

for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner of may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this Plan. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the "Application") accompanied by a report of the total must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The application shall contain but not be limited to the following information:

1. The nature of the improvement.
2. The cost of the improvement project.
3. The estimated or actual date of completion.
4. The tenants that occupied the owner's building on the date the City adopted the Plan.
5. The exemption scheduled outlined in *Section 8.2* being elected by the project.

The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

For prior approval and non-prior approval applications, the City Council shall approve an application submitted for exemption if:

1. The project, as determined by the City Council, is in conformance with this Plan;
2. The project is located with the Plan Area;
3. The improvements were made during the time the Area was so designated;
4. The project has been issued a building permit (if required) from the City; and
5. The project is in compliance with all City
6. Any other legal requirement(s).

All approved applications shall be forwarded by the City to the City Assessor's Office ("Assessor") by March 1 for review and final determination of eligibility by the Assessor, pursuant to § 404.5 of the Code. The Assessor shall make a physical review of all properties with approved applications. The Assessor shall determine the increase in actual value for tax purposes due to the improvements and notify the application of the determination, which may be appealed to the local board of review pursuant to § 441.37 of the Code.

After the initial tax exemption is granted, the Assessor shall continue to grant the tax exemption for the time period specified on the approved application. The tax exemptions for

the succeeding years shall be granted without the owner(s) having to file an application for ensuing years.

8.2 Tax Exemption Schedules

8.2.1 **Schedule 1 - Residential Exemption:**

All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent (115%) of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars (\$20,000) and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1 of the Code.

8.2.2 **Schedule 2 - Ten Year Declining Exemption:**

All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<u>Year</u>	<u>Percentage of Exemption</u>
1	80%
2	70%
3	60%
4	50%
5	40%
6	40%
7	30%
8	30%
9	20%
10	20%

8.2.3 **Schedule 3 - Three-Year Exemptions:**

All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 **Schedule 4 - 10-Year Qualified Residential Exemption:**

All qualified real estate assessed as any of the following is eligible to receive one hundred percent (100%) exemption from taxation on the actual value added by the improvements for a period of ten (10) years:

- (a) Residential property;
- (b) Commercial Property if the commercial property consists of three or more separate living quarters with at least seventy-five percent (75%) of the space used for residential purposes;
- (c) Multi-residential property if the multi-residential property consists of three or more separate living quarters with at least seventy-five (75%) of the space used for residential purposes.

8.2.5 Election of Schedule:

The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions

- (a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.
- (b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%), or at least ten percent (10%) in the case of real property assessed as residential property or which have, in the case of land upon which is located more than one building and not assessed as residential property, increased the actual value of the buildings to which the improvements have been made by at least fifteen percent.
- (c) “Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.
- (d) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION

The property within the revitalization area consists of only vacant land, no relocation is required.

10.0 PRIOR APPROVAL

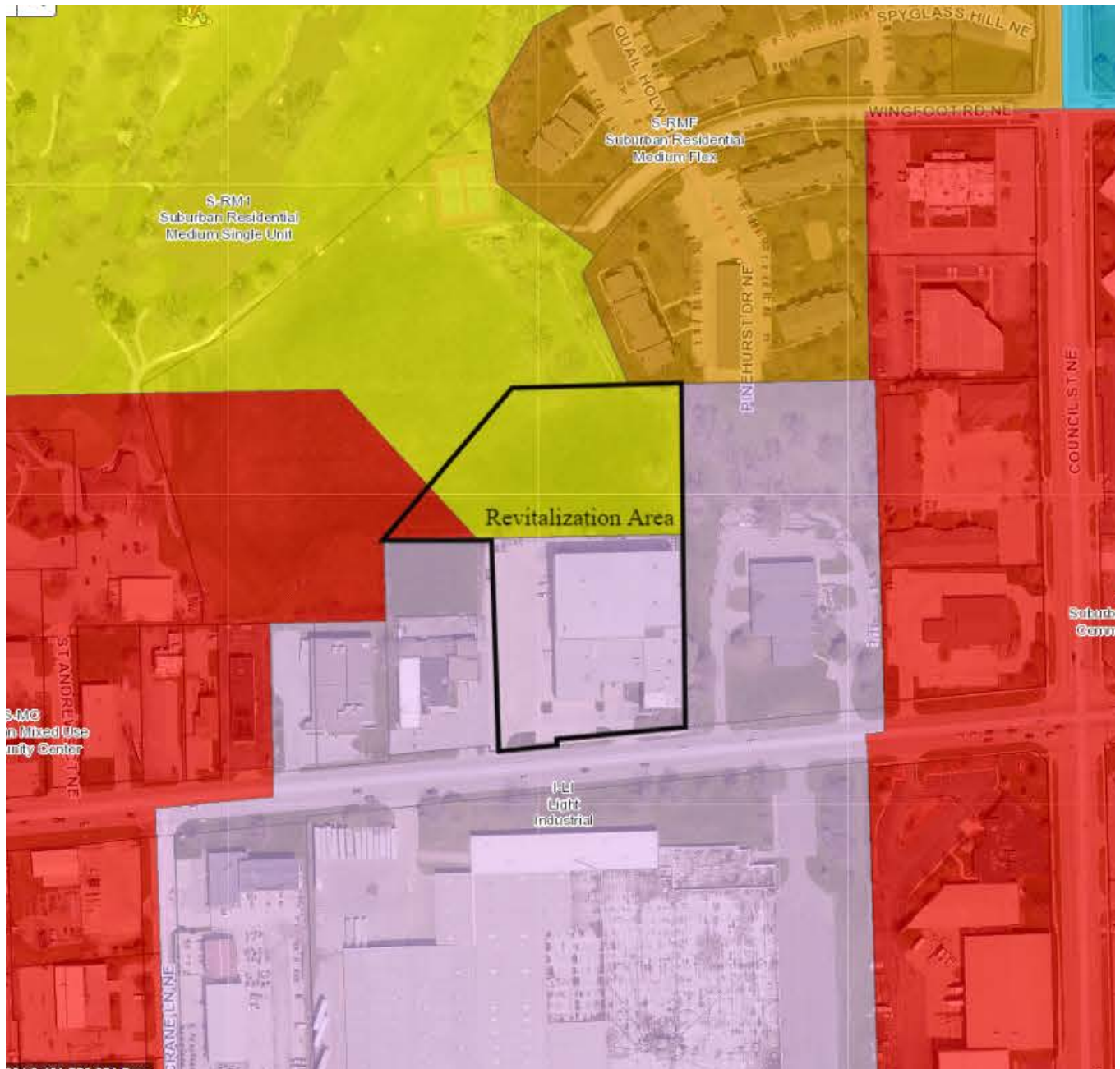
The following are project(s) which given prior approval, which are located within the revitalization area:

1. Iowa Fluid Power – expansion of an existing commercial building at 1610 Blairs Ferry Rd NE including related site improvements .

**EXHIBIT A:
MAP OF URBAN REVITALIZATION AREA**



EXHIBIT B: ZONING





Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

E-mail Address: S.Fowler@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings

A motion setting a public hearing for May 14, 2019 to consider a change of zone from S-RM1, Suburban Residential Medium Single Unit District and S-MC, Suburban Mixed Use Community Center District to I-LI, Light Industrial District with a Planned Unit Development Overlay for property located at 1610 Blairs Ferry Road NE as requested by Blairs Buildings LLC, Applicant / Titleholder.

CIP/DID #RZNE-028529-2019

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: This request for rezoning was reviewed by the City Planning Commission on April 4, 2019. The Commission recommended unanimously to approve the rezoning request with a 7 to 0 vote.

This is a request to rezone a 2.30 acre parcel from S-RM1, Suburban Residential Medium Single Unit and S-MC, Suburban Mixed Use Community Center to I-LI, Light Industrial District with a Planned Unit Development Overlay. A 48,300 sf building expansion is proposed. The property is identified as "Urban-Medium Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan. The proposed development will be consistent with the goals and objective of this Land Use Typology Area designation.

The accompanying Preliminary Site Development Plan as submitted includes the following:

- Site area to be rezoned – 2.30 acres
- Total lot area – 4.9 acres
- Proposed building size – 100,379 sf total
- Parking required – 146 spaces
- Parking provided - 153 spaces
- Stormwater management provided via an on-site basin
- Requested Zoning Modification:
 - Reduce bufferyard setback requirement at northerly end of the site

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on May 14, 2019. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends adoption of the motion setting the public hearing.

Alternative Recommendation: City Council may table and request further information.

Time Sensitivity: NA

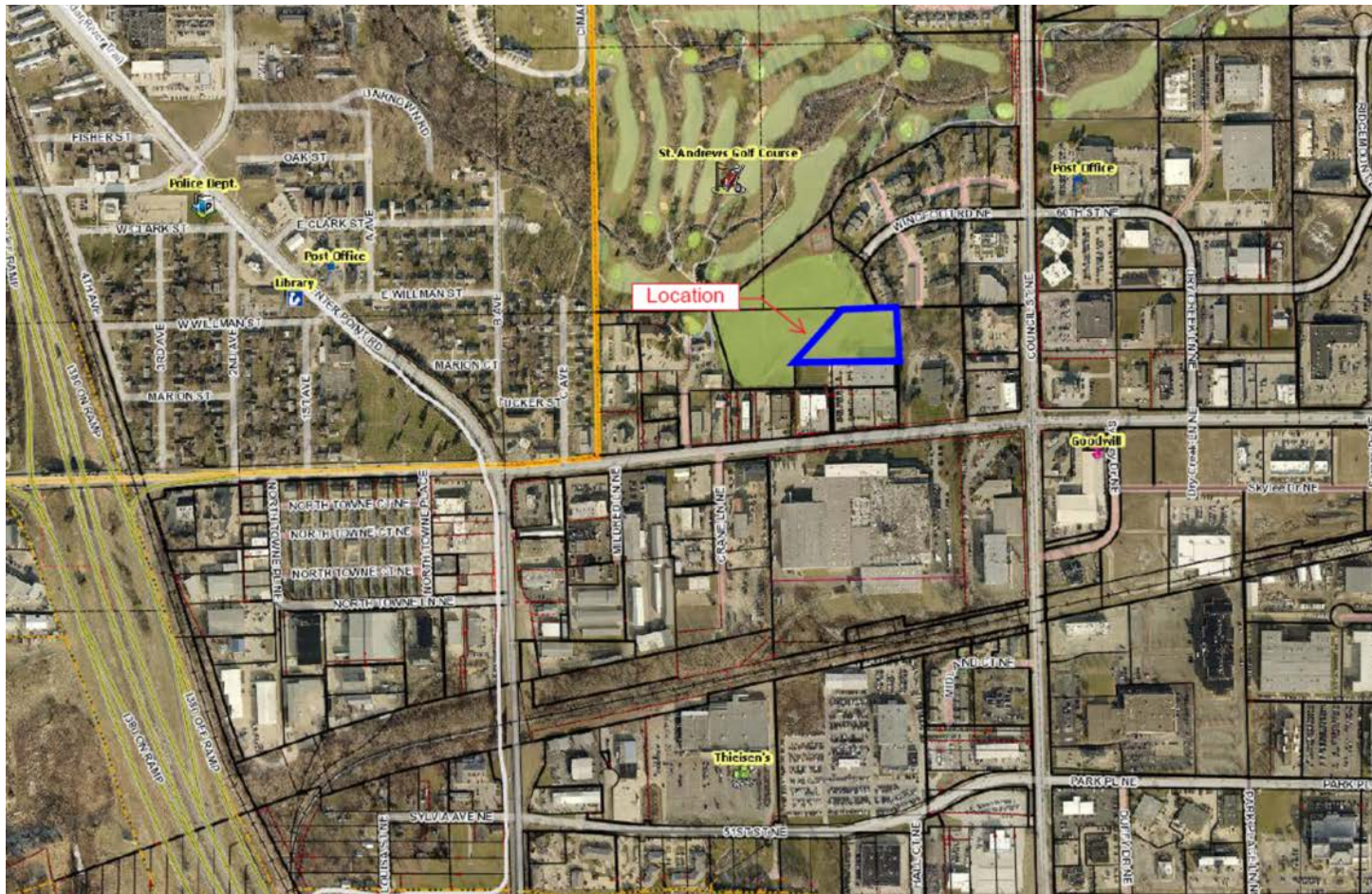
Resolution Date: NA

Budget Information: NA

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 319-538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings

May 14, 2019 - to consider a Development Agreement with Nan Ran, Inc. for the proposed River Ridge Square development project. CIP/DID #TIF-0029-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: The motion sets a public hearing for May 14 on a proposed Development Agreement for the River Ridge Square Development project, located south of Highway 100 and west of Edgewood Road NE. On January 22, 2019, the City Council adopted a resolution of support for the project under the Large Site Master Plan - Economic Development Program. On March 12, 2019, a Memorandum of Understanding was approved which authorized preliminary terms to be included in Development Agreements for the project as follows. The MOU outlined the following key terms:

- Minimum Investment - \$25 million
- Minimum Improvements – master-planned development of 15 acres:

Site A – Randy Kuehl Honda

- 7 acres
- Construction of a 32,000 square foot commercial car dealership facility
- Relocation of the Randy Kuehl Honda dealership
- Construction of site improvements to provide an inventory of approximately 400 vehicles

Site B – New Buffalo Land Co.

- 8 acres
- Construction of three, 49,000 square foot mixed use commercial buildings
- 84 residential dwelling units of approximately 98,000 square foot total
- 49,000 square foot retail and/or office/service
- Estimated 350 parking stalls
- Employment Commitments:
 - NBL Co. – creation and maintenance of no less than 50 full time employees
 - Kuehl – retention of 35 full time employees, and creation of 10 full time employees

- City to provide a reimbursement of increased (increment) taxes generated by the Minimum Improvements as follows:
 - 5-year, 100% reimbursement for Site A – Randy Kuehl Honda
 - 10-years, 50% reimbursement for Site B

A Development Agreement will be presented which memorializes the commitment of the City and Developer.

Action/Recommendation: City staff recommends setting the public hearing.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 319-538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings

May 14, 2019 - to consider a Development Agreement with New Buffalo Land Co. LLC for the proposed River Ridge Square development project. CIP/DID #TIF-0029-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: The motion sets a public hearing for May 14 on a proposed Development Agreement for the River Ridge Square Development project, located south of Highway 100 and west of Edgewood Road NE. On January 22, 2019, the City Council adopted a resolution of support for the project under the Large Site Master Plan - Economic Development Program. On March 12, 2019, a Memorandum of Understanding was approved which authorized preliminary terms to be included in Development Agreements for the project as follows. The MOU outlined the following key terms:

- Minimum Investment - \$25 million
- Minimum Improvements – master-planned development of 15 acres:

Site A – Randy Kuehl Honda

- 7 acres
- Construction of a 32,000 square foot commercial car dealership facility
- Relocation of the Randy Kuehl Honda dealership
- Construction of site improvements to provide an inventory of approximately 400 vehicles

Site B – New Buffalo Land Co.

- 8 acres
- Construction of three, 49,000 square foot mixed use commercial buildings
- 84 residential dwelling units of approximately 98,000 square foot total
- 49,000 square foot retail and/or office/service
- Estimated 350 parking stalls
- Employment Commitments:
 - NBL Co. – creation and maintenance of no less than 50 full time employees
 - Kuehl – retention of 35 full time employees, and creation of 10 full time employees

- City to provide a reimbursement of increased (increment) taxes generated by the Minimum Improvements as follows:
 - 5-year, 100% reimbursement for Site A – Randy Kuehl Honda
 - 10-years, 50% reimbursement for Site B

A Development Agreement will be presented which memorializes the commitment of the City and Developer on the above terms.

Action/Recommendation: City staff recommends setting the public hearing.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Motions filing plans and specifications
 Motion setting public hearing date for May 14, 2019 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 on May 15, 2019 for the Edgewood Road from Highway 100 to Blairs Ferry Road Roadway Improvements project (estimated cost is \$670,000).
 CIP/DID #301980-01

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: The project will construct roadway improvements on Edgewood Road and move a signalized access location to accommodate development. The improvements will include turn lanes, medians, traffic signal relocation, sidewalks, and other minor adjustments to existing infrastructure.

Action/Recommendation: The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for May 14, 2019 and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: City Council has the option to defer the project but this may result in delaying adjacent development.

Time Sensitivity: Normal

Resolution Date: May 14, 2019

Budget Information: 301/301000/301980

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Cadd File Name: W:\PROJECTS\CP\001301980 Earhart Ln\301980-01\COUNCIL AGENDA\301980 Council Map2.dwg



**EDGEWOOD ROAD NE FROM HIGHWAY 100 TO BLAIRS FERRY ROAD
ROADWAY IMPROVEMENTS**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications

Motion setting public hearing date for May 14, 2019 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 on May 22, 2019 for the Prairie Grass Lane NE from Milburn Road to West of Windy Meadow Circle Roadway Construction project (estimated cost is \$120,000).

CIP/DID #301967-02

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This project extends Prairie Grass Lane for 200' west to Milburn Road NE. The work includes new pavement construction, new sidewalk and ramp reconstruction and storm sewer improvements.

Action/Recommendation: The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for May 14, 2019 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: The alternative to this project is to defer construction until a later season or abandon the project.

Time Sensitivity: Normal

Resolution Date: May 14, 2019

Budget Information:

301/301000/301967 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



PROJECT AREA

PRAIRIE GRASS LN NE

PRAIRIE GRASS LN NE

MILBURN RD NE

WINDY MEADOW CIR NE

MILBURN RD NE

WINDY MEADOW CIR NE

RIDGEWOOD MEADOWS LN NE



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman

Contact Person: Chief Jerman

Cell Phone Number: 319-640-5518

E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

- a. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for Benz Beer Festival Event on 7th Avenue SE).
- b. Bigg Daddy's, 2201 16th Avenue SW (new – adding alcohol to existing business).
- c. Blind Pig, 3325 Center Point Road NE.
- d. Cancun Mexican Grill & Bar, 365 33rd Avenue SW.
- e. Cedar Rapids Moose Lodge #304, 1820 West Post Road SW.
- f. Dirty Shirley's, 88 16th Avenue SW.
- g. Happy Joe's Pizza, 5070 Lindale Drive NE.
- h. Hy-Vee #3 Club Room, 20 Wilson Avenue SW.
- i. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day License for an event at 845 Capital Drive SW).
- j. JM O'Malley's, 1502 H Avenue NE.
- k. Kirkwood Culinary Kitchen, 1100 3rd Street SE.
- l. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day license for an event at the Amphitheatre).
- m. Need Pizzeria, 207 2nd Avenue SE.
- n. Red Lion Lounge, 3970 Center Point Road NE.
- o. Smokin' Joe's Tobacco & Liquor Outlet #13, 2315 Mount Vernon Road SE.
- p. Smokin' Joe's Tobacco & Liquor Outlet #7, 904 1st Avenue NW.
- q. Tobacco Outlet Plus #520, 124 Collins Road NE.
- r. Walgreen's #12393, 5750 C Avenue NE.

CIP/DID #OB1145716

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: Per State Code, the local authority must provide approval prior to the State issuing the alcohol licenses to the applicants.

Action/Recommendation: Approve applications as submitted.

Alternative Recommendation:

Time Sensitivity:

Resolution Date:

Budget Information:

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA



Cedar Rapids Police Department Memorandum

To: Chief Jerman

From: Lt. Fields

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: 4/16/2019

Business Name/Address	Total Calls	Public Intox Intox	Disturbances Driver	
Blind Pig 3325 CENTER POINT RD NE	32	0	0	7
Cedar Rapids Moose Lodge #304 1820 WEST POST RD SW	6	0	0	0
Dirty Shirley's 88 16TH AVE SW	7	0	0	1
Happy Joe's Pizza 5070 LINDALE DR NE	5	0	0	1
Hy-Vee #3 Club Room 20 WILSON AVE SW	390	0	0	37
Hy-Vee Food Store #1 1843 JOHNSON AVE NW				
JM O'Malley's 1502 H AVE NE	12	1	0	1
Kirkwood Culinary Kitchen 1100 3RD ST SE	300	0	0	8
McGrath Amphitheatre Cedar Rapids 475 1st ST SW	34	0	0	0
Need Pizzeria 207 2ND AVE SE	19	0	0	4
Smokin' Joe's Tobacco & Liquor Outlet #13 2315 MT VERNON RD SE	0	0	0	0
Smokin' Joe's Tobacco & Liquor Outlet #7 904 1ST AVE NW	13	0	0	2
Tobacco Outlet Plus #520 124 COLLINS RD NE	28	0	0	0



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew

Phone Number/Ext.: 5097

E-mail Address: c.drew@cedar-rapids.org

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2019-01
- b. Payroll. CIP/DID #FIN2019-02
- c. Transfer of funds. CIP/DID #FIN2019-03

<p>EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply</p>

Background: The bi-weekly listings of bills, payrolls and fund transfers have been examined and approved by the proper departments.

Action/Recommendation: Authorize the Finance Department to issue payments and payroll checks and transfer funds as per the resolution listings.

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: 4-23-2019

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the attached listing of bills dated the 23rd day of April, 2019, has been examined and approved by the proper departments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Finance Director be and is hereby authorized and directed to draw checks on the City Treasurer in favor of the holders thereof and for the various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the following payrolls have been examined and approved by the proper departments, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Finance Director be and is hereby authorized and directed to issue checks in favor of the holders thereof and for various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

Department	Total	Department	Total
Animal Control	\$ 23,933.33	Human Resources	\$ 18,116.08
Aquatics Operation	\$ 11,777.80	Information Technology	\$ 87,660.13
Attorney	\$ 23,064.39	Joint Communications	\$ 64,061.23
Building Services Division	\$ 76,348.98	Parks Operations	\$ 101,137.76
CD – Federal Programs	\$ 28,631.39	Police	\$ 731,270.23
CR Public Library	\$ 131,727.15	Public Works	\$ 10,251.83
City Band	\$ 0,000.00	PW – Engineering	\$ 153,119.63
City Manager	\$ 53,229.88	Purchasing Services	\$ 11,123.62
Civil Rights	\$ 9,104.09	Recreation	\$ 37,540.01
Clerk	\$ 12,729.27	Sewer Operations	\$ 67,729.75
Comm Develop – DOD	\$ 35,447.20	Street Operations	\$ 166,445.64
Council	\$ 7,228.62	Traffic Engineering	\$ 55,116.54
Development Services	\$ 41,542.84	Transit	\$ 120,721.30
Facilities Maint Service	\$ 53,276.99	Treasury Operations	\$ 14,528.80
Finance	\$ 30,181.32	Utilities	\$ 14,294.80
Finance – Analysts	\$ 12,636.00	Utilities – Solid Waste	\$ 105,390.11
Financial Operations	\$ 47,319.12	Veterans Memorial	\$ 19,687.73
Fire	\$ 429,471.80	Water Operations	\$ 293,887.21
Five Seasons Parking	\$ 5,633.92	Water Pollution Control	\$ 198,370.83
Fleet Maintenance	\$ 83,032.94		
Golf Operations	\$ 23,550.88	Grand Total	\$ 3,410,321.14

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

FIN
CLK
VET
WTR
WPC
STR
REC
TED
FIR
PD
TRS
EIA
FIN2019-03

RESOLUTION NO. LEG_NUM_TAG

TRANSFER OF FUNDS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,
that and the City of Cedar Rapids Finance Director is hereby authorized and directed to transfer
funds as per the attached listing.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2019-03-31	AJEADS201	To correct chart of accounts for increment revenue in TIF	483001	7503		11,627.98
2019-03-31	AJEADS201	To correct chart of accounts for increment revenue in TIF	571100	7502		(11,627.98)
		AJEADS201 Total				-
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	7503		13.36
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	7530		(3.11)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	101		70.32
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	7516		(70.32)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	101		(31.97)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	7508		31.97
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	101		(13.36)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	101		3.11
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	7510		(0.82)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	101		0.82
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	7511		(1.89)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	101		1.89
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	483001	7519		(4.40)
2019-03-31	AJEADS203	To transfer funds to general fund to recon TIF closures	571100	101		4.40
		AJEADS203 Total				-
2019-03-31	AJEAIH200	To correct transfers made for interest related to JCN.	571100	101		2,845.57
2019-03-31	AJEAIH200	To correct transfers made for interest related to JCN.	571100	7892		(1,220.32)
2019-03-31	AJEAIH200	To correct transfers made for interest related to JCN.	483001	7892		(2,845.57)
2019-03-31	AJEAIH200	To correct transfers made for interest related to JCN.	483001	101		1,220.32
		AJEAIH200 Total				-
2019-03-31	AJEMLT200	To transfer funds	571100	354	354011	86,154.09
2019-03-31	AJEMLT200	To transfer funds	483001	444		(86,154.09)
		AJEMLT200 Total				-
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012181	(4,960.37)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012153	(4,072.50)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012102	(3,761.23)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	301695	(3,181.75)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012101	(2,660.11)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012235	(2,293.18)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012089	(1,810.94)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012149	(1,035.30)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012115	(882.32)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	301963	(810.34)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012127	(802.83)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012116	(370.78)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012129	(355.06)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012275	(305.28)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012126	(277.32)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012175	(5,842.27)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012237	(7,915.89)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012090	(233.62)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012088	(8,002.56)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012174	(181.68)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012246	(103.83)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012095	(38.16)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	301998	(38.16)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012130	(18.16)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012176	(9.08)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	571100	7970		378,803.32
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012043	(83,381.12)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012121	(60,192.60)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	301379	(40,913.29)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012236	(31,421.46)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012148	(27,183.16)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012094	(27,095.78)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012155	(18,934.50)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012120	(14,953.18)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012199	(12,501.77)
2019-03-31	AJEMRW200	To transfer funds of Streets LOST	483001	301	3012131	(12,263.74)
	AJEMRW200 Total					(0.00)
2019-03-31	AJEMRW201	To transfer funds for AC Supplies	483001	101		(6,806.71)
2019-03-31	AJEMRW201	To transfer funds for AC Supplies	571100	317	317822	6,806.71
	AJEMRW201 Total					-
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304990	(17,500.00)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304355	(8,333.33)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304475	(5,833.33)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304458	(20,833.33)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304998	(5,000.00)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304478	(79,166.67)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304451	(8,333.33)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	571100	671		175,000.00
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304428	(2,083.34)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304990	(14,583.33)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304429	(4,166.67)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304160	(4,166.67)
2019-03-31	AJERRJ200	To transfer funds monthly from operations to CIP for Enterprise	483001	304	304996	(5,000.00)
	AJERRJ200 Total					0.00
2019-03-31	AJERRJ201	To transfer funds for Visual Arts	571100	351	351002	60,392.50
2019-03-31	AJERRJ201	To transfer funds for Visual Arts	483001	7932	793209	(60,392.50)
	AJERRJ201 Total					-
2019-03-31	AJERRJ202	To transfer funds to project 635138	483001	635	635138	(44,000.00)
2019-03-31	AJERRJ202	To transfer funds to project 635138	571100	307	307235	44,000.00
	AJERRJ202 Total					-
2019-03-31	AJERRJ203	To transfer funds to FCS project 3311200 for acquisitions covered by Real Estate 799200 project	483001	331	3311200	(10,468.26)
2019-03-31	AJERRJ203	To transfer funds to FCS project 3311200 for acquisitions covered by Real Estate 799200 project	571100	7992	799200	10,468.26
	AJERRJ203 Total					-
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	571100	301	301995	14,725.05
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304476	(169.29)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325012	(2,200.27)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325031	(540.50)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325036	(1,984.32)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325050	(158.97)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325071	(3,769.38)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325069	(2,430.47)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325042	(831.40)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	571100	671		15,293.32
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304079	(4,036.13)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304224	(41.16)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304355	(2,305.98)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304361	(263.18)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304990	(6,444.99)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304998	(300.51)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304996	(283.28)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304429	(418.07)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304485	(86.97)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304495	(173.06)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304479	(23.92)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304427	(172.76)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304483	(505.89)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	304	304489	(68.13)
2019-03-31	PWSTAFF	To transfer funds and record staff time billing relating to February 2019	483001	325	325008	(2,809.74)
	PWSTAFF Total					-
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	101		(4,064.17)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	101		(859,220.83)
2019-03-31	RECUR008	Transfer of road use tax revenue	571100	7300		350,714.99
2019-03-31	RECUR008	Transfer of road use tax revenue	571100	7300		995,118.33
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	305	305093	(8,333.33)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	301	301966	(8,333.33)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	301	301666	(41,666.67)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	101		(20,833.33)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	101		(111,000.00)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	301		(159,048.33)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	301	301207	(33,333.33)
2019-03-31	RECUR008	Transfer of road use tax revenue	483001	301	3012181	(100,000.00)
	RECUR008 Total					-
2019-03-31	RECUR014	To transfer funds of property tax revenue for health benefitsTo transfer funds of property tax revenue for health benefits	571100	240		925,832.75
2019-03-31	RECUR014	To transfer funds of property tax revenue for health benefitsTo transfer funds of property tax revenue for health benefits	483001	101		(925,832.75)
	RECUR014 Total					-
2019-03-31	RECUR016	To transfer funds of property tax revenue for FICA	571100	240		216,405.54
2019-03-31	RECUR016	To transfer funds of property tax revenue for FICA	483001	101		(216,405.54)
	RECUR016 Total					-
2019-03-31	RECUR017	To transfer funds of property tax revenue for IPERS	483001	101		(216,405.54)
2019-03-31	RECUR017	To transfer funds of property tax revenue for IPERS	571100	240		216,405.54
	RECUR017 Total					-
2019-03-31	RECUR106	To transfer funds of property tax revenue to Police and Fire for pension costs	571100	211		144,690.21
2019-03-31	RECUR106	To transfer funds of property tax revenue to Police and Fire for pension costs	483001	101		(232,601.29)
2019-03-31	RECUR106	To transfer funds of property tax revenue to Police and Fire for pension costs	483001	101		(144,690.21)
2019-03-31	RECUR106	To transfer funds of property tax revenue to Police and Fire for pension costs	571100	221		232,601.29
	RECUR106 Total					-
2019-03-31	RECUR131	To transfer funds for debt payments	483001	445		(29,033.33)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	447		(16,250.09)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	447		4,724.91
2019-03-31	RECUR131	To transfer funds for debt payments	571100	448		25,092.91
2019-03-31	RECUR131	To transfer funds for debt payments	483001	450		(74,251.67)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	451		50,695.40
2019-03-31	RECUR131	To transfer funds for debt payments	483001	452		(22,804.17)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	452		4,415.29
2019-03-31	RECUR131	To transfer funds for debt payments	483001	453		(15,374.58)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	454		70,318.27
2019-03-31	RECUR131	To transfer funds for debt payments	483001	455		(5,100.00)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	456		30,100.52
2019-03-31	RECUR131	To transfer funds for debt payments	483001	457		(20,739.58)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	458		6,657.81
2019-03-31	RECUR131	To transfer funds for debt payments	571100	459		13,032.82
2019-03-31	RECUR131	To transfer funds for debt payments	571100	461		110.19
2019-03-31	RECUR131	To transfer funds for debt payments	571100	462		33,323.96
2019-03-31	RECUR131	To transfer funds for debt payments	483001	463		(3,917.72)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	463		375.57
2019-03-31	RECUR131	To transfer funds for debt payments	483001	464		(55,377.30)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	464		20,961.35
2019-03-31	RECUR131	To transfer funds for debt payments	483001	532		(248,429.06)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	552		(29,715.34)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	572		(49,277.63)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	632		(70,462.49)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	632		86,614.17

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	692		(22,781.82)
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7501		49,277.63
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7506		2,576.28
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7508		9,446.37
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7515		36,234.27
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7516		4,488.58
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7520		35,388.22
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7521		26,681.40
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7522		6,377.02
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7523		7,861.79
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7525		124,506.89
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7526		24,586.00
2019-03-31	RECUR131	To transfer funds for debt payments	571100	7965		21,870.69
2019-03-31	RECUR131	To transfer funds for debt payments	571100	444		123.04
2019-03-31	RECUR131	To transfer funds for debt payments	483001	444		(9,747.62)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	443		(3,450.00)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	438		(8,362.28)
2019-03-31	RECUR131	To transfer funds for debt payments	483001	439		(10,766.67)
	RECUR131 Total					-
2019-03-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	571100	011		36,946.68
2019-03-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(21,030.01)
2019-03-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(15,916.67)
	RECUR143 Total					-
2019-03-31	RECUR144	To transfer funds for Attorney, HR, and Nurse salary	483001	101		(4,825.00)
2019-03-31	RECUR144	To transfer funds for Attorney, HR, and Nurse salary	571100	012		22,431.01
2019-03-31	RECUR144	To transfer funds for Attorney, HR, and Nurse salary	483001	101		(10,435.46)
2019-03-31	RECUR144	To transfer funds for Attorney, HR, and Nurse salary	483001	101		(7,170.55)
	RECUR144 Total					-
2019-03-31	RECUR144A	To transfer funds for Attorney, HR, and Nurse salary	571100	012		(12,599.36)
2019-03-31	RECUR144A	To transfer funds for Attorney, HR, and Nurse salary	483001	101		12,599.36
	RECUR144A Total					-
2019-03-31	RECUR158	To transfer funds from hotel motel	571100	7401		118,800.00
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	101		(1,666.67)
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	101		(2,083.33)
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	459		(2,875.00)
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	532		(28,582.50)
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	552		(24,842.50)
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	572		(62,500.00)
2019-03-31	RECUR158	To transfer funds from hotel motel	571100	7401		5,000.00
2019-03-31	RECUR158	To transfer funds from hotel motel	483001	7957		(1,250.00)
	RECUR158 Total					-
2019-03-31	RECUR170	To fund PW director position and Street sweeping with Sewer funds	483001	101		(2,163.48)
2019-03-31	RECUR170	To fund PW director position and Street sweeping with Sewer funds	483001	101		(37,500.00)
2019-03-31	RECUR170	To fund PW director position and Street sweeping with Sewer funds	571100	651		1,081.74
2019-03-31	RECUR170	To fund PW director position and Street sweeping with Sewer funds	571100	671		38,581.74
	RECUR170 Total					-
2019-03-31	RECUR173	To transfer funds from TIF to SSMID Downtown District	571100	7525		484.33
2019-03-31	RECUR173	To transfer funds from TIF to SSMID Downtown District	483001	7701		(31,985.24)
2019-03-31	RECUR173	To transfer funds from TIF to SSMID Downtown District	571100	7501		31,365.83
2019-03-31	RECUR173	To transfer funds from TIF to SSMID Downtown District	571100	7520		135.08
	RECUR173 Total					0.00
2019-03-31	RECUR178	To transfer funds for shared administrative position	483001	071		(3,339.48)
2019-03-31	RECUR178	To transfer funds for shared administrative position	571100	081		3,339.48
	RECUR178 Total					-
2019-03-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2K in discretionary expenses relating to Communication Services	483001	101		(7,294.23)
2019-03-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2K in discretionary expenses relating to Communication Services	571100	621		2,431.41

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2019-03-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2K in discretionary expenses relating to Communication Services	571100	641		2,431.41
2019-03-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2K in discretionary expenses relating to Communication Services	571100	611		2,431.41
	RECUR181 Total					-
2019-03-31	RECUR186	To transfer funds from TIF to SSMID Medical District	483001	7703		(2,492.92)
2019-03-31	RECUR186	To transfer funds from TIF to SSMID Medical District	571100	7525		430.92
2019-03-31	RECUR186	To transfer funds from TIF to SSMID Medical District	571100	7521		1,479.33
2019-03-31	RECUR186	To transfer funds from TIF to SSMID Medical District	571100	7520		582.67
	RECUR186 Total					-
2019-03-31	RECUR188	To transfer funds from Water to Development Svcs for Position 1009 \$2K discr	483001	101		(8,567.88)
2019-03-31	RECUR188	To transfer funds from Water to Development Svcs for Position 1009 \$2K discr	571100	621		8,567.88
	RECUR188 Total					-
2019-03-31	RECUR189	Transfer from Water, WPC and General Fund to ED fund	571100	621		20,833.33
2019-03-31	RECUR189	Transfer from Water, WPC and General Fund to ED fund	483001	7957		(20,833.33)
2019-03-31	RECUR189	Transfer from Water, WPC and General Fund to ED fund	483001	7957		(41,666.66)
2019-03-31	RECUR189	Transfer from Water, WPC and General Fund to ED fund	571100	101		20,833.33
2019-03-31	RECUR189	Transfer from Water, WPC and General Fund to ED fund	571100	611		20,833.33
	RECUR189 Total					-
2019-03-31	RECUR192	To fund PW staff for work on non CIP related Storm Sewer	571100	671		10,000.00
2019-03-31	RECUR192	To fund PW staff for work on non CIP related Storm Sewer	483001	101		(10,000.00)
	RECUR192 Total					-
2019-03-31	RECUR193	To transfer funds from Water to IT for IT Sys Analyst Pos 2751	483001	101		(360.81)
2019-03-31	RECUR193	To transfer funds from Water to IT for IT Sys Analyst Pos 2751	571100	621		360.81
	RECUR193 Total					-
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	483001	101		7,576.97
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	571100	621		(7,576.97)
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	483001	101		(360.81)
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	571100	621		360.81
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	483001	101		(360.81)
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	571100	621		1,082.42
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	483001	101		(1,082.42)
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	571100	621		(7,576.97)
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	483001	101		7,576.97
2019-03-31	RECUR193C	To transfer funds from Water to IT for IT Sys Analyst Pos 2751 - correction of January and February	571100	621		360.81
	RECUR193C Total					-
2019-03-31	RECUR194	To transfer funds from TIF to SSMID Czech Village-New Bo District	571100	7501		257.75
2019-03-31	RECUR194	To transfer funds from TIF to SSMID Czech Village-New Bo District	483001	7704		(257.75)
	RECUR194 Total					-
2019-03-31	RECUR195	To transfer funds from Parks to Facilities for FM ADA Specialist Pos 2424	571100	101		7,529.30
2019-03-31	RECUR195	To transfer funds from Parks to Facilities for FM ADA Specialist Pos 2424	483001	081		(7,529.30)
	RECUR195 Total					-
2019-03-31	RECUR196	Funding of Risk Pos 963 and 2849	571100	621		5,217.73
2019-03-31	RECUR196	Funding of Risk Pos 963 and 2849	571100	611		3,652.41
2019-03-31	RECUR196	Funding of Risk Pos 963 and 2849	483001	101		(10,435.46)
2019-03-31	RECUR196	Funding of Risk Pos 963 and 2849	571100	641		1,565.32
	RECUR196 Total					-
	Grand Total					(0.00)



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar

Contact Person: Angie Charipar

Cell Phone Number: 319-286-5090

E-mail Address: A.Charipar@cedar-rapids.org

Description of Agenda Item: Special events

2019 Run CRANDIC (includes road closures) on April 28, 2019. CIP/DID # SPEC-009031-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 4/23/19

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Jill Wilkins, on behalf of the Cedar Rapids Metro Economic Alliance, has requested approval to conduct the 2019 Run CRANDIC Marathon & Half Marathon on Sunday, April 28th, 2018 from 8:00am to 6:00pm (not including set-up and tear down), and

WHEREAS, the applicant request approval to close the following streets:

- 16th Avenue SE/SW from 1st Street SE to C Street SW
- C Street SW from 16th Avenue SW to Bowling Street SW
- C Street SW from Bowling Street SW to the Trailhead at Tait Cummins Park, Northbound lane
- C Street SW from Ely Road SW to Wright Brothers Blvd SW, southbound lane
- Wright Brothers Blvd SW from C Street SW to Kirkwood Blvd SW, westbound lane
- Kirkwood Blvd SW/Bowling Street SW from Wright Brothers Blvd SW to C Street SW, southbound lane
- Wright Brothers Blvd SW from C Street SW to Kirkwood Blvd SW, westbound lane
- Inspiration Place SW/A Street SW from 15th Avenue SW to 17th Avenue SW
- 15th Avenue SW from Inspiration Place SW to approximately 180' southwesterly.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. The marathon route from Iowa City into Cedar Rapids, continuing north on Club Road turn west onto Wright Brothers Blvd SW, continue west on Wright Brothers Blvd SW to Kirkwood Blvd SW, turn north on Kirkwood Blvd SW to Bowling Street SW, continue north on Bowling Street SW to C Street SW, turn northwesterly on C Street SW to 16th Avenue SW, turn northeasterly on 16th Avenue SW to Inspiration Place SW to the finish line.
2. The half Marathon route is as follows: Beginning on the 16th Avenue Bridge (Bridge of Lions) at 16th Avenue SW, continue southwesterly on 16th Avenue SW to C Street SW, turn southeasterly on C Street SW to the trailhead of the Cedar River Trail across from the Tate Cummins Ball Park, continue southerly on the Cedar River Trail to the "T" intersection with the sidewalk south of Ely Road SW, turn west on the sidewalk to C Street SW, turn south on C Street SW to Wright Brothers Blvd SW, turn west on Wright Brothers Blvd SW to Club Road, turn south on Club Road To a point 150' south of Wright Brothers where participants will turn and head north on Club Rd SW to Wright Brothers Blvd SW, turn west onto Wright Brothers Blvd SW to Kirkwood Blvd SW, turn north on Kirkwood Blvd SW to Bowling Street SW, continue north on Bowling Street SW to C Street SW, turn northwesterly on C Street SW to 16th Avenue SW, turn northeasterly on 16th Avenue SW to Inspiration Place SW to the finish line.
3. If applicant alters the above route or intends to use a different route, a separate event application approval may be required with the new route detailed.

4. In case of an emergency construction project or utility project, route may need to be revised, Traffic Engineering will work with the applicant.
5. Applicant shall not use any equipment that penetrates or damages the City street or sidewalk surface. All tents, stages, and other structures shall be water barrel or sand weight supported.
6. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
7. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
8. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
9. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:

16th Avenue SE/SW from 1st Street SE to C Street SW

- a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
 - b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than Thursday, April 25, 2019, and removed no later than Monday, April 29, 2019.
 - c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.
10. Applicant shall arrange all necessary parking meter hooding and event loading zone operations per requirements of Republic Parking/Park CR (319-365-7275) 1 week in advance of event, where applicable.
11. For questions related to road closure or temporary no parking after hours and on weekends, contact number is 319-360-1144.
12. The Public Works Department will provide static message board(s), placement to be determined, to maintain the flow and safety of vehicular and pedestrian traffic. Static message board(s) availability will be contingent on emergency City projects. The cost to rent the static message board(s) is \$194 per static message board, plus \$15 per additional day. The costs includes delivery, setup and removal.

13. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
14. Applicant will be responsible for contacting both the Union Pacific Railroad and the Cedar Rapids & Iowa City Railway to assure no conflicts will occur during the event at any railroad grade crossings that intersect with the race routes.
15. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
16. Applicant shall seek all appropriate approvals from the Linn County Sheriff since portions of the route is on county roadways. Written notification shall include information on the route, the event date and time, and the name and telephone number of the applicant's contact person.
17. Applicant requests the use of City owned properties located between 12th Avenue SE and 16th Avenue SE from 2nd Street SE westerly approximately 160', formerly known as 1st Street SE, less any privately owned parcels. All vehicular parking is to be on hard surfaces only, no grassy areas. The area shall only be used for a 24-hour period.
18. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Dale Moyle (319-286-5329) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event. Below is the estimated number of off duty officers required for the event and associated cost.

Position	Number	Hours per Officer	Rate	Total
Commander I/C	1	7.5	\$69.00	\$517.00
Commander F/C	1	6	\$69.00	\$414.00
Officer	3	10	\$49.00	\$1470.00
Officer	4	6	\$49.00	\$1176.00
Officer	9	5	\$49.00	\$2205.00
Officer	4	4.5	\$49.00	\$882.00
Officer	3	3	\$49.00	\$441.00

GRAND TOTAL \$7,105.00

19. Applicant, vendors and participants shall not block or restrict access to the Cedar River Trail which is routed on the sidewalk across the 16th Avenue Bridge and through Sokol Park.
20. Applicant shall upon completion of the event, clean up all areas associated with the event and shall reimburse the City for damage to any portion of public property. Event Participants shall use standard trail courtesies and yield appropriate right-of-way to non-event trail traffic. Any temporary signs placed along the event must be at least 2' away from the edge of the trail and must be removed the day of the event.
21. Applicant shall not drive vehicles onto turf, or penetrate the ground with staking for tents or other needs.
22. Vehicles on park grass are strictly prohibited without prior permission by the Parks Superintendent or designee. Applicant shall not obstruct the public sidewalk or impede normal pedestrian traffic. A minimum sidewalk clearance width of five (5) feet shall be maintained on all public sidewalks adjacent to the event site. Vehicles within the park are strictly prohibited. Vending on turf is restricted to 2 wheeled cart types, no vehicles or heavy equipment is allowed on turf, all products including grease and gray water must be disposed of offsite by the Vendor.
23. Please note that all events are responsible to provide additionally desired park tables and receptacles beyond what is standardly available and in place within City Parks. Additional tables, trash cans, trash bags, servicing of trash cans and removal of event related trash, event fencing, hoses, etc. must be provided by the event applicant. Events are also not allowed to move park furniture and receptacles in order to fulfill additional needs by the event.
24. Upon completion of event, all areas associated with the event will be cleaned up. All permanent Park trash receptacles must have trash removed by the event and bags replaced the day of the event. All park grounds that see event crowds must be inspected by the event for any trash, litter, temporary event signs, etc., which must be removed the day of the event before park closing hours. Needed additional trash or debris cleanup by Parks staff will be billed to the event for reimbursement.
25. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
26. Applicant is required to comply with all applicable City, State and Federal Americans with Disabilities Act (ADA) Requirements. The event must provide reasonable accommodations to the programs, services and activities of the event to ensure accessibility to all individuals with disabilities. This shall include, but not limited to, parking, restrooms, routes, transportation, vendors and booths.
27. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.
28. Applicant shall provide for adequate crowd control and security in order to provide a safe and secure environment.
29. Applicant shall provide an emergency contingency plan in case the event needs to be canceled, postponed, or relocated due adverse weather conditions.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar

Contact Person: Angie Charipar

Cell Phone Number: 319-286-5090

E-mail Address: A.Charipar@cedar-rapids.org

Description of Agenda Item: Special events

2019 One Walk (includes road closures) on May 11, 2019. CIP/DID #SPEC-009570-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 4/23/19

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, McKenzie Robinson, on behalf of JDRF, has requested approval to conduct the 2019 One Walk on Saturday, May 11, 2019 from 8:00am to 11:30am (not including set-up and tear down), and

WHEREAS, the applicant request approval to close the following streets:

- Otis Road SE from 12th Avenue SE to Prairie Farm Fishery

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. Route is on sidewalks except for Otis Road SE, begin at NewBo Market to 12th Avenue SE, cross 12th Avenue at 3rd Street SE and continue northeast on 12th Avenue SE to Otis Road SE, turn east on Otis Road SE and continue on Otis Road SE crossing the Railroad Tracks to the entrance to Van Vechten park where pedestrians will turn around and go back on Otis Road SE to 12th Avenue SE, turn southwest on 12th Avenue SE to 3rd Street SE, turn northwest on 3rd Street SE the NewBo City Market and the end.
2. If applicant alters the above route or intends to use a different route, a separate event application approval may be required with the new route detailed.
3. In case of an emergency construction project or utility project, route may need to be revised, Traffic Engineering will work with the applicant.
4. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
5. No trails or sidewalks are closed for the event
6. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
7. Participants shall run/walk on sidewalks where available, or on the left edge of roads facing traffic where no sidewalk is available or as directed by a uniformed police officer.
8. Applicant shall not obstruct the area of public right of way adjacent to the parking meters or impede access to them.
9. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.

- b. Chalk paint shall not be applied to any city street or sidewalk.
10. Participants shall observe all traffic control devices and traffic regulations unless otherwise directed by a uniformed police officer.
 11. For questions related to road closure or temporary no parking after hours and on weekends, contact number is 319-360-1144.
 12. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
 13. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
 14. Applicant shall comply with all traffic controls as may be required and/or provided by the Police Department.
 15. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Dale Moyle (319-286-5329) to arrange officers. The Police Department will provide the off duty officer contact name and cell number to applicant prior to the event. Below is an estimate of the number of off duty officers required to staff the event along with associated costs.

Position	Number	Hours per Officer	Rate per Hour	Total
Officer	2	3	\$49.00	\$294.00

16. Applicant is aware of the existence and requirements of the Municipal Noise Ordinance (Chapter 56 of the Cedar Rapids City Code) as relates to the intent to provide amplified music at the event.
17. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
18. Applicant will supply trash bags and receptacles and is responsible for removing all associated trash from city property. Any cost associated with clean up done by the City will be billed to the applicant.
19. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.
20. Applicant shall provide for adequate crowd control and security in order to provide a safe and secure environment.
21. Applicant is required to comply with all applicable City, State and Federal Americans with Disabilities Act (ADA) Requirements. The event must provide reasonable accommodations to the programs, services and activities of the event to ensure accessibility to all individuals

with disabilities. This shall include, but not limited to, parking, restrooms, routes, transportation, vendors and booths.

22. Applicant shall provide an emergency contingency plan in case the event needs to be canceled, postponed, or relocated due adverse weather conditions.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar

Contact Person: Angie Charipar

Cell Phone Number: 319-286-5090

E-mail Address: A.Charipar@cedar-rapids.org

Description of Agenda Item: Special events

Benz Beerfest (includes road closures) on May 11, 2019. CIP/DID #SPEC-009080-2019

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 4/23/19

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Matt Hanlin, on behalf of Benz Beverage Depot, has requested approval to conduct the Benz Beerfest on Saturday, May 11, 2019 from 1:00pm to 5:00pm (not including set-up and tear down), and

WHEREAS, the applicant request approval to close the following streets:

- 7th Avenue SE from 5th Street SE to 6th Street SE
- 5th Street SE from 7th Avenue SE to the alley south of 7th Street SE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. If applicant alters the above location or intends to use a different location, a separate event application approval may be required with the new location detailed.
2. In case of an emergency construction project or utility project, route may need to be revised, Traffic Engineering will work with the applicant.
3. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
4. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
5. Applicant shall not use any equipment that penetrates or damages the City street or sidewalk surface. All tents, stages, and other structures shall be water barrel or sand weight supported.
6. No trails or sidewalks are closed for the event.
7. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:

7th Avenue SE from 5th Street SE to 6th Street SE
and 5th Street SE from 7th Avenue SE to the alley south of 7th Street SE

- a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
- b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than Friday, May 10, 2019, and removed no later than Sunday, May 12, 2019.
- c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No

Parking” posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.

8. Applicant shall comply with all existing parking regulations on all adjacent areas of public property.
9. For questions related to road closure or temporary no parking after hours and on weekends, contact number is 319-360-1144.
10. The outermost event fencing shall be no closer than two (2) feet from all public sidewalks to avoid obstructing a public sidewalk or impeding pedestrian traffic.
11. Applicant will ensure proper exiting is in place from the fenced area, patrons cannot reenter the building to exit the fenced area.
12. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant’s contact person. A copy of this written notification shall be provided to the City Manager’s Office.
13. Applicant shall provide adequate adult volunteers to assist with event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
14. Applicant shall provide complete maintenance of the area prior to it being opened to traffic and reimburse the City for damage to any portion of public property.
15. If cooking using LP, an LP permit is required.
16. Food vendors must contact Linn County Public Health @ 892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.
17. Applicant will contact Fire Marshal Vance McKinnon at 319-286-5862 to acquire an Outdoor Place of Assembly permit as required for the outdoor service area and request the appropriate inspections prior to the event taking place.
18. No minors shall be allowed in the alcohol service area.
19. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.
20. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Dale Moyle (286-5329) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event. Below is the estimated number of off duty officers required to staff the event along with associated costs.

Position	Number	Hours per Officer	Rate per hour	Total
Officer	1	5	\$49.00	\$245.00

21. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
22. Applicant is required to comply with all applicable City, State and Federal Americans with Disabilities Act (ADA) Requirements. The event must provide reasonable accommodations to the programs, services and activities of the event to ensure accessibility to all individuals with disabilities. This shall include, but not limited to, parking, restrooms, routes, transportation, vendors and booths.
23. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.
24. Applicant shall provide for adequate crowd control and security in order to provide a safe and secure environment.
25. Applicant shall provide an emergency contingency plan in case the event needs to be canceled, postponed, or relocated due adverse weather conditions.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Contact Person: Steve Hershner

Cell Phone Number: 319-538-1059

E-mail Address: s.hershner@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

1. Resolutions approving assessment actions:
Intent to assess – Solid Waste & Recycling – clean-up costs –four properties.

CIP/DID #SWM-004-19

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

Action/Recommendation: The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

Alternative Recommendation: The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 4/23/2019

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City invoice, and

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, May 22, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

INTENT TO ASSESS 4/23/2019

			INTENT TO ASSESS 4/23/2019
#	Balance Due	District #	Premise Address
1	330.00	3	518 16 th St SE
2	610.00	3	945 N St SW
3	272.00	2	2349 B Ave NE
4	272.00	1	120 17 th St NE
	\$1,484.00		Grand Total
	4		Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Contact Person: Steve Hershner

Cell Phone Number: 319-538-1059

E-mail Address: s.hershner@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – three properties.

Authorize the Solid Waste & Recycling Division to Levy Assessments (to lien various properties for delinquent nuisance abatements).

(Note: The Intent to Assess Resolution was approved at the Council Meeting on March 12, 2019).

CIP/DID #SWM-003-19

EnvisionCR Element/Goal: ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. The Solid Waste and Recycling Division also initiates the Special Assessment process whenever delinquent nuisance abatements are unpaid and after a Notice of Intent to Assess were mailed at least 30 days prior to this Special Assessment. Below are the steps taken for typical abatements:

- Initial inspection and photos taken
- Abatement letter and photos mailed out (property owner has 7 days to abate nuisance)
- Clean-up is performed by Department, if nuisance is not cleaned up after 7 days
- Invoice mailed out
- Notice of Intent to Assess (authorized by the City Council) is mailed
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess is mailed

The Notice of Intent to Assess these properties were approved by Resolution No. 0259-03-19 passed on March 12, 2019.

Following approval of the "Levy Assessment" Resolution, the nuisance abatement information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

Action/Recommendation: The Solid Waste and Recycling Division recommends that the Resolution to Levy Assessments be approved.

Alternative Recommendation: The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 4/23/19

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, a report of the cost of said abatements has been filed with the City Clerk and notice of assessment has been given to the property owners, now therefore

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots and parcels of ground for the amounts shown in said assessments, which invoiced listing attached is made a part of this resolution, and the names of the owners are shown thereon so far as practicable, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEVY ASSESSMENT (TO BE LIENED) 4/23/2019

			LEVY ASSESSMENT 4/23/2019
#	Balance Due	District #	Premise Address
1	322.00	5	823 F Ave NW
2	308.00	1	1605 Northbrook Dr NE
3	292.00	1	1829 B Ave NE
	\$922.00		Grand Total
	3		Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner

Contact Person: Steve Hershner

Cell Phone Number: 538-1059

E-mail Address: SteveHe@cedar-rapids-org

Description of Agenda Item: Intent and levy assessments

Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 43 properties.

CIP/DID #WTR042319-01

Routine business - EnvisionCR Does not apply

Background:

The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Water Division initiates the Notice of Intent to Assess process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated

A Notice of Intent to Assess letter is mailed (after Council approves the Resolution of Intent to Assess) to the customer and property owner giving them 30 days to pay their delinquent municipal utility bill before the resolution for special assessment is approved by City Council to lien properties.

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution for Intent to Assess various properties for delinquent municipal utility bills be hereby approved.

Alternative Recommendation (if applicable): The City Council could decide not to lien delinquent municipal utility bills by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: 4/23/19

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

INTENT TO ASSESS

WHEREAS, utility service charges (water, sewer, storm sewer, solid waste and recycling), penalties and Iowa sales tax have been provided to various properties in the City of Cedar Rapids, Iowa, and

WHEREAS, the occupants of the properties have failed to pay the municipal utility billings mailed for the utility service charges, and

WHEREAS, the utility service charges are now delinquent at these properties.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 28th day of May, 2019. Notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:00 p.m., May 28, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LIEN INTENTS (SPECIAL ASSESSMENTS) 4/23/2019

			LIEN INTENTS 4/23/19	
#		Balance Due	Premise Address	District #
1		\$ 194.63	108 OUTLOOK DR SW	CR3
2		\$ 334.51	135 26TH STREET DR SE	CR2
3		\$ 229.76	215 WEST POST RD SW	CR4
4		\$ 34.02	219 5TH ST NW	CR3
5		\$ 62.63	228 19TH ST NW	CR5
6		\$ 259.18	229 27TH ST NW	CR4
7		\$ 245.54	283 LAMPLITE LN SE	CR3
8		\$ 92.25	325 31ST ST NW	CR4
9		\$ 154.66	335 30TH STREET DR SE	CR2
10		\$ 357.02	603 2ND ST SW	CR3
11		\$ 78.01	723 3RD ST SW	CR3
12		\$ 65.80	728 5TH AVE SW	CR5
13		\$ 150.85	800 8TH AVE SW	CR5
14		\$ 331.27	807 36TH ST SE - FRONT	CR3
15		\$ 208.51	1110 ELLIS BLVD NW	CR4
16		\$ 154.64	1130 16TH ST SE	CR3
17		\$ 140.32	1148 I AVE NE	CR1
18		\$ 143.64	1220 19TH AVE SW	CR5
19		\$ 179.41	1364 1ST AVE NW	CR5
20		\$ 54.16	1420 2ND ST SW	CR3
21		\$ 129.50	1437 HIGHWOOD DR NW	CR4
22		\$ 321.35	1510 L ST SW	CR3
23		\$ 177.24	1612 K AVE NE	CR1
24		\$ 337.95	1621 9TH ST SW	CR5
25		\$ 139.56	1725 10TH ST NW	CR1
26		\$ 218.49	1831 K ST SW	CR3
27		\$ 90.58	1959 2ND AVE SE	CR2
28		\$ 127.67	2044 SYLVIA AVE NE	CR1
29		\$ 57.45	2421 FOX TRAIL DR NE	CR1
30		\$ 149.29	2525 A AVE NE	CR2
31		\$ 269.63	2801 FRUITLAND BLVD SW	CR3
32		\$ 78.48	3445 3RD AVE SE	MARION
33		\$ 227.61	3934 TERRACE HILL DR NE	CR1
34		\$ 265.75	4121 BLUE JAY DR NE #C	CR1
35		\$ 64.06	4170 BLAIRS FERRY RD NE	CR1
36		\$ 64.06	4291 BLAIRS FERRY RD NE	CR1
37		\$ 94.57	4334 REGAL AVE NE	CR2
38		\$ 93.39	4673 LINCOLN HEIGHTS DR SE	COUNTY
39		\$ 243.02	5100 JOHNSON AVE SW	CR4
40		\$ 324.62	5140 HARBET AVE NW	CR4
41		\$ 148.13	5424 CEDAR DR NW	CR4
42		\$ 79.12	5627 MUIRFIELD DR SW #5	CR5
43		\$ 50.99	6620 PRESTON TERRACE SW #6	CR5
		\$ 7,223.32	Grand Total	
		43	Number of Properties	
		\$ 34.02	Balance Due - Low	
		\$ 357.02	Balance Due - High	



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner

Contact Person: Steve Hershner

Cell Phone Number: 538-1059

E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 11 properties.

CIP/DID #WTR031219-01

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.

Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated
- Notice of Intent to Assess Resolution is approved by the City Council and a letter is mailed to the customer and property owner
- Special Assessment Resolution is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 0260-03-19 on March 12, 2019.

Following approval of the "Special Assessment" Resolution, the delinquent municipal utility information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be hereby approved.

Alternative Recommendation (if applicable): The City Council could decide not to lien delinquent municipal utility bills by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: 4/23/19

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

SPECIAL ASSESSMENTS

WHEREAS, the City Council of the City of Cedar Rapids, Iowa has heretofore passed a Resolution of Intent to Assess various properties in the City of Cedar Rapids, Iowa for delinquent municipal utility service charges (water, sewer and storm sewer), penalties and Iowa sales tax, and

WHEREAS, a listing of the various properties for said delinquent utility service charges has been filed with the City Clerk and notice of assessment has been given to the property owners.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against various properties for the amounts shown on the attached listing and made a part of this resolution, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

SPECIAL ASSESSMENTS (TO BE LIENED) 4/23/2019

			SPECIAL ASSESSMENTS 4/23/19	
			LIEN INTENTS 3/12/19	
#		Balance Due	Premise Address	District #
1		\$ 296.83	54 FLORIDA CT SW	CR5
2		\$ 149.61	727 DOWS RD SE	COUNTY
3		\$ 174.98	1148 J AVE NW	CR4
4		\$ 169.74	1500 RICHMOND RD NE	CR1
5		\$ 104.28	1823 K AVE NE	CR1
6		\$ 165.95	1969 B AVE NE	CR2
7		\$ 231.44	2233 MT VERNON RD SE	CR3
8		\$ 177.99	3709 LAWRENCE ST NE	CR1
9		\$ 70.21	3845 VINE AVE SE	CR3
10		\$ 307.59	4328 F AVE NE	CR2
11		\$ 159.24	5708 DOSTAL DR SW	CR5
		\$ 2,007.86	Grand Total	
		11	Number of Properties	
		\$ 70.21	Balance Due - Low	
		\$ 307.59	Balance Due - High	



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Doug Wilson

Contact Person: Jen Winter

Cell Phone Number: (319) 538-1076

E-mail Address: J.Winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Engineering Division purchase of 100 Concrete Security Planters from Wausau Tile, Inc. in the amount of \$108,246.

CIP/DID #PUR0319-197

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: Bids were solicited by Purchasing Services on behalf of the Engineering Division for the purchase and delivery of 100 concrete security planters. These planters are part of a project to enhance the aesthetics of the 3rd Avenue Bridge between 1st Street SW and 1st Street SE, as well as to create an environment friendlier to pedestrians and bicyclists.

Two (2) vendors responded with a total of three (3) bids. The Engineering Division recommends the bid be awarded to Wausau Tile, Inc. as the lowest bidder. The planters will be unloaded and placed by the vendor in the appropriate locations on the 3rd Avenue Bridge at the time of delivery. The planters will be installed upon completion of the current 3rd Avenue bridge repair project. There will be a separate bid contract to install the plant material in the planters.

Action/Recommendation: Authorize the Engineering Division to purchase the Concrete Security Planters as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: 321613

Local Preference Policy: Yes

Explanation: This purchase is eligible for local preference but there were no local bidders.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of 100 Concrete Security Planters on behalf of the Engineering Division; and

WHEREAS, bids were received from two vendors; and

WHEREAS, the Engineering Division recommends that this bid be awarded to Wausau Tile, Inc. as the overall lowest responsive and responsible bidder in the amount of \$108,246.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Engineering Division is authorized to purchase the Concrete Security Planters as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Fleet Maintenance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew

Cell Phone Number: 319-538-1064

E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Fleet Services purchase of a CMC 72HD+ Arbor Pro lift from ArborCare LLC in the amount of \$90,000 for use by Forestry.

CIP/DID #FLT038

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: This is a budgeted FY 2019 fleet purchase.

This new equipment, commonly known as a “backyard lift”, has a much more compact footprint, 35 inches in width. This will allow the Forestry Division to work in areas their existing lifts cannot access. This lift also travels on a track system instead of wheels, allowing access to areas without compromising the quality of property.

Part of the MATRIX review for Forestry was to get a fourth lift so the Forestry could have one trim crew servicing each quadrant daily. This lift should still allow Forestry to meet the MATRIX goal but give more flexibility to adapt to off-road situations (e.g. on park grounds) as well as standard utilization as a fourth lift.

The Fleet Services Division initially solicited quotes through the Purchasing Services Division for a new lift and no bids were received that met the specifications nor allotted budget. Fleet Services then solicited quotes for used equipment. Two quotes were received, of which ArborCare submitted a quote which meets the equipment specifications and budgetary allotment, in the amount of \$90,000.

This purchase is being made from ArborCare LLC of Saint Louis, Missouri, the awarded vendor.

Action/Recommendation: Fleet Services recommends the purchase of the CMC 72HD+ Arbor Pro lift from ArborCare LLC in the amount of \$90,000.

Alternative Recommendation: If not approved, it will affect Forestry’s customer service by not being able to support all four quadrants simultaneously, nor be able to access the areas within parks that our existing equipment cannot gain access to.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: Fund 073, Dept ID 073000 Project 073001

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City's Parks Department – Forestry Division has need of a budgeted equipment purchase, a compact lift commonly known as a backyard lift, and

WHEREAS, the Fleet Services Division has solicited a bid through Purchasing Services for the purchase of one new lift, in which no quotes were received, and

WHEREAS, Fleet Services then solicited quotations for a used lift and received two quotations, and

WHEREAS, of the two quotes received, ArborCare LLC of St. Louis, Missouri, submitted a quote for a CMC 72HD+ Arbor Pro lift that meets the specifications and budgetary allotment for the equipment, and

WHEREAS, the cost of the quoted CMC 72HD+ Arbor Pro lift is \$90,000, budgeted in GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said CMC 72HD+ Arbor Pro lift from ArborCare LLC in the amount of \$90,000, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the quotation, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named equipment from ArborCare LLC as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Ben Dugan

Contact Person: Jen Winter

Cell Phone Number: 319-538-1076

E-mail Address: J.Winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Traffic Engineering Division purchase of Iteris Traffic Video Detection Systems from Mobotrex, Inc. in the amount of \$491,732.69.

CIP/DID #PUR0219-172

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply
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Background:

Purchasing Services solicited bids on behalf of the Traffic Engineering Division for the purchase and delivery of Iteris Traffic Video Detection Systems or equivalent and received one bid. Mobotrex was the only bidder with their total bid of \$491,732.69.

Bids were received from:

Mobotrex, Inc.	Davenport, IA	\$491,732.69
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Action/Recommendation: Authorize the Traffic Engineering Division to purchase the Iteris Traffic Video Detection Systems as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: 306990

Local Preference Policy: Yes

Explanation: No local vendors submitted a bid

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase and delivery of Iteris Traffic Video Detection Systems on behalf of the Traffic Engineering Division; and

WHEREAS, bids were received from one Vendor; and

WHEREAS, the Traffic Engineering Division recommends that this bid be awarded to Mobotrex, Inc. as the overall lowest responsive and responsible bidder in the amount of \$491,732.69.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Traffic Engineering Division is authorized to purchase the Iteris Traffic Video Detection Systems as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Bill Miller

Contact Person: Steve Hershner

Cell Phone Number: 538-1059

E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Contract with Core & Main, LP for Water System Fittings for the Water Division for an annual amount not to exceed \$150,000.

CIP/DID #PUR0219-170A

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: Bids were solicited on behalf of the Water Division for Water System Pipe, Fittings & Appurtenances with seven (7) vendors responding. Award is recommended to Core & Main, LP for fittings categories for which they submitted the lowest bid meeting the City's specifications and delivery requirements.

The Contract period is from April 24, 2019 through April 30, 2020 for an annual amount not to exceed \$150,000 based on estimated quantities to be purchased. These products are put out for bid annually so the contract does not include renewal options.

Bids were submitted by the vendors listed below (in alphabetical order). Vendors awarded a contract are in bold. Total bid amounts are not available due to indefinite quantities and the large number of line items included in the RFB.

1. Brown Supply – Cedar Rapids, IA
2. Clow Valve Company – Oskaloosa, IA
3. **Core & Main – Cedar Rapids, IA**
4. Ferguson – Cedar Rapids, IA
5. Kennedy Valve – Elmira, NY
6. **Schimberg Co. – Cedar Rapids, IA**
7. **Utility Equipment Company – Bettendorf, IA**

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: Operating budget for water distribution

Local Preference Policy: Yes

Explanation: Local preference was applied by item or category as appropriate. Two of the three awarded vendors are local.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the as-needed purchase of Water System Pipe, Fittings & Appurtenances on behalf of the Water Division; and

WHEREAS, bids were received from 7 vendors; and

WHEREAS, the Water Division recommends that a contract be awarded to Core & Main, LP for the fittings categories for which they are the lowest responsive and responsible bidder for an annual amount not to exceed \$150,000; and

WHEREAS, a one-year contract has been prepared for the contract period April 24, 2019 through April 30, 2020.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Bill Miller

Contact Person: Steve Hershner

Cell Phone Number: 538-1059

E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Contract with Schimberg Co. for Water System Pipe, Fittings & Appurtenances for the Water Division for an annual amount not to exceed \$1,000,000.

CIP/DID #PUR0219-170B

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: Bids were solicited on behalf of the Water Division for Water System Pipe, Fittings & Appurtenances with seven (7) vendors responding. Award is recommended to Schimberg Co. for pipe, hydrants, valves, fittings, galvanic anodes, and service materials categories for which they submitted the lowest bid meeting the City's specifications and delivery requirements.

The Contract period is from April 24, 2019 through April 30, 2020 for an annual amount not to exceed \$1,000,000 based on estimated quantities to be purchased. These products are put out for bid annually so the contract does not include renewal options.

Bids were submitted by the vendors listed below (in alphabetical order). Vendors awarded a contract are in bold. Total bid amounts are not available due to indefinite quantities and the large number of line items included in the RFB.

1. Brown Supply – Cedar Rapids, IA
2. Clow Valve Company – Oskaloosa, IA
3. **Core & Main – Cedar Rapids, IA**
4. Ferguson – Cedar Rapids, IA
5. Kennedy Valve – Elmira, NY
6. **Schimberg Co. – Cedar Rapids, IA**
7. **Utility Equipment Company – Bettendorf, IA**

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: Operating budget for water distribution

Local Preference Policy: Yes

Explanation: Local preference was applied by item or category as appropriate. Two of the three awarded vendors are local.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the as-needed purchase of Water System Pipe, Fittings & Appurtenances on behalf of the Water Division; and

WHEREAS, bids were received from 7 vendors; and

WHEREAS, the Water Division recommends that a contract be awarded to Schimberg Co. for the pipe, hydrants, valves, fittings, galvanic anodes, and service materials categories for which they are the lowest responsive and responsible bidder for an annual amount not to exceed \$1,000,000; and

WHEREAS, a one-year contract has been prepared for the contract period April 24, 2019 through April 30, 2020.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Bill Miller

Contact Person: Steve Hershner

Cell Phone Number: 538-1059

E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Contract with Utility Equipment Co. for Water System Valves & Fittings for the Water Division for an annual amount not to exceed \$80,000.

CIP/DID #PUR0219-170C

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: Bids were solicited on behalf of the Water Division for Water System Pipe, Fittings & Appurtenances with seven (7) vendors responding. Award is recommended to Utility Equipment Co. for valves and fittings categories for which they submitted the lowest bid meeting the City's specifications and delivery requirements.

The Contract period is from April 24, 2019 through April 30, 2020 for an annual amount not to exceed \$80,000 based on estimated quantities to be purchased. These products are put out for bid annually so the contract does not include renewal options.

Bids were submitted by the vendors listed below (in alphabetical order). Vendors awarded a contract are in bold. Total bid amounts are not available due to indefinite quantities and the large number of line items included in the RFB.

1. Brown Supply – Cedar Rapids, IA
2. Clow Valve Company – Oskaloosa, IA
3. **Core & Main – Cedar Rapids, IA**
4. Ferguson – Cedar Rapids, IA
5. Kennedy Valve – Elmira, NY
6. **Schimberg Co. – Cedar Rapids, IA**
7. **Utility Equipment Company – Bettendorf, IA**

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: Operating budget for water distribution

Local Preference Policy: Yes

Explanation: Local preference was applied by item or category as appropriate. Two of the three awarded vendors are local.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the as-needed purchase of Water System Pipe, Fittings & Appurtenances on behalf of the Water Division; and

WHEREAS, bids were received from 7 vendors; and

WHEREAS, the Water Division recommends that a contract be awarded to Utility Equipment Co. for the valves and fittings categories for which they are the lowest responsive and responsible bidder for an annual amount not to exceed \$80,000; and

WHEREAS, a one-year contract has been prepared for the contract period April 24, 2019 through April 30, 2020.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing execution of Amendment No. 3 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$434,721 for design services in connection with the 1st Avenue E from 27th Street to 40th Street Pavement Rehabilitation, Infrastructure and Trail Improvements project (original contract amount was \$420,445; total contract amount with this amendment is \$1,064,785).
 CIP/DID #301240-05

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: The last and final phase of this project includes 1st Avenue E from 27th Street to 40th Street and the CEMAR Trail: Phase 3 from B Avenue & 29th Street NE northeasterly with an undercrossing of 1st Avenue E near 30th Street, along the Raining Rose property to the east city limits near 3rd Avenue & 33rd Street Drive SE intersection. The federal-aid portion of the project on 1st Avenue was programmed as two separate projects and has been reprogrammed as one federal-aid project requiring two separate set of plans to be combined into one set of plans for bidding at the Iowa Department of Transportation. In addition, the scope of the trail alignment has been revised for the property at 308 29th Street NE (Stickle property) to have an alignment along a diagonal alignment following the old railroad right-of-way and the existing ITC high voltage power lines or on the southerly perimeter of the property. The purpose of this amendment is to provide the following:

1. Provide additional topographic surveys, designs, right-of-way acquisition documents, and final design drawings for the trail alignment across the 308 29th Street NE property to connect to the 14 ft. by 10 ft. pre-cast undercrossing of 1st Avenue E.
2. Combine two existing plan sets into one single plan set for bidding purposes.
3. Complete final design activities based on right-of-way acquisition efforts
4. Conduct an additional public information meeting for the combined projects.
5. Provide additional right-of-way support services for the appraisals, negotiations, and property impacts for the project(s). Right-of-way acquisitions involve a total of 62 parcels.
6. Additional construction period services.
7. Additional services for soil borings, structural design, plans, specifications, detail sheets, and construction period services for the pedestrian undercrossing, and retaining walls for the project(s).

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 3 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$434,721.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing, or delay the project until City staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/301240 - \$205,000, NA; 325/325000/325042 - \$229,721, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council authorized execution of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in connection with the 1st Avenue E from 27th Street to 40th Street Pavement Rehabilitation, Infrastructure, and Trail Improvements Final Design Services project on May 13, 2014, and

WHEREAS, the City desires to provide additional topographic surveys, designs, right-of-way acquisition documents, and final design drawings for the CEMAR Trail alignment for 308 29th Street NE; combine two existing plan sets into one plan set for bidding purposes; complete final design activities based on right-of-way acquisition efforts; conduct an additional public information meeting; provide additional right-of-way support services for appraisals, negotiations, and property impacts for the project(s); additional construction period services; additional services for soil borings, structural design, plans, specifications, detail sheets, and construction period services for the pedestrian undercrossing of 1st Avenue E and retaining walls for the project(s),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 2 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$434,721 for the 1st Avenue E from 27th Street to 40th Street Pavement Rehabilitation, Infrastructure and Trail Improvements Final Design Services, 301240-05. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$420,445
Amendment No. 1	\$49,149
Amendment No. 2	\$160,470
Amendment No. 3	\$434,721
<hr/>	
Amended Contract Amount	\$1,064,785

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000, Project 301240-05, NA	\$205,000
Fund 325, Dept ID 325000, Project 325042-00, NA	\$229,721

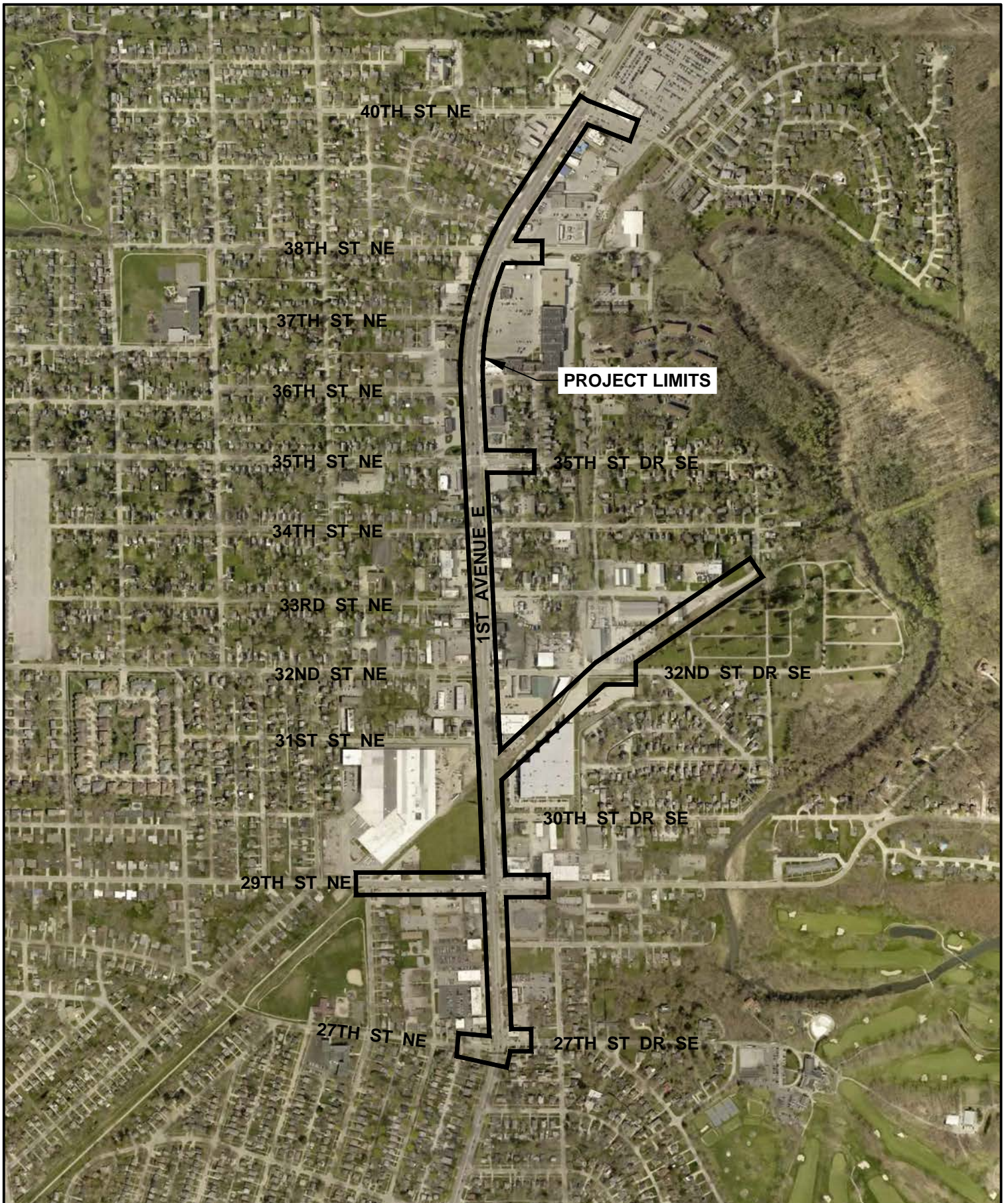
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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing execution of Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors specifying an increased amount not to exceed \$7,608 for design services in connection with the 2nd Avenue SE from 1st Street to 7th Street One-Way to Two-Way Conversion project (original contract amount was \$85,884; total contract amount with this amendment is \$131,933).
 CIP/DID #306253-02

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: This amendment provides preliminary concept plans, preliminary temporary construction easement exhibits, and preliminary construction cost estimates for relocating the two driveways located on 2nd Avenue SE to the east of the Union Pacific railroad tracks outside of the 60' distance required for the future quiet zone application for 4th Street SE from Stickle Drive NE to 5th Avenue SE. Intent will be to use the temporary construction easement for the Guaranty Realty Inc. parking lot to be incorporated into the final Development Agreement with HOA Hotels LLC (Guaranty Realty Inc.) for the redevelopment on the north side of 3rd Avenue SE between 3rd Street and 4th Street. The amendment will also provide documents for the driveway relocation for the Palmer Building LC parking lot immediately north of 2nd Avenue and immediately east of the UP Railroad.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 4 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors specifying an increased amount not to exceed \$7,608.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 306/306000/306253 - \$0; 306/306000/306299 - \$7,608

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council authorized execution of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors in connection with the 2nd Avenue SE from 1st Street to 7th Street One-Way to Two-Way Conversion project on July 26, 2016 , and

WHEREAS, additional services are required for preliminary concepts for the Guaranty Inc. parking lot and the Palmer Building LC parking lot,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 4 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors in the amount of \$7,608 for the 2nd Avenue SE from 1st Street to 7th Street One-Way to Two-Way Conversion 306253-02. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$85,884
Amendment No. 1	\$15,196
Amendment No. 2	\$23,245
Amendment No. 3	\$0
Amendment No. 4	<u>\$7,608</u>
Amended Contract Amount	\$131,933

General ledger coding for this amendment to be as follows:

Fund 306, Dept ID 306000 Project 306299, NA	\$7,608
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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing execution of Amendment No. 10 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$32,348 for design services in connection with the CEMAR Trail Phase 1 and 2 project (original contract amount was \$134,000; total contract amount with this amendment is \$578,130).
 CIP/DID #325012-02

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: Construction bids received on February 19, 2019 for the CEMAR Trail: Phase 1A project were rejected. The Chicago Central & Pacific Railway Company, the Iowa Department of Transportation, and the City approved a State-Aid Grade Crossing Surface Fund project on October 29, 2018 for Crossing No. 307845V, located on H Avenue NE to the east of I-380. This agreement requires the grade crossing surface repair project to be constructed in the 2019 construction season.

Additional design services are required to develop a quotation bid package for the street approach work and traffic control for the Grade Crossing Surface Repair Fund project, and to rebid the CEMAR Trail: Phase 1A project in November 2019 for the 2020 construction season.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 10 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$32,348.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 325/325000/325012 - \$20,696 NA; 301/301000/301994-11 - \$11,652, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids (hereinafter referred to as City) authorized execution of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. (hereinafter referred to as Consultant) in connection with the CEMAR Trail Phase 1 and 2 project on July 8, 2009, and

WHEREAS, the City and Consultant desire to amend the Scope of Services and the Schedule (Exhibit A) as indicated in the original Agreement and City approved amendments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 10 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$32,348 for the CEMAR Trail Phase 1 and 2 project (325012-02). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$134,000
Amendment No. 1	\$64,500
Amendment No. 2	\$8,150
Amendment No. 3	\$96,900
Amendment No. 4	\$14,500
Amendment No. 5	\$21,776
Amendment No. 6	\$116,406
Amendment No. 7	\$10,066
Amendment No. 8	\$0
Amendment No. 9	\$79,484
Amendment No. 10	<u>\$32,348</u>

Amended Contract Amount	\$578,130
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General ledger coding for this amendment to be as follows:

Fund 325, Dept ID 325000, Project 325012, NA	\$20,696
Fund 301, Dept ID 301000, Project 301994, NA	\$11,652

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$24,412 for design services in connection with the Collins Road Construction Period Services (original contract amount was \$56,549; total contract amount with this amendment is \$80,961).
 CIP/DID #301446-07

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This project is a large project with multiple construction phases and sub-phases and project impacts to adjacent commercial properties. Additional project review meetings, site visits, one-on-one meeting with property owners, plan interpretations or plan information formatted differently for Contractor's use are needed to construct the project correctly and to minimize the amount of construction time to complete the project.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$24,412.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to provide construction period design services for this project internally. In addition, Anderson-Bogert Engineers & Surveyors, Inc. certified the plans and specifications for this project and has the design files for the project.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/301446, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on February 13, 2018 City Council approved the execution of Contract No. 301446-07 with Anderson-Bogert Engineers & Surveyors, Inc. to provide professional services related to Collins Road Construction Period Services project, and

WHEREAS, it is necessary to amend the Scope of Services to the original Agreement to add additional construction period services to the project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$24,412 for the Collins Road Construction Period Services, Contract No. 301446-07. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$56,549.00
Amendment No. 1	\$24,412.00
Amended Contract Amount	\$80,961.00

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3014466, NA	\$24,412.00
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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis

Alternate Contact Person: Jennifer L. Winter

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Resolution authorizing execution of Amendment No. 9 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$99,921 for consulting services in connection with the Cedar Rapids Flood Mitigation System - West Side Phase 1 Consulting Services project (original contract price was \$3,409,543; total contract price with this amendment is \$11,805,568).

CIP/DID #331001-01.

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: The City of Cedar Rapids is currently designing and implementing a Flood Control System (FCS) for the west and east sides of the Cedar River to mitigate against flooding events similar to one that occurred in 2008. This amendment makes the following modifications to the west side contract:

- a. Program Management:
 - Transfer budgeted effort to accommodate added programmatic efforts including meetings, participation in facility tours, prepare project plans, and related tasks
- b. Czech Village:
 - Design a replacement emergency boat launch to replace 7th Avenue SW launch
 - Expand detention pond
- c. Kingston Village:
 - Pump station alternatives analysis
 - Traffic circulation/impact analysis
- d. Time Check:
 - Peer review of Ellis Landings project

Action/Recommendation: The Public Works Department recommends adoption of Amendment No. 9 to HR Green's contract.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 331/331000/331100 CIP's 3311400, 3312400, 3313400

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, HR Green, Inc. is currently under contract for designing the west side Cedar River Flood Control System (FCS) projects, Contract No. 331001-01, and

WHEREAS, said contract was intended to be amended regularly, because of the long term nature of the overall FCS project, and

WHEREAS, the services and associated budget in said contract are currently for FY2019, with a final completion date of services extended through June 30, 2019, and

WHEREAS, a series of recent events require some changes to this scope of work and fee during the current contract period; and

WHEREAS, the Public Works Department recommends revising the scope of work HR Green, Inc. has been performing (ongoing services for design of pump stations, levees and walls, hydraulic modelling, construction management, and program management) through the current 2019 fiscal year and for an additional amount not-to-exceed \$99,921,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 9 to the professional services agreement with HR Green, Inc. in the amount not to exceed \$99,921 for the Cedar Rapids Flood Mitigation System – West Side Phase 1 Consulting Services (Contract No. 331001-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$3,409,543
Amendment No. 1	\$0
Amendment No. 2	\$1,617,459
Amendment No. 3	\$189,348
Amendment No. 4	\$0
Amendment No. 5	\$0
Amendment No. 6	\$517,900
Amendment No. 7	\$4,901,486
Amendment No. 8	\$1,069,911
Amendment No. 9	\$99,921
	<hr/>
Amended Contract Amount	\$11,805,568

General ledger coding for this amendment to be as follows:

Fund 331, Dept ID 331100 Project 3313400 IFM	\$99,921
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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, P.E.

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with HBK Engineering, LLC specifying an increased amount not to exceed \$53,705 for design services in connection with the Curb Ramp Repair – NE Design (original contract amount was \$550,028; total contract amount with this amendment is \$603,733).
 CIP/DID #3016016-09

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: The amendment will add design services to replace 22 curb ramps, complete 45 acquisition documents, add topographic survey, and re-design ramps due to changes in requirements. The design of the curb ramps is part of the Department of Justice (DOJ) Settlement Agreement.

The new ramps will improve access for the community throughout the city and increase mobility for all pedestrians.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with HBK Engineering, LLC specifying an increased amount not to exceed \$53,705.

Alternative Recommendation: The alternatives are to delay the design until City staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/3010000/3016016 ADA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on December 20, 2016 City Council approved the execution of contract number 3016016-09 with HBK Engineering, LLC to provide professional series for Curb Ramp Repair – NE Design, and

WHEREAS, the City desires to modify the project scope to add ramps, acquisition documents, topographic survey, and re-design of ramps, and

WHEREAS, the City has requested additional services of HBK Engineering, LLC and both parties agree to amend the Scope of Services, and

WHEREAS, the City Council has allocated funds for Curb Ramp Repair Project – NE

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the engineering consultant agreement with HBK Engineering, LLC in the amount of \$53,705 for the Curb Ramp Repair – NE Design 3016016-09. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$550,028
Amendment No. 1	\$53,705

Amended Contract Amount	\$603,733

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000, Project 3016016 ADA	\$53,705
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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 14 in the amount of \$78,961.11 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project (original contract amount was \$2,961,441.41; total contract amount with this amendment is 3,230,749.33) **(Paving for Progress)**.
 CIP/DID #301379-02

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

- Per design updates, reinforcing steel is now standard placement in pavement above storm sewer crossings. Existing gas main conflicted with proposed storm sewer elevations on the East return of Meadowbrook Dr. SE at Memorial Dr. SE. Utilities modified or changes were IN-220, P-202, and MH-203.
- Tree roots were in conflict with proposed driveway & sidewalk. Tree will not survive construction. Tree roots were in conflict with proposed sidewalk, ADA ramps, and fence removal. Two of three trees also required care during removal due to the presence of aerial power lines.
- Additional erosion control measure were necessary to meet SWPPP requirements.
- Temporary pavement were necessary to connect new to old pavement to open the road for winter shutdown.
- Temporary push buttons were necessary because this area of sidewalk and paving was not completed this year ant temporary push buttons were necessary for pedestrians to safely cross Mount Vernon Rd until permanent infrastructure can be placed.
- While performing traffic signalization improvements, the contractor discovered the deteriorated condition of the existing traffic signal hand holes. They needed to be replaced to properly modify the existing traffic system and isolate fiber optic cables from the elements.
- During the excavation for the replacement of the sanitary sewer manhole at STA 119+86, a large void was discovered above the sanitary sewer heading to the East. A 60" barrel

section was placed on the existing base, followed by flowable concrete pumped in the void and around the manhole base to fill the void within the right of way.

- Existing JCN fiber was in conflict with proposed storm sewer. Contractor relocated the fiber during placement of storm sewer.
- Rathje hit an unmarked, abandoned water service. They spent time securing the job site and shutting down the water main so the Water Department could properly abandon the water service.
- Storm sewer intake and pipe design grades and slopes had to be modified due to conflicts with existing infrastructure. This resulted in the physical modification of several new storm sewer intakes already on site to accommodate these design changes.
- The existing sanitary sewer at Memorial Dr and Meadowbrook was discovered to be cracked and settled and required replacement. The replacement was difficult due to the 21' depth of the sewer and close proximity to live and abandoned high pressure gas main, live water main, and various fiber utilities that required support within the excavated area during the sewer replacement.
- A CenturyLink fiber was supposed to have been relocated out of the way of proposed storm sewer lines P-301, P-303, and P-305 but was not. Rathje had to dig around and relocate the fiber while placing the proposed storm sewer

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 14 submitted by Rathje Construction Company.

Alternative Recommendation: If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/301379 SLOST
625/625000/625884-2015026 NA
655/655000/6550043 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 14 in the amount of \$78,961.11 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements, Contract No. 301379-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,952,941.41
Original Incentive Value	8,500.00
Change Order No. 1	625.00
Change Order No. 2	42,410.95
Change Order No. 3	1,875.00
Change Order No. 4	1,928.50
Change Order No. 5	12,570.80
Change Order No. 6	4,617.90
Change Order No. 7	18,779.75
Change Order No. 8	19,645.02
Change Order No. 9	64,296.48
Change Order No. 10	8,701.62
Change Order No. 11	3,324.30
Change Order No. 12	905.90
Change Order No. 13	10,665.59
Change Order No. 14	<u>78,961.11</u>
Amended Contract Amount	\$3,230,749.33

General ledger coding for this Change Order to be as follows: \$45,475.26 301-301000-7970-301379, \$1,240 625-625000-625015026-625884, \$32,245.85 655-655000-65585-6550043

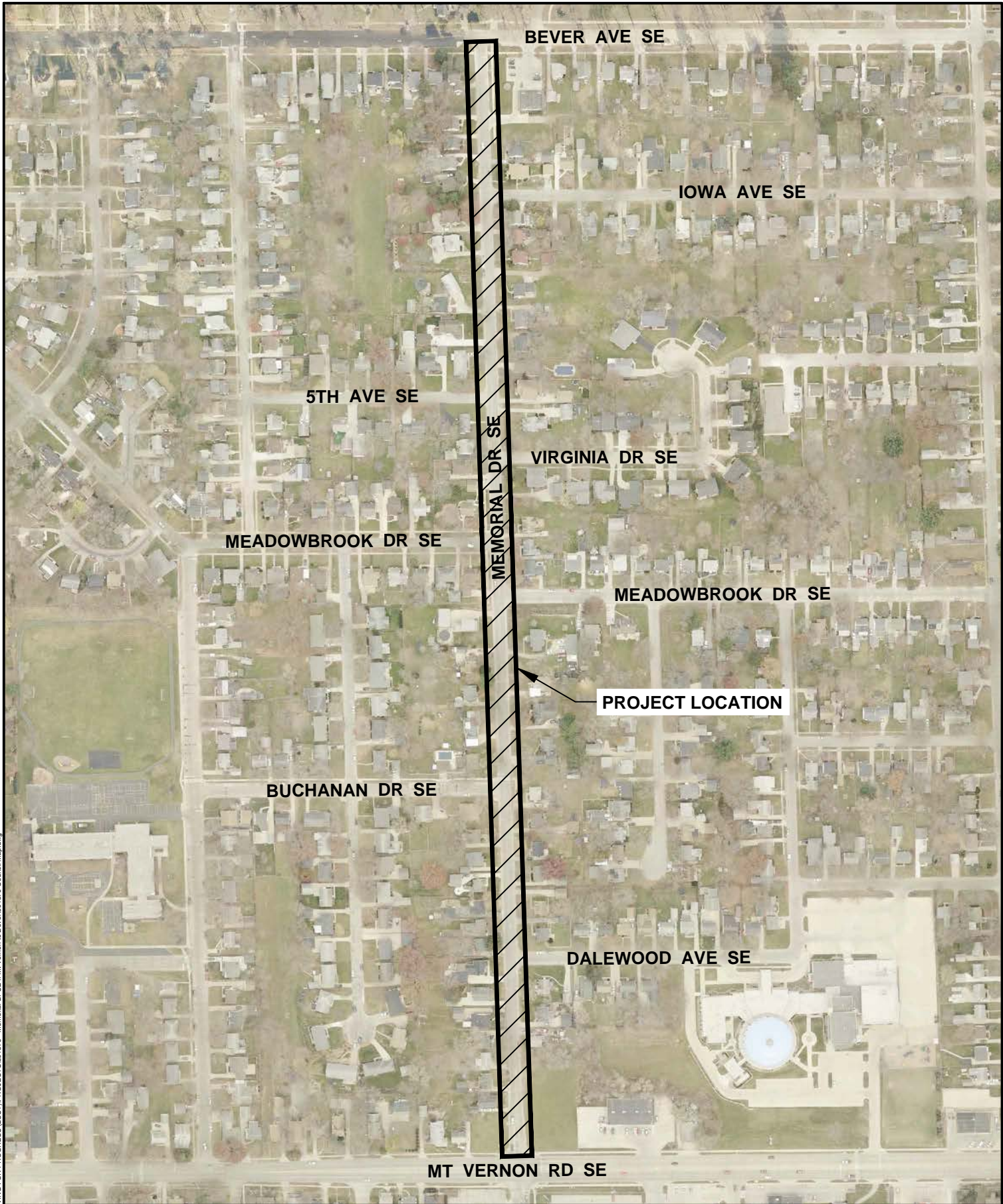
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MayorSignature

Attest:

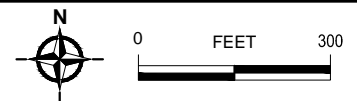
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**MEMORIAL DRIVE SE ROADWAY AND
UTILITY IMPROVEMENTS FROM
MOUNT VERNON ROAD TO BEVER AVENUE**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing Change Order No. 7 in the amount of \$8,129 with Boomerang Corp. for the O Avenue NW Roadway Improvements Phase 1 project (original contract amount was \$3,303,191; total contract amount with this amendment is \$3,396,143.24) **(Paving for Progress)**.
 CIP/DID #3012121-02

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 7 submitted by Boomerang Corp.

Alternative Recommendation: If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information:
 301/301000/3012121 SLOST
 625/625000/6250051-2015017 NA
 655/655000/6550064 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$8,129 with Boomerang Corp. for the O Avenue NW Roadway Improvements Phase 1, Contract No. 3012121-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,191,191.00
Original Incentive Value	112,000.00
Change Order No. 1	14,192.19
Change Order No. 2	700.00
Change Order No. 3	883.09
Change Order No. 4	22,461.50
Change Order No. 5	25,254.26
Change Order No. 6	21,332.20
Change Order No. 7	<u>8,129.00</u>
Amended Contract Amount	\$3,396,143.24

General ledger coding for this Change Order to be as follows: \$8,129 301-301000-7970-3012121

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew

Cell Phone Number: (319) 538-1064

E-mail Address: c.drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC ("Hilton"), VenuWorks of Cedar Rapids, LLC ("VenuWorks") and Gray Venture Partners, LLC for a term of two years, with a total payment of \$25,000.

CIP/DID # FIN2019-16

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply
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Background: The City's Management Agreement ("Management Agreement") with Hilton specifically allows Hilton to enter into agreements for goods or services that have a maximum term of one year. Agreements with a term greater than one year and not terminable at will on thirty days' notice or less must receive prior written approval from the Owner. The term of the Agreement shall be two (2) years for box seats located in the U.S. Cellular Center Arena.

Action/Recommendation: Approve the resolution

Alternative Recommendation: Table or deny the resolution

Time Sensitivity: Urgent to contract terms

Resolution Date: April 23, 2019

Budget Information: Arena operating budget

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City owns the Cedar Rapids Convention Complex ("Facility"), which will involve the sale of Advertising Sponsorships; and

WHEREAS, City has entered into a ("Management Agreement") with Doubletree Management Services, LLC ("Hilton") to operate the completed Facility; and

WHEREAS, VenuWorks of Cedar Rapids, LLC ("VenuWorks") was authorized to sell advertising and promotional sponsorships in the U.S. Cellular Center Arena;

WHEREAS, the Management Agreement authorizes Hilton to enter into agreements to sell advertising and promotional sponsorships, provided that the City approve any such agreement if its term is for a period longer than one year;

WHEREAS, the U.S. Cellular Center has entered into a two-year agreement with Gray Venture Partners, LLC which includes box seats located in the U.S. Cellular Center Arena.

WHEREAS the Agreement requires Gray Venture Partners, LLC to pay the U.S. Cellular Center a total of \$25,000 for the term of the Agreement.

WHEREAS, Gray Venture Partners, LLC desires to acquire such rights.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approves the Supplier Agreement between U.S. Cellular Center and Gray Venture Partners, LLC as noted herein.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Bill Micheel

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Ground Lease Agreement with CW Sundiver LLC for property at 813 Shaver Road NE.

CIP/DID #CD-0056-2019

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: The City received a request from CW Sundiver LLC, represented by Steve White, to lease the property at 813 Shaver Road NE to be used as a kayak rental and launch space. City staff prepared a draft Ground Lease Agreement between the City and CW Sundiver LLC. The following is a summary of the terms of the Lease Agreement:

- Three-year lease period
- Annual prorated rent for the leased premises will be \$280, plus taxes
- The Lessee shall obtain all necessary permits, such as a Floodplain Permit and/or Dock Permit, as applicable

The resolution authorizes the City Manager and City Clerk to execute a Ground Lease Agreement with CW Sundiver LLC for this property.

Action/Recommendation: City staff recommends approval of the Resolution.

Alternative Recommendation: City Council may table the item and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City owns property at 813 Shaver Road NE (the "Property"); and

WHEREAS, the City received a request from CW Sundiver LLC to lease the Property for the use as a kayak rental and launch space; and

WHEREAS, City staff drafted a Ground Lease Agreement with the following terms:

- Three-year lease period
- Annual prorated rent for the leased premises will be \$280, plus taxes
- The Lessee shall obtain all necessary permits, such as a Floodplain Permit and/or Dock Permit, as applicable

WHEREAS, The City Council has determined that the request submitted by CW Sundiver LLC to use this property as a kayak rental and launch space will provide a community benefit.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized and directed to execute a Ground Lease Agreement with CW Sundiver LLC for the lease of City-owned property located at 813 Shaver Road NE.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Second Amendment to the Development Agreement with Ellis Landings, LLC for the redevelopment of property at 1871 & 1895 Ellis Blvd NW.

CIP/DID # OB1369853

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply
--

Background: The Resolution authorizes an amendment to the Development Agreement with Ellis Landings, LLC. On February 28, 2017, the City and Ellis Landings entered into a Development Agreement for the redevelopment of property at 1871 and 1895 Ellis Blvd NW. The project experienced delays due to rising river levels and winter climates. The current completion date outlined in the Agreement is December 1, 2019. The Amendment provides for a new completion date of January 31, 2020 for the project.

Action/Recommendation: City staff recommends adopting the Resolution.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on February 28, 2017, the City and Ellis Landings, LLC (the "Developer") entered into a Development Agreement (the "Agreement") for the purchase and redevelopment of City-owned property at 1871 and 1895 Ellis Boulevard NW (the "Properties"); and

WHEREAS, on May 22, 2019, the City and Developer executed Amendment No. 1 to the Agreement; and

WHEREAS, the parties desire to further amend the Agreement to provide new terms and conditions by establishing a new date of the completion of the Minimum Improvements, as defined in the Agreement; and

WHEREAS, an Amendment No. 2 to the Agreement has been prepared and is now ready for execution on behalf of the City.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, Iowa, the Amendment No. 2 to the Development Agreement with Ellis Landings, LLC is hereby approved and the City Manager and City Clerk, or their designees, are authorized to execute the same.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 1 to the Development Agreement with Green Development 12th Avenue, LLC for property at 1205 and 1207 7th Street SE. CIP/DID #DISP-0002-2015

<p>EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply</p>

Background: The Resolution authorizes an amendment to the Development Agreement with Green Development 12th Avenue, LLC for City-owned property at 1205 and 1207 7th Street SE. The Amendment provides a new closing date of no later than May 31, 2019 and completion of the Minimum Improvements to October 31, 2019.

Action/Recommendation: City staff recommends adopting the Resolution.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 24, 2016, the City and Green Development 12th Avenue, LLC (the "Developer") entered into a Development Agreement (the "Agreement") for the purchase and redevelopment of City-owned property at 1205 and 1207 7th Street SE (the "Properties") and vacant property in the 600 block of 12th Avenue SE; and

WHEREAS, the parties desire to amend the Agreement to provide new terms and conditions with establishing a new date of Closing and the completion of the Minimum Improvements, as those terms are defined in the Agreement; and

WHEREAS, an Amendment No. 1 to the Agreement has been prepared and is now ready for execution on behalf of the City.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, Iowa, the Amendment No. 1 to the Development Agreement with Green Development 12th Avenue, LLC is hereby approved and the City Manager and City Clerk, or their designees, are authorized to execute the same.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of First Amendment to the Development Agreement with Shadow River, LC for property at 97 3rd Avenue SE.

CIP/DID # OB1369853

EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply

Background: The Resolution authorizes an amendment to the Development Agreement with Shadow River, LC. On March 8, 2016, the City and Ellis Landings entered into a Development Agreement for the redevelopment of the former Smulekoff's building at 97 3rd Avenue SW. As part of the Agreement, the City is to make annual reimbursement of increased taxes, which are generated by the redevelopment. The existing agreement provides for an annual reimbursement of the increment taxes which are collected on a full assessed value date of January 2018. The Amendment amends the Agreement to reflect a reimbursement schedule based on the property being fully assessed as of January 2019.

Action/Recommendation: City staff recommends adopting the Resolution.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 23, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 8, 2016, the City and Shadow River, LC (the "Developer") entered into a Development Agreement (the "Agreement") for the purchase and redevelopment of City-owned property at 97 3rd Avenue SE (the "Property"); and

WHEREAS, the parties desire to amend the Agreement to provide new terms and conditions by establishing a new date of the reimbursement of Economic Development Grants, as defined in the Agreement; and

WHEREAS, an First Amendment to the Development Agreement has been prepared and is now ready for execution on behalf of the City.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, Iowa, First Amendment to the Development Agreement with Shadow River, LC is hereby approved and the City Manager and City Clerk, or their designees, are authorized to execute the same.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$1,695 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Envy Properties, LLC from land located at 3210 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

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for retaining wall, and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1,695 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Envy Properties, LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012121 SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for a permanent easement for retaining wall and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Envy Properties, LLC of 417 S. Front Street, Fairfax, Iowa, 52228, OWNER of the real property known and described as:

See Attached Permanent Easement Exhibit

has agreed to convey the necessary permanent easement for retaining wall and temporary grading easement for construction from land located at 3210 O Avenue NW, to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$1,360
Temporary Easement	\$335
TOTAL	<hr/> \$1,695

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Permanent Easement for Retaining Wall from Envy Properties, LLC be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 5, Leslie's Second Addition
Requestor:	City of Cedar Rapids
Proprietor:	Envy Properties, LLC
Surveyor:	Jody Budde
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

PERMANENT EASEMENT

EXHIBIT 248-P

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 248
CITY CONTRACT NO. 3012121-01

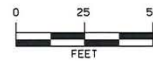
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 5 OF LESLIE'S SECOND ADDITION TO CEDAR RAPIDS, IOWA, AS RECORDED IN BOOK 9, PAGE 443 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

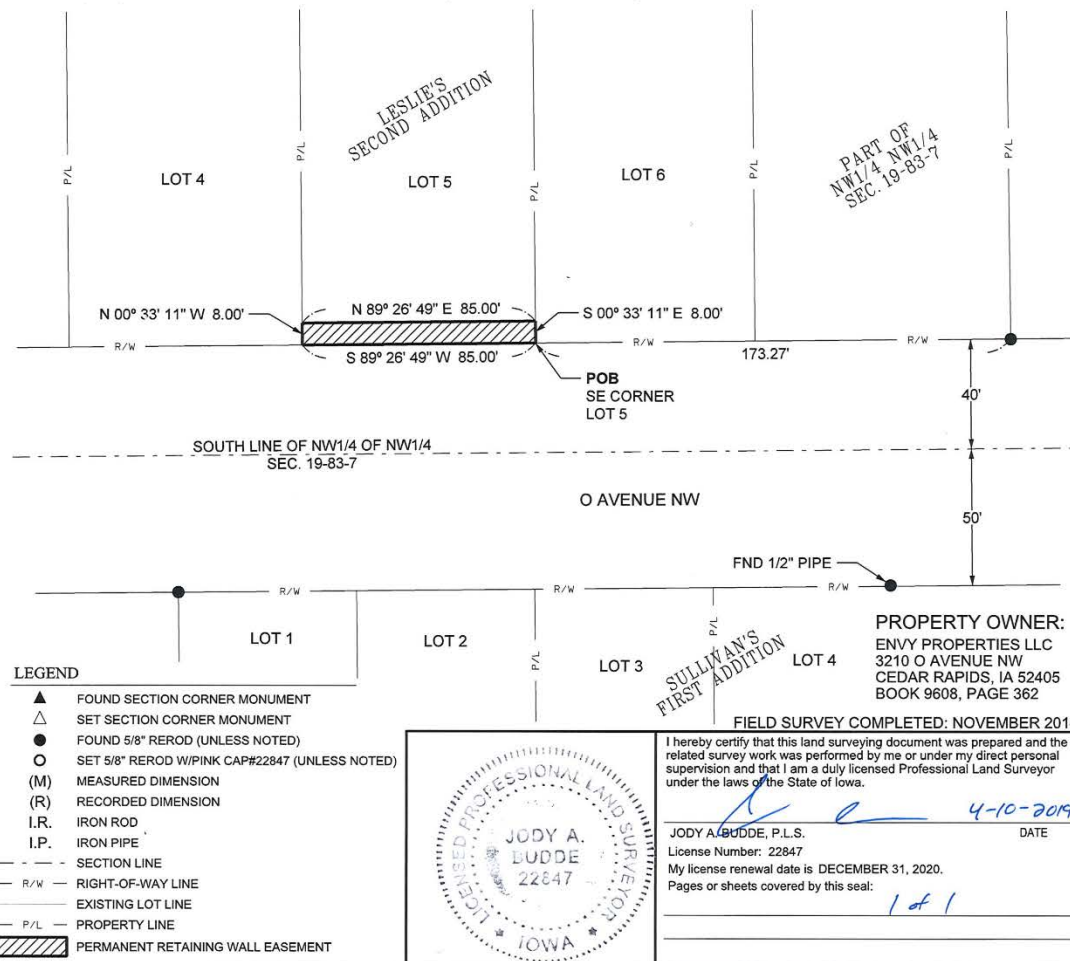
BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 5, THENCE SOUTH 89° 26' 49" WEST, 85.00 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE WEST LINE OF SAID LOT 5; THENCE NORTH 00° 33' 11" WEST, 8.00 FEET ALONG SAID WEST LINE; THENCE NORTH 89° 26' 49" EAST, 85.00 FEET TO THE EAST LINE OF SAID LOT 5; THENCE SOUTH 00° 33' 11" EAST, 8.00 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 680 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 4/9/2019



Foth

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$10,180 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Ryan K. Miller from land located at 2327 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

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for storm sewer and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$10,180 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Ryan K. Miller.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012121 SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for a permanent easement for storm sewer and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Ryan K. Miller of 2327 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary permanent easement for storm sewer and temporary grading easement for construction from land located at 2327 O Avenue NW, to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$8,640
Temporary Easement	\$640
Damages	\$900
 TOTAL	 \$10,180

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for storm sewer and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Permanent Easement for Storm Sewer from Ryan K. Miller be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 1, Anthony's First Addition
Requestor:	City of Cedar Rapids
Proprietor:	Miller, Ryan K.
Surveyor:	Jody Budde
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

PERMANENT EASEMENT

EXHIBIT 49-P

PERMANENT STORM SEWER EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 49
CITY CONTRACT NO. 3012121-01

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN PART OF LOT 1 OF ANTHONY'S FIRST ADDITION, AS RECORDED IN BOOK 11, PAGE 93 OF THE LINN COUNTY RECORDER'S OFFICE, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

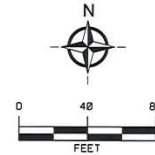
BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1, THENCE NORTH 89° 40' 40" EAST, 20.00 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF O AVENUE NW; THENCE SOUTH 01° 34' 20" EAST, 217.44 FEET TO AN EXISTING STORM DRAINAGE AND UTILITY EASEMENT AS RECORDED IN ANTHONY'S FIRST ADDITION; THENCE NORTH 81° 41' 32" WEST, 20.30 FEET ALONG SAID EXISTING EASEMENT TO THE WEST LINE OF SAID LOT 1; THENCE NORTH 01° 34' 20" WEST, 214.39 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 4,318 SQUARE FEET OR 0.10 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

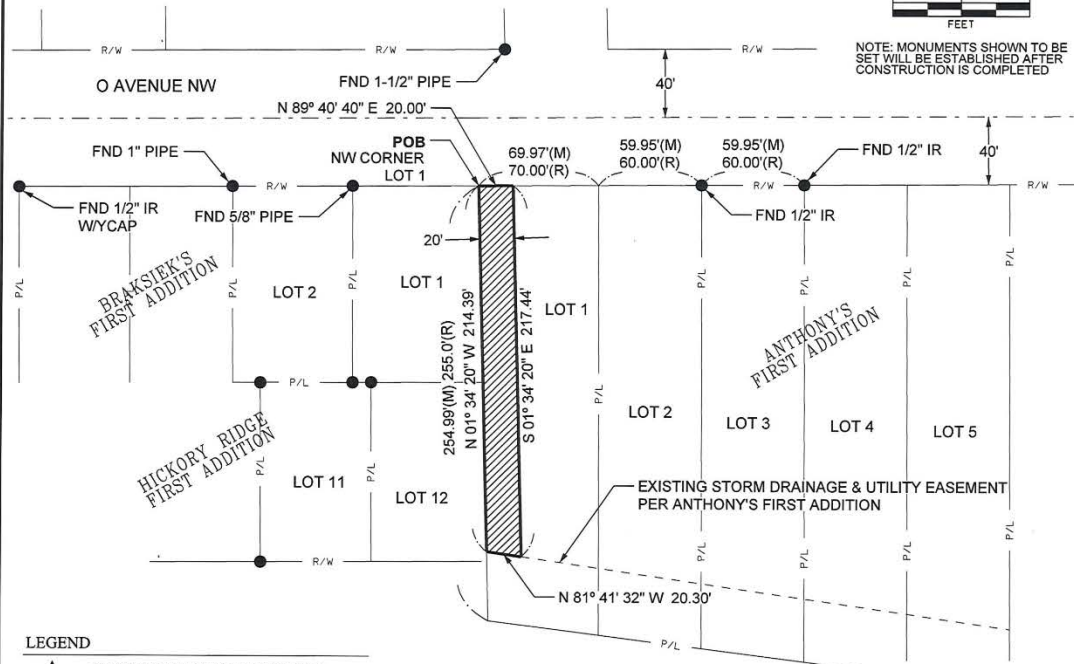
FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).

PROPERTY OWNER:

MILLER, RYAN K.
2327 O AVENUE NW
CEDAR RAPIDS, IA 52405
BOOK 7384, PAGE 575



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 5/8\" REROD (UNLESS NOTED)
- SET 5/8\" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- - - RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- P/L --- PROPERTY LINE
- PERMANENT STORM SEWER EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, P.L.S.

License Number: 22847

My license renewal date is DECEMBER 31, 2020.

Pages or sheets covered by this seal: 1 of 1

DATE

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 4/9/2019



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$3,740 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Thomas R. Pape and Leslee L. Pape, as Co-Trustees of The Pape Family Revocable Living Trust from land located at 1624 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

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for retaining wall, and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,740 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Thomas R. Pape and Leslee L. Pape, as Co-Trustees of The Pape Family Revocable Living Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012121 SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for a permanent easement for retaining wall and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Thomas R. Pape and Leslee L. Pape, as Co-Trustees of The Pape Family Revocable Living Trust of 1624 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNERS of the real property known and described as:

See Attached Permanent Easement Exhibit

have agreed to convey the necessary permanent easement for retaining wall and temporary grading easement for construction from land located at 1624 O Avenue NW, to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$1,800
Temporary Easement	\$1,440
Damages	\$500
TOTAL	<hr/> \$3,740

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Permanent Easement for Retaining Wall from Thomas R. Pape and Leslee L. Pape, as Co-Trustees of The Pape Family Revocable Living Trust be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 3, Tree View First Addition
Requestor:	City of Cedar Rapids
Proprietor:	The Pape Family Revocable Living Trust
Surveyor:	Jody Budde
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

PERMANENT EASEMENT

EXHIBIT 187-P

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 187
CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:

PAPE, THOMAS R. (TRUSTEE)
PAPE, LESLEE L. (TRUSTEE)
THE PAPE FAMILY REVOCABLE LIVING TRUST
1624 O AVENUE NW
CEDAR RAPIDS, IA 52405
BOOK 9796, PAGE 323

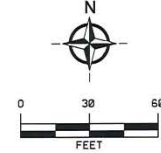
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 3 OF TREE VIEW FIRST ADDITION, AS RECORDED IN BOOK 3061, PAGE 546 OF THE LINN COUNTY RECORDER'S OFFICE, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

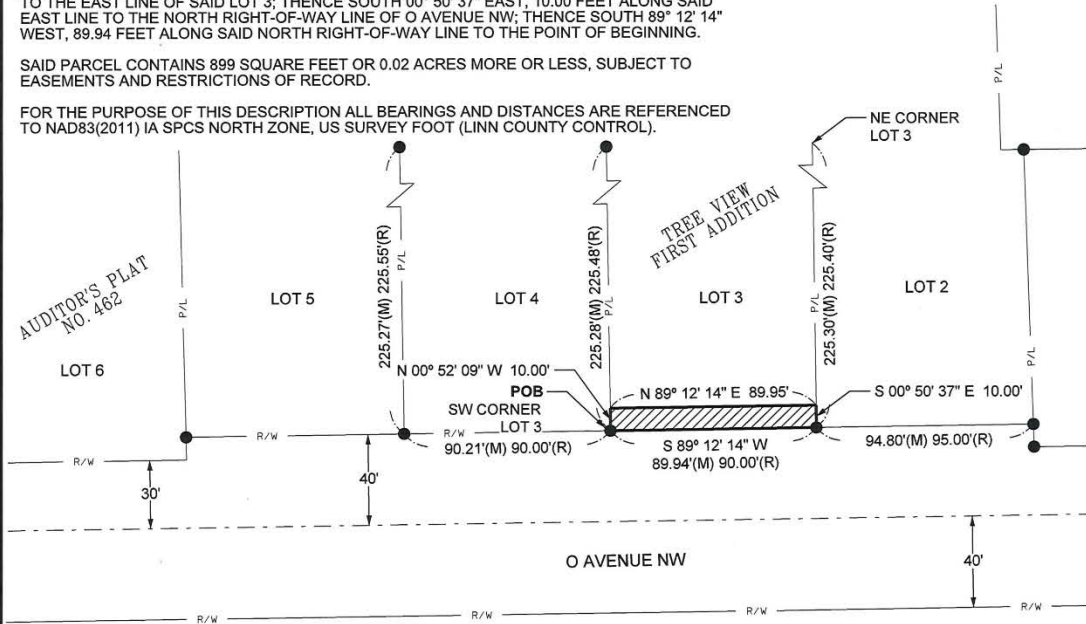
BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 3, THENCE NORTH 00° 52' 09" WEST, 10.00 FEET ALONG THE WEST LINE OF SAID LOT 3; THENCE NORTH 89° 12' 14" EAST, 89.95 FEET TO THE EAST LINE OF SAID LOT 3; THENCE SOUTH 00° 50' 37" EAST, 10.00 FEET ALONG SAID EAST LINE TO THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW; THENCE SOUTH 89° 12' 14" WEST, 89.94 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 899 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" REROD W/YELLOW CAP#8165 (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- R/W --- RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- P/L --- PROPERTY LINE
- ▨ PERMANENT RETAINING WALL EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.



JODY A. BUDDE, P.L.S.

DATE

License Number: 22847

My license renewal date is DECEMBER 31, 2020.

Pages or sheets covered by this seal: 1 of 1

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 3/5/2019



Foth
Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$2,845 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Kary M. Ray from land located at 1601 24th Street 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

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for retaining wall, and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$2,845 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Kary M. Ray.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012121 SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for a permanent easement for retaining wall and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Kary M. Ray of 1601 24th Street NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Permanent Easement Exhibit

has agreed to convey the necessary permanent easement for retaining wall and temporary grading easement for construction from land located at 1601 24th Street NW, to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$2,080
Temporary Easement	\$765
TOTAL	<hr/> \$2,845

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Permanent Easement for Retaining Wall from Kary M. Ray be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 20, Northwest Heights First Addition
Requestor:	City of Cedar Rapids
Proprietor:	Ray, Kary M.
Surveyor:	Jody Budde
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

PERMANENT EASEMENT

EXHIBIT 215-P

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 215
CITY CONTRACT NO. 3012121-01

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 20 OF NORTHWEST HEIGHTS FIRST ADDITION TO CEDAR RAPIDS, IOWA, AS RECORDED IN BOOK 11, PAGE 27 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

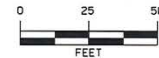
BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 20, THENCE NORTH 01° 48' 23" WEST, 8.00 FEET ALONG THE EAST RIGHT-OF-WAY LINE OF 24TH STREET NW; THENCE NORTH 89° 40' 40" EAST, 129.98 FEET TO THE EAST LINE OF SAID LOT 20; THENCE SOUTH 01° 48' 23" EAST, 8.00 FEET ALONG SAID EAST LINE TO THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW; THENCE SOUTH 89° 40' 40" WEST, 129.98 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 1,040 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

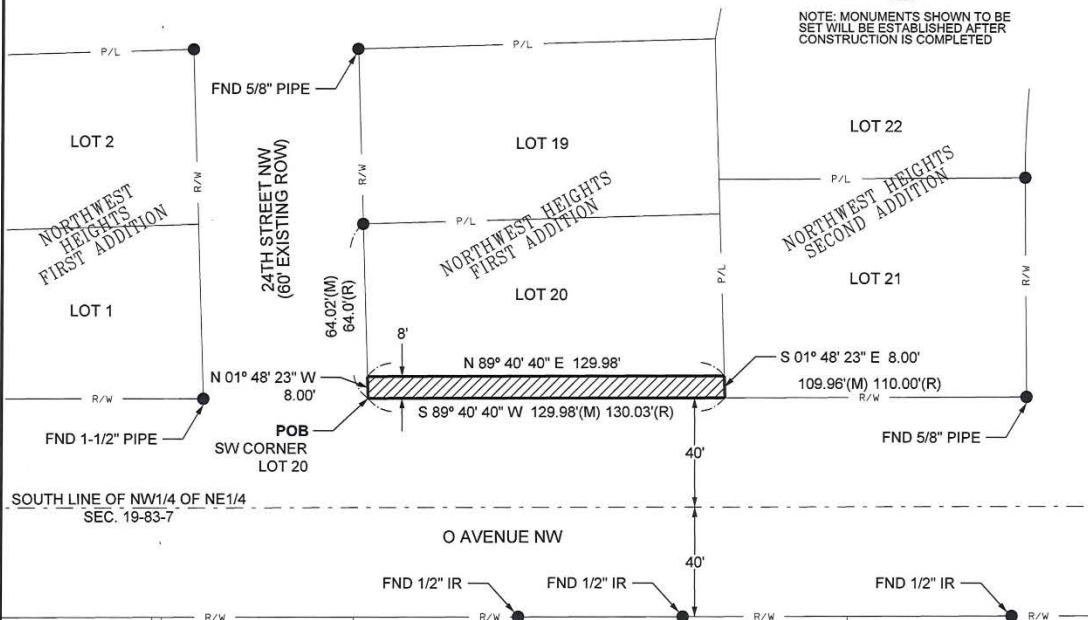
FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).

PROPERTY OWNER:

RAY, KARY M.
1601 24TH STREET NW
CEDAR RAPIDS, IA 52405
BOOK 10307, PAGE 1



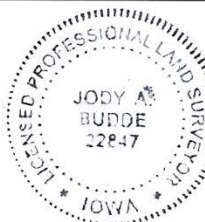
NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 5/8" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- R/W RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- P/L PROPERTY LINE
- ▨ PERMANENT RETAINING WALL EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, P.L.S.

License Number: 22847

My license renewal date is: DECEMBER 31, 2020.

Pages or sheets covered by this seal: 1 of 1

DATE

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 3/28/2019



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$6,439 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Mitchell A. Ruprecht and Amanda M. Ruprecht from land located at 3015 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

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The right-of-way and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$6,439 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Mitchell A. Ruprecht and Amanda M. Ruprecht.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012121 SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of right-of-way.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for right-of-way and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Mitchell A. Ruprecht and Amanda M. Ruprecht of 3015 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction from land located at 3015 O Avenue NW, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$3,700
Temporary Easement	\$1,125
Damages	\$1,614
TOTAL	<hr/> \$6,439

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and Groundwater Hazard Statement from Mitchell A. Ruprecht and Amanda M. Ruprecht be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Index Legend	
Location:	Lot 10, Auditor's Plat No. 122
Requestor:	City of Cedar Rapids
Proprietor:	Ruprecht, Mitchell A. & Amanda M.
Surveyor:	Jody Budde
Surveyor Company:	Foth Infrastructure & Environment, LLC
Return To:	3950 River Ridge Drive NE, Suite A Cedar Rapids, IA 52402 (319) 365-9565

ACQUISITION PLAT

EXHIBIT 11-F

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 11
CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:

RUPRECHT, MITCHELL A.
RUPRECHT, AMANDA M.
3015 O AVENUE NW
CEDAR RAPIDS, IA 52405
BOOK 9570, PAGE 403

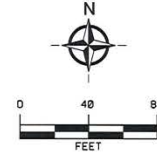
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN PART OF LOT 10 OF AUDITOR'S PLAT NO. 122, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

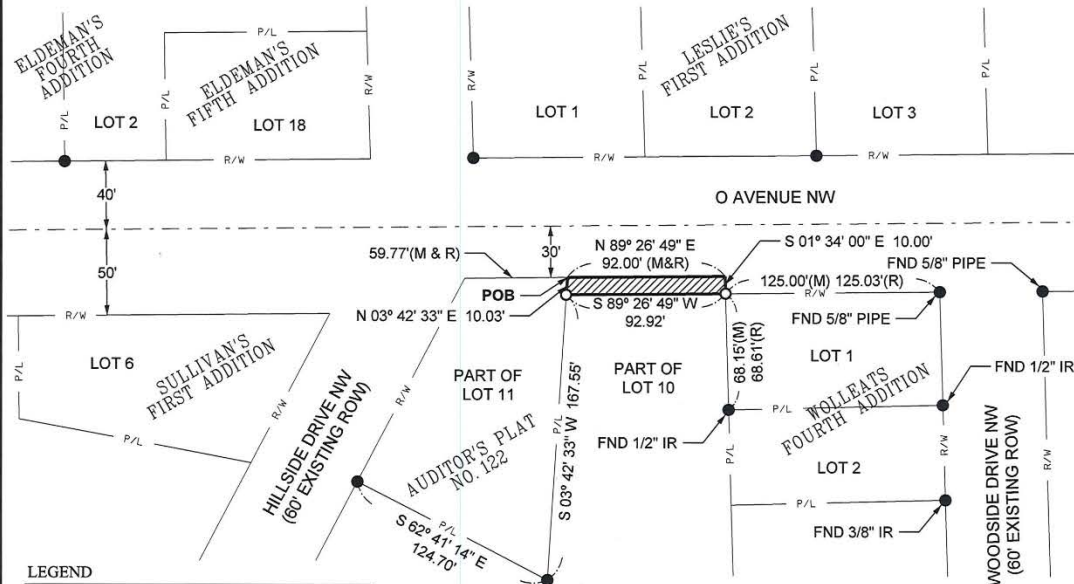
BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 10, THENCE NORTH 89° 26' 49" EAST, 92.00 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF O AVENUE NW; THENCE SOUTH 01° 34' 00" EAST, 10.00 FEET CONTINUING ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE NORTHWEST CORNER OF LOT 1 OF WOLLEAT'S FOURTH ADDITION; THENCE SOUTH 89° 26' 49" WEST, 92.92 FEET TO THE WEST LINE OF SAID LOT 10; THENCE NORTH 03° 42' 33" EAST, 10.03 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 925 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 5/8" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- I.R. IRON ROD
- I.P. IRON PIPE
- SECTION LINE
- - - RIGHT-OF-WAY LINE
- EXISTING LOT LINE
- - - PROPERTY LINE
- ▨ PROPOSED RIGHT-OF-WAY ACQUISITION

FIELD SURVEY COMPLETED: NOVEMBER 2014

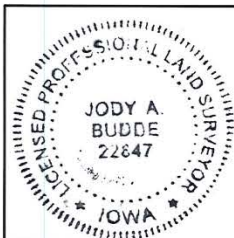
I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, P.L.S.

License Number: 22847

My license renewal date is: DECEMBER 31, 2020.

Pages or sheets covered by this seal: 1 of 1



SURVEY FOR:

CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 3/5/2019



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET

1 OF 1





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Director: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$381,702.75, bond and insurance of Peterson Contractors, Inc. for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW project (engineer's estimated cost is \$425,000).

CIP/DID #325069-04

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background:

Peterson Contractors, Inc.	\$381,702.75
Pirc-Tobin Construction, Inc.	\$398,511.30
Lodge Construction, Inc.	\$420,403.80
Rathje Construction Co.	\$423,594.00
Midwest Concrete, Inc.	\$441,518.00
Vieth Construction Corporation	\$441,633.55
Eastern Iowa Excavating & Concrete, LLC	\$462,036.68
Boomerang Corp.	\$475,256.60
Tschiggfrie Excavating	\$506,833.70

Peterson Contractors, Inc. submitted the lowest of the competitive quotations received on March 19, 2019 for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW project. The bid is within the approved budget. Construction work is anticipated to begin this summer and be completed within 35 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$381,702.75, bond and insurance of Peterson Contractors, Inc. for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal

Resolution Date: April 23, 2019

Budget Information: Dept ID 325000, Project 325069, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on February 12, 2019 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and estimated cost for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW (Contract No. 325069-04) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on February 16, 2019 pursuant to which a public hearing was held on February 26, 2019, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on March 19, 2019 for the Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW (IDOT No. TAP-U-1187(798)—8I- 57) (City Contract No. 325069-04) for the City of Cedar Rapids, Iowa, and on March 19, 2019 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on March 26, 2019, and

WHEREAS, the following proposals were received:

Peterson Contractors, Inc.	\$381,702.75
Pirc-Tobin Construction, Inc.	\$398,511.30
Lodge Construction, Inc.	\$420,403.80
Rathje Construction Co.	\$423,594.00
Midwest Concrete, Inc.	\$441,518.00
Vieth Construction Corporation	\$441,633.55
Eastern Iowa Excavating & Concrete, LLC	\$462,036.68
Boomerang Corp.	\$475,256.60
Tschiggfrie Excavating	\$506,833.70

, and

WHEREAS, general ledger coding to be as follows: \$381,702.75 325-325000-32585-32585-325069; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;

2. Peterson Contractors, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Peterson Contractors, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Peterson Contractors, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

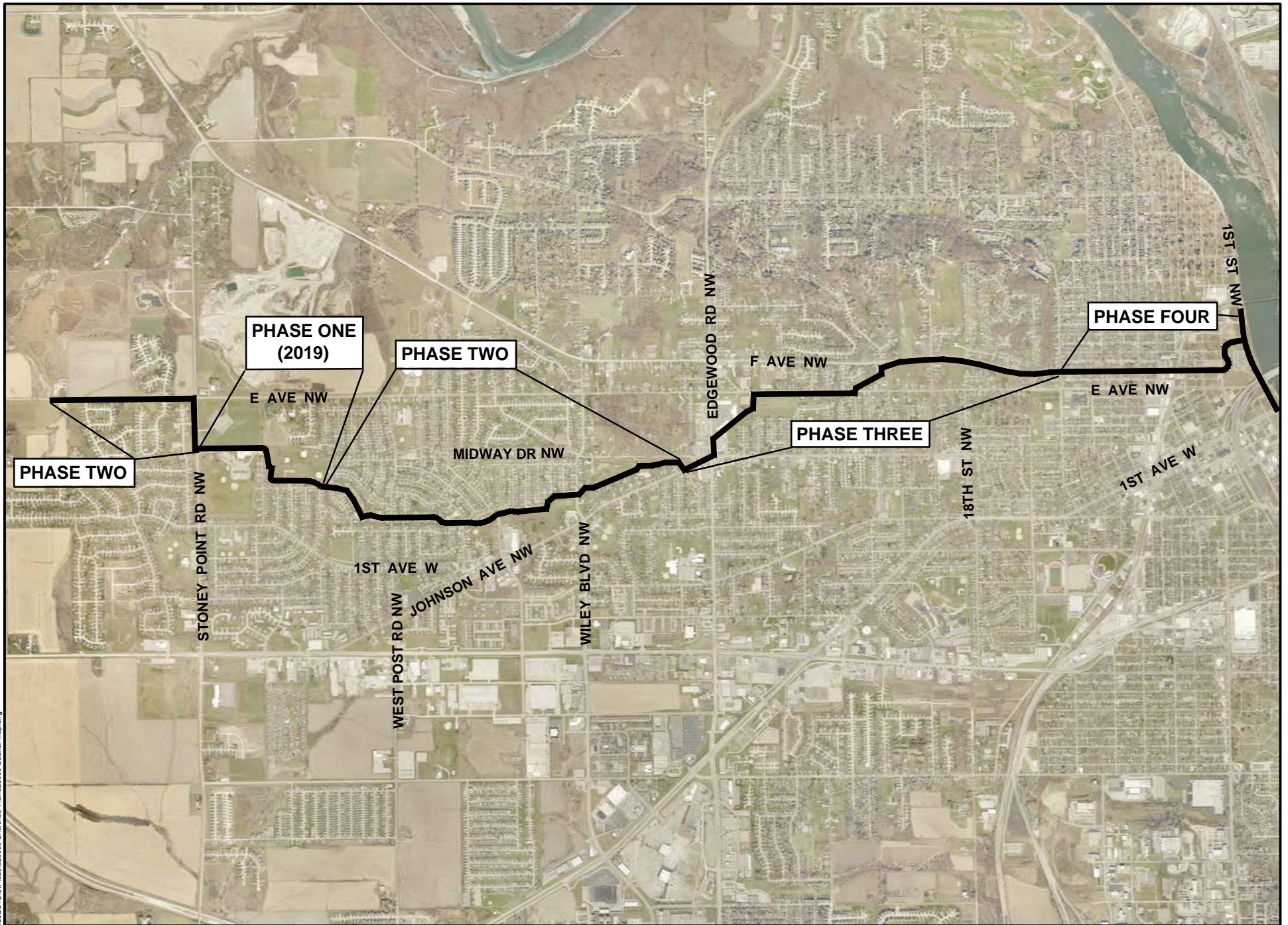
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Brenna Fall, PE

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$107,984, bond and insurance of hardscape Solutions of Iowa, Inc. for the TIF 2nd St 1st-3rd Av UFG Land project (estimated cost is \$108,000). CIP/DID #321614-01

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background:

Hardscape Solutions of Iowa, Inc., Cedar Rapids, IA	\$107,984.00
Boomerang Corp., Anamosa, IA	\$217,880.00

Hardscape Solutions of Iowa, Inc. submitted the lowest of the bids received on April 10, 2019 for the TIF 2nd St 1st-3rd Av UFG Land project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by August 30, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$107,984, bond and insurance of Hardscape Solutions of Iowa, Inc. for TIF 2nd St 1st-3rd Av UFG Land project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after April 23, 2019 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: April 23, 2019

Budget Information: 321/321000/321614

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA



April 10, 2019

City Council
City of Cedar Rapids

RE: Report on bids as road for the TIF 2nd ST 1st-3rd AV UFG LAND, Contract Number
321614-01

Dear City Council:

Bids were received on April 10, 2019 for the TIF 2nd ST 1st-3rd AV UFG LAND project as follows:

Hardscape Solutions of Iowa, Inc., Cedar Rapids, Iowa	\$107,984.00
Boomerang Corp., Anamosa, Iowa	\$217,880.00

The engineers cost opinion for this work is \$108,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Tim Mroch".

Tim Mroch, P.E.
Project Engineer II

TPM/shh

cc: Jennifer L. Winter, P.E., Public Works Director
Nathan Kampman, P.E., City Engineer

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on March 26, 2019 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the TIF 2nd St 1st-3rd Av UFG Land (Contract No. 321614-01) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on March 30, 2019 pursuant to which a public hearing was held on April 9, 2019, and

WHEREAS, the following bids were received, opened and announced on April 10, 2019 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on April 23, 2019:

Hardscape Solutions of Iowa, Inc., Cedar Rapids, IA	\$107,984.00
Boomerang Corp., Anamosa, IA	\$217,880.00

WHEREAS, general ledger coding for this public improvement shall be as follows:
\$107,984 321-321000-32185-321614

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Hardscape Solutions of Iowa, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Hardscape Solutions of Iowa, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to Hardscape Solutions of Iowa, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the Public Works Department, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Director: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$200,439, plus incentive up to \$10,000, bond and insurance of Hunt Construction Co. Inc. for the 2019 Downtown Sidewalk Repair and Intersection Improvement Project (estimated cost is \$215,000).
CIP/DID #321546-02

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background:

Hunt Construction Co. Inc., Alburnett, IA	\$200,439.00
Incentive up to	\$ 10,000.00
Total	\$210,439.00
Eastern Iowa Excavating & Concrete LLC, Cascade, IA	\$205,423.50
Midwest Concrete Inc., Peosta, IA	\$256,628.00
Central States Concrete, LLC, Marion, IA	\$301,016.50

Hunt Construction Co. Inc. submitted the lowest of the bids received on April 10, 2019 for the 2019 Downtown Sidewalk Repair and Intersection Improvement Project. The bid is within the approved budget. Construction work is expected to begin June, 2019 anticipated to be completed by the end of August, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$200,439, plus incentive up to \$10,000, bond and insurance of Hunt Construction Co. Inc. for 2019 Downtown Sidewalk Repair and Intersection Improvement Project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after April 23, 2019 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: April 23, 2019

Budget Information: 321/321000/321546 NA

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: No
Explanation: NA



April 10, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the 2019 Downtown Sidewalk Repair and Intersection Improvement project, Contract Number 321546-02

Dear City Council:

Bids were received on April 10, 2019 for the 2019 Downtown Sidewalk Repair and Intersection Improvement project as follows:

Hunt Construction Co. Inc., Albion, IA	\$200,439.00
Eastern Iowa Excavating & Concrete LLC, Cascade, IA	\$205,423.50
Midwest Concrete Inc., Peosta, IA	\$256,628.00
Central States Concrete LLC, Marion, IA	\$301,016.50

The engineers cost opinion for this work is \$215,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Keith Abkes".

Keith Abkes, P.E.
Engineering Technician

KVshh

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on March 26, 2019 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 2019 Downtown Sidewalk Repair and Intersection Improvement Project (Contract No. 321546-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on March 30, 2019 pursuant to which a public hearing was held on April 9, 2019, and

WHEREAS, the following bids were received, opened and announced on April 10, 2019 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on April 23, 2019:

Hunt Construction Co. Inc., Alburnett, IA	\$200,439.00
Original Incentive Value	<u>10,000.00</u>
Total Award	\$210,439.00

Eastern Iowa Excavating & Concrete LLC, Cascade, IA	\$205,423.50
Midwest Concrete Inc., Peosta, IA	\$256,628.00
Central States Concrete, LLC, Marion, IA	\$301,016.50

WHEREAS, general ledger coding for this public improvement shall be as follows:
\$157,584 321-321000-32186-321546, \$40,355 321-321000-32185-321546, \$12,500 301-301000-30185-301998

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Hunt Construction Co. Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Hunt Construction Co. Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Hunt Construction Co. Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the Public Works Department, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE

Director: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$2,041,641.65, bond and insurance of Eastern Iowa Excavating & Concrete, LLC 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) (Paving for Progress).

CIP/DID #3012155-06

EnvisionCR Element/Goal: ConnectCR Goal 4: Improve the function and appearance of our key corridors.

Background:

Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$2,041,641.65
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,500,857.00

Eastern Iowa Excavating & Concrete, LLC submitted the lowest of the bids received on April 10, 2019 for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed within 60 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$2,041,641.65, bond and insurance of Eastern Iowa Excavating & Concrete, LLC for 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after April 23, 2019 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: April 23, 2019

Budget Information: 301/301000/3012155 SLOST; 625/625000/6250051-2016041 NA

Local Preference Policy: NA

Explanation: NA
Recommended by Council Committee: NA
Explanation: NA



April 10, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the 3rd Avenue SE from 1st Street Pavement Rehabilitation and One-way to Two-Way Conversion, Contract Number 3012155-06

Dear City Council:


Bids were received on April 10, 2019 for the 3rd Avenue SE from 1st Street Pavement Rehabilitation and One-way to Two-Way Conversion project as follows:

Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$2,041,841.85
Pirc-Tobin Construction Inc., Albion, IA	\$2,500,857.00

The engineers cost opinion for this work is \$2,300,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT



Lee J. Tippe, P.E.
Project Engineer II

LJT/shh

cc: Jennifer L. Winder, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on March 26, 2019 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion Street (Contract No. 3012155-06) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on March 30, 2019 pursuant to which a public hearing was held on April 9, 2019, and

WHEREAS, the following bids were received, opened and announced on April 10, 2019 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on April 23, 2019:

Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$2,041,641.65
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,500,857.00

WHEREAS, general ledger coding for this public improvement shall be as follows: \$1,696,184.50, 301-301000-7970-3012155, \$78,000 306-306000-30685-306269, \$109,351.65 301-301000-18401-3016016, \$158,105.50 625-625000-6252016041-6250051

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Eastern Iowa Excavating & Concrete, LLC is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Eastern Iowa Excavating & Concrete, LLC is hereby accepted, and the contract for this public improvement is hereby awarded to Eastern Iowa Excavating & Concrete, LLC.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the Public Works Department, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

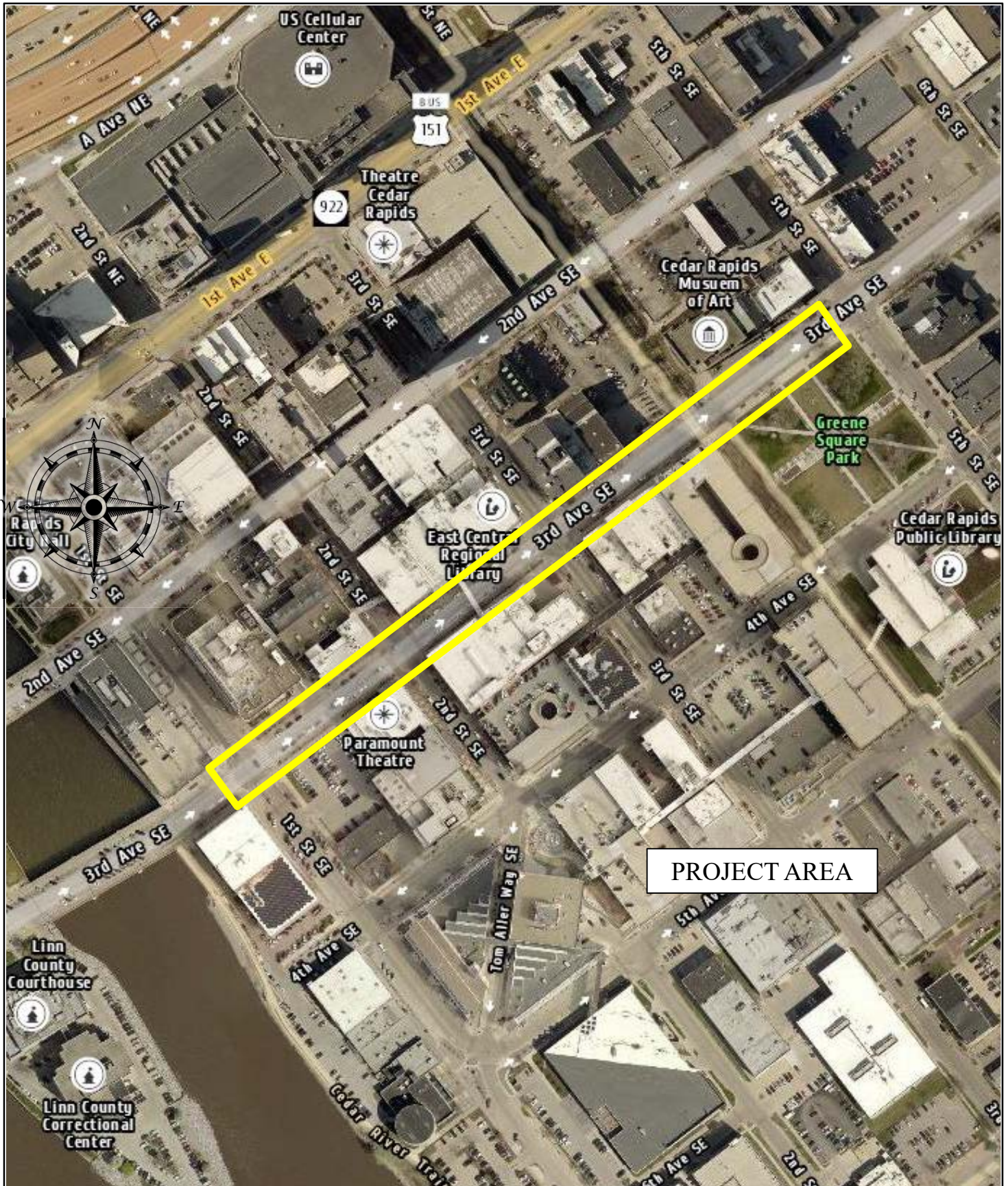
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MayorSignature

Attest:

ClerkSignature



PROJECT AREA



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Casey Drew

Cell Phone Number: 319-538-1064

E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids for the Parks ADA DOJ Settlement Items Compliance project (estimated cost is \$994,400) (Jeff Koffron).

- a. Resolution awarding and approving contract in the amount of \$1,888,526, plus incentive up to \$2,000, bonds and insurance of Tricon General Construction, Inc for the Parks ADA DOJ Settlement Items Compliance project.
CIP/DID PUR0219-184; 307303; 306111; 695130

EnvisionCR Element/Goal: StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

Background:

A public hearing was held on April 9, 2019 for the Parks ADA DOJ Settlement Items Compliance project. This project is to bring various Parks within Cedar Rapids into ADA compliance per the DOJ settlement.

Purchasing Services publicly opened the bids on April 17, 2019 at 11:00 am CDT. Bids were received from two Contractors. The Facilities Maintenance Services Division recommends award to Tricon General Construction, Inc. as the overall lowest responsive and responsible bidder.

A contract will be issued to Tricon General Construction, Inc. The project is due to be completed by November 30, 2019.

Bid Results:

Company Name	Location	Price
Tricon General Construction, Inc.	Cedar Rapids, IA	\$1,888,526
Kleiman Construction, Inc.	Cedar Rapids, IA	\$2,476,991

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: April 23, 2019

Budget Information: 307303; 360111; 695130

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: No

Explanation: NA



April 23, 2019

TO: City Council, City of Cedar Rapids

RE: Report on bids as read for Parks ADA DOJ Settlement Items Compliance project, RFB #PUR0219-184; 307303; 306111; 695130

Bids were received on April 17, 2019 for the Parks ADA DOJ Settlement Items Compliance project. This work mainly consists of performing ADA compliance repairs at various Parks within Cedar Rapids as part of the DOJ settlement.

Funding for this project is 307303; 360111; 695130.

Two bids were received on April 17, 2019. The bids have been carefully reviewed and it is recommended that the contract be awarded to Tricon General Construction, Inc. as the overall lowest responsive and responsible bidder. The cost of this project is \$1,888,526.

Company Name	Location	Price
Tricon General Construction, Inc.	Cedar Rapids, IA	\$1,888,526
Kleiman Construction, Inc.	Cedar Rapids, IA	\$2,476,991

Sincerely,

Heather Mell, CPPB
Purchasing Agent

cc: Jeff Koffron

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 26, 2019 the City Council adopted a motion that directed the City to post Notice to Bidders and publish notice of a public hearing on the specifications, form of contract and cost estimate for the Parks ADA DOJ Settlement Items Compliance project for the City of Cedar Rapids, Iowa; and

WHEREAS, said Notice to Bidders was posted according to law and the Notice of a Public Hearing was published in the Cedar Rapids Gazette on March 30, 2019 pursuant to which a public hearing was held on April 9, 2019; and

WHEREAS, the following bids were received, opened and announced on April 17, 2019 by the City Purchasing Manager, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on April 23, 2019:

Contractor	Bid Amount
Tricon General Construction, Inc.	\$1,888,526
Kleiman Construction, Inc.	\$2,476,991

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$1,888,526, 307303; 306111; 695130.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

1. The recitals contained hereinabove are found to be true and correct.
2. The previous delegation to the City Purchasing Manager, or designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
3. Tricon General Construction, Inc. is the lowest responsive, responsible bidder on said work and the City Purchasing Manager, or designee, has recommended that the City accept its Bid and award the contract to it;
4. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Tricon General Construction, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to Tricon General Construction, Inc.;
5. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements; and

BE IT FURTHER RESOLVED, that the bid securities of the unsuccessful bidders have been returned to them by the City Clerk; and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

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MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt

Cell Phone Number: 319-538-2552

E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
 Second and Possible Third Reading of an Ordinance amending Ordinance No. 003-19 relating to the collection of tax increments with the amended Edgewood Town Center Urban Renewal Area.
 CIP/DID #TIF-0028-2018

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background: On January 22, 2019, the City Council authorized City participation in a development project proposed by New Buffalo Land Co. LLC and Randy Kuehl Honda, which is adjacent to the Edgewood Town Center TIF.

The Amendment No. 1 to the URA Plan incorporates the new land and the proposed development project as an activity within the expanded Urban Renewal Area and provides for the collection of tax increment related to the proposed project.

Action/Recommendation: City staff recommends approval of resolution.

Alternative Recommendation: City Council may table and request additional information.

Time Sensitivity: NA

Resolution Date: April 9, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING ORDINANCE NO. 003-19 PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE EDGEWOOD TOWN CENTER URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, CEDAR RAPIDS COMMUNITY SCHOOL DISTRICT AND OTHER TAXING DISTRICTS, SHALL BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH URBAN RENEWAL PROJECT ACTIVITIES UNDERTAKEN IN FURTHERANCE OF THE PLAN FOR THE EDGEWOOD TOWN CENTER URBAN RENEWAL AREA.

WHEREAS, the City Council (the "Council") of the City of Cedar Rapids, Iowa (the "City") has heretofore, in Ordinance No. 003-19, provided for the division of taxes within an area identified as the Edgewood Town Center Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the City Council, after public notice and hearing and as prescribed by law and pursuant to Resolution No. 0375-04-19 passed and approved on the 9th day of April, 2019, Amendment No. 1 to the Urban Renewal Plan (the "Amendment No. 1") for the Edgewood Town Center Urban Renewal Area (the "Urban Renewal Area") which annexed property into the Urban Renewal Area and Urban Renewal Plan and identified certain projects and activities proposed with the Urban Renewal Area.

WHEREAS, expenditures and indebtedness are anticipated to be incurred by the City of Cedar Rapids, Iowa in the future to finance urban renewal project activities carried out in furtherance of the objectives of the Urban Renewal Plan, as amended; and

WHEREAS, the City Council of the City of Cedar Rapids, Iowa desires to provide for the division of revenue from taxation in the Urban Renewal Area, as amended, in accordance with the provisions of Section 403.19 of the Code of Iowa.

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that:

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2: The Edgewood Town Center Urban Renewal Area described in Ordinance No. 003-19 is hereby replaced with the following legal description:

All of that portion of land within the Northeast Fractional Quarter of Section 6, Township 83 North, Range 7 West of the Fifth Principal Meridian, Linn County, Iowa described more or less as follows:

Beginning at the intersection of the centerline of Blairs Ferry Road NE with the West line of said Northeast Fractional Quarter of Section 6; Thence Easterly along the centerline of Blairs Ferry Road NE, a distance of 1,808 feet more or less to a point that is 60.00 feet distant as measured at right angles from the North end of the corner cutback located at a Northwest corner of Lot 2 of North River Village Fourth Addition; Thence Southerly 60.00 feet along a line perpendicular to the centerline of Blairs Ferry Road NE to the North end of the corner cutback located at the Northwest corner of said Lot 2; Thence Southwesterly 134.17 feet along the corner cutback and North line of said lot 2, to the East right-of-way line of Edgewood Road NE (75' half-width); Thence Southerly along said East right-of-way line of Edgewood Road NE (also being the West lines of Lots 2 and 1 North River Village Fourth Addition, and the West lines of Lots A, 2, B, and 1 of North River Village Third Addition, and the West line of Parcel A of Plat of Survey No. 671, and the West lines of Lots 4 and 1 of North River Village First Addition), a distance of 1,586.90 feet more or less to a point common to the West line of Lot 1 of North River Village First Addition and the Highway 100 Exit Ramp right-of-way line as shown on said North River Village First Addition; Thence Southwesterly departing said East right-of-way line of Edgewood Road NE, 320 feet more or less to the Southeast corner of Parcel A of Revised Plat of Survey No. 1821 also being a point on the North right-of-way line of State Highway 100 as was conveyed to the State of Iowa in Warranty Deed recorded in Book 8885, page 307; Thence Westerly along the North right-of-way line of State Highway 100 as per said Warranty Deed, a distance of 1,349 feet more or less to a point of intersection with the West line of the Northeast Fractional Quarter of said Section 6; Thence Northerly along said West line, a distance of 493 feet more or less to the North line of the South 51 ½ rods of the SW ¼ of the NW ¼ of said Section 6, also being the Southwest corner of Lot 2, Musil's First Addition to Linn County, Iowa; Thence continuing Northerly along the West line of the Northeast Fractional Quarter of said Section 6 (also being the West line of Lot 2 of said Musil's First Addition, and the West lines of Lots 2 and 1 and the Northerly extension thereof), a distance of 1,244 feet more or less to the Point of Beginning.

AND

All of that portion of land within the East Fractional Half of Section 6, Township 83 North, Range 7 West of the Fifth Principal Meridian, Linn County, Iowa described more or less as follows:

Beginning at a point common to the West line of Lot 1 of North River Village First Addition and the Highway 100 Exit Ramp right-of-way line as shown on said North River Village First Addition, said point also being on the East right-of-way line of Edgewood Road NE; Thence Southwesterly departing said East right-of-way line of Edgewood Road NE, 320 feet more or less to the Southeast corner of Parcel A of Revised Plat of Survey No. 1821 also being a point on the North right-of-way line of State Highway 100 as was conveyed to the State of Iowa in Warranty Deed

recorded in Book 8885, page 307; Thence Westerly along the North right-of-way line of State Highway 100 as per said Warranty Deed, a distance of 1,349 feet more or less to a point of intersection with the West line of the East Fractional Half of said Section 6; Thence Southerly along said West line, a distance of 230 feet more or less to a point of intersection with the North line of Lot 1 of River Ridge North Office Park Fourth Addition; Thence Southeasterly along said North line of Lot 1 a distance of 141 feet more or less to the Northeast corner of said Lot 1 also being the Northwest corner of Lot 1 of River Ridge North Office Park Second Addition; Thence S 64°32'36" E along the Northeasterly line of last said Lot 1, a distance of 300.47 feet to the Northeast corner thereof; Thence S 42°26'51" W along the Southeasterly line of said Lot 1, a distance of 378.89 feet to the Southeast corner thereof; Thence continuing Southwesterly across North River Boulevard NE a distance of 60.00 feet to the South right-of-way line of said North River Boulevard NE also being a point on the North line of Lot 1 of River Ridge North Office Park First Addition; Thence Southeasterly along last said North line and South right-of-way line of North River Boulevard NE, a distance of 1,340 feet more or less to a point of intersection with the West right-of-way line of Edgewood Road NE; Thence due East across Edgewood Road NE, a distance of 160 feet more or less to a point on the East right-of-way line of Edgewood Road NE as it is depicted on Easement Acquisition Plat recorded in Book 8967 page 513 on file in the Linn County Recorder's Office; Thence Northerly along said East right-of-way line, a distance of 473 feet more or less to the Southernmost point of that certain portion of land quitclaimed to the State of Iowa as per Quitclaim Deed recorded in Book 1850 page 162; Thence Northerly along the following three (3) courses as shown on the Right-of-way Plat Exhibit "A" of said Quitclaim Deed;

Thence N 10°10' E a distance of 187.8 feet;

Thence N 21°29' E a distance of 101.6 feet;

Thence N 10°09 ½' E a distance of 52.6 feet to the Northernmost point of land described in said Quitclaim deed; Thence Northerly a distance of 478 feet more or less to the Point of Beginning.

Section 3: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Edgewood Town Center Urban Renewal Area, as amended, under the provisions of Section 403.19 of the Code of Iowa, as amended. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Edgewood Town Center Urban Renewal Area and the territory contained therein.

Section 4: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 9th day of April, 2019.

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MayorSignature

Attest:

ClerkSignature