

“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 (Electronic)

The Cedar Rapids City Council will hold an electronic regular City Council meeting on Tuesday, January 12, 2021 at 12:00 PM. An electronic meeting is being held because a meeting in person is impossible or impractical due to concerns for the health and safety of Council members, staff and the public presented by COVID-19. An electronic meeting is allowed by Iowa Code Section 21.8 and Governor Reynolds' Proclamations of Disaster Emergency.

The meeting may be watched on the City's Facebook page at www.facebook.com/CityofCRIowa/. Members of the public will not be able to attend this meeting in person. Any persons interested in commenting on the agenda items or any other matter of City business may do so in writing by emailing cityclerk@cedar-rapids.org. Comments must be received before 10:00 AM on January 12 in order to be provided to the members of the City Council prior to the meeting.

Citizens of the Cedar Rapids metropolitan area may also comment on matters appearing on the agenda, or any other matter of City Council business, by registering on Zoom using the link [here](#). Parties interested in being heard during any of the scheduled public hearings may also register using the same Zoom link. **All registrations must be complete no later than 10:00 AM on January 12, 2021.** Registrants will receive an email with instructions on how to participate in the meeting and be heard. Registrants must provide their name, home address, email address and telephone number and indicate the matter upon which they wish to be heard, including the agenda item number of the public hearing if applicable.

Citizens only interested in watching the meeting who will not be providing public comment do not need to register for the Zoom conference and should use Facebook instead.

The Cedar Rapids City Council will meet to discuss and possibly act upon the matters as set forth below in this tentative agenda.

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
 - ❖ Proclamation – Dr. Martin Luther King Jr. Day

PUBLIC HEARINGS

1. A public hearing will be held to consider a proposed Development Agreement with TWG Development, LLC for the construction of a mixed-use redevelopment project in the block bounded by 4th and 5th Avenues SE and 5th and 6th Streets SE (Caleb Mason). CIP/DID #TIF-0050-2020
 - a. Resolution authorizing execution of a Development Agreement with TWG Development, LLC for the construction of a mixed-use redevelopment project in the block bounded by 4th and 5th Avenues SE and 5th and 6th Streets SE.
2. A public hearing will be held to consider a change of zone for property located at 4400 6th Street SW from S-MR, Suburban Mixed Use Regional Center District, to I-LI, Light Industrial District, as requested by Commonground Capital, LLC (Landon Hawes). CIP/DID #RZNE-031143-2020
 - a. First Reading: Ordinance granting a change of zone for property located at 4400 6th Street SW from S-MR, Suburban Mixed Use Regional Center District, to I-LI, Light Industrial District, as requested by Commonground Capital, LLC.
3. A public hearing will be held to consider the vacation of a 50-foot Frontage Road Reservation located along the north parcel boundary of 5203, 5175, 5141, 5101 and 5055 16th Avenue SW (Rita Rasmussen). CIP/DID #EASE-031166-2020
 - a. Resolution vacating a 50-foot Frontage Road Reservation located along the north parcel boundary of 5203, 5175, 5141, 5101 and 5055 16th Avenue SW.
4. A public hearing will be held to consider the vacation of a storm sewer easement located at 3917 1st Avenue SE (Rita Rasmussen). CIP/DID #EASE-031163-2020
 - a. Resolution vacating a storm sewer easement located at 3917 1st Avenue SE.
5. A public hearing will be held to consider the Resolution of Necessity (Proposed) for concrete sidewalk for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project (Doug Wilson). **(Paving for Progress)** CIP/DID #3012089-00
 - a. Resolution with respect to the adoption of the Resolution of Necessity for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2020 Curb Ramp Repair Bid Package #3 project (estimated cost is \$1,443,000) (Brenna Fall). CIP/DID #3016016-20
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2020 Curb Ramp Repair Bid Package #3 project.

7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Edgewood Road NE from IA 100 to Blairs Ferry Road PCC Pavement – Grade and Replace project (estimated cost is \$1,326,000) (Brenna Fall). CIP/DID #301980-03
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for Edgewood Road NE from IA 100 to Blairs Ferry Road PCC Pavement – Grade and Replace project.
8. ~~A public hearing will be held to consider annexation of territory generally located west of 80th Street NW and south of E Avenue NW as requested by A&M LLC. CIP/DID #ANNX-030443-2020~~ CANCELLED AT THE REQUEST OF THE COMMUNITY DEVELOPMENT DEPARTMENT.

PUBLIC COMMENT

This is an opportunity for the public to address the City Council on any subject pertaining to Council action scheduled for today or any other matter of City business. See above for instructions on registering to speak via the Zoom software.

MOTION TO APPROVE AGENDA

CONSENT AGENDA

These are routine items, some of which are old business and some of which are new business. They will be approved by one motion without individual discussion unless Council requests that an item be removed for separate consideration.

9. Motion to approve the minutes.
10. Resolution authorizing a temporary waiver of the demolition and review process for damaged properties, as specified in Chapter 18 of the Municipal Code, from the August 10, 2020 storm. CIP/DID #CD-0070-2021
11. Resolution approving and authorizing a form of Interim Loan and Disbursement Agreement with the Iowa Finance Authority, and authorizing and providing for the issuance and securing the payment of \$5,500,000 Sewer Revenue Capital Loan Notes Anticipation Project Note, Series 2021, of the City of Cedar Rapids, Iowa, under the provisions of the Code of Iowa, and providing for a method of payment of said Note. CIP/DID #FIN2020-24
12. Resolution accepting annual reports required for recertification of the City's Community Rating System program with FEMA so property owners can continue to receive discounts on flood insurance. CIP/DID #DSD-001-21
13. Resolution approving the City Planning Commission Work Plan for 2021. CIP/DID #OB572803

14. Resolution approving the Historic Preservation Commission Work Plan for 2021. CIP/DID #OB691376
15. Resolution approving the Visual Arts Commission Work Plan for 2021. CIP/DID #OB625453
16. Resolution approving the Wellbeing Advisory Committee Work Plan for 2021-2022. CIP/DID #CD-0044-2018
17. Resolution authorizing two police officers to attend training with their new canine partners in Sanford, NC from January 2 to January 31, 2021 for an estimated amount not to exceed \$9,080. CIP/DID #PD0050
18. Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the construction of concrete sidewalk improvements for the C Street SW from Bowling Street to Handley Drive Pavement and Sidewalk Improvements project. **(Paving for Progress)** CIP/DID #3012095-00
19. Resolution setting a public hearing for February 9, 2021 to consider the Resolution of Necessity (Proposed) for replacing Orangeburg sanitary sewer services on the 30th Street SE from Pioneer Avenue to Mount Vernon Road Pavement Rehabilitation and Water Main Improvements project. **(Paving for Progress)** CIP/DID #3012156-00
20. Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at the northeast corner of Mount Vernon Road SE and 32nd Street SE as requested by B & C Coffee Development LLC. CIP/DID #URTE-0040-2020
21. Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at 126 29th Street Drive SE as requested by In Tolerance Contract Manufacturing. CIP/DID #URTE-0039-2020
22. Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at 4001 1st Avenue SE as requested by KC Land Holdings, LLC. CIP/DID #URTE-0041-2020
23. Motions setting public hearing dates for:
 - a. January 26, 2021 – to consider amending the Municipal Code by adding a new Chapter 74, Citizen Review Board for Community Law Enforcement. CIP/DID #CD-0067-2020
 - b. January 26, 2021 – to consider a change of zone for property located at 1309 Beringer Court NE from A-AG, Agricultural District, to S-RL1, Suburban Residential Low Single Unit District, as requested by Jerry's Homes, Inc. CIP/DID #RZNE-031223-2020
 - c. January 26, 2021 – to consider a change of zone for property located at 800 Kirkwood Parkway SW from S-RM1, Suburban Residential Medium Single Unit District, to S-RLF, Suburban Residential Low Flex District, as requested by Metro Pavers, Inc. CIP/DID #RZNE-031207-2020
 - d. January 26, 2021 – to consider a change of zone for property located at 8607 St. Martin Boulevard SW from S-MR, Suburban Mixed Use Regional Center District, to I-GI, General Industrial District, as requested by Timpte, Inc. CIP/DID #RZNE-031216-2020

- e. February 9, 2021 – to consider annexation of territory generally located west of 80th Street NW and south of E Avenue NW as requested by A&M LLC. CIP/DID #ANNX-030443-2020
24. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
- a. January 26, 2021 – 12th Avenue SE from 7th Street to 17th Street Roadway and Utility Improvements project (estimated cost is \$2,640,000). **(Paving for Progress)** CIP/DID #3012131-06
 - b. January 26, 2021 – FY21 Sanitary Sewer Point Repairs project (estimated cost is \$230,000). CIP/DID #655996-20
 - c. January 26, 2021 – Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction project (estimated cost is \$5,400,000). **(Paving for Progress)** CIP/DID #3012148-08
 - d. January 26, 2021 – Veterans Memorial Stadium Rebuild Bid Package 1 – Field Lighting project (estimated cost is \$700,000). CIP/DID #PUR1120-152
 - e. January 26, 2021 – Veterans Memorial Stadium Rebuild Bid Package 2 – Media and Signage project (estimated cost is \$475,000). CIP/DID #PUR1220-162
 - f. January 26, 2021 – Veterans Memorial Stadium Rebuild Bid Package 3 – General Construction project (estimated cost is \$250,000). CIP/DID #PUR1220-163
25. Motion assessing civil penalties for violation of State Code regarding the sale of tobacco/vapor products to minors against:
- a. 7 Star Liquor & Tobacco Outlet, 502 E Avenue NW (first offense – \$300). CIP/DID #CIG004851-06-2020
 - b. Casey's General Store #2776, 701 Ellis Boulevard NW (first offense – \$300). CIP/DID #CIG004741-05-2020
 - c. The Cooler, 4920 Johnson Avenue NW (first offense – \$300). CIP/DID #CIG004802-06-2020
 - d. Dollar General #3781, 151 Jacolyn Drive NW (first offense – \$300). CIP/DID #CIG004833-06-2020
 - e. Westside Lounge, 325 Edgewood Road NW (first offense – \$300). CIP/DID #CIG004756-05-2020
26. Motion assessing a civil penalty for violation of State Code regarding the sale of alcohol to minors against:
- a. Aldi, Inc. #62, 1860 Edgewood Road SW (first offense – \$500). CIP/DID #LIQR000013-10-2020
27. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Caucho, 1202 3rd Street SE.
 - b. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE.
 - c. CJ's Sports Bar & Grill, 62 17th Avenue SW.
 - d. Cobble Hill Eatery & Dispensary, 219 2nd Street SE.
 - e. Fareway Store #151, 3717 1st Avenue SE.
 - f. Flamingo, 1211 Ellis Boulevard NW.
 - g. Hy-Vee Food Store #7, 5050 Edgewood Road NE.
 - h. JW's Pub & Grub, 58 Miller Avenue SW.
 - i. The Keg, 719 5th Street SE.

- j. Mulligan's Pub, 1060 Old Marion Road NE.
 - k. Otis' Tailgators Sports Bar, 3969 Center Point Road NE.
 - l. Rodina, 1507 C Street SW.
 - m. Shores Event Center, 700 16th Street NE (new – new ownership).
 - n. The Station, 3645 Stone Creek Circle SW.
 - o. Winifred's Restaurant, 3847 1st Avenue SE.
28. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2021-01
 - b. Payroll. CIP/DID #FIN2021-02
29. Resolution appointing the following individual:
- a. Appointing Monica Vallejo (effective through June 30, 2022) to the Civil Rights Commission. CIP/DID #OB629963
30. Resolutions approving assessment actions:
- a. Intent to assess – Water Division – delinquent municipal utility bills – 46 properties. CIP/DID #WTR011221-01
 - b. Levy assessment – Water Division – delinquent municipal utility bills – 14 properties. CIP/DID #WTR111720-01
 - c. Levy assessment – Water Division – delinquent municipal utility bills – 20 properties. CIP/DID #WTR120120-01
31. Resolutions accepting subdivision improvements and approving Maintenance Bonds :
- a. PCC pavement in Bellwood Meadow Estates Second Addition and 4-year Maintenance Bond submitted by Central States Concrete, LLC in the amount of \$218,670. CIP/DID #FLPT-030005-2020
 - b. Sanitary sewer in Bellwood Meadow Estates Second Addition and 4-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$52,076.80. CIP/DID #FLPT-030005-2020
 - c. Storm sewer in Bellwood Meadow Estates Second Addition and 4-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$137,945. CIP/DID #FLPT-030005-2020
 - d. Water system improvements in Kopecek Addition and 2-year Maintenance Bond submitted by Horsfield Construction, Inc. in the amount of \$116,791.71. CIP/DID #2019039-01
 - e. Water system improvements in Hawks Point 8th Addition and 2-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$25,400. CIP/DID #2018035-01
 - f. Water system improvements in Hawks Point 9th and 10th Additions and 2-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$34,990. CIP/DID #2019059-01
 - g. Storm sewer in Rinderknecht Building Addition and 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$10,394. CIP/DID #ASDP-030259-2020
32. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- a. Edgewood Road and Franbrook Terrace NW Storm Sewer Improvements project and 4-year Performance Bond submitted by B.G. Brecke, Inc. (original contract amount was \$44,329; final contract amount is \$59,115.33). CIP/DID #304491-01

- b. Willowbend Road NE West of Harwood Drive Storm Sewer Improvements project, final payment in the amount of \$14,442.44 and 4-year Performance Bond submitted by Boomerang Corp. (original contract amount was \$227,718.50; final contract amount is \$288,848.70). CIP/DID #6550087-01
 - c. 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project, final payment in the amount of \$37,815.81 and 4-year Performance Bond submitted by BWC Excavating, LC (original contract amount was \$734,089.50; final contract amount is \$756,316.23). **(Paving for Progress)** CIP/DID #3012101-02
 - d. Seminole Valley Park Wetland Mitigation project, final payment in the amount of \$7,891.56 and 4-year Performance Bond submitted by Connolly Construction, Inc. (original contract amount was \$135,257.50; final contract amount is \$157,831.30). CIP/DID #301136-07
 - e. 3rd Avenue Bridge Plantings project, final payment in the amount of \$2,324.01 and 4-year Performance Bond submitted by Country Landscapes, Inc. (original contract amount was \$62,877.40; final contract amount is \$46,480.28). CIP/DID #321613-01
 - f. WPC Administration Building ADA Compliance project, Change Order No. 4 in the amount of \$50, final payment in the amount of \$13,389.93 and 2-year Performance Bond submitted by Garling Construction, Inc. (original contract amount was \$204,900; final contract amount is \$267,798.38). CIP/DID #PUR0717-003
 - g. Water Distribution Building Roof Replacement project, final payment in the amount of \$21,698.51 and 2-year Performance Bond submitted by T&K Roofing Company (original contract amount was \$422,090; final contract amount is \$433,970.10). CIP/DID #6250063-02
 - h. 2020 Curb Ramp Repair: Bid Package #4 project, final payment in the amount of \$38,252.40 and 4-year Performance Bond submitted by Tricon General Construction, Inc. (original contract amount was \$793,022; final contract amount is \$765,048.06). CIP/DID #3016016-18
 - i. Parks ADA DOJ Settlement Items Compliance project, Change Order No. 4 deducting the amount of \$1,706, final payment in the amount of \$100,995 and 2-year Performance Bond submitted by Tricon General Construction, Inc. (original contract amount was \$1,888,526; final contract amount is \$2,052,313.98). CIP/DID #PUR0219-184
33. Resolution approving a final plat:
- a. Mroch Village for land located west of Rosedale Road and south of Lakeside Road in Linn County. CIP/DID #FLPT-031191-2020
34. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Fleet Services Division purchase of four 2021 Chevrolet Malibu sedans from Karl Chevrolet for use by the Building Services and Engineering divisions in the amount of \$71,920.42. CIP/DID #FLT069
 - b. Contract with Rathje Construction Co. for the Emergency Tree Removal project for the Engineering Division for an amount not to exceed \$560,091.44. **(Derecho)** CIP/DID #PUR1120-153
 - c. Amendment No. 1 to the contract with Universal Field Services, Inc. for right of way acquisition support services for the Engineering Division for additional services for an amount not to exceed \$85,000 (original contract amount was \$75,000; total contract amount with this amendment is \$160,000). CIP/DID #PUR0120-157

- d. Purchase of excess casualty insurance coverage through TrueNorth Companies, LC from States Self-Insurers Risk Retention Group in the amount of \$439,980. CIP/DID #FIN2021-04
- e. Fleet Services Division purchase of two tandem axle cab and chassis from Thompson Truck and Trailer in the amount of \$186,490. CIP/DID #PUR1120-140
- f. Amendment No. 11 to the contract with HBK Engineering, LLC for engineering design services for ADA compliance to reflect the cost for additional design services for an amount not to exceed \$3,747.50 (original contract amount was \$108,147; total contract amount with this amendment is \$846,229.50). CIP/DID #PUR1216-136
- g. Contract with Hopkins Roofing for Emergency Roof Repairs Building 16 for the Facilities Maintenance Services Division for an amount not to exceed \$89,750. **(Derecho)** CIP/DID #PUR1120-132
- h. Amendment No. 1 to the contract with Peak Construction Group for emergency roof repairs at Twin Pines Golf Course for the Facilities Maintenance Service Division to add temporary ImOn Ice Arena roof repairs for an amount not to exceed \$10,000 (original contract amount was \$52,000; total contract amount with this amendment is \$62,000). **(Derecho)** CIP/DID #PUR0820-049
- i. Amendment No. 1 to renew the contract with UnityPoint Health Work Well Solutions for occupational health program services for the Human Resources Department for one year for an annual amount not to exceed \$165,000 (original contract amount was \$165,000 annually for three years; renewal contract amount is \$165,000 for one year). CIP/DID #PUR1017-070
- j. Amendment No. 3 to renew the contract with USIC Locating Services, Inc. for fiber locating and marking services for the Information Technology Department for an annual amount not to exceed \$170,000 (original contract amount was \$170,000; renewal contract amount is \$170,000). CIP/DID #PUR1117-079
- k. Lease Agreement with 124 Investment Corporation for property at 1233 1st Avenue SE, Suite F, for continued use as a Police Department substation in the amount of \$705 per month for one year, with an option for an additional year at \$730 per month. CIP/DID #PD0015
- l. Amendment No. 2 to renew the contract with Keltek, Inc. for body worn cameras for the Police Department for three years for an amount not to exceed \$300,000 (original contract amount was \$300,000; renewal contract amount is \$300,000). CIP/DID #PUR0717-006
- m. Fleet Services Division purchase of 15 emergency equipment packages from Keltek Inc. to upfit new vehicles for use by the Police Department in the amount of \$298,187.19. CIP/DID #FLT070
- n. Payment to Martin Equipment for the rental of five grapple bucket attachments for use by the Streets Division in the amount of \$41,000. **(Derecho)** CIP/DID #FLT068
- o. Contract with Trey Electric for installation of traffic signal posts and components for the Traffic Engineering Division for an amount not to exceed \$91,620. CIP/DID #PUR0920-084
- p. Amendment No. 2 to the contract with Tanner Industries, Inc. for anhydrous ammonia for the Water Division to reflect additional purchases for an amount not to exceed \$25,000 (original contract amount was \$80,000; total contract amount with this amendment is \$105,000). CIP/DID #PUR1019-071
- q. Contract with MacCarb Inc. for liquid carbon dioxide for the Water Division for an annual amount not to exceed \$250,000. CIP/DID #PUR1020-108

- r. Amendment No. 5 to renew the contract with Alexander Chemical Corporation for liquid chlorine for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed \$330,000 (original contract amount was \$230,000; renewal contract amount is \$330,000). CIP/DID #PUR1017-069
- s. Amendment No. 11 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$2,359,583 for consulting services associated with the FY 2021 Work Plan for 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 \$17,755,682). CIP/DID #331001-01
- t. Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$184,965 for engineering design services in connection with the Edgewood Road Bridge Over Cedar River Modifications and Trail Extension project. **(Paving for Progress)** CIP/DID #305124-02
- u. Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$72,492 for design services in connection with the Edgewood Road NW from Ellis Road to Cedar River Bridge Pavement Rehabilitation project. **(Paving for Progress)** CIP/DID #3012337-02
- v. Amendment No. 7 to the Professional Services Agreement with Willett Hofmann & Associates specifying an increased amount not to exceed \$22,000 for design services in connection with the Oakland Road NE and Old Marion Road NE from Center Street to C Avenue Pavement Rehabilitation project (original contract amount was \$480,676; total contract amount with this amendment is \$633,530). **(Paving for Progress)** CIP/DID #3012148-05
- w. Change Order No. 5 in the amount of \$33,958.58 with Boomerang Corp. for the 1st Avenue E Between 2nd Street and 5th Street Pedestrian Crossing Upgrade project (original contract amount was \$1,606,731.20; total contract amount with this amendment is \$1,720,890.73). CIP/DID #3012078-01
- x. Change Order No. 6 in the amount of \$63,848.84 with Boomerang Corp. for the Chandler Street SW from 18th Street to 10th Avenue Pavement and Water Main Improvements – Phase 1B project (original contract amount was \$1,583,776.90; total contract amount with this amendment is \$1,754,445.97). **(Paving for Progress)** CIP/DID #3012089-03
- y. Change Order No. 4 in the amount of \$90,000.57 with Boomerang Corp. for the IA 922 from approximately 300' south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250' east of IA 922, 29th Street from Franklin Avenue NE to approximately 200' east of IA 922, CeMar Trail 29th Street NE to Marion City Limit project (original contract amount was \$7,977,886.90; total contract amount with this amendment is \$8,076,945.97). CIP/DID #301240-11
- z. Change Order No. 5 in the amount of \$132,032.29 with BWC Excavating, LC for the Williams Boulevard SW Improvements from West Corporate Limit to 16th Avenue SW project (original contract amount was \$5,780,118.10; total contract amount with this amendment is \$5,992,711.62). CIP/DID #301968-03
- aa. Change Order No. 2 in the amount of \$58,537.65 with Iowa Civil Contracting, Inc. for the Bowling Street SW from 50th Avenue to Wilson Avenue Pavement Rehabilitation and Lane Conversion project (original contract amount was \$1,977,451.78; total contract amount with this amendment is \$2,042,424.93). **(Paving for Progress)** CIP/DID #3012310-02

- ab. Change Order No. 12 in the amount of \$24,085.57 with Langman Construction, Inc. for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project (original contract amount was \$10,633,115.50; total contract amount with this amendment is \$10,805,584.99). CIP/DID #655028-13
- ac. Change Order No. 11 deducting the amount of \$26,567.38 with Midwest Concrete, Inc. for the Edgewood Road NE from Highway 100 to Blairs Ferry Road Roadway Improvements project (original contract amount was \$848,486.19; total contract amount with this amendment is \$989,271.57). CIP/DID #301980-01
- ad. Change Order No. 1 in the amount of \$38,432, plus 10 working days, with Minturn, Inc. for the 3rd Avenue Cedar River Bridge Rail Repair project (original contract amount was \$84,528; total contract amount with this amendment is \$122,960). CIP/DID #305139-02
- ae. Change Order No. 4 in the amount of \$44,414 with Modern Piping, Inc. for the ImOn Ice Arena Facility Infrastructure Improvements project (original contract amount was \$775,080; total contract amount with this amendment is \$985,392). CIP/DID #PUR0420-191
- af. Change Order No. 22 in the amount of \$31,970.39, plus six additional working days, with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening, Miscellaneous project (original contract amount was \$7,444,280.31; total contract amount with this amendment is \$8,184,353.97). CIP/DID #301446-06
- ag. Change Order No. 4 in the amount of \$27,619.38, plus 14 additional calendar days, with Rathje Construction Co. for the E Avenue NW Pavement Rehabilitation from West Post Road to Shetland Drive project (original contract amount was \$1,265,441.05; total contract amount with this amendment is \$1,444,166.71). **(Paving for Progress)** CIP/DID #3012187-03
- ah. Change Order No. 8 in the amount of \$8,319.14 with Rathje Construction Co. for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW project (original contract amount was \$8,571,345.88; total contract amount with this amendment is \$8,970,589.94). **(Paving for Progress)** CIP/DID #3012121-03
- ai. Change Order No. 5 in the amount of \$1,250.60 with Rinderknecht Associates, Inc. for the Floodwall/McGrath Amphitheater Restroom and Storage Building project (original contract amount was \$4,196,997.59; total contract amount with this amendment is \$4,265,629.06). CIP/DID #3312530-30
- aj. Change Order No. 21 in the amount of \$23,353.95 with WRH, Inc. for the Quaker Oats Flood Control System project (original contract amount was \$14,450,000; total contract amount with this amendment is \$16,504,493.36). CIP/DID #3314520-30
- ak. Agreement with the Eastern Iowa Airport and Alliant Energy for cost participation in the amount of \$60,000 in connection with the Southwest Area Regional Traffic Study project. CIP/DID #326019-00
- al. Grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant funding for the construction of the Boyson Road NE from Council Street NE to C Avenue NE project. CIP/DID #301099-00
- am. Grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant funding for the construction of the Edgewood Road NW from F Avenue NW to Crestwood Drive NW project. CIP/DID #301099-00
- an. Grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program funding for the construction of a Safe Routes to School project in the Cleveland Elementary School neighborhood. CIP/DID #301099-00

- ao. Grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program funding for the construction of a Safe Routes to School project in the Coolidge Elementary School and Taft Middle School neighborhoods. CIP/DID #301099-00
- ap. Grant application to the Corridor Metropolitan Planning Organization for Transportation Alternatives Program Set-Aside funding for the 4th Street Trail Extension – Segment 1 from 9th Avenue SE to the Cedar River project. CIP/DID #325099-00
- aq. Grant agreement with the Iowa Governor's Office of Drug Control Policy in the amount of \$24,000 to purchase laptop computers for the Police Department. CIP/DID #PD0051
- ar. Purchase Agreement in the amount of \$660,000 and accepting a Warranty Deed for land located at 651 Blairs Ferry Road NE and a Permanent Easement for Recreational Trail and Temporary Grading Easements for Construction from land located at 921 and 941 Blairs Ferry Road NE from Culver's Water Rock Properties, LLC, in conjunction with the Lindale Trail Phase I from Council Street to East of C Avenue NE project. CIP/DID #325071-01
- as. Temporary Construction Easement in the amount of \$1,800 from Johnson Brothers of Iowa, Inc. from land located at 1824 16th Avenue SW in connection with the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project. **(Flood)** CIP/DID #3012089-00
- at. Purchase Agreement in the amount of \$1 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Margaret McGuire from land located at 1253 20th Street SW in connection with the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project. **(Flood)** CIP/DID #3012089-00
- au. Accepting a bid in the amount of \$40,500 from Darren and Cynthia Bogner and approving a Quit Claim Deed for the disposition of excess City-owned property described as a single family residential property located at 2109 O Avenue NW. CIP/DID #PRD-030237-2020
- av. Encroachment Agreement to permit the construction of a 2-foot-high retaining wall to encroach onto the City-owned 8-foot public utility easement located at 5327 Holly Avenue NW as requested by Randy and Virginia Deaton. CIP/DID #ENCR-023600-2020
- aw. Encroachment Agreement for the construction of an 8-foot by 10-foot replacement shed to encroach onto the City-owned 8-foot public utility easement located at 2910 Mansfield Avenue SE as requested by Tiffany Green. CIP/DID #ENCR-023014-2020
- ax. Fence Encroachment Agreement to permit the construction of a 4-foot-high chain link fence to encroach onto the 10-foot public utility easement located along the north and south property lines for the property located at 1923 Huntsboro Lane SW as requested by Midwest Development Co. CIP/DID #BLDR-022810-2020
- ay. Fence Encroachment Agreement to permit the construction of a 6-foot-high solid fence to encroach onto the 10-foot public utility easement located along the west property line for the property located at 1915 Wycliffe Court SW as requested by Cesar Vazquez Rodriguez and Laura Lozoya Ontiveros. CIP/DID #BLDR-022910-2020
- az. Fence Encroachment Agreement to permit the construction of a 4-foot-high chain link fence to encroach onto the 15-foot sidewalk easement and a 20-foot drainage easement of 4614 Adams Court NE as requested by Michael and Stephanie Schwartz. CIP/DID #BLDR-022623-2020
- ba. Information Technology Department purchase of custom development services from Hexagon to modify the Police Department I/Leads software product to conform to new reporting standards mandated by the FBI for an amount not to exceed \$65,185.32. CIP/DID #109130-36**

REGULAR AGENDA

35. Report on bids for the 32nd Street NE from Rosewood Court to Madison Street Pavement Reconstruction project (estimated cost is \$1,606,775) (Doug Wilson). **(Paving for Progress)**
CIP/DID #3012096-03

ORDINANCES

Second and possible Third Readings

36. Ordinance amending Chapter 32B of the Municipal Code, Floodplain Management, to add required language so the City can maintain its Class 6 rating in FEMA's Community Rating System flood insurance discount program. CIP/DID #DSD-001-20

CITY MANAGER COMMUNICATIONS AND DISCUSSIONS

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: City Manager

Presenter at Meeting: Caleb Mason

E-mail Address: c.mason@cedar-rapids.org

Phone Number/Ext.: (319) 521-7678

Description of Agenda Item: Motions setting public hearings

A public hearing will be held to consider a proposed Development Agreement with TWG Development, LLC for the construction of a for a mixed-use redevelopment project in the block bounded by 4th & 5th Avenues SE and 5th & 6th Street SE (Caleb Mason). CIP/DID# TIF-0050-2020

- a. Resolution approving and authorizing execution of a Development Agreement and related documents with TWG Development, LLC. CIP/DID# TIF-0050-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The action authorizes a Development Agreement with TWG Development, LLC for the construction of a new, mixed-use facility a. On August 22, 2020, the City Council approved a project term sheet outlining preliminary deal points to be included in a Development Agreement, including City financial participation, minimum investment, minimum improvements and employment requirements. The Development Agreement has been finalized and includes the following key terms:

- + Minimum Investment: \$52 million
- + Minimum Improvements: Construction of a new, 4-story approximately 200,000 square foot, mixed-use facility of 211 rental units consisting of the following:
 - o 1st floor – 32 units, 147 covered parking stalls, 1,176sf square foot commercial
 - o 2nd floor - 55 units, amenity deck (21,469 sf)
 - o 3rd floor - 61 units
 - o 4th floor - 61 units
 - o Amenities: 9,179 sf
- + Developer to enter into a master parking lease with ParkCR to provide no less than 150 off-street parking spaces within the parking system for occupant of the Project
- + Developer to work with local historic non-profit organizations to salvage architectural elements of existing buildings, and incorporate into the building design historic elements of the block through plaques, photographs or other means to identify the history of the block
- + Construction timeline: Commencement no later than July 31, 2021, completion within 24 months of completion
- + Incentive:
 - o City to reimburse 100% of the increased (increment) taxes generated by the project
 - o The reimbursement shall terminate the sooner occurring: the cumulative payments equal a net present value of \$6.5 million or (ii) the City has made 16 consecutive payments

- Should the Developer receive Workforce Housing Tax Credits, the TIF would be reduced by the present value of the market value of the tax credits
- + Developer to employ no less than 4 staff members on site

Action/Recommendation: City staff recommends approval of resolution.

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

Time Sensitivity: NA

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A
DEVELOPMENT AGREEMENT AND RELATED DOCUMENTS BY AND
BETWEEN THE CITY OF CEDAR RAPIDS AND TWG DEVELOPMENT, LLC

WHEREAS, the City Council previously found and determined that certain areas located within the City of Cedar Rapids, ("City") are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Consolidated Central Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 2254-11-00 approved on November 1, 2000, which Plan, is on file in the office of the Recorder of Linn County and is from time to time amended; and

WHEREAS, Iowa Code Chapters 15, 15A and 403 (the "Urban Renewal Law") authorize cities to make grants, loans, guarantees, incentives and financial assistance for economic development in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Chapters, and to levy taxes and assessments for such purposes and in the case of Chapter 15 to allow for the City to exempt from taxation all or a portion of actual value added by improvements related to real property in connection with a project as approved pursuant to Chapter 15 of the Iowa Code; and

WHEREAS, the City Council intends to enter into a Development Agreement with TWG Development, LLC ("Developer") as an inducement for the construction of a new approximately 200,000 square foot mixed-use building with related site improvements which will result in the following public benefits: (i) it will advance the improvement and development of the Urban Renewal Area in accordance with the Urban Renewal Plan, (ii) it will establish conditions which attract further new investment, (iii) it will maintain and expand taxable values in the Urban Renewal Area, (iv) it will retain employment opportunities within the Urban Renewal Area and the community that might otherwise be lost, (v) it will result in the creation of new full time employment opportunities, and (vi) it will aid in the remediation of slum and blight influences in the Urban Renewal Area; and

WHEREAS, following the notice published as required by applicable law in The Gazette newspaper on January 2, 2021, the Council held a public hearing on the proposal to enter into a Development Agreement with the Developer at which time the Council heard any oral or written objections from any resident or property owner of the City of Cedar Rapids; and

WHEREAS, following said public hearing, the Council has determined that the Development Agreement is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate economic development activities and objectives of the City within the meaning of Chapters 15, 15A and 403 of the Iowa Code taking into account any or all of the factors set forth in Chapter 15A; and

WHEREAS, the Development Agreement has been prepared, subject to City Council approval, which contains the following key terms:

- + Minimum Investment: \$52 million
- + Minimum Improvements: Construction of a new, 4-story approximately 200,000 square foot, mixed-use facility of 211 rental units consisting of the following:
 - o 1st floor – 32 units, 147 covered parking stalls, 1,176sf square foot commercial
 - o 2nd floor - 55 units, amenity deck (21,469 sf)
 - o 3rd floor - 61 units
 - o 4th floor - 61 units
 - o Amenities: 9,179 sf
- + Developer to enter into a master parking lease with ParkCR to provide no less than 150 off-street parking spaces within the parking system for occupant of the Project
- + Developer to work with local historic non-profit organizations to salvage architectural elements of existing buildings, and incorporate into the building design historic elements of the block through plaques, photographs or other means to identify the history of the block
- + Construction timeline: Commencement no later than July 31, 2021, completion within 24 months of completion
- + Incentive:
 - o City to reimburse 100% of the increased (increment) taxes generated by the project
 - o The reimbursement shall terminate the sooner occurring: the cumulative payments equal a net present value of \$6.5 million or (ii) the City has made 16 consecutive payments
 - o Should the Developer receive Workforce Housing Tax Credits, the TIF would be reduced by the present value of the market value of the tax credits
- + Developer to employ no less than 4 staff members on site

WHEREAS, the Development Agreement is now ready for execution on behalf of the City.

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

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2. The performance by the City of its obligations under the Development Agreement, including but not limited to, providing a reimbursement of tax increments generated by the Minimum Improvements ("Economic Development Grants") which shall be 100% of the actual tax increments generated by the Minimum Improvements, as defined in the Agreement, which Economic Development Grants shall cease upon the soonest occurring: (i) the sum of the net present values of the Economic Development Grants paid to the Developer shall equal \$6,200,00 using a 6% discount rate and discounting each annual payment to the date of the completion of the Project, or (ii) the City has made 16 consecutive Economic Development Grants to the Developer of 100% of the Developer Tax Increments. The Economic Development Grants are expected to begin in Fiscal Year 2024/2025.

Section 3. The obligations contained herein are hereby declared to be a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Development Agreement, and the City's performance thereunder, is in furtherance of appropriate economic development activities and objectives of the City within the meaning of Chapters 15, 15A and 403 of the Iowa Code, taking into account the factors set forth therein.

Section 4. The aggregate amount of Tax Increment utilized in furtherance of the Project shall not exceed \$10,800,000, and based upon the factors outlined in Chapter 15A of the Code of Iowa, the Council hereby determines the public gains and benefits received as a result of the Project are commensurate with the expenditure of public funds to this level.

Section 5. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver them for and on behalf of the City in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Development Agreement.

Section 6. The City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Landon Hawes

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider a change of zone for property located at 4400 6th Street SW from S-MR, Suburban Mixed Use Regional Center District, to I-LI, Light Industrial District, as requested by Commonground Capital, LLC.

CIP/DID # RZNE-031143-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The City Planning Commission reviewed this rezone request on December 3, 2020 and unanimously recommended approval.

This is a request by Hall & Hall Engineers for a rezone from S-MR (Suburban Mixed Use Regional Center) to I-LI (Light Industrial) for the property located at 4400 6th Street SW. The current Future Land Use Map designation for this property is Urban-High Intensity; the proposed rezone is allowed by this LUTA.

The property is approximately 94 acres in size and is currently being used as a car racing center and convention hall. The applicant requests the rezone in order to establish industrial uses similar to neighboring properties on site.

Action/Recommendation: City Council approves the proposed ordinance.

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/Zoning Map



ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING
THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN
ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY
DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Parcel A, Plat of Survey No. 495 as recorded in Vol. 3494, Page 246 of the records of the
Linn County, Iowa Recorder on May 28, 1997, being part of the SE ¼ of Section 5, and
part of the NE ¼ of Section 8, both located in 82-7, Linn County, Iowa, except the Public
Highway, and subject nevertheless to easements, conditions, restrictions and all other
matters of record

and located at 4400 6th Street SW, now zoned S-MR, Suburban Mixed Use Regional Center
District, and as shown on the "District Map," be rezoned and changed to I-LI, Light Industrial
District, and that the property be used for such purposes as outlined in the I-LI, Light Industrial
District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That the official zoning map of the city of Cedar Rapids is hereby amended
accordingly and this amendment shall be reflected on the next official zoning map to be signed
and dated by the Mayor and City Clerk and approved and adopted by the City Council.

Section 3. That this Ordinance shall be in full force and effect from and after its
passage and publication as provided by law.

Section 4. Following publication of this Ordinance as provided for by law, the City
Clerk shall certify this Ordinance and the plat of the property described hereinabove, as shown
by Exhibit A attached hereto and by this reference incorporated herein, to the Linn County
Recorder.

Introduced this 12th day of January, 2020.

PASSED_DAY_TAG

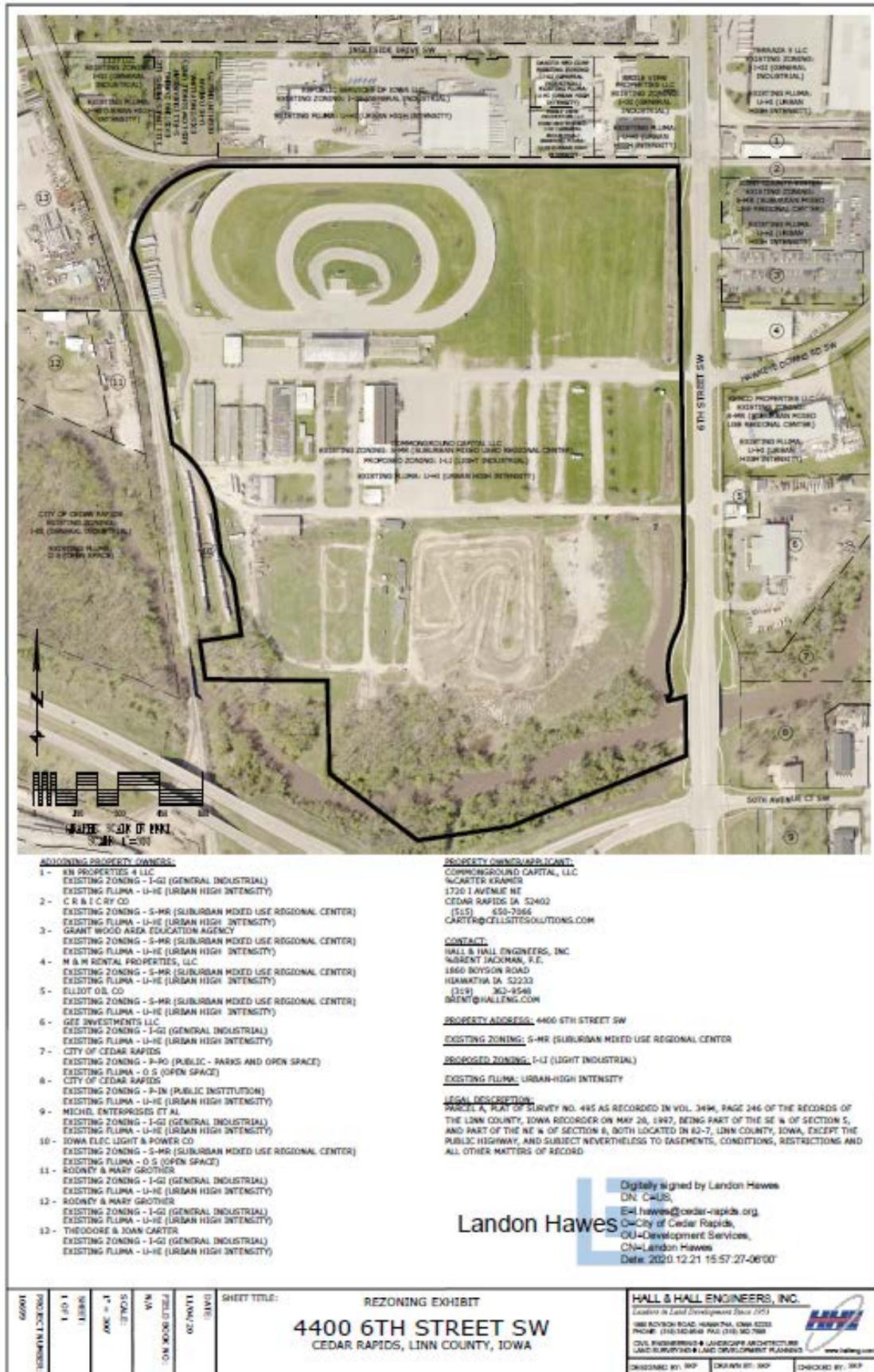
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Exhibit "A"



CAD File: I:\projects\10099\10099 Hawes Owners Redevelopment\DWG\Plat\10099-FLUPA-Rezoning Exhibit 110420.dwg Date Plotted: Tuesday, November 03, 2020 7:53:36 AM Plotted By: Susan K. Fortman



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: PUBLIC HEARINGS

A public hearing will be held to consider the vacation of a 50 foot Frontage Road Reservation located along the north parcel boundary 5203, 5175, 5141, 5101 and 5055 16th Avenue SW.

Resolution vacating a 50 foot Frontage Road Reservation located along the north parcel boundary 5203, 5175, 5141, 5101 and 5055 16th Avenue SW.

CIP/DID #EASE-031166-2020

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

Background: As a result of the derecho, Seth Green, Green Acres Storage, 5141 16th Avenue SE, inquired with Development Services to his potential options for reconstruction.

A 50 foot Frontage Road Reservation was established in 1979 on the Final Plat of Suburban Second Addition to Linn County, Iowa. The City is not pursuing construction of a frontage road along the south side of 16th Avenue SW and therefore, the 50 foot Frontage Road Reservation shall be vacated. The City will retain the existing 10 foot utility easement on Lot 2 and Lot 4, Suburban Second Addition to Linn County, Iowa

Action/Recommendation: The Public Works Department recommends passing a resolution to vacate this 50 foot Frontage Road Reservation.

Alternative Recommendation: Continue to hold this 50 foot Frontage Road Reservation.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, notice was duly given and a public hearing held as required by law, and

WHEREAS, the City of Cedar Rapids possesses a 50 foot Frontage Road Reservation described as:

50 foot Frontage Road Reservation on the Final Plat of Suburban Second Addition to Linn County Iowa

WHEREAS, the City of Cedar Rapids has determined that the need no longer exists for the 50 foot Frontage Road Reservation, and

WHEREAS, the Cedar Rapids Public Works Department recommends the interests in said 50 foot Frontage Road Reservation and held by the City of Cedar Rapids are no longer necessary to serve the public interest and has further recommended said 50 foot Frontage Road Reservation be vacated,

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

1. The City will retain the existing 10 foot utility easement on Lot 2 and Lot 4, Suburban Second Addition to Linn County, Iowa.
2. Council determines the 50 foot Frontage Road Reservation no longer serves the public interest and said public interest and use held by the City of Cedar Rapids in and to the property herein described is hereby vacated.

BE IT FURTHER RESOLVED, that this resolution shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

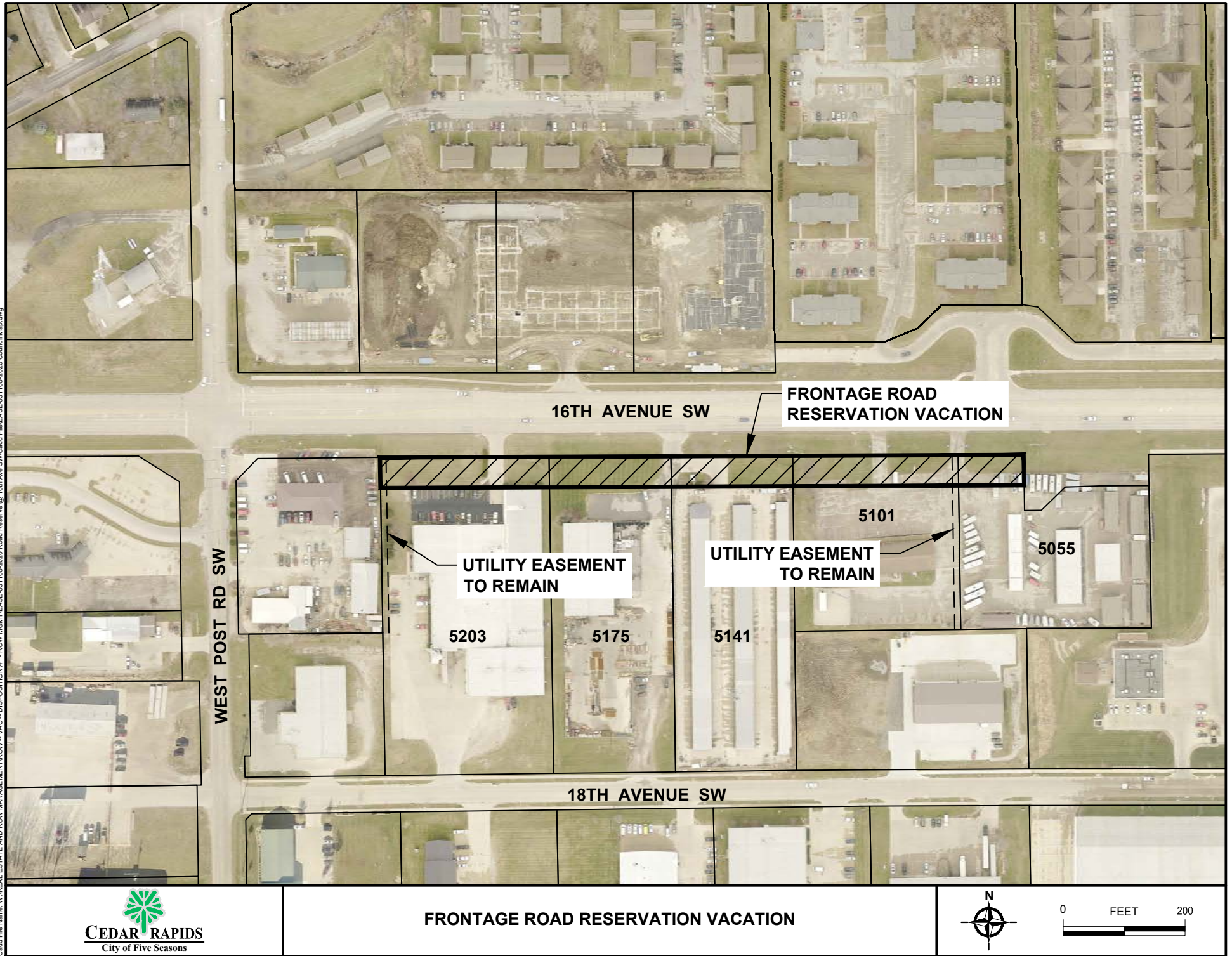
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MayorSignature

Attest:

ClerkSignature

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW - VAC - DISPOSITION\41 - ROW MGMT\EASE-031166-2020 Road Reserve @ 16th Ave SW\Cadd File\EASE-031166-2020 Council Map.dwg



EASE-031166-2020



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: PUBLIC HEARINGS

A public hearing will be held to consider the vacation of a storm sewer easement located at 3917 1st Avenue SE.

Resolution vacating a storm sewer easement located at 3917 1st Avenue SE.
CIP/DID #EASE-031163-2020

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

Background: As a result of the derecho, Jeff Taylor, Auto Mart, 3917, 1st Avenue SE, inquired with Development Services to his potential options for reconstruction. Mr. Taylor requested the City release the storm sewer easement to accommodate the reconstruction.

Resolution No. 669-5-75 established an Easement for Storm Sewer at 3917 1st Avenue SE. The storm sewer was abandoned in 2017 in connection with the 1st Avenue HMA Resurfacing Phase 1 301240-06 project, and therefore, the Easement for Storm Sewer should be vacated.

Action/Recommendation: The Public Works Department recommends passing a resolution to vacate this storm sewer easement.

Alternative Recommendation: Continue to hold this storm sewer easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, notice was duly given and a public hearing held as required by law, and

WHEREAS, the City of Cedar Rapids does possess a storm sewer easement described
as:

Storm Sewer Easement recorded as appears in Vol. 1648, Page 107, in the records of the
Recorder, Linn County, Iowa

WHEREAS, the City of Cedar Rapids has determined that the need no longer exists for
the storm sewer easement, and

WHEREAS, the Cedar Rapids Public Works Department recommends the interests in said
storm sewer easement and held by the City of Cedar Rapids are no longer necessary to serve
the public interest and has further recommended said storm sewer easement be vacated,

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

1. Council determines the storm sewer easement no longer serves the public interest
and said public interest and use held by the City of Cedar Rapids in and to the
property herein described is hereby vacated.

BE IT FURTHER RESOLVED, that this resolution shall be recorded in the Office of the
Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

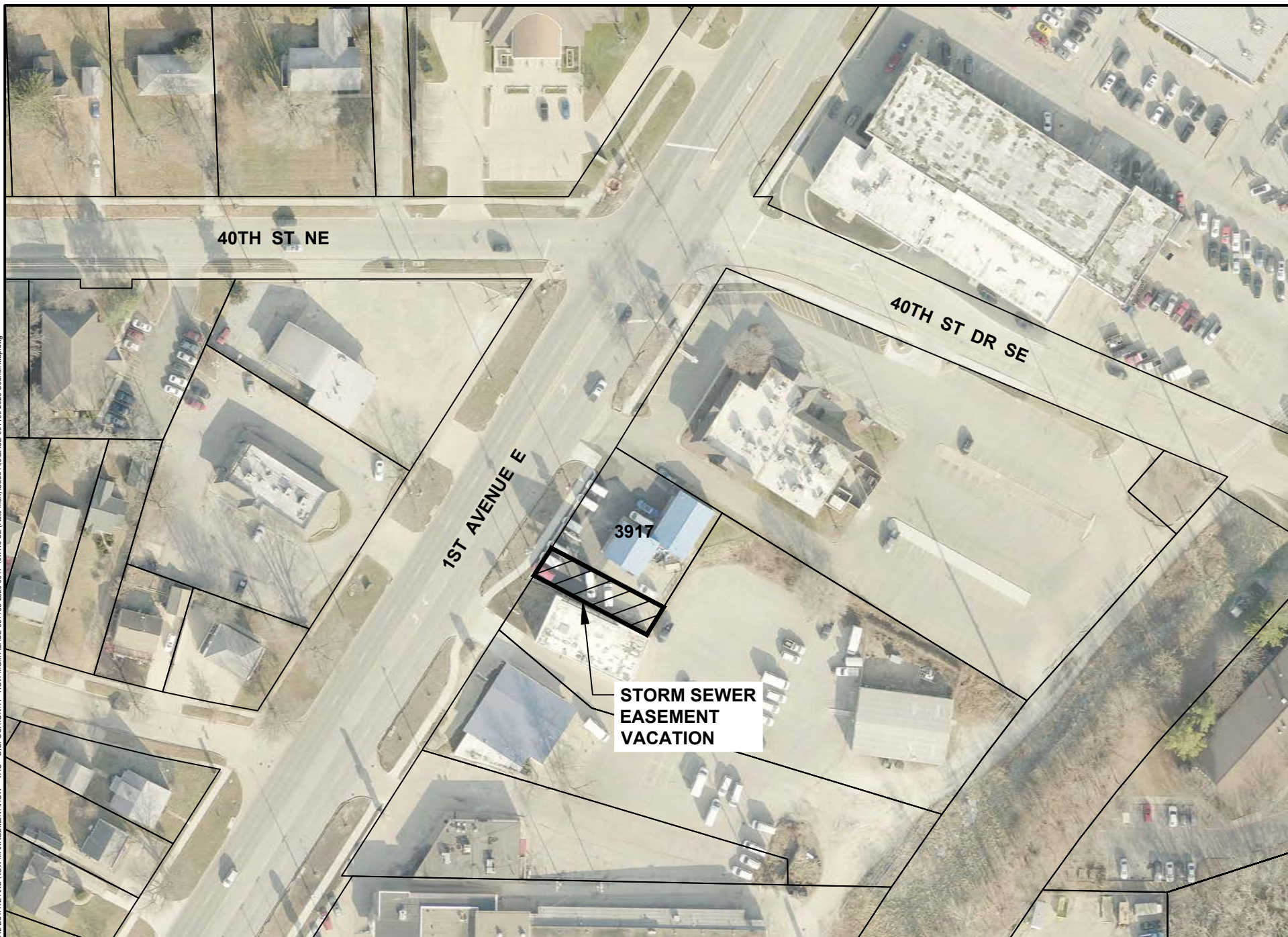
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW - VAC - DISPOSITION\41 - ROW MGMT\EASE-031163-2020 3917 1st Ave SE (Auto Mnt)\Cadd File\EASE-031163-2020 Council Map.dwg



**STORM SEWER EASEMENT VACATION
3917 1ST AVENUE SE**



0 FEET 100

EASE-031163-2020



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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: CONSENT AGENDA

A public hearing will be held to consider the Resolution of Necessity (Proposed) for concrete sidewalk for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project (**Paving for Progress**).

Resolution with respect to the adoption of the Resolution of Necessity for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project.

CIP/DID #3012089-00

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

Background: This project proposes to construct sidewalk along the north side of 16th Avenue SW both directions from 20th Street SW as part of the subject project. The assessments will cover the cost of the sidewalk improvements which complete a gap in the sidewalk system, and will provide pedestrian access to the Jefferson High School campus and existing businesses, including a proposed Kwik Star convenience store located at the 20th Street SW intersection, in late 2021.

Following a Public Hearing on this matter, Council will consider an action to proceed with the adoption of a Resolution of Necessity for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project. Notices were mailed to the property owners proposed to be assessed prior to the scheduled public hearing notifying them of the project, said hearing, and proposed preliminary assessment amounts. Following the public hearing, Council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project.
2. Amend the Preliminary Assessments, then adopt the Resolution of Necessity and proceed with the project
3. Defer action until a specified later date
4. Abandon the project

Action/Recommendation: The Public Works Department recommends adoption of the Proposed Resolution of Necessity (1). If public comments are received during the public hearing that require further review, we recommend action be deferred until the January 26, 2021 council meeting (3).

Alternative to the Recommendation: If the resolution is not adopted, assessment proceedings will not proceed further. The project will then require alternative funding, or the sidewalk portion of the project must be deferred or abandoned.

Time Sensitivity: Must be acted on either on January 12, 2021 or, alternatively not later than January 26, 2021 due to assessment schedule.

Resolution Date: January 12, 2021

Budget Information: 301-301000-3012089 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION
OF NECESSITY PROPOSED FOR THE CHANDLER STREET SW AND 20TH
STREET SW PAVEMENT AND WATER MAIN IMPROVEMENTS – PHASE 2
PROJECT (CIP NO. 3012089-00)

WHEREAS, this Council has proposed a Resolution of Necessity for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project, has given notice of the public hearing thereon as required by law, and

WHEREAS, the public hearing has been held, all persons offering objections have been heard and consideration given to all objections and is pending before this Council, and

WHEREAS, this is the time and place set as provided for the taking of action on the proposed Resolution of Necessity,

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

- ☐ Adopted, without amendment, and all objections filed or made having been duly considered and overruled.
- ☐ Adopted as amended by the Schedule of Amendments attached hereto as Exhibit A, and made a part thereof by reference. All objections filed or made having been duly considered are overruled.
- ☐ Deferred for later consideration to a Council meeting to be held on the 26th day of January, 2021, at 4:00 o'clock p.m., at this meeting place, with jurisdiction retained for further consideration and action at the adjourned meeting.
- ☐ Abandoned.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



PROPOSED
SIDEWALK TO
BE ASSESSED



CHANDLER STREET SW AND 20TH STREET SW PAVEMENT AND WATER MAIN IMPROVEMENTS – PHASE 2



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 2020 Curb Ramp Repair Bid Package #3 project (estimated cost is \$1,443,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 2020 Curb Ramp Repair Bid Package #3 project.

CIP/DID #3016016-20

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

Background: The project will consist of removal and replacement of sidewalk ramps to be compliant with the Americans with Disabilities Act (ADA). Construction will consist mostly of reconstructing, installing or removing sidewalk ramps with some parkway grading. Some locations may also include reconstruction of the street crosswalk to provide ADA access.

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 project is part of the City's remaining sidewalk ramps from the DOJ settlement.

Time Sensitivity: Must be acted upon January 12, 2021 to maintain the project schedule, and which must occur ahead of the project's January 13, 2021 bid opening.

Resolution Date: January 12, 2020

Budget Information: 301/301000/3016016 18401 ADA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. *LEG_NUM_TAG*

WHEREAS, on December 15, 2020 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 2020 Curb Ramp Repair Bid Package #3 project (Contract No. 3016016-20) 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

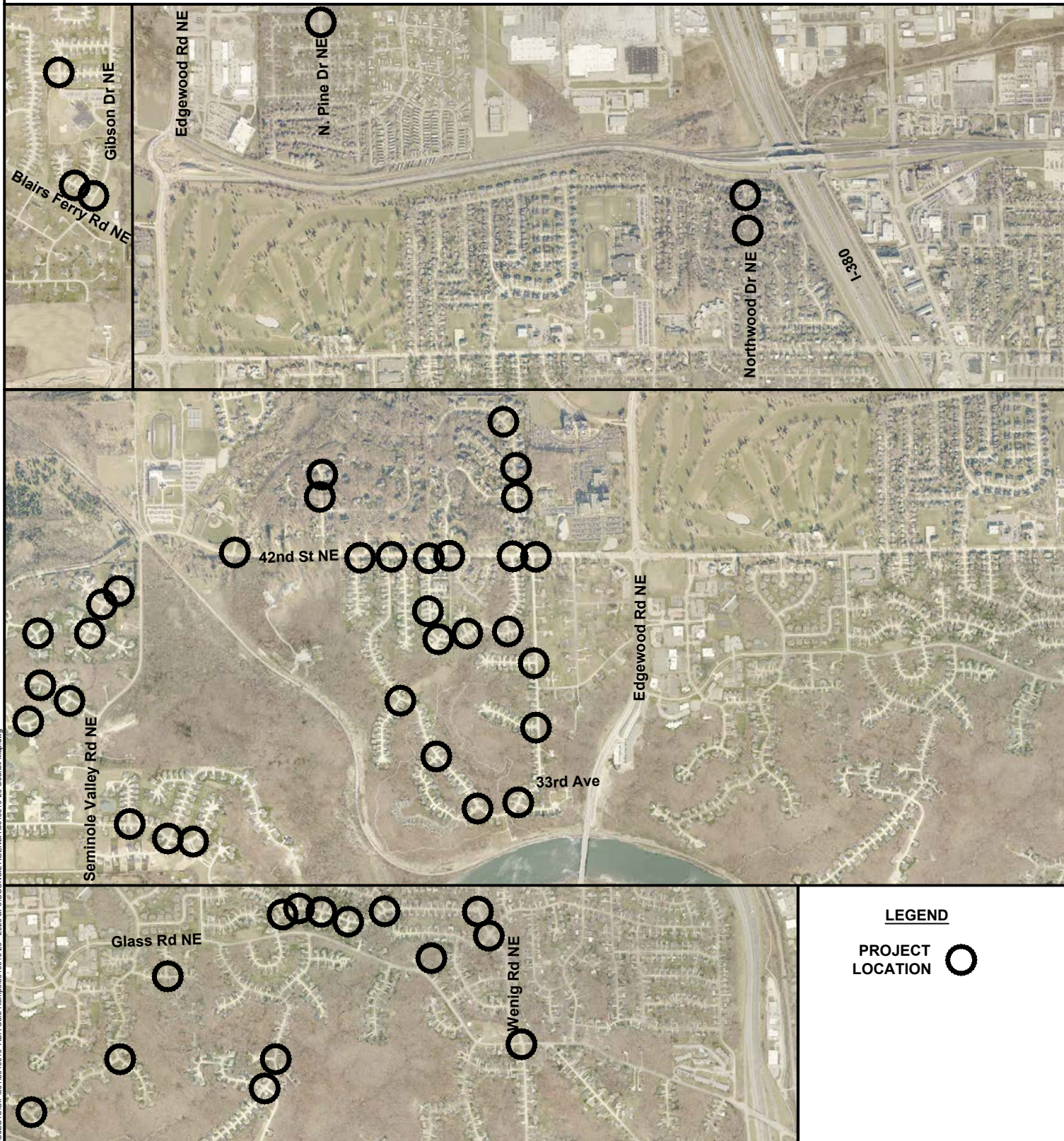
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

NORTHEAST QUADRANT





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: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Edgewood Road NE from IA 100 to Blairs Ferry Road PCC Pavement – Grade and Replace project (estimated cost is \$1,326,000).

Resolution adopting plans, specifications, form of contract and estimated cost for Edgewood Road NE from IA 100 to Blairs Ferry Road PCC Pavement – Grade and Replace project.
 CIP/DID #301980-03

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

Background: The Corridor Metropolitan Planning Organization (CMPO) has approved \$925,000 of Surface Transportation Block Grant (STBG) SWAP funds for this project and the City Council approved Agreement No. 6-19-STBG-048, on July 14, 2020. The remaining costs will be paid for through Road Use Tax (RUT), a 28E agreement with Hiawatha, and General Obligation Bonds (GO).

The project will reconstruct a section of Edgewood Road NE from Town Centre Way to Blairs Ferry Road, add left turn lanes, modify the traffic signal and improve pedestrian access.

Subject to receipt of acceptable bids, construction is scheduled to begin in the spring of 2021 and be completed by late fall of 2021. Bids will be conducted by the Iowa Department of Transportation.

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, which would affect the construction schedule, require removal of the project from the Iowa DOT bid schedule, and endanger funding programmed for the project.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/301980 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on December 15, 2020 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Edgewood Road NE from IA 100 to Blairs Ferry Road PCC Pavement – Grade and Replace project (Contract No. 301980-03) 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\CDP\001301980 Edgewood NE\301980-01 Midwest Concrete\COUNCIL AGENDA\301980 TIF Edgewood fr hwy 100 to Blairs Fry - Map.dwg



**EDGEWOOD ROAD NE FROM HWY 100 TO
BLAIRS FERRY ROAD IMPROVEMENTS**





Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Adam Lindenlaub

Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 538-2552

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

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing a temporary waiver of the Chapter 18 Demolition and Review Process for Damaged Properties from the August 10, 2020 storm. CIP/DID #CD-0070-2021

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

Background: A Mayoral Proclamation was issued on August 25th, 2020 to aid in storm recovery by placing a temporary waiver on the review and approval process for demolition of structures under Chapter 18 of the City's Municipal Code.

Chapter 18 requires the review of demolition applications for primary buildings or structures 50 years and older and accessory buildings or structures built in 1943 and older by the City's Historic Preservation Commission (HPC). For demolition applications outside of the Local Historic Districts/Landmarks, HPC cannot deny the application but can place a hold of up to 60 days on the application. Applications for properties that are in the Local Historic Districts/Landmarks are reviewed and can either be approved or denied.

Due to the overwhelming number of damaged properties and the short time frame that was available to make repairs in 2020, City Staff believes extending the temporary waiver until July 1st, 2021 is necessary to aid in recovery.

The resolution maintains the two provisions of the Mayoral Proclamation. First, photo documentation of storm damage must be provided to Building Services in order to receive the demolition permit. Second, this waiver does not apply to properties in the Local Historic Districts or that are Local Historic Landmarks.

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: N/A

Resolution Date: January 12, 2020

Recommended by Council Committee: NA

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 10, 2020 a severe windstorm struck the City causing widespread damage, and

WHEREAS, Chapter 18 of the Cedar Rapids Municipal Code requires that before demolition of primary buildings or structures 50 years old and older (18.09 A1a) and accessory buildings or structures built in 1943 and older (18.09 A1b and 18.09 A1c) may occur that such buildings and structures must be reviewed for historical significance, and such review will delay demolition of buildings and structures damaged by the storm, and

WHEREAS, a Mayoral Proclamation was issued by Mayor Brad Hart on August 25, 2020 to temporarily waive the review and approval process for all structures not located in a Local Historic District or that are a Local Historic Landmark until January 1, 2021, and

WHEREAS, the City believes extension of the waiver until July 1, 2021 is needed to help aid in the recovery process,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Chapter 18 demolition review process is temporarily waived until July 1, 2021 with the following provision:

1. All applicants of building permits for demolition of buildings and structures will need to provide photo documentation of the storm damage prior to receiving a building permit from Building Services. This waiver does not apply to buildings or structures located in the Local Historic Districts or that are a Local Historic Landmark.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Bruce Jacobs

Contact Person: Bruce Jacobs

Cell Phone Number: (319) 286-5913

E-mail Address: B.Jacobs@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution approving and authorizing a form of Interim Loan and Disbursement Agreement by and between the City of Cedar Rapids and the Iowa Finance Authority, and authorizing and providing for the issuance and securing the payment of \$5,500,000 Sewer Revenue Capital Loan Notes Anticipation Project Note, Series 2021, of the City of Cedar Rapids, Iowa, under the provisions of the Code of Iowa, and providing for a method of payment of said Note.

CIP/DID FIN2020-24

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

Background:

On March 10, 2020, the City Council approved authorization of a Professional Services Agreement with HDR Engineering Inc. for preliminary design of the WPCF Phase 1 Improvements – Solids Facilities Project. Phase 1 of the improvements plan includes the demolition of the existing low pressure oxidation system, installation of anaerobic digesters and biogas cleaning and compression systems, and installation of sidestream nutrient removal systems. The total anticipated project cost for Phase 1, including engineering and construction assistance, is approximately \$110 million dollars. The not-to-exceed value of the Professional Services Agreement for the preliminary design engineering services was \$5,500,000.

Given the proposed cost of this design effort, the Utilities Department began pursuing a State Revolving Fund Planning and Design Loan for the entire amount of the Professional Services Agreement. The loan terms for State Revolving Fund (SRF) Planning and Design Loans include zero- percent interest for up to three years, no initiation or servicing fees, and loans will be rolled into a State Revolving Fund Construction Loan or repaid when permanent financing is obtained.

All costs accrued as part of this Professional Services Agreement are eligible for reimbursement. A loan application was submitted by the Utilities Department to the Iowa State Revolving Fund office and notice of acceptance of that application was received on October 8, 2020. The City has held a public hearing and passed a resolution authorizing the City to execute the Agreement. The project was on the Clean Water SRF Intended Use Plan (IUP) project list, which was approved on December 15, 2020.

Action/Recommendation: Recommend approval of this resolution authorizing and approving the interim loan.

Alternative Recommendation: None

Time Sensitivity: High

Resolution Date: 1/12/21

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

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 the date hereof. There were present Mayor Bradley G. Hart, in the chair, and the following named Council Members:

Absent: _____

* * * * *

*The Cedar Rapids City Council will hold an electronic regular City Council meeting on January 12, 2021 at 4:00 p.m. An electronic meeting is being held because a meeting in person is impossible or impractical due to concerns for the health and safety of Council members, staff and the public presented by COVID-19. An electronic meeting is allowed by Iowa Code Section 21.8 and Governor Reynolds' Proclamations of Disaster Emergency.

Public participation in the electronic meeting is available via the means outlined in the meeting Agenda.

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION APPROVING AND AUTHORIZING A FORM OF INTERIM LOAN AND DISBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF CEDAR RAPIDS AND THE IOWA FINANCE AUTHORITY, AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$5,500,000 SEWER REVENUE CAPITAL LOAN NOTES ANTICIPATION PROJECT NOTE, SERIES 2021, OF THE CITY OF CEDAR RAPIDS, IOWA, UNDER THE PROVISIONS OF THE CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF SAID NOTE

WHEREAS, Issuer proposes to issue its Sewer Revenue Capital Loan Notes Anticipation Project Note, Series 2021, to the extent of \$5,500,000, for the purpose of defraying the costs of the Project hereinafter described; and, it is deemed necessary and advisable and in the best interests of the City that a form of Interim Loan and Disbursement Agreement by and between the City and the Iowa Finance Authority be approved and authorized; and

WHEREAS, the notice of intention of Issuer to take action for the issuance of not to exceed \$5,500,000 Sewer Revenue Capital Loan Notes has heretofore been duly published and no objections to such proposed action have been filed.

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

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- ◆ "Additional Project Notes" shall mean any project notes or other obligations issued on a parity with the Note in accordance with the provisions of Section 11 hereof;
- ◆ "Agreement" shall mean an Interim Loan and Disbursement Agreement dated as of the Closing between and among the City and the Original Purchaser, relating to the Interim Loan made to the City under the Program;
- ◆ "City Clerk" shall mean the City Clerk or such other officer of the successor Governing Body as shall be charged with substantially the same duties and responsibilities;
- ◆ "Closing" shall mean the date of delivery of the Note to the Original Purchaser and the funding of the Interim Loan;
- ◆ "Corporate Seal" shall mean the official seal of Issuer adopted by the Governing Body;
- ◆ "Fiscal Year" shall mean the twelve months' period beginning on July 1 of each year and ending on the last day of June of the following year, or any other consecutive twelve-month period adopted by the Governing Body or by law as the official accounting period of the System; provided, that the requirements of a fiscal year as

expressed in this Resolution shall exclude any payment of principal or interest falling due on the first day of the fiscal year and include any payment of principal or interest falling due on the first day of the succeeding fiscal year;

♦ "Governing Body" shall mean the Council of the City, or its successor in function with respect to the operation and control of the System;

♦ "Interim Loan" shall mean the principal amount allocated by the Original Purchaser and loaned to the City under the Program, equal in amount to the principal amount of the Note;

♦ "Issuer" and "City" shall mean the City of Cedar Rapids, Iowa;

♦ "Note" shall mean \$5,500,000 Sewer Revenue Capital Loan Notes Anticipation Project Note, Series 2021, authorized to be issued by this Resolution;

♦ "Original Purchaser" shall mean the Iowa Finance Authority, as the purchaser of the Note from Issuer at the time of its original issuance;

♦ "Paying Agent" shall be the Finance Director, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Notes as the same shall become due;

♦ "Permitted Investments" shall mean any investments permitted in Iowa Code chapter 12B or section 12C.9. All interim investments must mature before the date on which the moneys are required for payment of principal and interest on the Notes or project costs;

♦ "Program" shall mean the Iowa Water Pollution Control Works Financing Program undertaken by the Original Purchaser;

♦ "Project" shall mean the costs of acquisition, construction, reconstruction, extending, remodeling, improving, repairing and equipping all or part of the Municipal Sewer Utility, including those costs associated with the WPCF Phase I Improvements – Solid Facilities Project and Planning Design;

♦ "Project Costs" shall mean all engineering fees, archeological surveys, environmental studies, and fees related to a project plan preparation and submission, and other expenses incidental thereto, and also including the costs of issuance of the Note;

♦ "Project Fund" shall mean the Project Fund established by Section 6 of this Resolution;

♦ "Registrar" shall be the Finance Director, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Note. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Note;

♦ "System" shall mean the municipal sewer utility of the Issuer and all properties of every nature hereinafter owned by the Issuer comprising part of or used as a part of the System, including all wastewater treatment facilities, sanitary sewers, force mains, pumping stations and all related property and improvements and extensions made by Issuer while the Note remains outstanding; all real and personal property; and all appurtenances, contracts, leases, franchises and other intangibles;

♦ "Treasurer" shall mean the City Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Note issued hereunder.

Section 2. Authority. The Agreement and the Note authorized by this Resolution shall be issued pursuant to Section 76.13 of the Code of Iowa, and in compliance with all applicable provisions of the Constitution and laws of the State of Iowa. The Agreement shall be substantially in the form attached to this Resolution and is authorized to be executed and issued on behalf of the Issuer by the Mayor and attested by the City Clerk.

Section 3. Note Details, Execution, Redemption and Registration.

- a. Note Details. The Note shall be designated a Sewer Revenue Capital Loan Notes Anticipation Project Note, be dated the date of delivery, in the denomination of \$1,000 or multiples thereof, and shall at the request of the Original Purchaser be initially issued as a single Note in the denomination of \$5,500,000 and numbered R-1. The Note shall not bear interest (0%), and shall mature three years from issuance. The City Council hereby finds and determines that it is necessary and advisable to issue said Note pursuant to Section 76.13 of the Code of Iowa, as authorized by the Agreement and this Resolution.
- b. Execution. The Note shall be executed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the Clerk, and impressed or imprinted with the seal of the City and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check, wire transfer or automated clearing house system transfer to the registered owner of the Note.
- c. Redemption. The Note may be called for redemption by the Issuer and paid before maturity on any date, from any funds regardless of source, in whole or from time to time in part, in order of maturity and within an annual maturity by lot.

Notice of redemption shall be given by U.S. mail to the Original Purchaser (or any other registered owner of the Note). The terms of redemption shall be par, plus accrued interest to date of call. Failure to give such notice by mail to any registered owner or any defect therein shall not affect the validity of any proceedings for the redemption of the Note. The Note is also subject to mandatory redemption to the extent not fully drawn upon.

- d. Registration. The Note may be registered as to principal and interest on the books of the Note Registrar in the name of the holder and such registration noted on the Note after which no transfer shall be valid until the making of an entry upon the books kept for the registration and transfer of ownership of the Note, and in no

other way. The Finance Director is hereby appointed as Note Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Note for the payment of principal of and interest on the Note as provided in this Resolution. The Note shall be negotiable as provided in Article 8 of the Uniform Commercial Code subject to the provisions for registration and transfer contained in the Note and in this Resolution.

The ownership of any Note may be transferred only upon the Registration Books kept for the registration and transfer of the Note and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Note (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Note, a new fully registered Note, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Note, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

In all cases of the transfer of the Note, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Note, in accordance with the provisions of this Resolution.

As to any Note, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Note and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note, including the interest thereon, to the extent of the sum or sums so paid.

A Note which has been redeemed shall not be reissued but shall be cancelled by the Registrar. A Note which is cancelled by the Registrar shall be destroyed and a Certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Note to the Issuer.

In the event any payment check representing payment of principal of or interest on the Note is returned to the Paying Agent or if any note is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Note shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Note shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of

such Note who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Note. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Notes of whatever nature shall be made upon the Issuer.

Section 4. Form of Note. The form of Note shall be substantially as follows:

REGISTERED
No. R-1

REGISTERED
\$5,500,000

UNITED STATES OF AMERICA
STATE OF IOWA
COUNTY OF LINN
CITY OF CEDAR RAPIDS, IOWA
SEWER REVENUE CAPITAL LOAN NOTES
ANTICIPATION PROJECT NOTE
SERIES 2021

Interest Rate

0.00%

Maturity Date

January 29, 2024

Dated Date

January 29, 2021

The City of Cedar Rapids, Iowa, a municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, to

IOWA FINANCE AUTHORITY

or registered assigns, the principal sum of (principal amount written out) in lawful money of the United States of America, at maturity on January 29, 2024, without interest (0%). Payment of this Note shall at all times conform to the rules of the Iowa Water Pollution Control Works Financing Program. Issuer pledges the Project Fund to which there has been appropriated the anticipated receipts of certain funds held or to be received by the Issuer as well as the proceeds of certain Capital Loan Notes to be issued.

This Note is payable solely from said Project Fund.

This Note is issued pursuant to an Interim Loan and Disbursement Agreement and the Resolution, duly adopted and under and in substantial compliance with the Constitution and statutes of the state of Iowa, including specifically Section 76.13 of the Code of Iowa, as amended, for the purpose of defraying part of the cost of acquiring the Project. For a complete statement of the revenues and funds from which, and the conditions, under which this Note is payable, a statement of conditions under which additional notes of equal standing may hereafter be issued, and the general covenants and provisions pursuant to which this Note is issued, reference is made to the above described Resolution and Interim Loan and Disbursement Agreement. This Note is not payable in any manner by taxation and under no circumstances shall the City be in any manner liable by reason of the failure of said Project Fund to be sufficient for the payment hereof.

The Note may be called for redemption by the Issuer and paid before maturity on any date, from any funds regardless of source, in whole or from time to time in part, in order of maturity and within an annual maturity by lot.

Notice of redemption shall be given by ordinary mail to the Original Purchaser (or any other registered owner of the Note). The terms of redemption shall be par, plus accrued interest to date of call. Failure to give such notice by mail to any registered owner or any defect therein shall not affect the validity of any proceedings for the redemption of the Note. The Note is also subject to mandatory redemption to the extent not fully drawn upon.

If selection by lot within a maturity is required, the Registrar shall designate the Notes to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Notes to be called has been reached.

The Note may be registered as to principal and interest on the books of the Finance Director in the name of the holder after which no transfer shall be valid until the making of an entry upon the books kept for the registration and transfer of ownership of the Note, and in no other way. Registrar shall maintain the books of the Issuer for the registration of ownership of the Note for the payment of principal of and interest on the Note as provided in the Resolution.

Ownership of this Note may be transferred only by transfer upon the books kept for such purpose by the Finance Director, City of Cedar Rapids, Iowa, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Note at the office of the Registrar, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Noteholders of such change. All Notes shall be negotiable as provided in Article 8 of the Uniform Commercial Code and subject to the provisions for registration and transfer contained in the Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Note, have been existent, had, done and performed as required by law.

IN TESTIMONY WHEREOF, said City by its City Council has caused this Note to be signed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk, with the seal of said City impressed hereon, and authenticated by the manual or facsimile signature of an authorized representative of the Registrar, the Finance Director of the City of Cedar Rapids, Iowa, all as of the 29th day of January, 2021.

Date of authentication: January 29, 2021

CITY OF CEDAR RAPIDS, STATE OF IOWA

This is one of the Notes described in the within mentioned Resolution, as registered by the Finance Director

By: _____
Mayor

FINANCE DIRECTOR

ATTEST:

By: _____
Registrar

By: _____
City Clerk

(SEAL)

Registrar and Transfer Agent: Finance Director
Paying Agent: Finance Director

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ (Social Security or Tax Identification No. _____) the within Note and does hereby irrevocably constitute and appoint _____ attorney in fact to transfer the said Note on the books kept for registration of the within Note, with full power of substitution in the premises.

Dated: _____

(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED) _____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the Certificate(s) or Note(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) _____
Address of Transferee(s) _____
Social Security or Tax Identification
Number of Transferee(s) _____
Transferee is a(n):
Individual* _____ Corporation _____
Partnership _____ Trust _____

*If the Note is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Note, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common
IA UNIF TRANS MIN ACT - Custodian
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act.....
(State)

(End of Note)

Section 5. Security for Note. The Note shall be payable solely from the Project Fund. To pay the principal on the Note when it becomes due, there is hereby created a pledge of the receipts anticipated in said Project Fund to continue until the payment in full of the principal on the Note.

Section 6. Establishment of Project Fund. The Issuer hereby creates and establishes a Project Fund, into which Project Fund are hereby appropriated the following:

Proceeds of not to exceed \$5,500,000 Sewer Revenue Capital
Loan Notes, additional action on the issuance of which previously
has been taken and approved by the City Council

The funds so appropriated shall include in addition thereto all funds of the Issuer, including proceeds realized on the reinvestment of proceeds of the Note, from which the Issuer is or may become obligated to pay under contracts for the construction of the Project to the extent that proceeds of the Note are applied to the payment thereof.

Section 7. Application of Project Fund. The proceeds of the sale of the Note shall be deposited in the Project Fund for application to payment of Project Costs and the costs of issuance of the Note or to pay the principal of the Note when due and for no other purpose.

Disbursements for the payment of Project Costs shall be made by the City Clerk upon receipt of vouchers approved by the Governing Body.

After completion of the Project, any moneys remaining in the Project Fund shall be held for the retirement of Note. When the Note is paid or payment is provided for, remaining moneys in the Project Fund may be withdrawn and used for any lawful purpose.

Section 8. Investments. Moneys in the Project Fund shall at all times be invested, to the extent practicable in Permitted Investments maturing at such times and in such amounts as will make cash available for the purposes of such Project Fund as needed.

Section 9. Covenants with Noteholders. Issuer covenants and agrees, so long as any Notes herein authorized remain unpaid, that it:

a. Will proceed to complete with all practicable dispatch the construction and acquisition of the Project;

b. Will not make or cause or permit to be made any application of the proceeds of the Note or of any moneys held in the Project Fund, except in accordance with the provisions of this Resolution;

c. Will from time to time increase the amount of the appropriations to the Project Fund, to the extent necessary to assure that the expected receipts thereafter forthcoming, together with the funds appropriated and held in trust for the purpose, will be sufficient to pay when due the Note as to both principal and interest.

d. Will obtain the collection of funds and the proceeds of the sale of sewer revenue capital loan notes anticipated to be received in the Project Fund and, if not paid from other sources, apply the same to the payment of the Note and interest thereon; and

e. For the prompt and full performance of the terms and provisions of this Resolution and contract with the noteholders, the Issuer pledges its full faith and diligence and the exercise of its lawful powers.

Section 10. Contract Between Issuer and Purchaser. This Resolution constitutes a contract between the Issuer and the purchaser of the Note.

Section 11. Additional Notes. The Issuer may issue Additional Project Notes of equal standing and parity of lien with the Note for the purpose of paying Project Costs to the extent that funds appropriated to the Project Fund are adequate to pay all notes so issued and interest thereon.

The holder or holders of the Notes shall have all other rights and remedies given by law for the payment and enforcement of the Notes and the security therefor.

Section 12. Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

Section 13. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 14. Paragraph Headings. The paragraph headings in this Resolution are furnished for convenience of reference only and shall not be considered to be a part of this Resolution.

Section 15. Rule of Construction. This Resolution and the terms and conditions of the Notes authorized hereby shall be construed whenever possible so as not to conflict with the terms and conditions of the Interim Loan and Disbursement Agreement. In the event such construction is not possible, or in the event of any conflict or inconsistency between the terms hereof and those of the Interim Loan and Disbursement Agreement, the terms of the Interim Loan and Disbursement Agreement shall prevail and be given effect to the extent necessary to resolve any such conflict or inconsistency.

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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 corporate records of the City showing proceedings of the City 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 13th day of January, 2021.

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



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Ken DeKeyser

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: CONSENT AGENDA

Submit annual progress reports:

- Cedar Rapids' floodplain management component of the Linn County Multi-Jurisdictional Hazard Mitigation Plan
- Repetitive Loss Area Analysis

CIP/DID: DSD-001-21

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: The City is in the process of recertifying its Community Rating System (CRS) program with FEMA so property owners can continue to receive discounts on flood insurance. As part of the CRS requirements, staff are submitting annual reports in January 2021 to the City Council, detailing progress on floodplain management items in the Hazard Mitigation Plan, and the Repetitive Loss Area Analysis (a report on areas damaged by recurring floods). These reports will also be released to the media, per CRS requirements.

Action/Recommendation: N/A

Alternative Recommendation: N/A

Time Sensitivity: Minimal

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, The City is in the process of recertifying its Community Rating System (CRS) program with FEMA so property owners can continue to receive discounts on flood insurance, and

WHEREAS, part of the CRS requirements require annual reports to be submitted in January 2021 to the City Council, detailing progress on floodplain management items in the Hazard Mitigation Plan, and the Repetitive Loss Area Analysis (a report on areas damaged by recurring floods).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, said reports are hereby accepted will be released to the media, per CRS requirements.

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MayorSignature

Attest:

ClerkSignature

512 - Repetitive Loss Area 01



2020 Annual Progress Report – Hazard Mitigation Plan



**Development Services Division
December 2020**

**Repetitive Loss Area Analysis
Annual Progress Report
December 2020**

1. PURPOSE OF ANNUAL PROGRESS REPORT:

This report is the 2020 annual update to the Hazard Mitigation Plan adopted in April 30, 2019. The Hazard Mitigation Plan is part of the City's participation requirements in FEMA's Community Rating System (CRS) program. Because the City participates in the CRS program, Cedar Rapids property owners receive a 20% discount on their flood insurance premiums. As part of CRS recertification, the City must provide an annual update on the implementation of floodplain management action items identified in the Hazard Mitigation Plan for Cedar Rapids.

2. OVERVIEW:

Linn County and participating cities developed the Linn County Multi-Jurisdictional Hazard Mitigation Plan to reduce risk from all hazards by identifying resources, information, and strategies for risk reduction. The federal Disaster Mitigation Act of 2000 requires state and local governments to develop hazard mitigation plans as a condition for federal disaster grant assistance. To prepare the plan, the participating partners organized resources, assessed risks from natural hazards within the county, developed planning goals and objectives, reviewed mitigation alternatives, and developed an action plan to address probable impacts from natural hazards. By completing this process, these jurisdictions maintained compliance with the Disaster Mitigation Act, achieving eligibility for mitigation grant funding opportunities afforded under the Robert T. Stafford Act. **The complete plan is online:**

<https://www.linncounty.org/748/Hazard-Mitigation-Plan>

The City Council and media will receive this report in January 2021. The public may view this report on the City's website for Flood Protection Resources:

http://www.cedar-rapids.org/discover_cedar_rapids/flood_of_2008/useful_links.php

3. REVIEW AND PROGRESS ON THE ACTION PLAN:

The annual review considers the following:

- Action items underway or not started as of April 30, 2019, the effective date of the Hazard Mitigation Plan
- Changes in risk exposure within Cedar Rapids
- Status of action items from 2019-2020
- Identify any action items not completed or behind schedule
- Recommend any changes to the action items

The following Sections A-J report the status of each initiative. Reviewers of this report should refer to the Hazard Mitigation Plan for more detailed descriptions of each initiative and the prioritization process.

A. Install flood warning system on Indian Creek

i. 2019-2020 Status:

The Indian Creek Watershed Management Authority is established. Four stream gages and six rain gages are installed in the Indian Creek watershed by the Iowa Flood Center to collect real time data for flood warning.

Source(s): Iowa Flood Center Website. Inquiry to Public Works staff.

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

Continue to leverage funding and partnerships to install a USGS stream gage in Indian Creek.

B. Complete stormwater outfall backflow protection project

i. 2019-2020 Status:

Project funded for FY21.

Source(s): City of Cedar Rapids, Iowa, Fiscal Year 2021 Budget Book 1

ii. Action Items Incomplete or Behind Schedule.

Project considered for prior years' funding but not funded.

Recommended Actions:

No new recommendations.

C. Install backup power sources for traffic signals

i. 2019-2020 Status:

As of 2020, 140 of the City's 178 traffic signals have battery backup. Funding is available for the remaining signals.

Source(s): Inquiry to Public Works Staff.

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

D. Complete Vinton Ditch Improvements

i. 2019-2020 Status:

Vinton Ditch bank stabilization complete as of 2019.

Source(s): Project Contract Documents

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

E. Acquire, relocate, elevate, and/or demolish structures in flood hazard areas or structures subject to repetitive damage

i. 2019-2020 Status:

Three properties acquired and demolished in 2019 for the Flood Control System.

Source(s): City of Cedar Rapids, Iowa, Fiscal Year 2021 Budget Book 1.

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

F. Complete the City's Permanent Flood Control System (FCS) to include the following phases:

- Ellis Ln. NW to I-380
- I-380 to 8th Ave. SW
- 8th Ave. SW to 12th Ave. SW (Ingredion)
- 12th Ave. SW to Cedar Rapids/Linn County Solid Waste Agency Site 1
- I-380 at 7th St. NE to Cargill (Bean) and around Quaker Oats to A Ave. NE
- A Ave. NE to 8th Ave. SE
- 8th Ave. SE to Alliant Substation
- Alliant Substation to Cargill
- 30 gate closures and 11 pump stations
- 8th Ave. Bridge replacement and raising

i. 2019-2020 Status:

Completed or in-progress segments of the FCS include:

- 16th Ave SE Roller Gate (2020)
- Czech Village Levee (2019-2025)
- Sinclair/NewBo Levee (2022)
- 3rd Ave SE Flood Gates (2020)
- Lot 44 Levee (2020-2021)
- Amphitheatre Flood Wall (2020)
- Quaker Oats (2018-2021)

Source(s): City's Flood Control System Website

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

G. Develop and implement a City response plan for Indian Creek flooding

i. 2019-2020 Status:

The Citywide Flood Response Plan, 2015 version includes a Flash Flood Response Plan for Indian Creek

Source(s): 2015 Flood Response Manual, City of Cedar Rapids, Iowa

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

Review and update the Flood Response Manual in 2021.

H. Add detention basins and other stormwater infrastructure to increase stormwater management capability and reduce flood risk

i. 2019-2020 Status:

- FY 21 Budget for Flood Control System is \$45.6M
- FY 21 CIP Budget for Stormwater Improvement projects is \$4.4M
- Budgeted projects include detention basins (new and repairs), storm sewer and intakes, berms, drain tile, maintaining the stormwater master plan and water quality BMPs

Source(s): City of Cedar Rapids, Iowa, Fiscal Year 2021 Budget Book 1.

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

I. Update Stormwater Master Plan and prioritized Capital Improvement Project list

i. 2019-2020 Status:

FY 19 issue is complete:

- Refined project prioritization for current and future projects
- Basin-level studies for McCloud Run and Cedar Rive SE
- Policy support
- Asset management incorporation

FY 20-21 issue is in progress

- Basin-level studies for Morgan Creek, Ushers Ferry, Cedar River NE and Indian Creek
- Policy support
- Asset management incorporation
- Review of planned CIP improvements

Source(s): City's Storm Water Master Plan website.

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

J. Improve two major water detention basins

i. 2019-2020 Status:

Completed detention basin improvements at Rockhurst Drive NW and Harrison School.

Source(s): Project Contract Documents

ii. Action Items Incomplete or Behind Schedule.

None.

Recommended Actions:

No new recommendations.

2020 Annual Progress Report – Repetitive Loss Area Analysis



**Development Services Division
December 2020**

**Repetitive Loss Area Analysis
Annual Progress Report
December 2020**

1. PURPOSE OF ANNUAL PROGRESS REPORT:

This report is the 2020 annual update to the Repetitive Loss Area Analysis prepared in 2018. The Repetitive Loss Area Analysis (RLAA) is part of the City's participation requirements in FEMA's Community Rating System (CRS) program. Because the City participates in the CRS program, Cedar Rapids property owners receive a 20% discount on their flood insurance premiums.

As part of the CRS participation process, the City must prepare annual progress reports on mitigating properties in repetitive loss areas. The National Flood Insurance Program (NFIP) defines repetitive loss properties as having two or more flood insurance claims of more than \$1,000 within a 10-year period beginning in 1978.

The Development Services Division prepared this report for CRS recertification. A notice about this report being available will be included in an annual outreach program letter sent to all property owners in repetitive loss areas. Copies of the original Repetitive Loss Area Analysis is available at the Development Services Division. Contact (319) 286-5780 for copies of the original report.

The City Council and media will receive this report in January 2021. The public may view this report on the City's website for Flood Protection Resources:

http://www.cedar-rapids.org/discover_cedar_rapids/flood_of_2008/useful_links.php

2. OVERVIEW:

The City originally prepared a repetitive loss list as part of the City's initial CRS program application. The list included ten (10) separate repetitive loss "areas" located in various areas of the City. These repetitive loss areas included 68 buildings with repetitive flood losses dating back to 1979.

A Repetitive Loss Area Analysis (RLAA) is a detailed mitigation plan for a Repetitive Loss Area (RLA). It provides more guidance on how to reduce repetitive flooding damage than a community-wide floodplain management or hazard mitigation plan. Its purpose is to identify concrete ways to mitigate specific flooding hazards causing repetitive damage and NFIP insurance claims.

In 2018, the City prepared a Localized Flooding Repetitive Loss Area Analysis. Five new repetitive loss areas made the list in response to flash-flood events occurring after the 2008 Flood. A total 1285 parcels within the RLAs receive annual flood insurance and protection outreach. Maps of the repetitive loss areas are in Appendix A of this report.

In 2019-2020, there are no additional repetitive loss areas on the list. One repetitive loss property, 409 30th Street Drive SE was added to the 25 previously documented properties. The City last sent a repetitive loss notice to the RLA list on January 2020.

3. PROGRESS BY REPETITIVE LOSS AREA:

The following Sections A-O contain previous findings and recommendations as included in the 2018 RLAA, updates and progress on recommendations through the year 2020. Any updates have resulted from a review of:

- City's Flood Control System (FCS) Master Plan
- City's Stormwater Master Plan
- FY 20-21 Capital improvement budgets for storm water
- Contract documents for projects
- City's GIS Infrastructure Viewer

The following recommendations apply to all areas:

- A. City continues to enforce applicable floodplain and zoning ordinance requirements.
- B. Residents should investigate the various ways they can protect their property from flood damage.
- C. Residents should prepare for flooding by buying insurance coverage and preparing a disaster plan.
- D. City should continue to provide annual reminders, information, references, and technical assistance to residents of repetitive loss areas. The City sent this reminder to the RLAs in 2020.

Privacy Note - The Privacy Act of 1974 (5 U.S.C. 522a) restricts the release of certain types of data to the public. Flood insurance policy and claims data are included in the list of restricted information. FEMA can only release such data to state and local governments, and only if the data is used for floodplain management, mitigation, or research purposes. Therefore, this report does not specifically identify the NFIP repetitive loss properties or include claims information for any individual property.

A. Repetitive Loss Area No. 1 – NewBo/Sinclair SE

i. **Area Description:**

This area covers approximately ½ of the downtown core of the City, along with a quickly developing and industrial area. The RLA contains 517 parcels.

Since 2018, the Cedar River experienced one major flood to make the top ten floods of record. In March 2019, the flood stage was 18.32 feet or approximate elevation 718.8. The Base Flood Elevation range in this area is 719.6 to 722.75. To our knowledge, the March 2019 flood did not cause property damage.

ii. **Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.**

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Continue to refine and implement, when necessary, the City’s interim flood protection plan as necessary, installing barriers to overland flooding (e.g. HESCOs) and sewer plugs. Install one-way sewer outfall gates where appropriate. Continual training of City staff and/or contractors for implementation drills.
3. Structural Projects – Continue to expand and maintain City’s permanent Flood Control System (FCS) of levees, floodwalls, pump stations, detention basins and temporary flood barriers. (Details here) http://www.cedar-rapids.org/local_government/departments_g_v/public_works/cedar_river_flood_control_system.php
4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

Update for 2020: The following FCS segments are complete:

- 16th Ave SE Roller Gate
- Lot 44 Pump Station
- Sinclair/NewBo Levee
- Sinclair Detention Basin
- Sinclair Pump Station

The following projects are underway:

- Lot 44 Levee

Recommended Actions:

1. City should review and update as necessary, the Interim Flood Response Plan, last published in 2015.

B. Area No. 2 – Northwest Neighborhood NW

i. Area Description:

This area covers a large portion of the City’s “Time Check” or “Northwest” neighborhood. The RLA contains 470 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Continue to refine and implement, when necessary, the City’s interim flood protection plan as necessary, installing barriers to overland flooding (e.g. HESCOs) and sewer plugs. Install one-way sewer outfall gates where appropriate. Continual training of City staff and/or contractors for implementation drills.
3. Structural Projects – Continue to expand and maintain City’s permanent Flood Control System (FCS) of levees, floodwalls, pump stations, detention basins and temporary flood barriers. (Details here) http://www.cedar-rapids.org/local_government/departments_g_v/public_works/cedar_river_flood_control_system.php
4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

Update for 2020: The following FCS projects are underway:

- *Design for O Avenue NW Gateway at Levee*
- *Design for E and F Avenue NW Reconfiguration*

Recommended Actions:

1. City should review and update as necessary, the Interim Flood Response Plan, last published in 2015.

C. Area No. 3 – Vinton Ditch on E Avenue NW

i. Area Description

This area is all residential housing along an urban drainage ditch, with a sizeable (2.37 square miles) drainage area. The RLA contains 103 parcels and is within the “E Avenue NW Basin” as described in the City’s Stormwater Master Plan.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Structural Projects – As a part of the City’s Stormwater Master Plan, a number of CIP projects will mitigate flooding in this area. One project

specifically proposes to expand the existing regional detention basin just upstream of this RLA. (Details here) http://www.cedar-rapids.org/local_government/departments_g_v/public_works/stormwater_master_plan.php#

3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

Update for 2020:

- Vinton Ditch Bank Stabilization complete
- O Avenue NW detention basin complete
- FY 2021 – Expand existing detention basin at E Avenue NW

Recommended Actions:

No new recommendations for the area.

D. Area No. 4 – Hawkeye Downs Rd SW

i. Area Description

This area has industrial uses along Prairie Creek, within a 212 square mile drainage area. The RLA contains 22 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Investigate and implement a low-level ring levee around the insurable structure(s) to expel floodwaters from buildings during a base flood event.
3. Natural Resource Protection – Pursue a full or partial buyout of this property and convert into natural floodplain area for Prairie Creek.
4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020:

Recommended Actions:

No new recommendations for the area.

E. Area No. 5 – Center Point Road NE

i. Area Description

This area includes commercial development along McCloud Run. The RLA contains eight parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Work with property owners to ensure that there is backwater flow prevention in any drainage system that expels water from the “low-spot” on the dry side of the berm.
3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020:

Recommended Actions:

No new recommendations for the area.

F. Area No. 6 – Greenfield St NE

i. Area Description

One block of a residential street with modestly sized homes, adjacent to commercial development to the west. The RLA contains 14 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – Reshaping of the earthen grade within the channel that directs overflow from the detention basin, to divert stormwater toward the street ROW and away from basement windows.
2. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020:

Recommended Actions:

No new recommendations for the area.

G. Area No. 7 – Cottage Grove SE

i. Area Description

A portion of a residential subdivision built in the 1970's along with a large acreage along the Indian Creek. The RLA contains 31 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City's floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – A number of City projects are in the works and should continue to be pursued:
 - Complete "tie-in" of the newly completed flood-risk reduction berm along Cottage Grove Parkway, to protect property to the 1% annual chance level to an elevation of 742.
 - Increase intake capacity at the south end of Deepwood Court, to intercept flow from the north, and redirect away from the "backyard bowl".
3. Natural Resource Protection – Maintain greenspace on HMGP buy-out lot (4264 Cottage Grove Parkway SE).
4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

2020 Update: A Capital Improvement Project (CIP 304224) has a proposed budget from FY 21 to FY 24 to extend an existing berm or construct a wall to reduce risk of flooding from Indian Creek.

Recommended Actions:

No new recommendations for the area.

H. Area No. 8 – Rockford Road SW

i. Area Description

This RLA has a mix of residential, an elementary school, commercial, industrial and a locally owned railroad. The RLA contains 298 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – At-risk properties should investigate localized flood mitigation measures, such as barriers at low openings, backflow prevention devices, basement waterproofing and regrading of lots around insurable structures.
2. Structural Projects - The City's Stormwater Master Plan has number of recommendations to modify the City's stormwater conveyance infrastructure, such as detention basins, green infiltration infrastructure and pipe/culvert size modifications upstream in the drainage basin. The recommendations from that exercise should be fully vetted, prioritized and implemented to reduce the peak flows experienced by this RLA.
3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020.

Recommended Actions:

1. Correct RLA name to place the area in the SW quadrant, not SE as shown.

I. Area No. 9 – 27th St SW

i. Area Description

A residential area with some acreages and a portion of a recent subdivision. The RLA contains 13 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – Encourage the impacted homeowner(s) to consider the installation of a small berm within private property parcels to keep stormwater within the drainage ditch and not allow it to

expand toward low basements openings.

2. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020.

Recommended Actions:

1. Correct RLA name to place area in the SW quadrant, not SE as shown.

J. Area No. 10 – 11th St NW

i. Area Description

This RLA with 13 parcels is a small pocket of residential properties.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – Provide technical assistance to property owners facilitating a review of specific vulnerabilities. Recommend ways for each property owners to mitigate against the localized flooding currently experienced.
2. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

2020 Update: Harrison School detention basin improvements directly downstream of the RLA are complete.

Recommended Actions:

No new recommendations for this area.

K. Area No. 11 – 30th St DR SE

i. Area Description

Residential homes near Indian Creek. There is also a small neighborhood public park along the creek. The RLA contains 12 parcels.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Pursue buy-out of properties that repetitively flood.
2. Natural Resource Protection – Deed restrict the properties purchased to ensure people are out of harm's way in perpetuity.
3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

2020 Update: 409 30th Street Drive SE added to the City's list of repetitive loss properties.

Recommended Actions:

No new recommendations for this area.

L. Area No. 12 – 2nd St SW

i. Area Description

Forty-five residential homes in a core neighborhood.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – At-risk properties should investigate localized flood mitigation measures, such as barriers at low openings, backflow prevention devices, basement waterproofing and regrading of lots around insurable structures.
2. Structural Projects - Resulting from the City's Stormwater Master Plan efforts, there are a number of recommendations to modify the City's stormwater conveyance infrastructure, such as detention basins, green infiltration infrastructure and pipe/culvert size modifications upstream in the drainage basin. The recommendations from that exercise should be fully vetted, prioritized and implemented to reduce the peak flows experienced by this RLA.
3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020.

Recommended Actions:

No new recommendations for this area.

M. Area No. 13 – 12th Ave SW

i. Area Description

Forty-four residential homes in a core neighborhood.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Property Protection – At-risk properties should investigate localized flood mitigation measures, such as barriers at low openings, backflow prevention devices, basement waterproofing and regrading of lots around insurable structures.
2. Structural Projects - Resulting from the City's Stormwater Master Plan efforts, there are a number of recommendations to modify the City's stormwater conveyance infrastructure, such as detention basins, green infiltration infrastructure and pipe/culvert size modifications upstream in the drainage basin. The recommendations from that exercise should be fully vetted, prioritized and implemented to reduce the peak flows experienced by this RLA.
3. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

No updates for 2020.

Recommended Actions:

No new recommendations for this area.

N. Area No. 14 – River Road SE

i. Area Description

A low lying minimally developed area alongside the Cedar River. Eleven parcels are in the RLA.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Pursue buy-outs of properties that repetitively flood.
3. Natural Resource Protection – Deed restrict the properties purchased to ensure people are out of harm’s way in perpetuity.
4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.
5. Emergency Services – Continue to provide citywide updates on social media and press releases for traditional media to inform citizens of road closures and potential evacuations of low-lying areas, such as this one.

No updates for 2020.

Recommended Actions:

No new recommendations for this area.

O. Area No. 15 – Downtown along 1st St SE

i. Area Description

This area covers a significant length of river frontage of the downtown core of the City. 105 parcels are in the RLA.

ii. Review of Mitigation and Recommendations from Repetitive Loss Area Analysis.

Mitigation:

1. Preventative – Continue enforcing the City’s floodplain management ordinance within the SFHA, as properties within this RLA redevelop.
2. Property Protection – Continue to refine and implement, when necessary, the City’s interim flood protection plan as necessary, installing barriers to overland flooding (e.g. HESCOs) and sewer plugs. Install one-way sewer outfall gates where appropriate. Continual training of City staff and/or contractors for implementation drills.
3. Structural Projects – Continue to expand and maintain City’s permanent Flood Control System (FCS) of levees, floodwalls, pump stations,

detention basins and temporary flood barriers. (Details here)
http://www.cedar-rapids.org/local_government/departments_g_v/public_works/cedar_river_flood_control_system.php

4. Public Information – Regular mailing to property owners within this RLA. Continued offer of technical assistance to property owners, providing advice on ways to mitigate flooding at each specific property.

Update for 2020: The following FCS segments are complete:

- CRST River Walk between 2nd and 3rd Avenues.

The following projects are underway:

- 3rd Avenue SE Removable Flood Gates

Recommended Actions:

1. City should review and update as necessary, the Interim Flood Response Plan, last published in 2015.

Appendix A – RLA Maps



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Seth Gunnerson

Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 538-2552

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

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing approval of the City of Cedar Rapids City Planning Commission Work Plan for 2020. CIP/DID #OB572803

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

Background: On December 9, 2020, the Development Committee reviewed the 2021 City Planning Commission (CPC) Work Plan and recommended approval by City Council.

At the December 3, 2020 City Planning Commission Meeting staff reviewed the current 2020 Work Plan with the Commission and facilitated a discussion about any updates to the work plan for 2021. The City Planning Commission recommended the following changes:

1. The CPC suggested that staff provide annual updates to the Commission reviewing the previous year's case load and other performance metrics.
2. The CPC asked that in 2021 staff provide an update on the effectiveness of the 2019 Code Update, in particular the effectiveness of the Urban form-based zone districts.
3. Staff will explore online training opportunities for CPC members.

City of Cedar Rapids Boards and Commissions adopt an annual work plan which lays out goals and objectives for the coming calendar year. The CPC is a nine member board appointed by the Mayor, and established by City Code, to review and make recommendations to City Council on matters pertaining to the City Zoning Code and other development related issues.

TIMELINE

- December 3, 2020 – CPC review of 2021 Work Plan
- December 9, 2020 – Presentation to City Council Development Committee
- December 17, 2020 – CPC Recommendation of Adoption of 2021 Work Plan
- January 12, 2021 – City Council approval

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: N/A

Resolution Date: January 12, 2021

Recommended by Council Committee: Yes

Explanation: Reviewed and recommended by the Development Committee on December 9, 2020.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Planning Commission was established by the Cedar Rapids Municipal Code Chapter 32, in accordance with state code, to provide review and recommendation of matters pertaining to the City Zoning Code and other development related matters, and

WHEREAS, the Commission is revising the work plan to meet the objectives outlined in the Municipal Code, and

WHEREAS, the 2021 Work Plan includes tasks that support the goals of EnvisionCR, the City's Comprehensive Plan, and

WHEREAS, the attached Work Plan was reviewed and recommended for approval by the City Planning Commission at its December 17, 2020 meeting, and

WHEREAS, the Commission presented its work plan to the City Council Development Committee on December 9, 2020 and received a recommendation for approval by the City Council,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 2021 City of Cedar Rapids City Planning Commission Work Plan, attached to this resolution, is hereby approved.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



City of Cedar Rapids City Planning Commission Work Plan for 2021

General Information

CHARTER

The City Planning Commission is a nine member commission appointed by the Mayor of the City of Cedar Rapids. The Commission was established by City Code to review and make recommendations to the City Council on various land development issues including proposed City comprehensive plans, zoning regulations, requests for the rezoning of land, site development plans, conditional use requests, and subdivision of land.

MEETINGS

The City Planning Commission meets every three weeks on Thursday at 3:00 p.m. unless otherwise published. Meetings are held at City of Cedar Rapids City Hall Council Chambers.

COMMISSIONERS and CONTACTS

Commissioners

Jim Halverson, *Chair*
Linda Langston
Amy Homan
Samantha Dahlby
Lisa Peloquin
Kimberly King
Karl Cassell
Virginia Wilts
Bradly Oja

Staff Liaisons

Seth Gunnerson
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This work plan serves as a guide to action and may be adapted or revised as new events and opportunities arise.

Process

At its December 3, 2020 meeting the City Planning Commission was presented with the 2020 work plan for review. On December 17, 2020 the Planning Commission recommended adoption of the following work plan for the 2021 calendar year.

- **Current Reality:** Assessment of the Commission's strengths, weaknesses, accomplishments and challenges.
- **Commitments and Vision:** Selection of goals that the Commission agreed upon and believed was achievable over the course of a year. Development of a vision statement to describe the intended outcome of achieving the work plan.
- **Key Actions:** Identification of action steps to accomplish Commitments and to address weaknesses and challenges listed in the Current Reality phase of the process. Similar Key Actions were grouped into key task groups.
- **Calendar Timeline:** Ranking of Key Actions from easiest to most difficult and arrangement of Key Actions throughout a year-long timeline.
- **Coordination:** Designation of a leader for each task group and determination of a tracking process to report updates.

This work plan contains the work/action items the Commission plans on being involved in for the year 2021 and any changes that may arise during finalization of the plan.

City of Cedar Rapids City Planning Commission

Work Plan for 2021

Work Plan

VISION

To improve the standard of planning and development activities in the City of Cedar Rapids while being use and user friendly in fulfilling City needs for housing, commercial and industrial development.

GOAL 1

Develop tools to assist in measuring the effectiveness of projects

TASK	ASSIGNMENT	DUE
<ul style="list-style-type: none">• Provide Annual Update to CPC on prior years cases and performance metrics.	Staff	Winter, 2021
<ul style="list-style-type: none">• Provide an update on the effectiveness of the 2019 zoning code.	Staff	TBD, 2021

GOAL 2

Increase knowledge of CPC by attending training opportunities

TASK	ASSIGNMENT	DUE
<ul style="list-style-type: none">• Staff will continue to provide updates on training opportunities, in particular online training opportunities that may be available.	Staff	Ongoing
<ul style="list-style-type: none">• CPC will proactively look for training opportunities they are interested in.	Full Commission/Staff	Ongoing
<ul style="list-style-type: none">• Staff will provide updates and training on new adopted codes and regulations such as, but not limited to the Comprehensive Plan, Zoning Ordinance amendments, etc.	Full Commission/Staff	Ongoing

GOAL 3

Participate and contribute to the continued implementation of the City's Zoning Code update and other plans

TASK	ASSIGNMENT	DUE
<ul style="list-style-type: none">• Review and provide input on draft and final plans such as, but not limited to updates to the zoning Zoning Ordinance, Area Plans, etc.	Full Commission	As needed
<ul style="list-style-type: none">• Review and provide input on annual update to EnvisionCR		Fall, 2021

GOAL 4

Increase interaction and communication with City Council as necessary

TASKS	ASSIGNMENT	DUE
<ul style="list-style-type: none">• Continue to ensure CPC attendance at City Council and Development Committee meetings as needed.	Chair	Ongoing



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Adam Lindenlaub

Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 538-2552

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

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing approval of the City of Cedar Rapids Historic Preservation Commission Work Plan for 2021. CIP/DID #OB691376

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

Background: On December 9, 2020, the Development Committee reviewed the 2021 Historic Preservation Commission (HPC) Work Plan and recommended approval by City Council.

At the December 3, 2020 meeting, the HPC reviewed the 2021 work plan and staff led a discussion on updates and accomplishments based on the 2020 work plan.

Several major tasks were completed in 2020:

- Transition to virtual meetings due to the COVID-19 pandemic and increased the frequency of meetings to support post-derecho recovery work.
- The City designated one new local historic landmark, the Central Park Presbyterian Church located at 1700 B Avenue NE.
- The City committed over \$46,000 in grants to 10 exterior rehabilitation projects in the local historic districts through the Historic Rehabilitation Program,
- Developed a new local landmark scoring tool to standardize evaluations of local landmark applications.
- Completed the Bever Woods neighborhood intensive survey, which was funded through the state Certified Local Government (CLG) grant program. The survey determined that 125 of 128 properties contributed to a district and 33 of those were individually eligible for listing on the National Register of Historic Places. Staff also hosted an open house to share the results of the survey and next steps.

In the 2021 Work Plan, the Commission has identified a variety of tasks to help achieve the following five goals:

- Participate in preservation, salvage and documentation of historic structures;
- Increase communication;
- Improve public relations;
- Provide information and educational opportunities for the public; and
- Provide educational opportunities for HPC members.

City of Cedar Rapids Boards and Commissions adopt an annual work plan which lays out goals and objectives for the coming calendar year. The HPC is a nine member board appointed by the Mayor, and established by City Code, to review and make recommendations to City Council on policy issues related to identifying and preserving the City's historic resources.

Timeline:

- December 3, 2020 – HPC review and recommend approval of 2021 Work Plan
- December 9, 2020 – City Council Development Committee recommendation to approve
- December 15, 2020 – City Council approves 2021 Work Plan

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: N/A

Resolution Date: January 12, 2020

Recommended by Council Committee: Yes

Explanation: Reviewed and recommended by the Development Committee on December 9, 2020.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Historic Preservation Commission was established by the Cedar Rapids Municipal Code Chapter 18 to advise the City Council on matters pertaining to historic preservation, and

WHEREAS, the Commission created their first work plan in 2009 and is revising the work plan from 2020 to meet the objectives outlined in the Municipal Code, and

WHEREAS, the 2021 Work Plan includes tasks that support the goals of the 2015 Historic Preservation Plan, and

WHEREAS, the Commission presented its work plan to the City Council Development Committee on December 9, 2020 and received a recommendation for approval by the City Council,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 2021 City of Cedar Rapids Historic Preservation Commission Work Plan, "Exhibit A," is hereby approved.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



City of Cedar Rapids Historic Preservation Commission

Work Plan for 2021

To be approved by the Cedar Rapids City Council in December, 2020

General Information

CHARTER

The Historic Preservation Commission is comprised of up to nine (9) volunteer citizens appointed by the Mayor and approved by the City Council for three year terms. The Cedar Rapids Historic Preservation Commission makes recommendations on National Register of Historic Places nominations and local historic district designation. With City Council approval, the Historic Preservation Commission initiates historic preservation studies designed to identify and preserve the City's historic building resources. The Commission also reviews and approves applications for Certificates of Appropriateness in the two local historic districts and local historic landmarks. Additionally, the Commission reviews demolitions of structures as provided in Chapter 18 of the Municipal Code.

MEETINGS

The Historic Preservation Commission meets every second and fourth Thursday of the month at 4:30 p.m. unless otherwise published. Meetings are held in the Lower Level Training Room of City Hall, 101 First Street SE. Due to the onset of the COVID-19 pandemic in March, the Commission transitioned successfully to virtual meetings to maintain the health and safety of its members and the public. Furthermore, to support the volume of work after the derecho on August 10th, the commission increased the frequency of meetings to weekly from bi-weekly, starting on September 24th.

COMMISSIONERS and CONTACTS

Commissioners

Tim Oberbroeckling, *Chair*
Ron Mussman, *Vice-Chair*
Arthur Kim
Sandra Smith
Diana Pagan
Gerard Estella
Abby Huff
Ryan Russell
Jennifer Cunningham

Staff Liaisons

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Jeff Wozencraft
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This work plan serves as a guide to action and may be adapted or revised as new events and opportunities arise.

Process

On November 19, 2020, the Historic Preservation Commission met to affirm its goals for the 2020 work plan. The Commission engaged in an action planning process that involved the following steps:

- **Commitments and Vision:** Selection of goals that the Commission agreed upon and believed were achievable over the course of a year.
- **Key Actions:** Identification of action steps to address goals.

Completed Tasks in 2020

- Provide training to the Historic Preservation Commission
 - Staff provided orientation to two new commissioners, 3 commissioners attended Preserve Iowa Summit
 - Made transition to virtual meetings to adapt to public health guidelines, while maintaining commission work and increasing the frequency of meetings to support post-derecho recovery work
- Determine property owners' interests in establishing local historic districts/landmarks.
 - Completed the Bever Woods Intensive Survey and held open house to share the results (33 were considered individually eligible for the National Register of Historic Places)
 - Designated one new local landmark in 2020 – The Central Park Presbyterian Church
 - Developed new local landmark scoring tool to standardize evaluations of local landmark applications, allowing for a consistent review process conducted by the commission

- Develop and distribute educational materials (e.g. brochures, postcards, web-based materials) for property owners and the general public to enhance public awareness and understanding of the city's cultural and social history
 - Staff mailed each local historic district resident a newsletter with educational information regarding historic preservation and a postcard about the Historic Rehabilitation program

Work Plan

VISION

The purpose of Chapter 18 of the Municipal Code, which outlines historic preservation and the duties of the Historic Preservation Commission are to:

- (1) With City Council approval, conduct studies for the identification and designation of historic districts and sites meeting the definitions established by chapter 18;
- (2) Make recommendations to the City Council for the listing of a historic district or site in the National Register of Historic Places;
- (3) Review and act upon all applications pursuant to the procedures established by Chapter 18 and other applicable laws;
- (4) Further the efforts of historic preservation in the City by making recommendations to the City Council and City commissions and boards on preservation issues when appropriate, by encouraging the protection and enhancement of buildings or structures with historical, architectural or cultural value, and by encouraging persons and organizations to become involved in preservation activities;
- (5) Educate the public at large on the benefits of historic preservation and build a preservation ethic and public awareness;
- (6) Recommend acceptance of unconditional gifts and donations of real and personal property, including money, for the purpose of historic preservation;
- (7) Recommend acquisition by purchase, bequest, or donation, fee and lesser interests in historic properties, including properties adjacent to or associated with historic properties;

(8) Recommend the preservation, restoration, maintenance, and operation of historic properties, under the ownership or control of the City;

(9) Recommend that the City lease, sell, and otherwise transfer or dispose of historic properties subject to rights of public access and other covenants and in a manner that will preserve the property;

(10) Cooperate with the federal, state and local governments in the pursuance of the objectives of historic preservation;

(11) Provide information for the purpose of historic preservation to the City; and

12) Promote and conduct an educational and interpretive program on historic properties within the City.

GOAL 1: Participate in preservation, salvage and documentation of historic structures

Tasks with Deadlines:

Task	Lead	Completion Timeline
Establish Historic Asset Inventory 2021 Focus Properties	Historic Asset Inventory Sub-Committee / Staff	1 st Quarter 2021
Implement proactive preservation strategies on at least four 2021 Focus Properties	Historic Asset Inventory Sub-Committee	4 th Quarter 2021
Complete Bever Woods National District Nomination	Staff	4 th Quarter 2021
Facilitate the designation of at least two properties as Local Historic Landmarks	Full Commission	4 th Quarter 2021
Designate the Paramount Theatre as a Local Historic Landmark (in addition to the two other local landmark designation).	Staff	4 th Quarter 2021

Create a new priority list of areas to intensive survey.	Full Commission	1 st Quarter 2021
Fully assess damage and impact from damage on historic assets from the August 10 th derecho	Staff	1 st Quarter 2021
Amend historic design guidelines to include new materials that incorporate prospective districts (ie Bever Woods)	Full Commission/Staff	4 th Quarter 2021

Ongoing Tasks:

Task	Lead	Completion Timeline
Work with affordable housing organizations to use historic resources in their projects	Full Commission/Staff	Ongoing: Coordinating with the Neighborhood Finance Corporation, Housing Services, etc.
Implement the City's Historic Rehabilitation Program and research and explore other financial resources for preservation related activities	Full Commission/Staff	Ongoing: In 2020, 10 grants totaling to over \$46,000 were committed to exterior rehabilitation projects through the Historic Rehab Program.
Work with economic development partners to include historic resources in redevelopment policies and economic development plans.	Staff	Ongoing: City staff work with developers to ensure historic preservation. City ED policy is reviewed annually to determine effectiveness and any needed improvements.
Incorporate historic preservation into Neighborhood Action Plans and Corridor Action Plans, planning Study Areas, and other City planning projects	Staff	Ongoing: City staff utilize existing resources such as the historic viewer along with public input to call attention to historic assets in planning areas.

GOAL 2: Increase communication

Ongoing Tasks:

Task	Lead	Completion Timeline
Continue to improve the HPC website for ease of use and to provide more information	Staff	Ongoing: City staff updated the HPC website to include more information about Historic Rehabilitation Program, local landmarking,

		and other pages to answer frequently asked questions.
Implement an annual program review	Staff	Ongoing: Staff submits an annual CLG Report and includes the Historic Preservation Plan when reviewing and updating Envision CR. Additionally, staff reviews COAs, CNMEs, and demolitions in a presentation to the commission.
Maintain and enhance compliance regulations for Certified Local Government status	Full Commission/Staff	Ongoing: Staff submitted the 2020 CLG Annual report and three commissioners and two staff members attended the 2020 Preservation Iowa Summit.

GOAL 3: Improve public relations

Tasks with Deadlines:

Task	Lead	Completion Timeline
Link interested property owners to training and technical assistance programs on the use of tax credits	Full Commission/Staff	2 nd /3 rd Quarter 2021: Staff will explore opportunities to host speakers on these topics

Ongoing Tasks:

Task	Lead	Completion Timeline
Identify outreach events with community organizations that may be interested in historic preservation.	Full Commission	Ongoing: City supports and contributes to the annual Preservation Showcase by the Friends of Cedar Rapids Historic Preservation

GOAL 4: Provide information and educational opportunities for the public

Tasks with Deadlines:

Task	Lead	Completion Timeline
Update the content of the GIS database of historic properties	Staff	4 th Quarter 2021
Develop a formal heritage tourism program	Full Commission/Staff	4 th Quarter 2021: Staff will work with Neighborhood Associations to continue

		developing the History Happened Here program.
Complete River History Sign Project	Staff	3 rd Quarter 2021
Provide presentation to the Cedar Rapids Area Association of Realtors on historic preservation topics	Staff	TBD 2021
Secure funding for the fabrication of plaques for the City's Local Historic Landmarks	Staff	2 nd Quarter 2021

Ongoing Tasks:

Task	Lead	Completion Timeline
Develop and distribute educational materials (e.g. brochures, postcards, web-based materials) for property owners and the general public to enhance public awareness and understanding of the city's cultural and social history	Full Commission/Staff	Ongoing: Staff will continue to send out an annual newsletter to the Local Historic Districts and continues to explore other opportunities to distribute educational materials
Maintain a training program for City staff.	Staff	Ongoing: Two City staff attended the 2019 Preserve Iowa Summit hosted by SHPO.
Expand training opportunities to other City Departments that often work with the Historic Preservation Commission (Development Services, Parks, etc.)	Staff	Ongoing: Staff held a training with Development Services on HPC procedures and districts. Staff will work to expand to other departments (Parks, Housing, Building Services as examples)

GOAL 5: Provide educational opportunities for HPC members

Ongoing Tasks:

Task	Lead	Completion Timeline
Provide training to the Historic Preservation Commission	Full Commission/Staff	Ongoing: Staff provide new member orientation and one-on-one conversations with new members. Three Commissioners attended the Preserve Iowa Summit.



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Sylvia Brueckert

Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 538-2552

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

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing approval of the City of Cedar Rapids Visual Arts Commission Work Plan for 2021. CIP/DID #OB625453

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

Background: On December 9, 2020, the Development Committee reviewed the 2021 Visual Arts Commission (VAC) Work Plan and recommended approval by City Council.

At the December 10, 2020 meeting, the VAC reviewed the 2021 work plan and staff led a discussion on updates and accomplishments based on the 2020 work plan.

Several major tasks were completed in 2020:

- Reviewed condition of pieces from 2016 Survey and identified any short-term maintenance needs
- Selected an artist for the convention center light sculpture and assisted in installation
- Identified an artist to create banner art for the UFG pocket plaza
- Reviewed approval process for public art
- Assisted in the installation of "Forge-Stand-Rise" by Dale Merrill, a donation from the Iowa League of Women Voters
- Transitioned to virtual meetings due to COVID-19 pandemic

In the 2021 Work Plan, the Commission has identified a variety of tasks to help achieve the following three goals:

- Manage the City's art collection
- Public Outreach and Education
- Support Arts within the Community

City of Cedar Rapids Boards and Commissions adopt an annual work plan which lays out goals and objectives for the coming calendar year. The VAC is a nine member board appointed by the Mayor, and established by City Code, to review and make recommendations to City Council regarding public visual art within the City.

Timeline:

- December 9, 2020 – City Council Development Committee recommendation to approve
- December 10, 2020—Visual Arts Commission recommendation to approve
- December 15, 2020 – City Council approves 2021 Work Plan

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: N/A

Resolution Date: January 12, 2020

Recommended by Council Committee: Yes

Explanation: Reviewed and recommended by the Development Committee on December 9, 2020.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Visual Arts Commission was established by Resolution in 1994 to advise the City Council on matters pertaining to public visual arts within the City, and

WHEREAS, the Commission is revising the work plan from 2020 to meet the objectives outlined in the Municipal Code, and

WHEREAS, the 2021 Work Plan includes tasks that support the goals of the Visual Arts Commission, and

WHEREAS, the Commission presented its work plan to the City Council Development Committee on December 9, 2020 and received a recommendation for approval by the City Council,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 2021 City of Cedar Rapids Visual Arts Commission Work Plan, "Exhibit A," is hereby approved.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



City of Cedar Rapids Visual Arts Commission

Work Plan for 2021

Approved by the Cedar Rapids City Council on January 12, 2021

General Information

CHARTER

The City of Cedar Rapids Visual Arts Commission is a nine member Commission appointed by the Mayor and approved by the City Council. The Commission was established as the recommending body regarding public visual art within the City by Resolution No. 316-2-94 dated February 23, 1994.

MEETINGS

The Visual Arts Commission meets every second Thursday of the month at 3:30 p.m. unless otherwise published. Meetings are held in the Collins Conference Room of City Hall, 101 First Street SE. During the COVID-19 pandemic, meetings have been held at 3pm on the 2nd Thursday of each month virtually via Zoom.

COMMISSIONERS and CONTACTS

Commissioners

Kayt Conrad, *Chair*
David Van Allen, *Vice-Chair*
Jonathan Berger
Anne Johnson
Lynn Ocken
Maria Moore
Elizabeth Rhoads Read
John Soukup

Staff Liaisons

Sylvia Brueckert
(319) 286-5428
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[Bill Micheel](#)
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b.micheel@cedar-rapids.org

This work plan serves as a guide to action and may be adapted or revised as new events and opportunities arise.

Completed Tasks in 2020

Task	Completed
Review condition of pieces from 2016 Survey and identify any short-term maintenance needs	Summer 2020
Select an artist for the U.S. Cellular Center Light Sculpture and assist in installation	Fall 2020
Identify an artist to create banner art for the UFG Pocket Plaza	Spring 2020
Review approval process for public art and update if necessary	Spring 2020
Assisted in the installation of “Forge-Stand-Rise” by Dale Merrill, a donation from the Iowa League of Women Voters.	Fall 2020
Transitioned to virtual meetings due to the COVID-19 pandemic.	Spring 2020
Develop 2021 Work Plan	November/December 2020

Work Plan

VISION

Cedar Rapids will be the destination for visual arts in Iowa.

MISSION

Elevate the quality and profile of visual arts in Cedar Rapids.

WORK PLAN STRATEGIES

1. Elevate the level of art to improve the appearance and cultural climate of the City to create a place where a diverse range of artistic values are welcomed and expressed.
2. Demonstrate that visual art generates tangible economic value in Cedar Rapids.
3. Connect residents and visitors with the community through engagement and celebration of the arts.
4. Attract national and international artists to Cedar Rapids while promoting local artists and events within the community.

GOAL 1: Manage the City's Art Collection

Ongoing Tasks

1. Review Gift Art Applications and make recommendations to the City Council for inclusion into the collection
2. Review and make recommendations on applications for art on public property
3. Serve as recommending body on other matters pertaining to public art
4. Review and make recommendations on placement of pieces in the City art collection
5. Review and make recommendations on deaccessioning pieces of the City art collection
6. Maintain inventory of art in the city and ensure identification is in place for all displayed public art
7. Develop an annual Work Plan

Task	Lead	Completion Timeline
Develop a Public Art Master Plan that identifies gaps and prioritizes areas for additional art	VAC and Staff	2021
Develop 2022 Work Plan	VAC and Staff	November 2021
Maintain inventory of art in the city and ensure identification is in place for all displayed public art	VAC and Staff	Ongoing

GOAL 2: Public Outreach and Education

Ongoing Tasks

1. Promote newly acquired art in the community
2. Conduct public events and outreach to promote the City's Art Collection
3. Engage colleges and universities to partner and bring guest artists to Cedar Rapids
4. Develop promotional materials to educate and celebrate public art collection

5. Represent the City at public events such as Downtown Farmer's Markets
6. Seek resident input on ideas to enhance Cedar Rapids

Task	Lead	Completion Timeline
Publicize installation of "Portraits of Iowa" and encourage viewing	VAC and Staff Convention Center staff	When Convention Center reopens to the public
Update and reprint Brochure	VAC subcommittee and Staff	Fall 2020
Include public participation in the development of the Public Art Master Plan	VAC and Staff	2021
Engage special populations, as identified by commissioners, with the arts in Cedar Rapids.	VAC	Ongoing

GOAL 3: Support Arts within the Community

Ongoing Tasks

1. Assist and provide guidance to groups interested in installing art in the community

Task	Lead	Completion Timeline
Explore interaction with existing and new art groups and organizations in community, and how to be notified of upcoming projects	VAC subcommittee and staff	Ongoing
Recommend support for or endorse projects that add to the cultural vitality and bring economic benefit to Cedar Rapids.	VAC and staff	Ongoing



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Stephanie Schrader

Contact Person: Jennifer Pratt

Cell Phone Number: 319-538-2552

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

Description of Agenda Item: CONSENT AGENDA

Resolution adopting the City of Cedar Rapids Wellbeing Advisory Committee Work Plan for 2021-2022. CIP/DID # CD-0044-2018

EnvisionCR Element/Goal: StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

Background: This Resolution approves the adoption of the Wellbeing Advisory Committee's 2021-2022 Work Plan. The Committee developed the draft plan between October and November 2020 and recommended approval at their December 3, 2020 meeting. The Development Committee reviewed the draft work plan at their December 9, 2020 meeting and unanimously recommended approval.

The Cedar Rapids City Council established the Wellbeing Advisory Committee in January 2016 to support the on-going work of creating a healthy community and assist the Cedar Rapids City Council with matters related to well-being. The 2021-2022 work plan's goals and objectives were informed by the Healthy Hometown program's evidence-based interventions and community stakeholder feedback.

Action/Recommendation: City staff recommends adoption of the 2021-2022 Wellbeing Advisory Committee work plan

Alternative Recommendation: City Council may table this item and request further information.

Time Sensitivity: NA

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: Yes

Explanation: NA

Commented [MWR1]: I would change this to a "Yes"

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, in 2016, Cedar Rapids became the 15th certified Blue Zones Community® in the nation; received a Healthy Hometown Community award in 2018; and in 2019 received a bronze-level Walk-Friendly Community designation and joined the Age-Friendly States and Communities Network, and

WHEREAS, the Wellbeing Advisory Committee was established in January 2016 by Resolution No. 0010-01-16 to support the on-going work of creating a healthy community and assist the Cedar Rapids City Council with matters related to well-being, and

WHEREAS, the Committee is comprised of nine volunteer citizens who meet monthly, and

WHEREAS, the Wellbeing Advisory Committee presents its 2021-2022 work plan to the City Council.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the work plan for the Wellbeing Advisory Committee is hereby adopted as set forth in Attachment A to this resolution.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Tactics and Implementation Status


Eat Well (Accessing healthier foods, Changing food environments, Promoting healthier options, Nutrition education)

Tactic	Champion(s)	Objectives	 CEDAR RAPIDS City of Five Seasons®	Status (Red, Yellow, Green)	Completed Date	Status Notes
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Updated 12/03/2020

Wellbeing Advisory Committee Work plan

January 1, 2021 – June 30, 2022

VISION: Cedar Rapids – A community of social, emotional, and physical well-being...all year long.

- Access to healthy foods for all
- A connected community where people walk, bike and utilize public transportation safely for everyday life
- Residents with a sense of purpose; joined to community and each other

COMMITTEE: Ellen Bouchard, Steve Dolezal, Kaitlin Emrich, Linda Levy, Stephanie Neff, Lindsay Olson, Katherine Read, Zach Schladetzky, Adam Walter

1.	Community gardens, edible landscaping, orchards	Kaitlin Emrich, Zach Schladetzky	Submit at least one letter of recommendation to City of Cedar Rapids tree replanting committee to encourage replanting of fruit and nut trees in reforestation efforts by March 31, 2021.			Aligns with iGreenCR
3.	Fresh drinking water accessible throughout the school day	Stephanie Neff	Develop partnerships to distribute 5,000 water bottles to students in the CRCSD and promote the availability of fresh drinking water throughout the school day by February 28, 2021. Assess the need for accessible community gardens by soliciting feedback from City ADA Committee, Peer Action Disability Support (PADS), and media and other promotional staff by June 30, 2022.			Research potential water bottle donors; Consider recyclable bottles or 5-2-1-0 bottles?
4.	Farm-to-school programming	Stephanie Neff	Use PADS, media and other promotional staff to encourage and celebrate use of local foods in school food programs by June 30, 2022.			
2.	Food bank / pantry	Kaitlin Emrich	Share results of food system assessments focusing on availability of culturally appropriate food with City leaders and community food system partners; explore options for addressing gaps identified using the Food Assistance map by June 30, 2022.			Food Assistance map: https://gis.linncounty.org/webapps/community/foodassistance/

		December 31, 2021.			
5. Healthy restaurant options	Zach Schladetzky	Advocate for the creation of Healthy Cedar Rapids Restaurant Week by June 30, 2020.			Utilize Healthy Hometown Restaurant Toolkit
6. Grocery store healthy food options	Ellen Bouchard	Collaborate with 5 or more local grocery stores and convenience stores to promote healthy eating options with engaging signage and offering healthy recipes placed in key locations by December 31, 2021.			Consult Kristy Staker with Hy-Vee Contact Iowa Grocers Association
7. BMI screening and referral to weight management interventions	Katherine Read, Steve Dolezal	Increase participation in diabetes primary prevention programs and emerging adult disease prevention programs by educating providers and consumers through letters, emails, and/or op eds by June 30, 2021.			Focus on the purpose and locations of the programs; Request measurement data on patient referrals to prevention programs (pre and post promotion); Involve My Care Community
8. Breastfeeding promotion programs	Katherine Read	Advocate for the continuation and development of virtual connection points to help support breastfeeding mothers throughout 2021.			
TACTICS AND IMPLEMENTATION STATUS					
Move More (Changing your surroundings, Planning, Education and engagement)					
Tactic		Objectives	Status (Red, Yellow,	Completed Date	Status Notes

			Green)		
1. Safe routes principles	Kaitlin Emrich	Advocate for Safe Routes principles into the development of the City of Cedar Rapids Master Transportation Plan, specifically focusing on safe routes to everyday destinations, such as parks and schools, by June 30, 2022.			Supports Walk Friendly Community Report Card
2. Walk Friendly Community	Linda Levy	Support recommendation(s) in the Walk Friendly Community Report Card by June 30, 2022.			Volunteer-supported, year-round walking program for adults/provide a connection to other walkers; Encourage car-free travel through providing information on walkable destinations (supports Climate Change Action Plan)
3. Public Transportation	Linda Levy	<p>Promote the public transportation trip planner on the City of Cedar Rapids website and advocate for integration of the trip planner into the city's mobile app by June 30, 2022.</p> <p>Support public transit awareness during 2021 Community Move More Week.</p>			Public transportation trip planner: http://www.cedar-rapids.org/residents/city_buses/index.php

4. Safe routes to school	Stephanie Neff	Advocate for aligning Safe Routes to school with CRCSD Building Master Plan through letters, emails, or op eds by December 31, 2021.			Work with new Transportation Coordinator Focus on walkable neighborhood schools and safe traffic flow
5. Student physical activity	Stephanie Neff	Identify strategies that promote physical activity for students in a virtual learning environment through community partnerships by March 31, 2021.			Research Hy-Vee Kids Fit, brain breaks, apps
6. Bike racks	Katherine Read, Kaitlin Emrich, Ellen Bouchard	Install 5 new bike racks in the Med Quarter by December 31, 2021. Promote installation of new bike racks at 3 or more of grocery stores and convenience stores in Cedar Rapids by December 31, 2021.			Phil Wasta is coordinating Med Quarter installations.
7. Opportunities for Physical Activity	Lindsay Olson	Promote COVID-safe opportunities for physical activity offered through community organizations and groups throughout 2021.			

TACTICS AND IMPLEMENTATION STATUS

Feel Better (Social connectedness and community engagement, Tobacco/nicotine prevention and cessation, Community, school and worksite wellness)

Tactic		Objectives	Status (Red, Yellow, Green)	Completed Date	Status Notes
1. Public spaces where people can socialize	Adam Walter	Advocate for the development of neighborhood pocket parks and green spaces			Utilize spaces created by the derecho;

and linger		throughout Cedar Rapids by December 31, 2021.			Emphasize natural resources and edible landscaping; Maintain neighborhood features and culture; Work with city planners
2. Worksite wellness committees	Lindsay Olson	Increase utilization of the Linn County Worksite Wellness Committee assessment tool at 5 or more new employers by 12/31/2021.			
3. Indoor and outdoor nicotine-free policies	Lindsay Olson, Steve Dolezal	Support Linn County Worksite Wellness Committee worksite nicotine-free policies development throughout 2021.			Amy Doerrfeld, ASAC, is coordinating

Potential Future Tactics:

Eat Well –

- Community supported agriculture
- Access to fresh drinking water; options during community disasters, pandemics
- Healthcare cafeteria or eating space set up to encourage healthy food choices
- Food and beverages will not be used as a reward or withheld as punishment

Goal	Source	Baseline Measure	Current/Updated Measure
High resident satisfaction	<u>Overall Quality of Life in Cedar Rapids:</u> (rated on a scale of 1-5) Community Livability questions from Cedar Rapids National Citizen Survey 2018	74% Rated Excellent or Good	
	<u>Cedar Rapids as a Place to Live:</u> (rated on a scale of 1-5) Community Livability questions from Cedar Rapids National Citizen Survey 2018	81% Rated Excellent or Good	
Increase in new community residents	<u>Population:</u> U.S. Census Bureau	131,127 (Cedar Rapids – 2016)	
High awareness of where to go for Healthy Hometown information	<u>Unique clicks/access on website, social media</u> <u>Number of users/participants at events</u>		
Improved health indicators / Move More – <ul style="list-style-type: none"> Promote bike share programs Promote walking and biking accessibility to neighborhood health clinics Agreements between the city and school district for joint use of facilities Feel Better –	<u>Adult Obesity:</u> Obesity among adults age 18 or above	34.7% (Cedar Rapids –	33.9% (Cedar Rapids –

decrease in chronic disease indicators	(age-adjusted)	2015)	2017)
	500 Cities Project (Centers for Disease Control and Prevention)		
	<u>Diabetes Prevalence:</u> Percentage of adults age 18 or above with diagnosed diabetes (age-adjusted).	8.0% (Cedar Rapids – 2015)	8.5% (Cedar Rapids – 2017)
	500 Cities Project (Centers for Disease Control and Prevention)		
	<u>Poor Physical Health Days:</u> Physical health not good for 14 or more days among adults age 18 or above (age-adjusted).	9.9% (Cedar Rapids -- 2015)	9.9% (Cedar Rapids – 2017)
	500 Cities Project (Centers for Disease Control and Prevention)		
	<u>Poor Mental Health Days:</u> Mental health not good for 14 or more days among adults age 18 or above (age-adjusted).	10.7% (Cedar Rapids -- 2015)	11.8% (Cedar Rapids – 2017)
	500 Cities Project (Centers for Disease Control and Prevention)		
Increased access to and consumption of healthy foods	<u>Food Environment:</u> Food Environment Index (access to healthy foods and food insecurity) from 0 (worst) to 10 (best). County Health Rankings – Community Population Survey, Bureau of Labor Statistics, and American Community	8.3 (Linn Co. – 2015)	8.3 (Linn Co. – 2015 & 2017)

Survey

Availability of Affordable Quality Food: (rated on scale of 1-5) Community Characteristics—Rec and Wellness, Cedar Rapids National Citizen Survey 2018

73% rated excellent or good

Increased access and utilization of places for physical activity

Physical Inactivity: No leisure-time physical activity among adults age 18 or above (age-adjusted).

25% (Cedar Rapids – 2015)

24.0% (Cedar Rapids – 2017)

500 Cities Project (Centers for Disease Control and Prevention)

Access to Exercise Activities: Percentage of population with adequate access to locations for physical activity.

County Health Rankings – Baseline = Population Data, North American Information Classification System Standard Industry Classification (SIC) Codes; New = Population Data

91% (Linn Co. – 2010 population, 2016 SIC, 2016 recreation facilities and parks)

92% (Linn Co. – 2010 & 2019)

Ease of Travel by Bicycle in Cedar Rapids: (rated on scale of 1-5) Cedar Rapids Citizen Survey 2018

65% Rated Excellent or Good

Increased social connectedness

Social Associations: Number of social associations per 10,000 population.

11.5 (Linn Co. – 2015)

10.8 (Linn Co. – 2017)

County Health Rankings – North American Information

Classification System Standard Industry Classification (SIC)
Codes

Opportunities to Volunteer: (rated on a scale of 1-5)
Cedar Rapids Citizen Survey 2018

80% Rated Excellent or
Good

Social Events and Activities: (rated on a scale of 1-5)
Cedar Rapids Citizen Survey 2018

67% Rated Excellent or
Good



Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Chief Wayne 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

Resolution authorizing Police Officers Shawn Hall and Alex Rink to travel to Tarheel Canine Training, Inc. in Sanford, North Carolina to attend mandatory training and become certified with their new canine partners from January 2, 2021 to January 31, 2021 for an estimated total amount of no more than \$9,080.

CIP/DID #PD0050

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 City Council. The estimated travel costs exceed the amount of \$3,000, and is being brought to City Council for their approval.

Action/Recommendation: Police Department requests approval for mandatory training required of Police Officers Shawn Hall and Alex Rink to travel to Tarheel Canine Training, Inc. in Sanford, North Carolina from January 2, 2021 to January 31, 2021.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: January 12, 2021

Budget Information: 542102-101-132203

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Police Officers Shawn Hall and Alex Rink are authorized to attend Tarheel Canine Training, Inc. in Sanford, North Carolina to finish mandatory training and become certified with their new canine partners from January 2, 2021 to January 31, 2021 for an estimated total amount of no more than \$9,080. The trip cost will be funded from 542102-101-132203.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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: CONSENT AGENDA

Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the construction of concrete sidewalk improvements for the C Street SW from Bowling Street to Handley Drive Pavement and Sidewalk Improvements project (**Paving for Progress**). CIP/DID #3012095-00

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

Background: This project includes asphalt pavement resurfacing, water main, storm sewer and ADA sidewalk improvements. The assessments will pay to complete sidewalk connectivity between Bowling Street and Handley Drive. A sanitary sewer service replacement and driveway improvements are also included in the assessment. Construction for the project is scheduled for 2021.

This action continues the proposed improvement project and the related special assessment process. A public hearing was held on December 15, 2020 and a resolution to adopt the preliminary assessment was approved.

Action/Recommendation: Public Works Department recommends adoption of the resolution directing preparation of detailed plans and specifications on or after January 12, 2021.

Alternative Recommendation: Do not approve the subject resolution. However, this action would conflict with the intent to proceed with the project as evidenced by adopting the preliminary assessment.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/3012095 SLOST; 625/625000/6250051-2016062 NA;

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION DIRECTING PREPARATION OF DETAILED PLANS,
SPECIFICATIONS, FORM OF CONTRACT AND NOTICE TO BIDDERS FOR
THE C STREET SW FROM BOWLING STREET TO HANDLEY DRIVE
PAVEMENT AND SIDEWALK IMPROVEMENTS PROJECT

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

That Shive-Hattery, Inc. is hereby ordered and directed to prepare and file with the Clerk
detailed plans and specifications for the construction of the C Street SW from Bowling Street to
Handley Drive Pavement and Sidewalk Improvements project (CIP No. 3012095-02 SLOST).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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: CONSENT AGENDA

Resolution setting a public hearing for February 9, 2021 to consider the Resolution of Necessity (Proposed) for replacing Orangeburg sanitary sewer services on the 30th Street SE from Pioneer Avenue to Mount Vernon Road Pavement Rehabilitation and Water Main Improvements project (**Paving for Progress**).

CIP/DID #3012156-00

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

Background: This project includes concrete patching and asphalt resurfacing for 30th Street SE between Pioneer Avenue and Mount Vernon Road. The work also storm sewer intake replacement, water infrastructure improvements, and Orangeburg sanitary sewer service replacement within the public right-of-way. The assessments will cover the cost of sewer service improvements to protect the public's investment in the street.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for February 9, 2021 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.
2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date
4. Abandon the special assessment

Action/Recommendation: The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on February 8, 2021 to receive public comments.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will then require alternative funding, or the sewer service portion of the project will be abandoned.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301-301000-3012156 SLOST

Local Preference Policy: NA

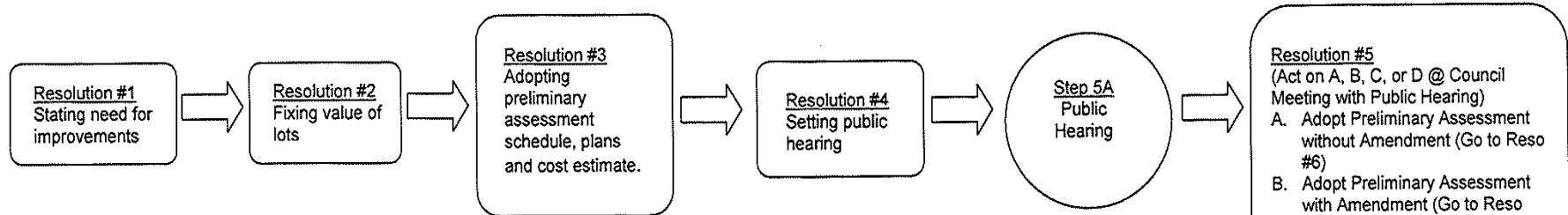
Explanation: NA

Recommended by Council Committee: NA

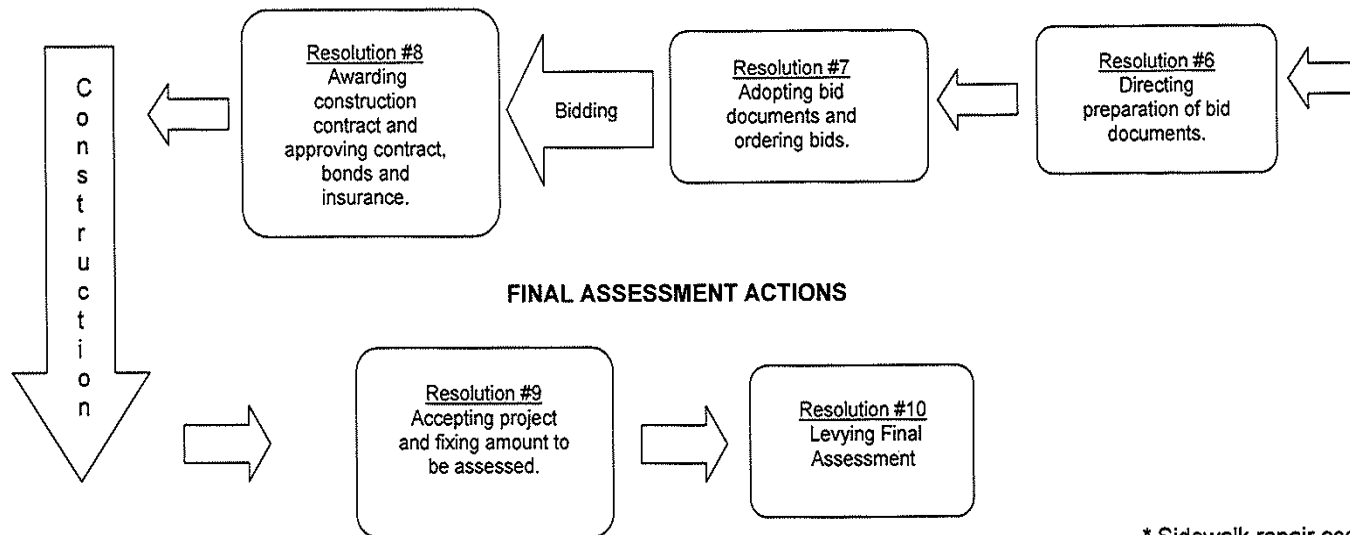
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS* SUMMARY

PRELIMINARY ASSESSMENT ACTIONS



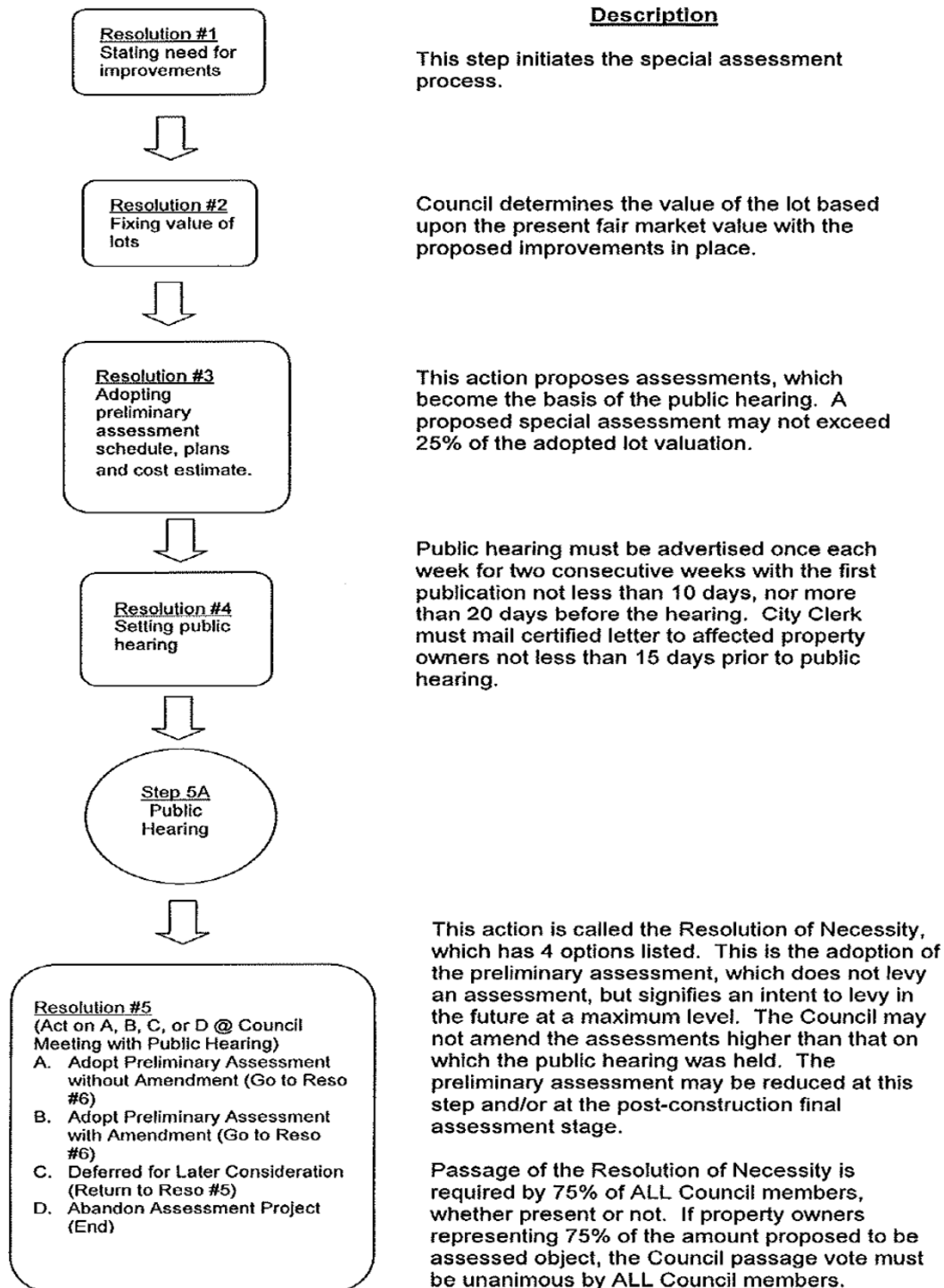
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

**CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT**



RESOLUTION NO. LEG_NUM_TAG

RESOLUTION SETTING A PUBLIC HEARING DATE FOR FEBRUARY 9, 2021
TO CONSIDER THE RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the 30th Street SE from Pioneer Avenue to Mount Vernon Road Pavement Rehabilitation and Water Main Improvements project as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the 30th Street SE from Pioneer Avenue to Mount Vernon Road Pavement Rehabilitation and Water Main Improvements project

Said District containing the properties to be assessed is set out and described in the following "Notice to Property Owners", set out by this Resolution.

Said improvements within said District are located and described in the "Notice to Property Owners", set out by this Resolution.

The method of construction shall be by contract.

Costs of said improvements will be assessed to the properties within the boundaries of the District. No property shall be assessed more than it is benefited by the improvement, nor more than 25% of its value on the date of its assessment. Said assessment may include a ten percent Default and Deficiency Fund, as authorized by Section 384.44, State Code of Iowa.

A plat and schedule and estimate of costs are now on file in the Office of the Clerk as required by law.

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid for from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, State Code of Iowa, and/or from such other funds of said Municipality as may be legally used for such purpose.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 p.m. on the 9th day of February, 2021 Council Chambers, City Hall, 3rd Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of the hearing

on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the 30th Street SE from Pioneer Avenue to Mount Vernon Road Pavement Rehabilitation and Water Main Improvements project of the types and in the location as follows:

GPN & Legal Description:

GPN	Legal
142615503100000	E255' S 5AC SW NE-EX N90' & EX RD & E255' N20 NW SE-EX E20' 26-83-7
142615502700000	LANDS (LESS RD) N 1 1/2AC S 4AC E 1/2 SW NE STR/LB 26 83 7
142615502800000	LANDS (LESS RD) N 1AC S 5AC E 1/2 SW NE STR/LB 26 83 7
142615502900000	A.P. #283 S65' E120' STR/LB A
142615301500000	A.P. #283 STR/LB 1
142615102300000	SEELY PARK 1ST STR/LB 4
142612605900000	LANDS E 288' S 211.2' N 8AC E 1/2 NW NE STR/LB 26 83 7
142610801300000	EAST HIGHLANDS 1ST S 1/2 LOT 57 & ALL STR/LB 58
142617701000000	EAST HIGHLANDS 2ND STR/LB 11
142617602000000	EAST HIGHLANDS 2ND STR/LB 12
142617602300000	LANDS (LESS ST) N 126' W 206' W 5AC S 10AC SE NE STR/LB 26 83 7

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

Removal and replacement of bituminous fiber sanitary sewer services within the public right-of-way

The Cedar Rapids City Council will meet at 12:00 p.m. on the 9th day of February, 2021 at the Cedar Rapids Council Chambers, 3rd floor of City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. **A special procedure is in place to maintain social distancing during the COVID-19 pandemic. You must register to submit comments remotely.** To do so, visit the City's website at www.cedar-rapids.org. Go to Local Government > City Council > City Council Meetings, and follow the instructions for registration. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Amy Stevenson
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012156 - 30th St SE fr. Mt Vernon Rd to Pioneer Ave\3012156 Council Map.dwg



30TH STREET SE FROM PIONEER AVENUE TO MOUNT
VERNON ROAD PAVEMENT AND WATER MAIN
IMPROVEMENTS PROJECT



3012156-00



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason

E-mail Address: c.mason@cedar-rapids.org

Phone Number/Ext.: (319) 521-7678

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at the northeast corner of Mt Vernon Road SE and 32nd Street SE as requested by B & C Coffee Development LLC. CIP/DID#URTE-0040-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The Resolution sets a public hearing to establish an Urban Revitalization Area at the northeast corner of Mt Vernon Rd SE and 32nd St SE. On December 15, the City Council authorized City financial participation in the redevelopment of property at 3212 Mt Vernon Rd SE as proposed by Brent Votroubek of B & C Coffee Development LLC. The project qualifies under the Targeted District Reinvestment – Economic Development Program, based on its location on Mt Vernon Road corridor. The project is in accord with the Mount Vernon Road Corridor Action Plan. The following is a summary of the proposed project:

- + \$1 million investment
- + Demolition of 2 existing residential dwellings
- + Construction of a new Scooter's Coffee Kiosk

The Targeted District Reinvestment – Economic Development Program provides a 10-year, declining scale exemption of new value which is created as result of the project. With an estimated post-development assessed value of \$313,100, the project will generate approximately \$115,000, of which a total of \$25,000 would be exempted.

Action/Recommendation: City staff recommends adopting the Resolution

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

Time Sensitivity: NA

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA SETTING A PUBLIC HEARING REGARDING THE PROPOSED MT VERNON RD & 32ND ST SE URBAN REVITALIZATION AREA FOR PROPERTY AT THE NORTHEAST CORNER OF MT VERNON RD SE AND 32ND STREET SE

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 Mt Vernon Rd & 32nd St SE 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:

Lots 82 through 84, inclusive, "Vernondale", Linn County, Iowa. Subject to Public Highway.

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, THAT THE CITY COUNCIL follows:

1. That a Public Hearing shall be held on the proposed Plan before the City Council at its meeting which commences at 4:00 P.M. on Tuesday, February 23, 2021.
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. That the 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



Mt Vernon Rd & 32nd St SE Urban Revitalization Plan

Public Hearing: February 23, 2021
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 of 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 Mt Vernon Rd & 32nd St SE Revitalization Plan (“Plan”), the City Council is designating the Mt Vernon Rd & 32nd St SE 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:

Lots 82 through 84, inclusive, “Vernondale”, Linn County, Iowa. Subject to Public Highway.

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 0.40 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*	Dwelling Value	Total Assessed Value*
3212 MT VERNON RD SE 142348701100000	B & C COFFEE DEVELOPMENT LLC	\$15,900	\$49,800	\$65,700
818 32ND ST SE 142348701000000	B & C COFFEE DEVELOPMENT LLC	\$10,100	\$4,000	\$14,100
814 32ND ST SE 142348700900000	B & C COFFEE DEVELOPMENT LLC	\$11,800	\$78,400	\$90,200

**Values are 2020 Assessed Values*

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The current property is zoned Urban Form District, which permits construction of various housing types up to 24 units per acre. 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 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 codes and ordinances; and
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 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 (15%).

- (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

Relocation is not anticipated in this area.

10.0 PRIOR APPROVAL

The following are project(s) which given prior approval, which are located within the revitalization area:

1. Construction of a commercial/retail facility at the northeast corner of Mt. Vernon Road SE and 32nd Street SE

[illegible]



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason

E-mail Address: c.mason@cedar-rapids.org

Phone Number/Ext.: (319) 521-7678

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at 126 29th Street Drive SE as requested by In Tolerance Contract Manufacturing. CIP/DID# URTE-0039-2020

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

Background: The Resolution sets a public hearing to establish an Urban Revitalization Area at 126 29th Street Dr SE. On November 17, 2020 the City Council approved a Resolution authorizing sponsorship of an application for State funds through the High Quality Jobs program by Norman Scott Co Inc. dba In Tolerance Contract Manufacturing ("In Tolerance") and authorizing City financial participation to serve as the required local match for the State funds. In Tolerance is proposing an expansion of their existing facility which will result in bringing an anodizing process currently being outsourced in Minnesota and Illinois within its local operation. The following is a summary of the proposed project:

- + \$3.44 million capital investment
 - o \$1.92 million building expansion
 - o \$1.52million in machinery & equipment
- + Construction of a new 9,200 sq. ft. production facility and associated tank farm
- + Creation of 6 new jobs which meet the High Quality Wage threshold of \$23.20/hr

In Tolerance applying for State funds under the High Quality Jobs program based on the creation of new jobs. The State funds require local matching funds. Based on this requirement, the project qualifies under the City's Local Match – Economic Development Program which provides a 10-year, declining scale exemption on the new assessed value resulting from the investment. The new assessed value resulting from the investment is estimated to generate \$540,000 in new taxes over a 10-year period, of which \$238,000 would be exempted.

Action/Recommendation: City staff recommends adopting the Resolution

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

Time Sensitivity: NA

Resolution Date: January 12, 2021

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 THE PROPOSED IN
TOLERANCE URBAN REVITALIZATION AREA FOR PROPERTY AT 129 29TH
STREET DRIVE SE

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 In Tolerance 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:

Lots 6, 8, and 10, Block 1, McGrew's 1st Addition to the City of Cedar Rapids, Linn County, Iowa;

All of the vacated alley along lots 6 and 8, Block 1, McGrew's 1st Addition to the City of Cedar Rapids, Linn County Iowa; and

The Southern 71' of Lot 7, Block 1, McGrew's 1st Addition to the City of Cedar Rapids, Linn County, Iowa;

The South 71' and west 20' of Lot 9, Block 1, McGrew's 1st Addition to the City of Cedar Rapids, Linn County, Iowa; and

**The west 80' of Lot 12, Block 1, McGrew's 1st Addition to the City of Cedar Rapids, Linn County Iowa and a portion of said Lot 12 described as:
Commencing at the SW corner of the East 20 feet of Lot 12; Thence N2 24'W along the West Line of the East 20 feet of Lot 12; 117.8 Feet to the Point of beginning; Thence due East 18.3 feet; thence due North 55.5 feet; thence due west 20.65 feet to the west line of the east 20 feet of Lot 12; thence S 2 24'E 55.50 feet to the point of beginning.**

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, THAT THE CITY COUNCIL follows:

1. That a Public Hearing shall be held on the proposed Plan before the City Council at its meeting which commences at 4:00 P.M. on Tuesday, February 23, 2021.
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. That the 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



In Tolerance Urban Revitalization Plan

Public Hearing: February 23, 2021
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 of 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 In Tolerance Revitalization Plan (“Plan”), the City Council is designating the In Tolerance 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:

Lots 6, 8, and 10, Block 1, McGrew’s 1st Addition to the City of Cedar Rapids, Linn County, Iowa;

All of the vacated alley along lots 6 and 8, Block 1, McGrew’s 1st Addition to the City of Cedar Rapids, Linn County Iowa; and

The Southern 71’ of Lot 7, Block 1, McGrew’s 1st Addition to the City of Cedar Rapids, Linn County, Iowa;

The South 71’ and west 20’ of Lot 9, Block 1, McGrew’s 1st Addition to the City of Cedar Rapids, Linn County, Iowa; and

The west 80’ of Lot 12, Block 1, McGrew’s 1st Addition to the City of Cedar Rapids, Linn County Iowa and a portion of said Lot 12 described as:

Commencing at the SW corner of the East 20 feet of Lot 12; Thence N2 24’W along the West Line of the East 20 feet of Lot 12; 117.8 Feet to the Point of beginning; Thence due East 18.3 feet; thence due North 55.5 feet; thence due west 20.65 feet to the west line of the east 20 feet of Lot 12; thence S 2 24’E 55.50 feet to the point of beginning.

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 1.75 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*
214 29TH ST DR SE141138100700000	BM INVESTMENTS LLC	\$18,200	\$146,400	\$164,600
2906 3RD AVE SE 141138100800000	BM INVESTMENTS LLC	\$21,700	\$85,100	\$106,800

120 29TH ST DR SE 141138100600000	BM INVESTMENTS LLC	\$172,000	\$871,400	\$1,043,400
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**Values are 2020 Assessed Values*

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The current property is zoned I-LI Light Industrial, which permits construction of various light industrial uses including, light manufacturing and warehouse/distribution.

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 codes and ordinances; and
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 (15%).
- (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

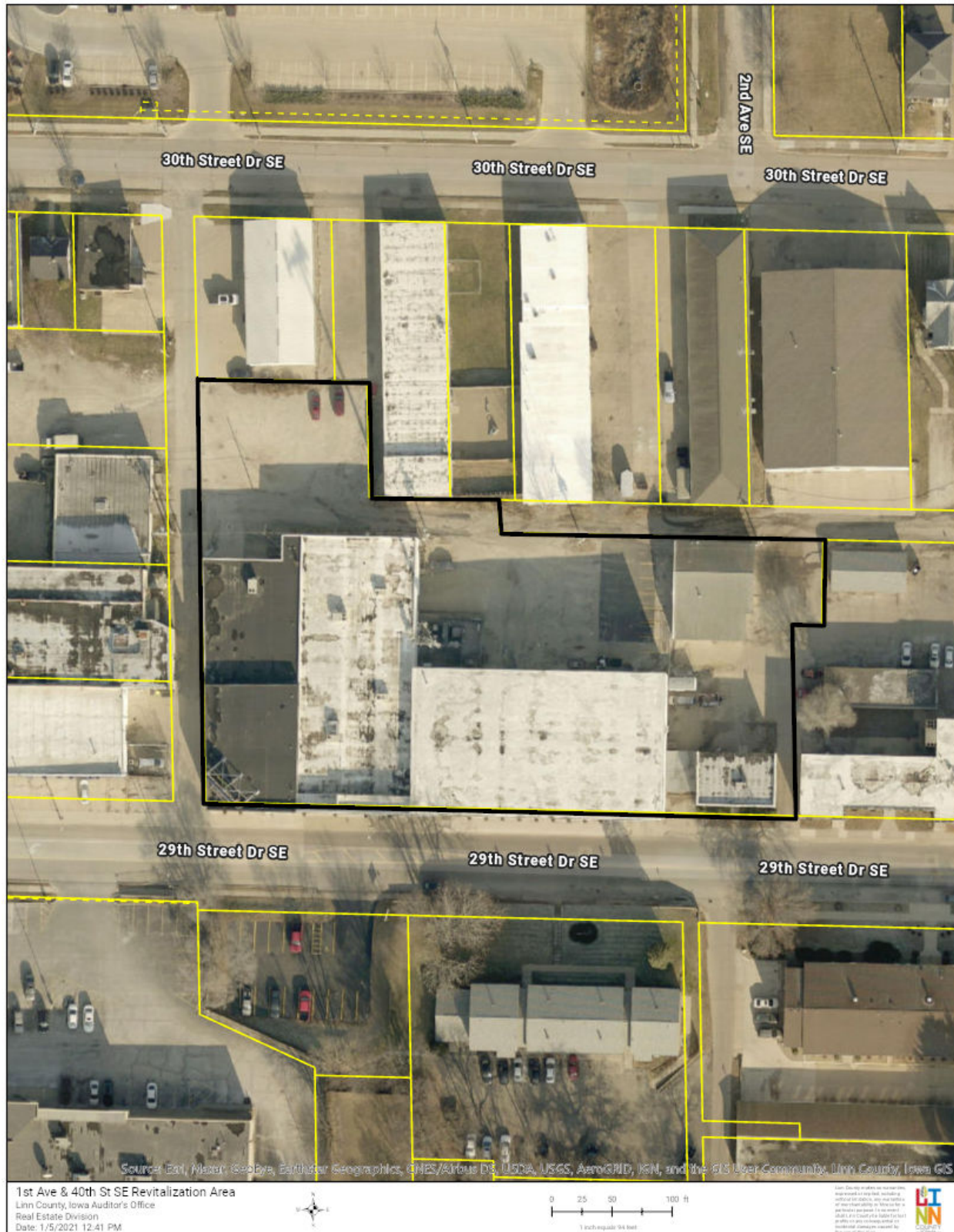
Relocation is not anticipated in this area.

10.0 PRIOR APPROVAL

The following are project(s) which given prior approval, which are located within the revitalization area:

1. Construction of an expansion of an existing commercial/light industrial facility at 129 29th Street Drive SE by In Tolerance Contract Manufacturing.

EXHIBIT A: MAP OF URBAN REVITALIZATION AREA





Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason

E-mail Address: c.mason@cedar-rapids.org

Phone Number/Ext.: (319) 521-7678

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for February 23, 2021 to consider establishment of an Urban Revitalization Area for property located at 4001 1st Avenue SE as requested by KC Land Holdings, LLC. CIP/DID#URTE-0041-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The Resolution sets a public hearing to establish an Urban Revitalization Area at the northeast corner of Mt Vernon Rd SE and 32nd St SE. On December 15, the City Council City financial participation in the proposed mixed-use redevelopment of property at 4001 1st Avenue SE (formerly McGrath Ford/Hyundai dealership) as proposed by KC Land Holdings, LLC. The project qualifies under the Brownfield/Grayfield Redevelopment – Economic Development Program based on the demolition and redevelopment of vacant and underutilized property. The following is a summary of the proposed project:

- + \$17 million investment
- + Demolition of 3 existing commercial buildings
- + Construction of 2 commercial buildings, and 104 unit multi-family building
- + Estimated creation of 20 new jobs

The Brownfield/Grayfield Redevelopment – Economic Development Program provides a 10-year, declining scale exemption of new value which is created as result of the project for commercial component and 10-year, 100% for residential. With an estimated post-development assessed value of \$13.9 million, the project will generate approximately \$4 million in total taxes over a 10-year period, of which a total of \$1.7 million would be exempted.

Action/Recommendation: City staff recommends adopting the Resolution

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

Time Sensitivity: NA

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA SETTING A PUBLIC HEARING REGARDING THE PROPOSED 1ST AVE & 40TH ST SE URBAN REVITALIZATION AREA FOR PROPERTY 4001 1ST AVENUE SE

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 1st Ave & 40th St SE 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:

That part of the former Chicago, Milwaukee, St. Paul and Pacific Railroad Company right-of-way lying in the NW ¼ of Section 11-83-7, Linn County, Iowa described as follows:

Commencing at the NE corner of said NW ¼ said Section 11; thence South 1°52' East 190.75 feet along the East line of said NW ¼ of said Section 11 to the Norther most corner of Lot 3, Glenbrook Cove 7th Addition to the City of Cedar Rapids, Linn County, Iowa said point being on the Southerly Railroad right of way line and the point of beginning; thence 254.05 feet along the NW-ly line of said Glenbrook Cove 7th Addition to the northern most corner of Lot 5, Glenbrook Cove 6th Addition to the City of Cedar Rapids, Linn County, Iowa; thence 407.17 feet along the NW-ly line of said Glenbrook Cove 7th Addition to its intersection with the NE-ly right of way line of 40th Street; thence NW-ly approximately 100 feet along the said right of way line of 40th Street to the SE-ly line of Lot 17, Irregular Survey of the NW-1/4 of Section 11-83-7; thence NE-ly approximately 761 feet along the SE-ly line of Lots 17, 18, and 19 of said Irregular Survey to the East line of said NW ¼ of said Section 11; thence South 1°52' East 118.4 feet to the point of beginning;

AND

Lots 17, 18 and 19 Irregular Survey of the NW ¼ of Section 11-83-7, Linn County, Iowa except all public highways.

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, THAT THE CITY COUNCIL follows:

1. That a Public Hearing shall be held on the proposed Plan before the City Council at its meeting which commences at 4:00 P.M. on Tuesday, February 23, 2021.
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. That the 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



**1st Ave & 40th St SE
Urban Revitalization Plan**

Public Hearing: February 23, 2021
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 of 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 1st Ave & 40th St SE Revitalization Plan (“Plan”), the City Council is designating the 1st Ave & 40th St SE 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:

That part of the former Chicago, Milwaukee, St. Paul and Pacific Railroad Company right-of-way lying in the NW ¼ of Section 11-83-7, Linn County, Iowa described as follows:

Commencing at the NE corner of said NW ¼ said Section 11; thence South 1°52' East 190.75 feet along the East line of said NW ¼ of said Section 11 to the Norther most corner of Lot 3, Glenbrook Cove 7th Addition to the City of Cedar Rapids, Linn County, Iowa said point being on the Southerly Railroad right of way line and the point of beginning; thence 254.05 feet along the NW-ly line of said Glenbrook Cove 7th Addition to the northern most corner of Lot 5, Glenbrook Cove 6th Addition to the City of Cedar Rapids, Linn County, Iowa; thence 407.17 feet along the NW-ly line of said Glenbrook Cove 7th Addition to its intersection with the NE-ly right of way line of 40th Street; thence NW-ly approximately 100 feet along the said right of way line of 40th Street to the SE-ly line of Lot 17, Irregular Survey of the NW-1/4 of Section 11-83-7; thence NE-ly approximately 761 feet along the SE-ly line of Lots 17, 18, and 19 of said Irregular Survey to the East line of said NW ¼ of said Section 11; thence South 1°52' East 118.4 feet to the point of beginning;

AND

Lots 17, 18 and 19 Irregular Survey of the NW ¼ of Section 11-83-7, Linn County, Iowa except all public highways.

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 13.9 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*
4045 1 st Avenue SE 141120100200000	WARRIOR ENTERPRISES LLC	\$48,300	\$115,100	\$163,400
4001 1 st Avenue SE 141120100100000	WARRIOR ENTERPRISES LLC	\$1,593,600	\$2,246,300	\$3,839,900

**Values are 2020 Assessed Values*

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The current property is zoned Urban Medium Intensity, which permits construction of various commercial uses and housing.

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 codes and ordinances; and
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 (15%).
- (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

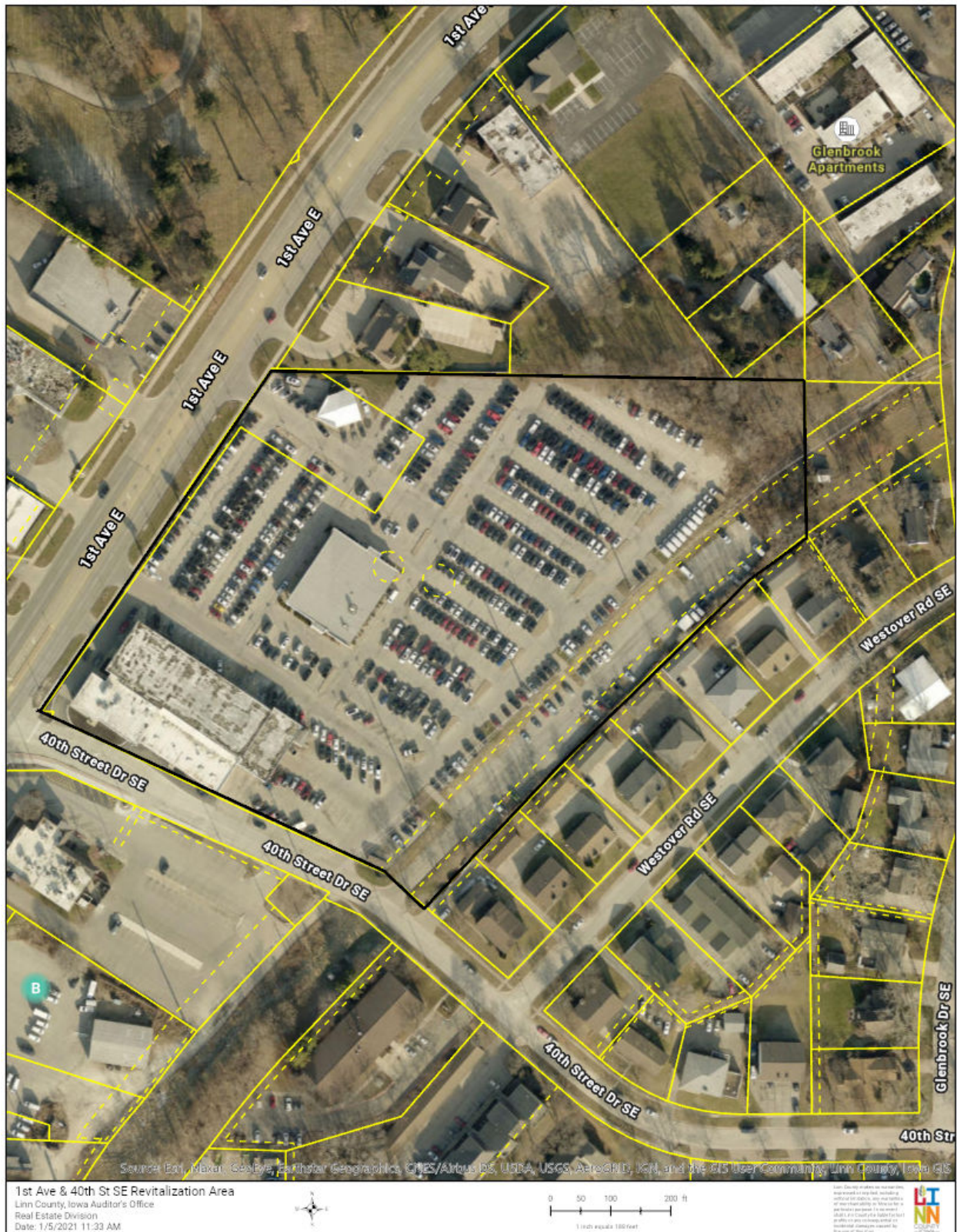
Relocation is not anticipated in this area.

10.0 PRIOR APPROVAL

The following are project(s) which given prior approval, which are located within the revitalization area:

1. Construction of two (2) commercial buildings and multi-family building at 4001 1st Avenue SE

EXHIBIT A: MAP OF URBAN REVITALIZATION AREA





Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Jennifer Pratt

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

January 26, 2021 - to consider an ordinance amending the Cedar Rapids Municipal Code by adding a new Chapter 74 thereto entitled "Citizen Review Board for Community Law Enforcement." (Jennifer Pratt). CIP/DID #CD-0067-2020

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

Background: On June 19, 2020, the City Council committed to establishing a Citizen Review Board via the unanimous approval of a resolution which included 6 additional priorities of the local Black Lives Matter Movement – Advocates for Social Justice. City staff conducted a rigorous public input campaign which included over 2200 responses to a City-wide survey, an online questionnaire with open-ended responses, and a set of focus groups including a range of stakeholders facilitated by the National Association for Civilian Oversight of Law Enforcement (NACOLE). The public input indicated a high-level of support for both the Cedar Rapids Police Department and the formulation of a Citizen Review Board.

City staff has worked with the Advocates for Social Justice and NACOLE to draft an ordinance to meet the Council's commitment to establish a Citizen Review Board that is sufficiently independent for the following purposes:

- (1) To ensure fair and professional law enforcement that is constitutional, effective, and responsive to the standards, values, and needs of those to be served;
- (2) To ensure investigations into claims of inappropriate conduct by sworn police officers are conducted in a manner that is fair, thorough, and accurate;
- (3) To provide review of police investigations into citizen complaints;
- (4) To ensure accountability with respect to complaints of officer misconduct;
- (5) To ensure public safety accountability, bolster confidence in police, increase and improve public cooperation, and make our community safer for everyone;
- (6) To increase citizens' understanding of law enforcement policies, procedures, and operations through additional transparency created through the complaint and investigations review process; and
- (7) To create an additional conduit for communication between the Police Department and the community through outreach to community and law enforcement.

The schedule moving forward for consideration of the ordinance is as follows:

- Tuesday, January 12: City Council approves Notice of Public Hearing
- Tuesday, January 26: City Council conducts Public Hearing and 1st ordinance reading
- Tuesday, February 9: 2nd and possible 3rd consideration of Ordinance
- Tuesday, February 23: 3rd consideration of Ordinance (if necessary)

Action/Recommendation: City staff recommends setting the public hearing.

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

Time Sensitivity: N/A

Resolution Date: January 26

Budget Information: N/A

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Landon Hawes

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 January 26, 2021 to consider a change of zone for property located at 1309 Beringer Court NE from A-AG, Agricultural District, to S-RL1, Suburban Residential Low Single Unit District, as requested by Jerry's Homes, Inc.

CIP/DID # RZNE-031223-2020

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 December 17, 2020 and unanimously recommended for approval.

This is a request to rezone property from A-AG, Agricultural District, to S-RL1, Suburban Residential Low Single Unit District to allow for subdivision and development of 18 single family lots. The Future Land Use Map designation is Urban Medium Intensity. The proposed rezoning will be consistent with the goals and objective of this Land Use Typology Area designation.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on January 26, 2021. 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: Development Services

Presenter at Meeting: Landon Hawes

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 January 26, 2021 to consider a change of zone for property located at 800 Kirkwood Parkway SW from S-RM1, Suburban Residential Medium Single Unit District, to S-RLF, Suburban Residential Low Flex District, as requested by Metro Pavers, Inc.

CIP/DID # RZNE-031207-2020

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 December 17, 2020 and unanimously recommended for approval.

This is a request to rezone property from S-RM1, Suburban Residential Medium Single Unit, to S-RLF Suburban Residential Low Flex District, to allow for subdivision and development of a mix of single family, 2-family & multifamily housing. The Future Land Use Map designation is Urban Medium Intensity. The proposed rezoning will be consistent with the goals and objective of this Land Use Typology Area designation.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on January 26, 2021. 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

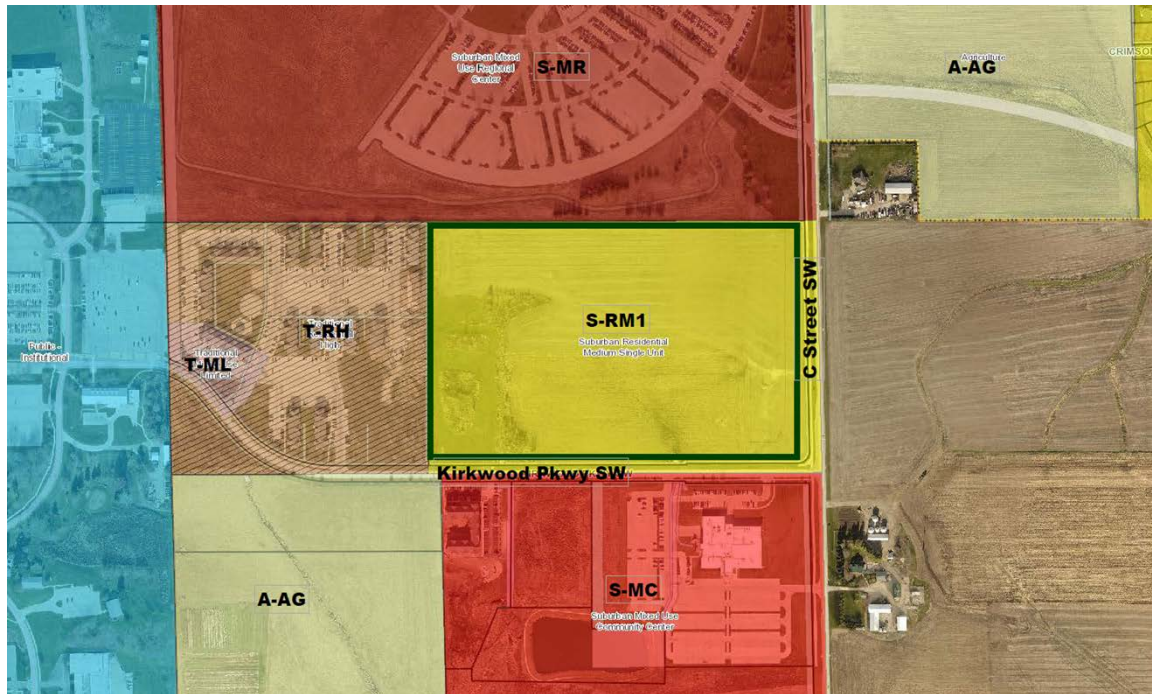
Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Landon Hawes

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 January 26, 2020 to consider a change of zone for property located at 8607 St. Martin Boulevard SW from S-MR, Suburban Mixed Use Regional Center District, to I-GI, General Industrial District, as requested by Jeff Timpote on behalf of Timpote, Inc.

CIP/DID # RZNE-031216-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The City Planning Commission reviewed this rezone request on December 17, 2020 and unanimously recommended for approval.

This is a request by Jeff Timpote for a rezone from S-MR (Suburban Mixed Use Regional Center) to I-GI (Light Industrial) for the property located at 8607 St. Martin BLVD SW. The current Future Land Use Map designation for this property is Urban-High Intensity; the proposed rezone is allowed by this LUTA.

The property is approximately 8 acres in size and is currently used for agriculture. The applicant requests the rezone in order to allow the development of the property into a trailer sales and service center for Timpote.

Action/Recommendation: City Council sets a date for 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/Zoning Map





Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Seth Gunnerson

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

February 9, 2021 - to consider annexation of territory generally located West of 80th Street NW and South of E Avenue NW as requested by A&M LLC. (Titleholder). CIP/DID # ANN-030443-2020

<p>EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.</p>
--

Background: The City has received an application for a Voluntary Annexation Including Land Without the Consent of the Owner within an Urbanized Area. The application for annexation was made by A&M, LLC for a 7.1 acre parcel. The application also includes one non-consenting parcel and portions of the right-of-way of 80th Street and 80th Street Lane in Linn County, as is permitted by state law. The application is located within two-miles of the City of Fairfax. The total area to be annexed is approximately 15.1 acres. The owners wish to annex at this time to market the land for development consistent with the City's comprehensive plan and the Highway 100 Corridor Management Plan. The application has been reviewed by various city departments and staff recommends holding a public hearing to consider the annexation of the property.

Notices will be mailed and published in accordance with State Code requirements. The annexation will require approval by the Iowa Economic Development Authority City Development Board being within two miles of another incorporated city. If approved by City Council Resolution the application will be sent to the City Development Board for review and final approval. Once the State review has been completed the annexation can be recorded and the property is then in the City's corporate limits

Action/Recommendation: City staff recommends setting the public hearing.

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

Time Sensitivity: N/A

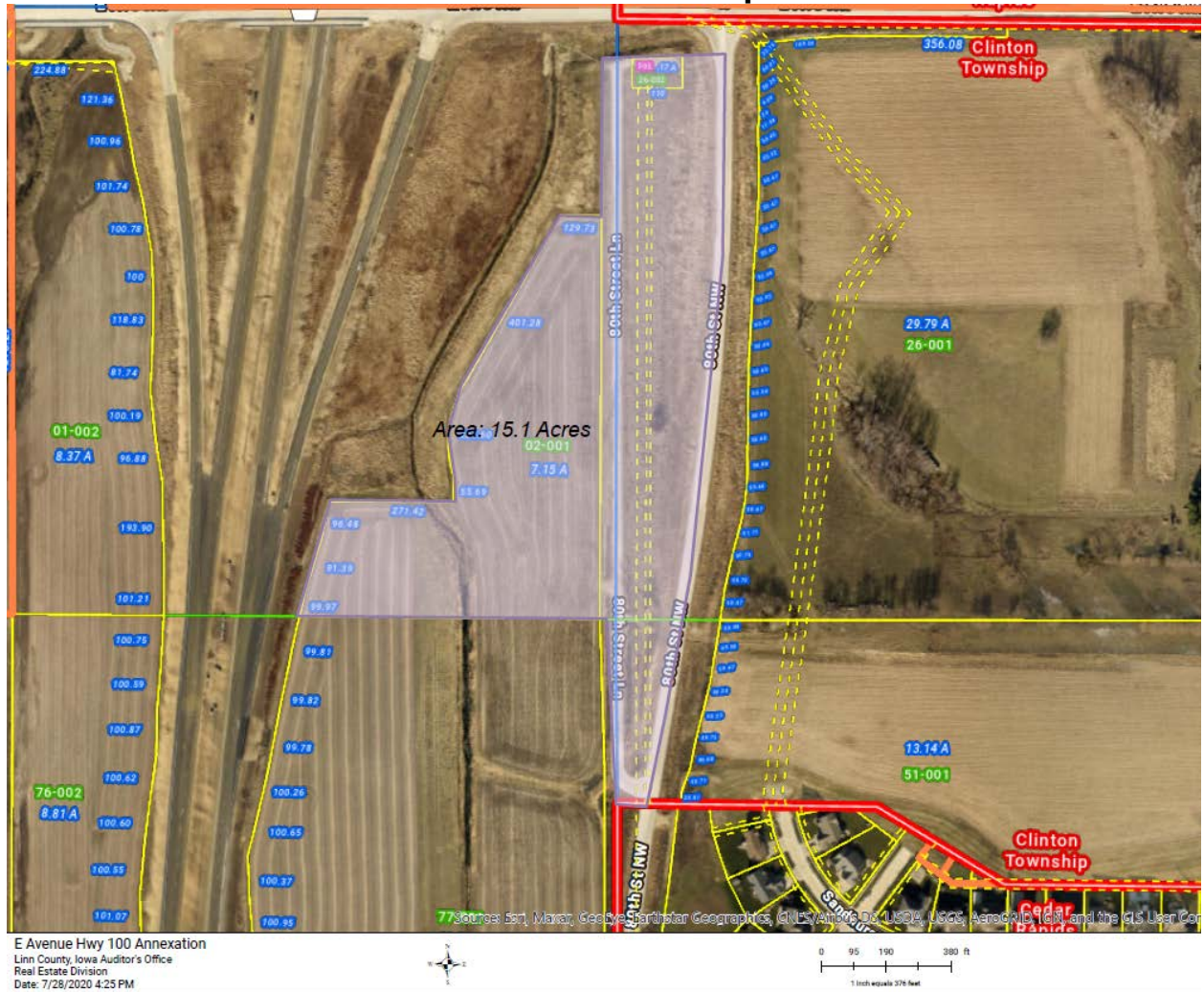
Resolution Date: February 9

Budget Information: N/A

Local Preference Policy: (Click here to select)

Recommended by Council Committee: (Click here to select)
Explanation: NA

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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 January 26, 2021 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 February 3, 2021 for the 12th Avenue SE from 7th Street to 17th Street Roadway and Utility Improvements project (estimated cost is \$2,640,000) **(Paving for Progress)**.

CIP/DID #3012131-06

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

Background: This contract includes design services for pavement improvements, water main, storm sewer, multi-modal transportation accommodations, and ADA sidewalk ramp upgrades. Construction is scheduled to start in spring 2021, and finish by the end of fall 2022.

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 January 26, 2021 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: The alternative to this project is to defer construction of the project until a later season, direct staff to repackaging the project into multiple smaller projects, or abandon the project.

Time Sensitivity: Normal

Resolution Date: January 26, 2021

Budget Information: 301/301000/3012131 SLOST; 625/625000/6250051-2016057-03 NA

Local Preference Policy: NA

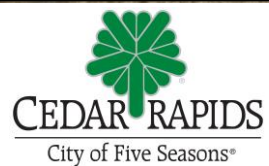
Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



PROJECT AREA



12TH AVENUE SE FROM 7TH STREET TO 17TH STREET ROADWAY AND UTILITY IMPROVEMENTS



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: Motions filing plans and specifications

Motion setting public hearing date for January 26, 2021 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 January 27, 2021 for the FY21 Sanitary Sewer Point Repairs project (estimated cost is \$230,000).

CIP/DID #655996-20

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

Background: This project will correct sanitary sewer defects found during routine televising operations. The purpose of the project is to repair damaged areas of sanitary sewer to maintain functionality. The available funding for this activity is \$293,960 and is subject to receipt of acceptable bids. Construction will begin after approval of contract documents and is anticipated to be completed by August 2021.

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 January 26, 2021 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: Defer the project until a future time.

Time Sensitivity: Normal

Resolution Date: January 26, 2021

Budget Information: 655/655000/655996 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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 January 26, 2021 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 January 27, 2021 for the Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction project (estimated cost is \$5,400,000) (**Paving for Progress**).

CIP/DID #3012148-08

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: This project proposes to reconstruct pavement, fill in sidewalk, construct ADA ramps, make storm sewer, sanitary sewer, and water main improvements, and add on-street bicycle facilities within the above named limits. Construction is planned to begin in the spring 2021 and will be constructed across two construction seasons. 2021 work will include Center Street to Miami Court and 2022 work will include Miami Court to Regent Street.

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 January 26, 2021 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: Council may defer letting, abandon the project, or repackage the project into multiple phases.

Time Sensitivity: Normal

Resolution Date: January 26, 2021

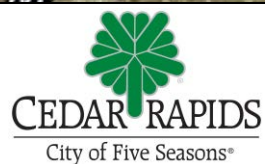
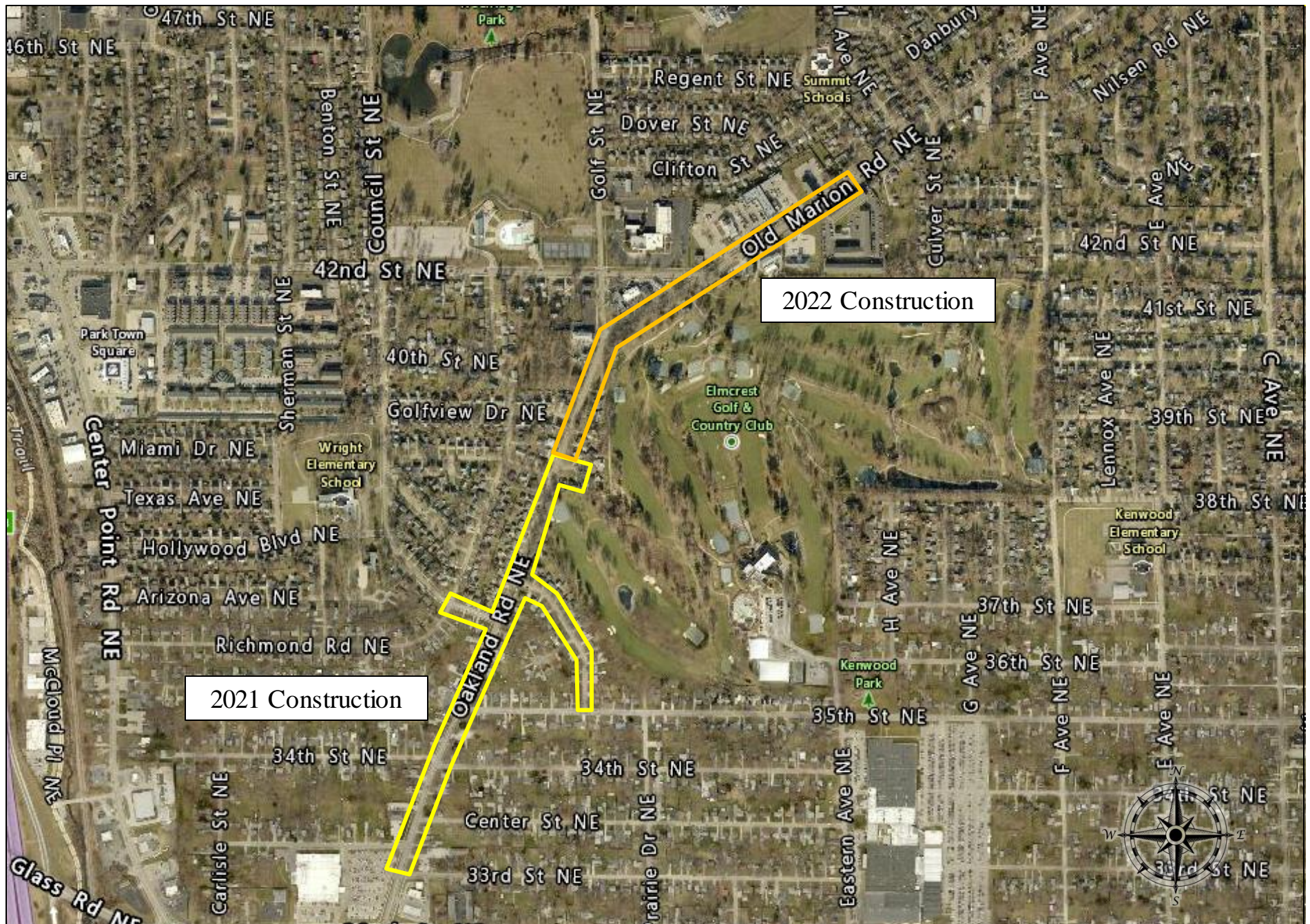
Budget Information: 301/3010000/3012148 SLOST; 625/6250000/6250051-2016065 NA; 655/6550000/6550074 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



OAKLAND ROAD NE AND OLD MARION ROAD NE FROM CENTER STREET TO REGENT STREET PAVEMENT RECONSTRUCTION



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Pat McDonald

Contact Person: Casey Drew

Cell Phone Number: 319-538-1064

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

Description of Agenda Item: Motions filing plans and specifications

January 26, 2021– Veterans Memorial Stadium Rebuild Bid Package 1 – Field Lighting project (estimated cost is \$700,000).

CIP/DID PUR1120-152; 18524

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

Background:

This project is to provide and install replacement Field Lighting at the Veteran Memorial Stadium for the Facilities Maintenance Services Division in relation to the August 10, 2020 derecho. Bid Opening Date is January 27, 2021 at 11:00am CST. The estimated completion date is April 1, 2021 at an estimated cost of \$700,000.

Action/Recommendation: Set the public hearing.



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Pat McDonald

Contact Person: Casey Drew

Cell Phone Number: 319-538-1064

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

Description of Agenda Item: Motions filing plans and specifications

January 26, 2021– Veterans Memorial Stadium Rebuild Bid Package 2 – Media and Signage project (estimated cost is \$475,000).

CIP/DID PUR1220-162; 18524

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

Background:

This project is to provide and install replacement Media and Signage at the Veteran Memorial Stadium for the Facilities Maintenance Services Division in relation to the August 10, 2020 derecho. Bid Opening Date is January 27, 2021 at 11:00am CST. The estimated completion date is April 1, 2021 at an estimated cost of \$475,000.

Action/Recommendation: Set the public hearing.



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Pat McDonald

Contact Person: Casey Drew

Cell Phone Number: 319-538-1064

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

Description of Agenda Item: Motions filing plans and specifications

January 26, 2021– Veterans Memorial Stadium Rebuild Bid Package 3 – General Construction project (estimated cost is \$250,000).

CIP/DID PUR1220-163; 18524

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

Background:

This project is to make General Construction repairs at the Veteran Memorial Stadium for the Facilities Maintenance Services Division in relation to the August 10, 2020 derecho. Bid Opening Date is January 27, 2021 at 11:00am CST. The estimated completion date is April 1, 2021 at an estimated cost of \$250,000.

Action/Recommendation: Set the public hearing.



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

Motion assessing civil penalties for violation of the State Code regarding the sale of tobacco/vapor products to a minor against:

- a. 7 Star Liquor & Tobacco Outlet, 502 E Avenue NW (first offense – \$300).

CIP/DID #CIG004851-06-2020

- b. Casey's General Store #2776, 701 Ellis Boulevard NW (first offense – \$300).

CIP/DID #CIG004741-05-2020

- c. The Cooler, 4920 Johnson Avenue NW (first offense – \$300).

CIP/DID #CIG004802-06-2020

- d. Dollar General #3781, 151 Jacolyn Drive NW (first offense – \$300).

CIP/DID #CIG004833-06-2020

- e. Westside Lounge, 325 Edgewood Road NW (first offense – \$300).

CIP/DID #CIG004756-05-2020

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

Background: The above violations occurred on November 21, 2020 and have been processed through the Clerk of District Court. The store attendants were found guilty. The permit holders have signed the consent to the assessment and waived their right to a hearing.

Action/Recommendation: Assess the civil penalties to continue the process for accurate record keeping/documentation.

Alternative Recommendation: If the local authority does not pursue the civil penalties, the state will do so. However, they will also keep the money from the civil penalties. These permit holders have paid their civil penalties to the City of Cedar Rapids. Per Iowa State Code, the civil penalties are mandatory.

Time Sensitivity: Local licensing authorities will have 60 days from the time the underlying violation of selling tobacco to a minor is adjudicated before assessing the civil penalty against the retailer. If local authorities fail to act within 60 days, the prosecution is automatically transferred to the state. See Iowa § 453A.22(4).

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA



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

Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:

- a. Aldi, Inc. #62, 1860 Edgewood Road SW, (first offense - \$500).
CIP/DID #LIQR0000-10-2012

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

Background: Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

On November 19, 2020, Ryan Rasmussen pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. 13509572011181545213, violation of Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about November 18, 2020 on the premises at Aldi, Inc. #62, 1860 Edgewood Road, SW.

At the time of the above violation, Ryan Rasmussen was an employee of a liquor control licensee and/or beer permit holder. Since this violation occurred after January 1, 1998 and this being the first conviction of violation of this section within a period of two (2) years, as per Iowa Code section 123.50(3)(a), as amended provides that a licensee who violates said section shall be assessed a civil penalty in the amount of \$500.00.

Iowa Code section 123.39, as amended, provides among other things that a criminal conviction is not a prerequisite to the imposition of a civil penalty. This section also provides that local authorities shall retain such civil penalties if the proceeding to impose the penalty is conducted by the local authority.

The City of Cedar Rapids, pursuant to the authority of the above cited sections, intends to impose a civil penalty in the amount of \$500.00 to the above listed location.

Action/Recommendation: Assess civil penalty (The licensee has already submitted payment of the civil penalty.)

Alternative Recommendation: Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

Time Sensitivity: The hearing was waived and the licensee has consented to the assessment of the civil penalty for the violation of State Code regarding the sale of alcohol to minors. Payment of this civil penalty has been received.

Resolution Date: N/A

Budget Information:

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA



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. Caucho, 1202 3rd Street SE.
- b. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE.
- c. CJ's Sports Bar & Grill, 62 17th Avenue SW.
- d. Cobble Hill Eatery & Dispensary, 219 2nd Street SE.
- e. Fareway Store #151, 3717 1st Avenue SE.
- f. Flamingo, 1211 Ellis Boulevard NW.
- g. Hy-Vee Food Store #7, 5050 Edgewood Road NE.
- h. JW's Pub & Grub, 58 Miller Avenue SW.
- i. The Keg, 719 5TH Street SE.
- j. Mulligan's Pub, 1060 Old Marion Road NE.
- k. Otis' Tailgators Sports Bar, 3969 Center Point Road NE.
- l. Rodina, 1507 C Street SW.
- m. Shores Event Center, 700 16th Street NE (new – new ownership).
- n. The Station, 3645 Stone Creek Circle SW.
- o. Winifred's Restaurant, 3847 1st Avenue SE.

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. Robinson

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: 1/6/2021

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Cauchó 1202 3rd St SE	3	0	0	0
Chrome Horse Slophouse & Saloon 1201 3RD ST SE	24	0	0	4
CJ's Sports Bar & Grill 62 17TH AVE SW	27	0	0	1
Cobble Hill Eatery & Dispensary 219 2ND ST SE	4	0	0	1
Fareway Store #151 3717 1ST AVE SE	27	0	0	0
Flamingo 1211 ELLIS BLVD NW	7	0	0	2
Hy-Vee Food Store #7 5050 EDGEWOOD RD NE	184	0	0	1
JW's Pub & Grub 58 MILLER AVE SW	24	2	0	0
Keg, The 719 5TH ST SE	7	0	0	1
Mulligan's Pub 1060 OLD MARION RD NE	24	0	0	2
Otis' Tailgators Sports Bar 3969 CENTER POINT RD NE	15	0	0	1
Rodina 1507 C ST SW	5	0	0	0
Shores Event Center 700 16TH ST NE	1	0	0	0

The Station	40	0	0	3
3645 Stone Creek CIR SW				
Winifred's Restaurant	3	1	0	0
3847 1ST AVE SE				



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: Bills, payroll and funds

Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2021-01
- b. Payroll. CIP/DID #FIN2021-02

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

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: 1-12-2021

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 12th day of January, 2021, 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	\$ 54,102.09	Human Resources	\$ 51,043.62
Aquatics Operation	\$ 10,734.20	Information Technology	\$ 179,158.03
Attorney	\$ 50,226.28	Joint Communications	\$ 138,656.43
Building Services Division	\$ 163,490.46	Parks Operations	\$ 179,325.00
CD – Federal Programs	\$ 79,938.36	Library Grants	\$ 2,976.00
CR Public Library	\$ 274,846.40	Police	\$ 1,623,829.45
City Manager	\$ 122,744.84	Public Works	\$ 22,240.34
Civil Rights	\$ 27,515.89	PW – Engineering	\$ 287,249.59
Clerk	\$ 29,046.69	Purchasing Services	\$ 25,760.90
Comm Develop – DOD	\$ 65,405.42	Recreation	\$ 76,799.28
Council	\$ 13,364.55	Sewer Operations	\$ 165,262.35
Development Services	\$ 92,552.64	Street Operations	\$ 375,946.07
Facilities Maint Service	\$ 99,479.60	Traffic Engineering	\$ 121,844.04
Finance	\$ 61,240.08	Transit	\$ 259,164.52
Finance – Analysts	\$ 29,597.20	Treasury Operations	\$ 28,562.86
Financial Operations	\$ 106,855.80	Utilities	\$ 15,864.40
Fire	\$ 980,221.60	Utilities – Solid Waste	\$ 232,571.00
Five Seasons Parking	\$ 13,101.83	Veterans Memorial	\$ 44,545.56
Fleet Maintenance	\$ 190,708.80	Water Operations	\$ 613,564.13
Golf Operations	\$ 47,354.87	Water Pollution Control	\$ 444,727.92
		Grand Total	\$ 7,401,619.09

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Amy Stevenson

Contact Person: Amy Stevenson

Phone Number: 319-286-5061

E-mail Address: AmyS@cedar-rapids.org

Description of Agenda Item: Boards and commissions

Resolution appointing the following individual:

- a. Appointing Monica Vallejo (effective through June 30, 2022) to the Civil Rights Commission.

CIP/DID #OB629963

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

Background: This agenda includes an appointment to fill a vacancy on the Civil Rights Commission.

Action/Recommendation: Approve resolution as presented.

Alternative Recommendation:

Time Sensitivity: None

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

A P P O I N T M E N T

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Civil Rights Commission for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Monica Vallejo	01/12/2021	06/30/2022

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Monica Vallejo to the Civil Rights Commission for the term indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 46 properties.

CIP/DID #WTR011221-01

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: 1/12/2021

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 23rd day of February 2021. 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., February 23, 2021.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LIEN INTENTS (SPECIAL ASSESSMENTS) 1/12/2021

LIEN INTENTS 1/12/2021					
#		Balance Due		Premise Address	Council District #
1		\$ 126.19		120 OUTLOOK DR SW	3
2		\$ 317.21		124 10TH ST SW - LOWER	5
3		\$ 227.39		214 5TH ST SW (214 1/2) - UPPER	3
4		\$ 596.28		306 NORWICK RD SW	4
5		\$ 263.90		352 7TH AVE SW	3
6		\$ 398.73		403 8TH AVE SW	3
7		\$ 428.99		545 10TH ST SW	5
8		\$ 77.03		703 3RD AVE SE	3
9		\$ 107.19		900 BLAIRS FERRY RD NE	1
10		\$ 444.30		901 OAKLAND RD NE - UPPER A	1
11		\$ 623.68		902 7TH ST SW	5
12		\$ 371.70		924 A AVE NW	5
13		\$ 602.77		1101 2ND ST SW	3
14		\$ 316.96		1107 8TH ST SE	3
15		\$ 674.12		1115 K ST SW - LOWER	3
16		\$ 214.49		1186 CAPITAL DR SW #2	5
17		\$ 554.81		1227 4TH ST SW	3
18		\$ 158.04		1255 18TH AVE SW	5
19		\$ 330.26		1313 20TH AVE SW	5
20		\$ 65.11		1435 K ST SW	3
21		\$ 178.75		1439 BEVER AVE SE	3
22		\$ 103.73		1519 BEVER AVE SE	3
23		\$ 301.25		1616 6TH AVE SE	3
24		\$ 658.43		1731 5TH AVE SE	3
25		\$ 70.84		1732 10TH ST NW	1
26		\$ 59.70		1735 SEMINOLE AVE NW	4
27		\$ 308.90		1811 J ST SW	3
28		\$ 346.37		1827 HAMILTON ST SW	3
29		\$ 74.26		1832 EDGEWOOD DR NW	4
30		\$ 235.21		1959 2ND AVE SE	2
31		\$ 115.73		2021 26TH ST SW	5
32		\$ 157.51		2135 F AVE NE	2
33		\$ 97.61		2268 COLDSTREAM AVE NE	1
34		\$ 87.28		2305 RIVER BLUFF DR NW #306	4
35		\$ 263.46		2335 GLASS RD NE	1
36		\$ 224.05		2455 9TH AVE SW	4
37		\$ 330.14		2833 3RD AVE SE	2
38		\$ 151.92		2920 NEEDLES RD SE	2
39		\$ 94.15		2927 RUSSELL DR NE	1
40		\$ 123.94		3000 SPRUCE AVE SE	3
41		\$ 115.22		3323 C AVE NE	2
42		\$ 145.13		4150 BLAIRS FERRY RD NE	1

LIEN INTENTS 1/12/201					
#		Balance Due		Premise Address	Council District #
43		\$ 136.78		4441 42ND ST NE	1
44		\$ 506.70		5417 DOSTAL DR SW	5
45		\$ 209.18		5811 MUIRFIELD DR SW #2	5
46		\$ 260.92		6400 HICKORY BLVD SE	County
		\$ 12,256.31		Grand Total	
		46		Number of Properties	
		\$ 59.70		Balance Due - Low	
		\$ 674.12		Balance Due - High	



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 14 properties.

CIP/DID #WTR111720-01

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. 1450-11-20 on November 17, 2020.

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: 1/12/2021

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) 1/12/2021

SPECIAL ASSESSMENTS 1/12/2021					
LIEN INTENTS 11/17/2020					
#		Balance Due		Premise Address	Council District #
1		\$ 830.05		111 14TH ST NW	5
2		\$ 552.48		319 18TH ST NE	1
3		\$ 700.84		511 18TH ST SE	3
4		\$ 548.55		613 16TH ST SE	3
5		\$ 414.42		716 25TH ST SE	3
6		\$ 347.72		818 29TH ST NW	4
7		\$ 1,080.87		1034 20TH ST SE	3
8		\$ 628.06		1624 9TH ST NW	1
9		\$ 342.50		1806 5TH AVE SE	3
10		\$ 349.25		2724 PRIMROSE LN SW	5
11		\$ 158.26		3130 BRAMBLE RD SW	5
12		\$ 700.34		3215 12TH AVE SE	3
13		\$ 661.48		4730 MIDWAY DR NW	4
14		\$ 138.73		5912 UNDERWOOD AVE SW	4
		\$ 7,453.55		Grand Total	
		14		Number of Properties	
		\$ 138.73		Balance Due - Low	
		\$ 1,080.87		Balance Due - High	



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 20 properties.

CIP/DID #WTR120120-01

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. 1531-12-20 on December 1, 2020.

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: 1/12/2021

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) 1/12/2021

SPECIAL ASSESSMENTS 1/12/2021					
LIEN INTENTS 12/01/2020					
#		Balance Due		Premise Address	Council District #
1		\$ 161.09		226 NORWICK RD SW	4
2		\$ 479.57		352 22ND ST NW	4
3		\$ 49.76		445 9TH AVE SW	3
4		\$ 184.78		513 14TH ST SE	3
5		\$ 268.39		900 30TH ST SE	3
6		\$ 101.15		1032 17TH ST NE	1
7		\$ 254.63		1219 5TH AVE SE	3
8		\$ 319.87		1556 WASHINGTON AVE SE	3
9		\$ 623.97		1624 6TH AVE SE	3
10		\$ 291.47		1856 8TH ST NW	1
11		\$ 862.00		2708 WAVELAND DR NW	4
12		\$ 172.22		3028 CENTER POINT RD NE #203	1
13		\$ 925.32		3120 BEVER AVE SE	2
14		\$ 782.41		3243 SOUTH RIDGE DR SW	5
15		\$ 552.00		3709 LAWRENCE DR NE	1
16		\$ 104.65		3937 CRESTWOOD DR NW	4
17		\$ 354.84		5211 EAST RD SW	5
18		\$ 612.67		5300 MIDWAY DR NW	4
19		\$ 299.93		5411 D AVE NW	4
20		\$ 493.31		6505 MT VERNON RD SE	County
		\$ 7,888.03		Grand Total	
		20		Number of Properties	
		\$ 49.76		Balance Due - Low	
		\$ 925.32		Balance Due - High	



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: Maintenance bonds

Resolution accepting Portland Cement Concrete pavement in Bellwood Meadow Estates Second Addition and approving 4-year Maintenance Bond submitted by Central States Concrete, LLC in the amount of \$218,670.

CIP/DID #FLPT-030005-2020

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This item is for acceptance of a maintenance bond from Central States Concrete, LLC for Portland Cement Concrete pavement improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Private

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Central States Concrete, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$218,670 for Portland Cement Concrete pavement in Bellwood Meadow Estates Second Addition, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by Central States Concrete, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve TW Homes, Inc. of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.
2. The prevention and repair of paving undermining.
3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of TW Homes, Inc. until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by Central States Concrete, LLC be and the same is hereby approved and filed 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: Maintenance bonds

Resolution accepting sanitary sewer in Bellwood Meadow Estates Second Addition and approving 4-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$52,076.80.

CIP/DID #FLPT-030005-2020

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This item is for acceptance of a maintenance bond from Rathje Construction Company for sanitary sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Rathje Construction Company has constructed sanitary sewer in Bellwood Meadow Estates Second Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 4-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$52,076.80 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by Rathje Construction Company be and the same is hereby approved and filed 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: Maintenance bonds
 Resolution accepting storm sewer in Bellwood Meadow Estates Second Addition and approving 4-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$137,945. CIP/DID #FLPT-030005-2020

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This item is for acceptance of a maintenance bond from Rathje Construction Company for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Rathje Construction Company has constructed storm sewer in Bellwood Meadow Estates Second Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 4-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$137,945 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by Rathje Construction Company be and the same is hereby approved and filed 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: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Water system improvements installed in Kopecek Addition and 2-year Maintenance Bond submitted by Horsfield Construction, Inc. in the amount of \$116,791.71.

CIP/DID #2019039-01

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

Background: Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service. This bond helps to insure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Vision Homes, Inc., was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Kopecek Addition (Project No. 2019039). The Contractor, Horsfield Construction, Inc. has installed 901 feet of 8-inch DIP water main, services and appurtenances on Sokol Lane SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed in Kopecek Addition (Project No. 2019039) and the Contractor's 2-year Maintenance Bond #54228029, in the amount of \$116,791.71 submitted by Horsfield Construction, Inc.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept this project. If this project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this project.

Time Sensitivity: None, routine item

Resolution Date: 1/12/2021

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Developer, Vision Homes, Inc., was granted permission by the Utilities Department - Water Division to install 901 feet of 8-inch DIP water main, services and appurtenances on Sokol Lane SW, all in Kopecek Addition (Project No. 2019039), to the City of Cedar Rapids, and

WHEREAS, said work has now been completed and Horsfield Construction, Inc. of Epworth, Iowa, as Principal, has filed a 2-year Maintenance Bond (Bond No. 54228029) executed by United Fire & Casualty Company, as Surety, in the sum of \$116,791.71 (One Hundred Sixteen Thousand Seven Hundred Ninety One Dollars and 71/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains and appurtenances installed in Kopecek Addition (Project No. 2019039), be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond submitted by Horsfield Construction, Inc., as Principal, and executed by United Fire & Casualty Company, as Surety, be hereby approved and filed 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: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Water system improvements installed in Hawks Point 8th Addition and 2-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$25,400.

CIP/DID #2018035-01

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

Background: Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service. This bond helps to insure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Community Savings Bank, was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Hawks Point 8th Addition (Project No. 2018035). The Contractor, Rathje Construction Co. has installed 525 feet of 8-inch DIP water main, services, and appurtenances on Dostal Court SW and Dostal Drive SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed in Hawks Point 8th Addition (Project No. 2018035) and the Contractor's 2-year Maintenance Bond (#54236039) in the amount of \$25,400 submitted by Rathje Construction Co.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept this project. If this project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this project.

Time Sensitivity: None, routine item

Resolution Date: 1/12/2021

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Community Savings Bank, the Developer, was granted permission by the Cedar Rapids Utilities Department – Water Division to install 8” water main, services, and appurtenances on Dostal Court SW and Dostal Drive SW all in HAWKS POINT 8TH ADDITION (Project No. 2018035) to the City of Cedar Rapids, Iowa, and

WHEREAS, said work has now been completed and Rathje Construction Co. of Marion, Iowa, as Principal, has filed a 2-year Maintenance Bond (Bond No. 54236039) executed by United Fire & Casualty Company, as Surety, in the sum of \$25,400.00 (Twenty Five Thousand Four Hundred Dollars and No/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains and appurtenances installed in HAWKS POINT 8TH ADDITION (Project No. 2018035) be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond submitted by Rathje Construction Co., as Principal, and executed by United Fire & Casualty Company, as Surety, be hereby approved and filed 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: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Water system improvements installed in Hawks Point 9th and 10th Additions and 2-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$34,990.

CIP/DID #2019059-01

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

Background: Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service. This bond helps to insure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Community Savings Bank, was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Hawks Point 9th and 10th Addition (Project No. 2019059). The Contractor, Rathje Construction Co. has installed 715 feet of 8-inch DIP water main, services, and appurtenances on Dostal Court SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed in Hawks Point 9th and 10th Additions (Project No. 2019059) and the Contractor's 2-year Maintenance Bond #54236040, in the amount of \$34,990 submitted by Rathje Construction Co.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept this project. If this project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this project.

Time Sensitivity: None, routine item

Resolution Date: 1/12/2021

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Community Savings Bank, the Developer, was granted permission by the Cedar Rapids Utilities Department – Water Division to install 8” water main, services, and appurtenances on Dostal Court SW all in HAWKS POINT 9TH AND 10TH ADDITIONS (Project No. 2019059) to the City of Cedar Rapids, Iowa, and

WHEREAS, said work has now been completed and Rathje Construction Co. of Marion, Iowa, as Principal, has filed a 2-year Maintenance Bond (Bond No. 54236040) executed by United Fire & Casualty Company, as Surety, in the sum of \$34,990.00 (Thirty Four Thousand Nine Hundred Ninety Dollars and No/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains and appurtenances installed in HAWKS POINT 9TH AND 10TH ADDITIONS (Project No. 2019059) be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond submitted by Rathje Construction Co., as Principal, and executed by United Fire & Casualty Company, as Surety, be hereby approved and filed 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: Maintenance bonds

Resolution accepting storm sewer in Rinderknecht Building Addition and approving 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$10,394. CIP/DID #ASDP-030259-2020

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background: This item is for acceptance of a maintenance bond from Dave Schmitt Construction Co., Inc. for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Dave Schmitt Construction Co., Inc.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Private

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Dave Schmitt Construction Co., Inc. has constructed storm sewer in Rinderknecht Building Addition, and

WHEREAS, said work has now been completed, and Dave Schmitt Construction Co., Inc. has filed a 4-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$10,394 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Dave Schmitt Construction Co., Inc. be and the same is hereby approved and filed 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

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: Accept projects
 Resolution accepting project and approving the 4-year Performance Bond submitted by BG Brecke, Inc. for the Edgewood Road and Franbrook Terrace NW Storm Sewer Improvements project (original contract amount was \$44,329; final contract amount is \$59,115.33).
 CIP/DID #304491-01

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: Construction has been substantially completed by BG Brecke, Inc. for the Edgewood Road and Franbrook Terrace NW Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304491-01) with a final construction contract amount of \$59,115.33. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond from BG Brecke, Inc.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 304491

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on Edgewood Road and Franbrook Terrace NW Storm Sewer Improvements project (Contract No. 304491-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated May 14, 2020 in the amount of \$44,329 covering said work filed by BG Brecke, Inc. and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$44,329.00
Change Order No. 1	<u>14,786.33</u>
Amended Contract Amount	\$59,115.33

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that based on the City Engineer's recommendation, the Edgewood Road and Franbrook Terrace NW Storm Sewer Improvements project (Contract No. 304491-01) be and the same is hereby accepted as being substantially completed.

The final contract price is \$59,115.33 distributed as follows: \$59,115.33 304-304000-30485-304491

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

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: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$14,442.44 and approving the 4-year Performance Bond submitted by Boomerang Corp. for the Willowbend Road NE West of Harwood Drive Storm Sewer Improvements project (original contract amount was \$227,718.50; final contract amount is \$288,848.70).

CIP/DID #6550087-01

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

Background: Construction has been substantially completed by Boomerang Corp. for the Willowbend Road NE West of Harwood Drive Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 6550087-01) with a final construction contract amount of \$288,848.70. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$14,442.44.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 655/655000/6550087 N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on Willowbend Road NE West of Harwood Drive Storm Sewer Improvements project (Contract No. 6550087-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated February 20, 2020 in the amount of \$227,718.50 covering said work filed by Boomerang Corp. and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$227,718.50
Change Order No. 1	57,152.70
Change Order No. 2	3,206.00
Change Order No 3	1,588.70
Change Order No. 4 Final	<u>(817.20)</u>
Amended Contract Amount	\$288,848.70

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the Willowbend Road NE West of Harwood Drive Storm Sewer Improvements project (Contract No. 6550087-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$14,442.44 to Boomerang Corp. as final payment.

The final contract price is \$288,848.70 distributed as follows: \$288,848.70 655-655000-65585-6550087

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

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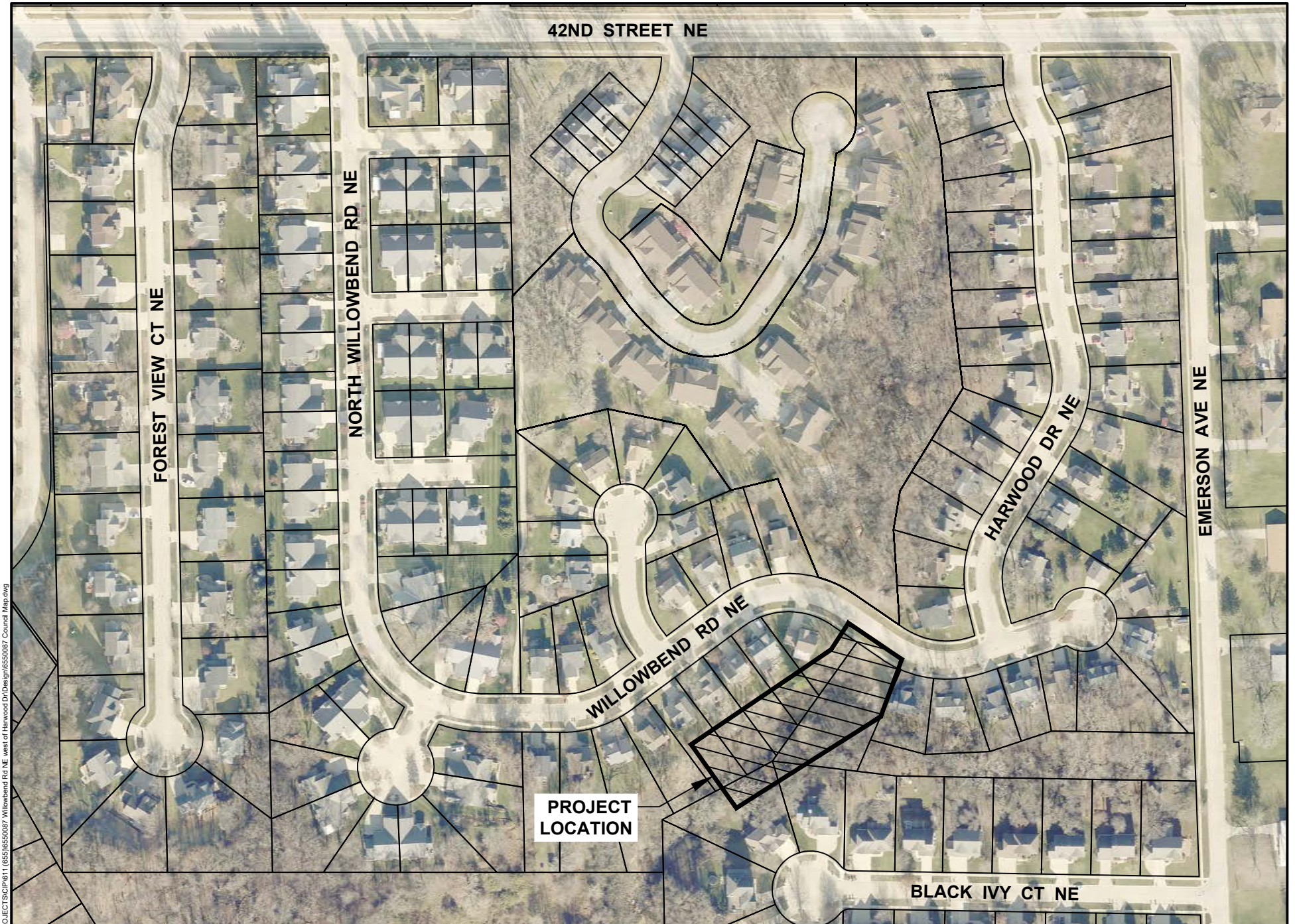
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MayorSignature

Attest:

ClerkSignature

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**WILLOWBEND ROAD NE WEST OF HARWOOD DRIVE
STORM SEWER IMPROVEMENTS**



0 FEET 200



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: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$37,815.81 and approving the 4-year Performance Bond submitted by BWC Excavating, LC for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (original contract amount was \$734,089.50; final contract amount is \$756,316.23) **(Paving for Progress)**.

CIP/DID #3012101-02

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

Background: Construction has been substantially completed by BWC Excavating, LC for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project. This is an approved Capital Improvements Project (CIP No. 3012101-02) with a final construction contract amount of \$756,316.23. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$37,815.81.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/3012101 SLOST; 625/625000/6250051-2016061 NA; 655/655000/655996 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (Contract No. 3012101-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated November 27, 2018 in the amount of \$734,089.50 covering said work filed by BWC Excavating, LC and executed by North American Specialty Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$734,089.50
Change Order No. 1	19,202.30
Change Order No. 2	25,626.07
Change Order No. 3	19,251.44
Change Order No. 4	208.00
Change Order No. 5	<u>(42,061.08)</u>
Amended Contract Amount	\$756,316.23

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (Contract No. 3012101-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$37,815.81 to BWC Excavating, LC as final payment.

The final contract price is \$756,316.23 distributed as follows: \$532,305.73 301-301000-7970-3012101; \$215,126.50 625-625000-6250051-6252016061; \$8,884 655-655000-65585-655998

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

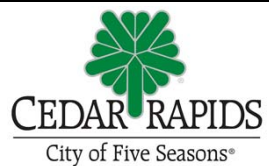
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MayorSignature

Attest:

ClerkSignature



**8TH AVENUE SW FROM 18TH STREET SW TO 15TH STREET SW
HMA OVERLAY AND WATER MAIN IMPROVEMENT PROJECT**



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: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$7,891.56 and approving the 4-year Performance Bond submitted by Connolly Construction, Inc. for the Seminole Valley Park Wetland Mitigation project (original contract amount was \$135,257.50; final contract amount is \$157,831.30).

CIP/DID #301136-07

EnvisionCR Element/Goal: GreenCR Goal 1: Be stewards for the environment, promoting economic and social growth while restoring the relationship between the city and the natural environment.

Background: Construction has been substantially completed by Connolly Construction, Inc. for the Seminole Valley Park Wetland Mitigation project. This is an approved Capital Improvements Project (CIP No. 301136-07) with a final construction contract amount of \$157,831.30. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$7,891.56.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 21, 2021

Budget Information: 301136 NA \$286,889; 304257 NA \$71,528

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work for the Seminole Valley Park Wetland Mitigation project (Contract No. 301136-07), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated March 1, 2017 in the amount of \$126,257 covering said work filed by Connolly Construction, Inc. and executed by Merchants Bonding Company (Mutual) provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$126,257.50
Original Incentive Value	9,000.00
Change Order No. 1	.00
Change Order No. 2	.00
Change Order No. 3	32,918.40
Change Order No. 4 Final	(1,344.60)
Removal of Original Incentive	<u>(9,000.00)</u>
Amended Contract Amount	\$157,831.30

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the Seminole Valley Park Wetland Mitigation project (Contract No. 301136-07) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$7,891.56 to Connolly Construction, Inc. as final payment.

The final contract price is \$157,831.30 distributed as follows: \$129,796.75 301-301000-30185-301136; \$28,034.55 304-304000-30485-304257

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

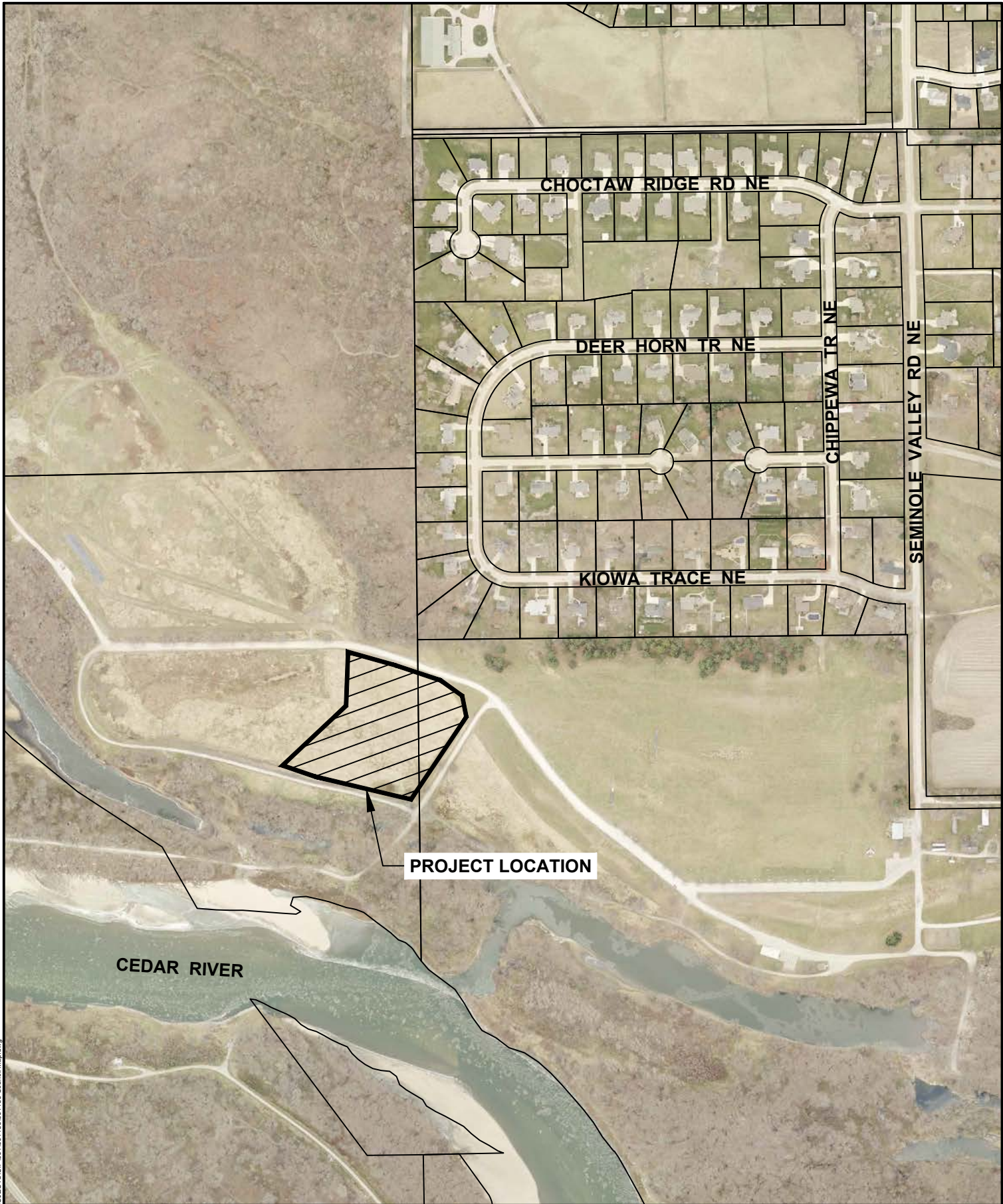
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MayorSignature

Attest:

ClerkSignature



Cadd File Name: W:\PROJECTS\GIS\301136\301136 Council Map.dwg



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: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$2,324.01 and approving the 4-year Performance Bond submitted by Country Landscapes, Inc. for the 3rd Avenue Bridge Plantings project (original contract amount was \$62,877.40; final contract amount is \$46,480.28). CIP/DID #321613-01

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

Background: Construction has been substantially completed by Country Landscapes, Inc. for the 3rd Avenue Bridge Plantings project. This is an approved Capital Improvements Project (CIP No. 321613-01) with a final construction contract amount of \$46,480.28. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$2,324.01.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 321/321000/321613 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on 3rd Avenue Bridge Plantings project (Contract No. 321613-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated June 26, 2019 in the amount of \$62,877.40 covering said work filed by Country Landscapes, Inc. and executed by Nationwide Mutual Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$62,877.40
Change Order No. 1	3,000.00
Change Order No. 1	1,080.00
Change Order No. 3	<u>(20,477.12)</u>
Amended Contract Amount	\$46,480.28

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the 3rd Avenue Bridge Plantings project (Contract No. 321613-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$2,324.01 to Country Landscapes, Inc. as final payment.

The final contract price is \$46,480.28 distributed as follows: \$46,480.28 321-321000-32185-321613

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

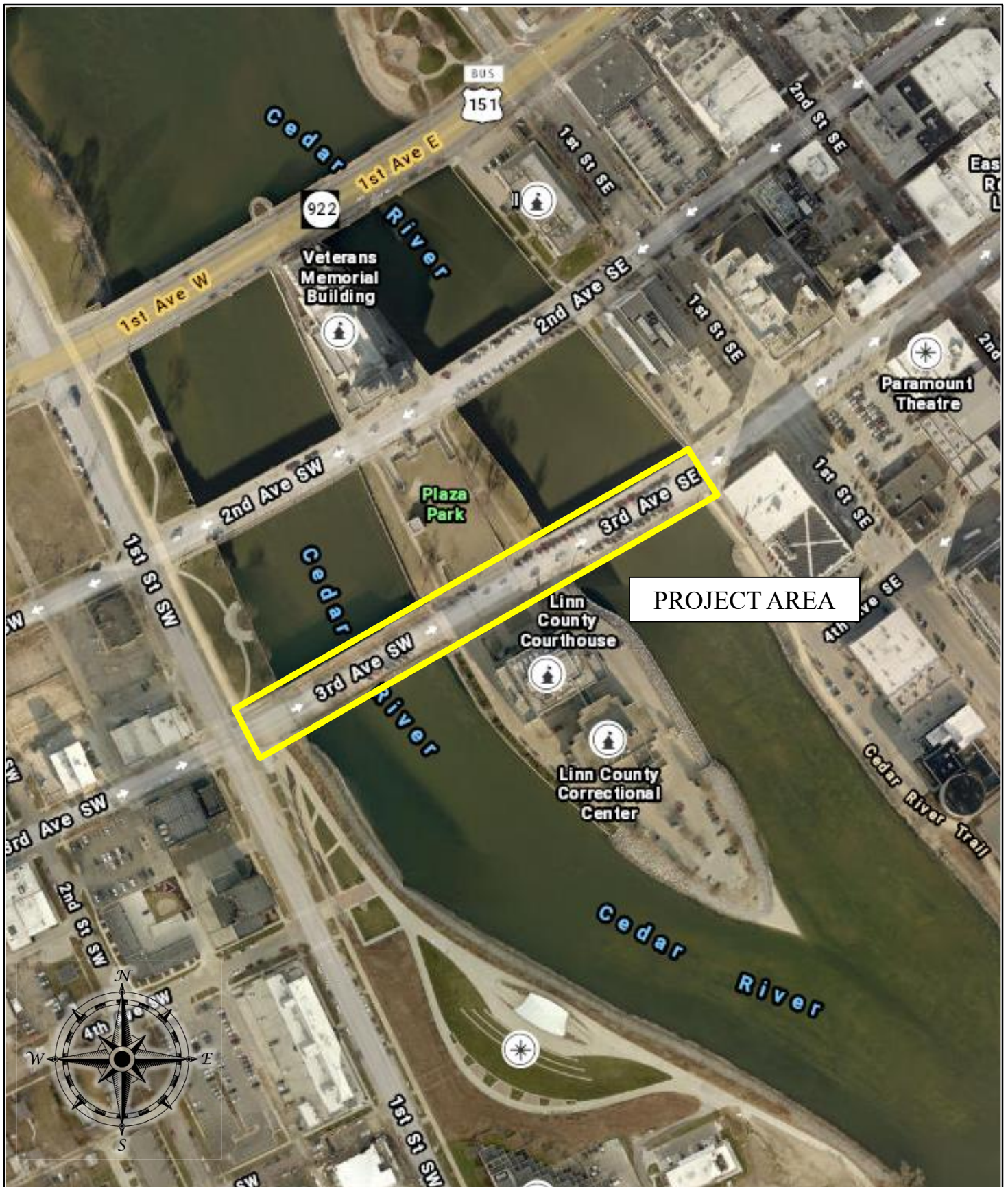
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MayorSignature

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: Accept projects

WPC Administration Building ADA Compliance Project, Change Order No. 4 in the amount of \$50.00, final payment in the amount of \$13,389.93 and 2-year Performance Bond submitted by Garling Construction, Inc. (original contract amount was \$204,900.00; final contract amount is \$267,798.38).

CIP/DID #PUR0717-003; 18401

EnvisionCR Element/Goal: StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

Background: This is for the WPC Administration Building ADA Compliance Project. City Council awarded the project to Garling Construction, Inc. by Resolution No. 1278-09-17. The Facilities Maintenance Services Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated September 12, 2017 in the amount of \$204,900 covering said work filed by Garling Construction, Inc. and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to approve Change Order No. 4 and release final payment to Garling Construction, Inc. of \$13,389.93.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: January 12, 2021

Budget Information: 18401

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and Garling Construction, Inc. are parties to a Contract for the WPC Administration Building ADA Compliance, authorized by Resolution No. 1278-09-17; and

WHEREAS, the construction contract work has been substantially completed on the WPC Administration Building ADA Compliance Project (Contract No. PUR0717-003) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$267,798.38 and funding for these services is covered under the budget coding 18401; and

WHEREAS, a Performance Bond, dated September 12, 2017 in the amount of \$204,900 covering said work filed by Garling Construction, Inc. and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are authorized to execute Change Order No. 4 to add \$50.00 to correct Change Order No. 3; and

BE IT FURTHER RESOLVED, a cost summary of the contract changes for this project is as follows:

Original Contract	\$204,900.00	Resolution No. 1278-09-17
Change Order No. 1	\$12,900.76	Signed by CITY 03/14/2018
Change Order No. 2	\$9,147.65	Resolution No. 0572-05-18
Change Order No. 3	\$40,799.97	Resolution No. 1040-08-18
Change Order No. 4	\$50.00	Pending
Total	\$267,798.38	

AND BE IT FURTHER RESOLVED that based on the Facilities Maintenance Services Program Manager's recommendation, the WPC Administration Building ADA Compliance Project, (PUR0717-003) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$13,389.93 to Garling Construction, Inc.; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Accept projects

Water Distribution Building Roof Replacement project, final payment in the amount of \$21,698.51 and 2-year Performance Bond submitted by T&K Roofing Company (original contract amount was \$422,090.00; final contract amount is \$433,970.10). CIP/DID #6250063-02

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

Background: The project consisted of replacing the flat roofing system on the Water Distribution Maintenance Building which had failed and needed replacement. A small section of the roof required some maintenance to extend its service life. The roofing system was installed in 2000.

The flat roofing system on the J Avenue Water Treatment Filter Building roof was also in need of maintenance to extend its service life. The roofing system was installed in 2001.

The objective of the project was to replace the failed roofing system on the Water Distribution Building, and make repairs to the roofing systems on the J Avenue Water Treatment Filter Building.

There were two change orders approved for this project:

Change Order #1 for \$42,248.00 approved October 25, 2019 and

Change Order #2 for (\$30,367.90) credit approved on November 25, 2020

Action/Recommendation: The Utilities Department – Water Division staff recommends that City Council approve the resolution to accept the project and Performance Bond and authorize issuance of the final retainage payment to T&K Roofing Company in the amount of \$21,698.51, thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation: None

Time Sensitivity: Action needed

Resolution Date: January 12, 2021

Budget Information: The project will be coded to the following CIP funds: 553000-625-625000-6250063

Local Preference Policy: No

Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the Water Distribution Building Roof Replacement project (Contract No. 6250063-02) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 25, 2019 in the amount of \$422,090.00 covering said work, filed by T&K Roofing Company and executed by Granite Re, Inc. provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that the Utilities Department – Water Division staff recommends that the City Council approve the resolution accepting the Water Distribution Building Roof Replacement project (Contract No. 6250063-02) and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$21,698.51 for final (retainage) payment to T&K Roofing Company thirty days after acceptance in accord with Iowa State Code.

A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$422,090.00
Change Order No. 1	+42,248.00
Change Order No. 2	<u>-30,367.90</u>
Amended Contract Amount	\$433,970.10

To be funded from the Utilities Department – Water Division Capital Improvement budget and coded to 553000-625-625000-x-x-6250063.

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: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$38,252.40 and approving the 4-year Performance Bond submitted by Tricon General Construction, Inc. for the 2020 Curb Ramp Repair: Bid Package #4 project (original contract amount was \$793,022; final contract amount is \$765,048.06).

CIP/DID #3016016-18

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

Background: Construction has been substantially completed by Tricon General Construction, Inc. for the 2020 Curb Ramp Repair: Bid Package #4 project. This is an approved Capital Improvements Project (CIP No. 3016016-18) with a final construction contract amount of \$765,048.06. Funding resources for this project were approved in FY21 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$38,252.40.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/3016016 18401 ADA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on 2020 Curb Ramp Repair: Bid Package #4 project (Contract No. 3016016-18), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated September 10, 2019 in the amount of \$793,022 covering said work filed by Tricon General Construction, Inc. and executed by Fidelity and Deposit Company of Maryland provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$793,022.00
Change Order No. 1	4,973.00
Change Order No. 2	5,605.40
Change Order No. 3	6,656.12
Change Order No. 4	2,500.00
Change Order No. 5 Final	<u>(47,708.46)</u>
Amended Contract Amount	\$765,048.06

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the 2020 Curb Ramp Repair: Bid Package #4 project (Contract No. 3016016-18) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$38,252.40 to Tricon General Construction, Inc. as final payment.

The final contract price is \$765,048.06 distributed as follows: \$765,048.60 301-301000-18401-3016016

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

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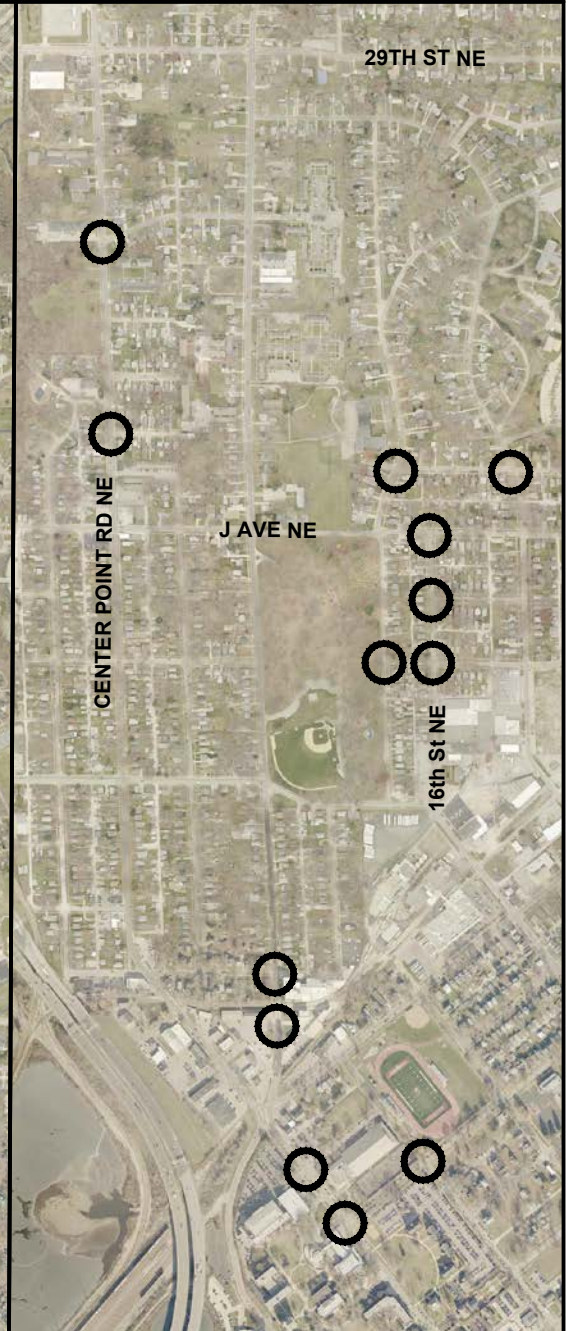
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MayorSignature

Attest:

ClerkSignature

NORTHEAST QUADRANT





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: Accept projects

Parks ADA DOJ Settlement Items Compliance Project, Change Order No. 4 to deduct \$1,706.00, final payment in the amount of \$100,995.00 and 2-year Performance Bond submitted by Tricon General Construction (original contract amount was \$1,888,526.00; final contract amount is \$2,052,313.98).

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: This is for the Parks ADA DOJ Settlement Items Compliance Project. City Council awarded the project to Tricon General Construction by Resolution No. 0477-04-19. The Facilities Maintenance Services Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated May 7, 2019 in the amount of \$1,888,526.00 covering said work filed by Tricon General Construction and executed by Fidelity and Deposit Company of Maryland provides a two-year correction period for defects in materials and workmanship.

This resolution is to approve Change Order No. 4 and release final payment to Tricon General Construction of \$100,995.00.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Change Order No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: January 12, 2021

Budget Information: 360110

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and Tricon General Construction are parties to a Contract for the Parks ADA DOJ Settlement Items Compliance Project, authorized by Resolution No. 0477-04-19; and

WHEREAS, the construction contract work has been substantially completed on the Parks ADA DOJ Settlement Items Compliance Project (Contract No. PUR0219-184) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$2,052,313.98 and funding for these services is covered under the budget coding 360110; and

WHEREAS, a Performance Bond, dated May 7, 2019 in the amount of \$1,888,526.00 covering said work filed by Tricon General Construction and executed by Fidelity and Deposit Company of Maryland provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are authorized to execute Change Order No. 4 to deduct \$1,706.00; and

BE IT FURTHER RESOLVED, a cost summary of the contract changes for this project is as follows:

Original Contract	\$1,888,526.00	Resolution No. 0477-04-19
Change Order No. 1	\$130,663.90	Resolution No. 0068-01-20
Change Order No. 2	\$33,690.47	Resolution No. 1646-12-19
Change Order No. 3	\$1,139.61	Resolution No. 0422-04-20
Change Order No. 4	(\$1,706.00)	Pending
Total	\$2,052,313.98	

AND BE IT FURTHER RESOLVED that based on the Facilities Maintenance Services Program Manager's recommendation, the Parks ADA DOJ Settlement Items Compliance Project, (PUR0219-184) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$100,995.00 to Tricon General Construction; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Tyrell Gingerich

Contact Person: Sandi Fowler

Cell Phone Number: (319) 538-1062

E-mail Address: s.fowler@cedar-rapids.org

Description of Agenda Item: Final plats

Resolution approving the Final Plat of Mroch Village to Linn County, Iowa, for land located west of Rosedale Road and south of Lakeside Road, in Linn County.

CIP/DID #FLPT-031191-2020

EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.

Background: The property owner submitted the Final Plat of Mroch Village in conformance with the standards established by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable final plat conditions and applicable requirements for final plats. The final plat contains three (3) numbered lots, Lot 1 through Lot 3, and a total plat area of 22.70 acres.

Action/Recommendation: City Development Services Department staff recommends approval of the resolution.

Alternative Recommendation: City Council may table this item and request further information.

Time Sensitivity: NA

Resolution Date: January 12, 2021

Budget Information: NA

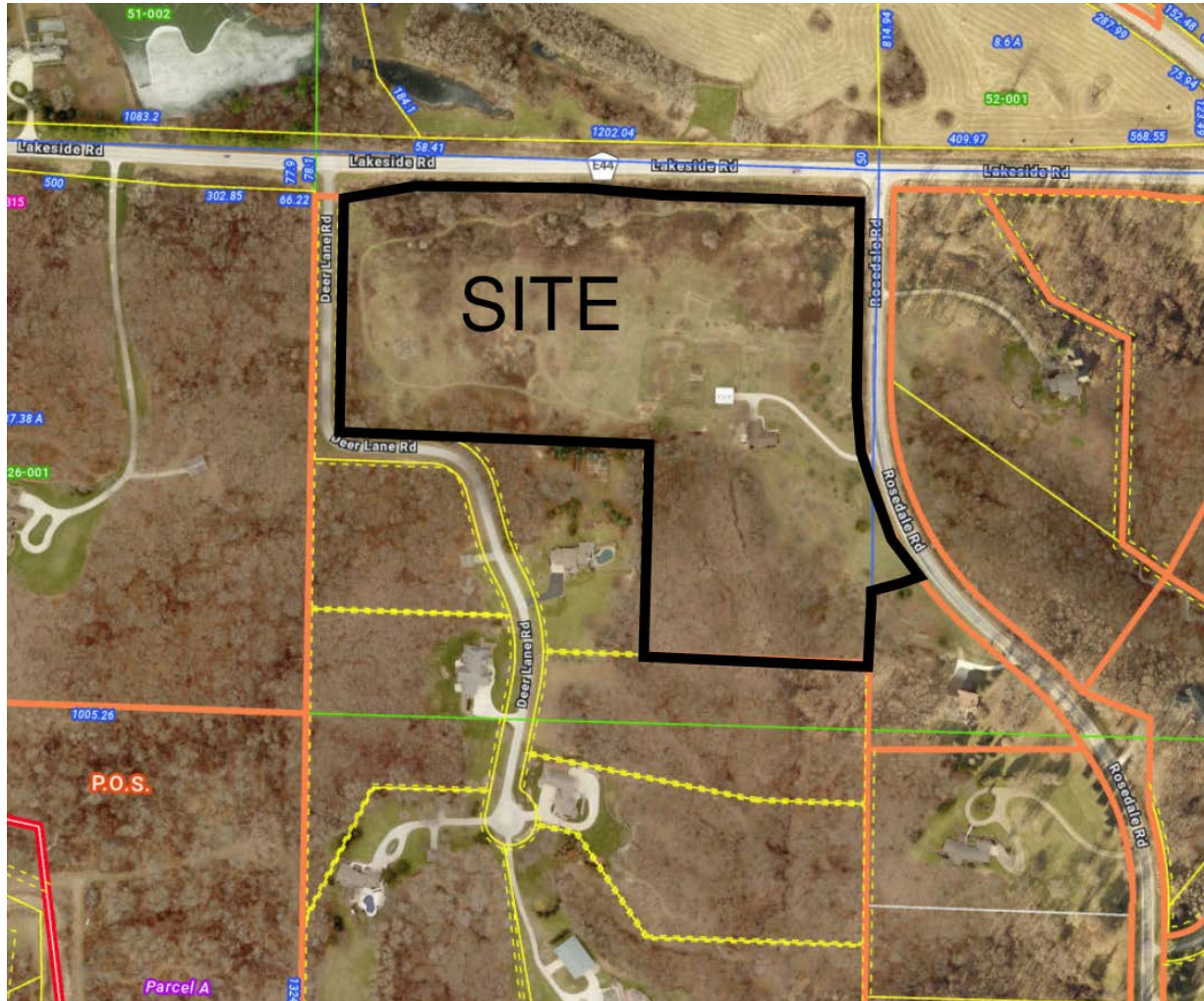
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

Location map



RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF MROCH VILLAGE TO LINN COUNTY, IOWA containing Three (3) numbered lots, Lot 1 through Lot 3, all inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Agreement to Annex
2. Sanitary Sewer Petition and Assessment Agreement
3. Agreement to Connect to City Sanitary Sewer Facilities City of Cedar Rapids, Iowa
4. Public Improvements Petition and Assessment Agreement

, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Development Services Department, and

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

1. The City Council concurs with the recommendation of the Development Services Department, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Mroch Village to Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication of the public easements for the purposes shown on the final plat are hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 12th day of January, 2021.

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 four 2021 Chevrolet Malibu sedans from Karl Chevrolet for use by Building Services and Engineering in the total amount of \$71,920.42.
 CIP/DID #FLT069

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

Background:

One Malibu for Building Services is a FY 2021 budgeted replacement for equipment that has exceeded its lifecycle and cost-efficient life, and has a cost of \$17,820.68. The remaining two Malibus have been added to support new positions within the division, at a cost of \$17,820.68 each. Total cost for Building Services vehicles is 53,462.04.

The Malibu for Engineering is a FY 2021 budgeted replacement for equipment that has exceeded its lifecycle and cost-efficient life, at a cost of \$18,458.38, which includes the addition of four corner strobe lights, added for safety for use in the field.

Total expenditure for all four Chevrolet Malibu sedans is \$71,920.42.

Action/Recommendation: Fleet Services recommends approval if this resolution authorizing this purchase.

Alternative Recommendation: If not approved, the operating expenses for the City and end-user will continue to escalate; new positions within Building Services will not have transportation to effectively perform their duties.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

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 Fleet Services Division has solicited a quotation for the purchase of four 2021 Chevrolet Malibu sedans from Karl Chevrolet for use by Building Services (3) and Engineering (1), and

WHEREAS, Karl Chevrolet is the current holder of State-bid Contract #20095 for "2021 Model Year Sedans & Electric Vehicles" as let by the State of Iowa's Department of Administrative Services (DAS), and

WHEREAS, one Malibu for Building Services is a FY 2021 budgeted replacement for equipment that has exceeded its lifecycle and cost-efficient life, and has a cost of \$17,820.68, and

WHEREAS, two Malibus for Building Services have been added to support new positions within the division, at a cost of \$17,820.68 each; total cost for Building Services vehicles is \$53,462.04, and

WHEREAS, the cost of the Malibu for Engineering is \$18,458.38, which includes the addition of four corner strobe lights for safety for use in the field, and

WHEREAS, the total expenditure for all four Chevrolet Malibu sedans is \$71,920.42, budgeted in FY 2021 GL Fund 073, Dept ID 073000, Project 073001, and

WHEREAS, the Fleet Services Division recommends the purchase of said 2021 Chevrolet Malibus from Karl Chevrolet in the amount of \$71,920.42,

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 bid documents, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named vehicles from Karl Chevrolet as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Taylor Burgin

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

Contract with Rathje Construction Company for the Emergency Tree Removal project for the Engineering Division for an amount not to exceed \$560,091.44.

CIP/DID #PUR1120-153; 18524

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

Background: This City contracted with Rathje Construction Company for Emergency Tree Removal related to the Derecho on August 10, 2020 for an amount not to exceed \$560,091.44.

A contract has been prepared for Rathje Construction Company for the contract period August 12, 2020 through October 20, 2020.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 18524

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued an Emergency Contract for Emergency Tree Removal on behalf of the Engineering Division; and

WHEREAS, the Engineering Division awarded the contract to Rathje Construction Company, for an amount not to exceed \$560,091.44; and

WHEREAS, a contract has been prepared for Emergency Tree Removal for the contract period August 12, 2020 through October 20, 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: Rita Rasmussen

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

Amendment No. 1 to the contract with Universal Field Services, Inc. for right of way acquisition support services for the Engineering Division for additional services for an amount not to exceed \$85,000 (original contract amount was \$75,000; total contract amount with this amendment is \$160,000).

CIP/DID #PUR0120-157

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

Background: Universal Field Services provides right of way acquisition support services for the Engineering Division. Amendment No. 1 is to add \$85,000 for additional services for the contract period April 1, 2020 - March 31, 2021.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 301, 325 and 655 - charged to various CIP projects

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Universal Field Services, Inc. are parties to a contract for right of way acquisition support services for the Engineering Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional services in the amount of \$85,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (April 1, 2020 - March 31, 2021) shall increase from \$75,000 to \$160,000; and

WHEREAS, the history of the contract to date is as follows:

	Price	Description
Original Contract	\$75,000	Resolution No. 0402-04-20
Amendment No. 1	\$85,000	Additional services
Total	\$160,000	Not to exceed, except by written amendment

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 Amendment No. 1 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew
E-mail Address: c.drew@cedar-rapids.org

Phone Number/Ext.: 286-5097

Alternate Contact Person: Yvonne Aubrey
E-mail Address: y.aubrey@cedar-rapids.org

Phone Number/Ext.: 286-5008

Description of Agenda Item: Purchases, contracts and agreements
 Resolution authorizing purchase of excess casualty insurance coverage through TrueNorth Companies, LLC from States Self-Insurers Risk Retention Group for the City of Cedar Rapids in the amount of \$439,980 (CIP/DID #FIN2021-04)

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

Background: The City of Cedar Rapids entered into an agreement with TrueNorth to handle all insurance needs. TrueNorth, on behalf of the City, solicited renewal quotes from States Self-Insurers Risk Retention Group. The excess casualty insurance policy being purchased will provide \$10 million in coverage per occurrence and aggregate, with a \$500,000 deductible per occurrence.

Excess casualty insurance provides an advantage to the City's risk financing program by reducing its exposure to large losses and smoothing the uncertainty of the cost of risk. The excess casualty insurance policy will cover losses stemming from automobile and transit liability, general liability, law enforcement liability, public officials liability, employment practices liability and sexual misconduct liability.

The cost for the renewal policy is \$439,980. Last year the cost was \$382,465.

Action/Recommendation: City Council approve purchase of the excess casualty insurance policy in the amount of \$439,980 for January 15, 2021-January 15, 2022.

Alternative Recommendation: Do not purchase excess casualty insurance.

Time Sensitivity:

Resolution Date: January 12, 2021

Budget Information: Risk Management Property/Liability Fund

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, TrueNorth Companies, LC (TrueNorth) was instructed to solicit renewal quotes for excess casualty insurance coverage for the period of January 15, 2021 through January 15, 2022.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is authorized to issue payment to TrueNorth Companies, LC in the amount of \$439,980 for excess casualty insurance coverage from States Self-Insurers Risk Retention for the City of Cedar Rapids for the period of January 15, 2021 through January 15, 2022.

Funding will be from the Risk Fund budget (525104-011-011000).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Joy Huber

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 Division purchase of Two Tandem Axle Cab and Chassis from Thompson Truck and Trailer in the amount of \$186,490.

CIP/DID #PUR1120-140

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

Background: Fleet Division requested bids for Two Tandem Axle Cab and Chassis and Thompson Truck and Trailer was the lowest, most responsive bidder in the amount of \$186,490.

Bids were received from:

Thompson Truck and Trailer	Cedar Rapids, IA	\$186,490
Cedar Rapids Truck Center	Cedar Rapids, IA	\$203,800

Action/Recommendation: Authorize the Fleet Division to purchase Two Tandem Axle Cab and Chassis as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 073-073000-554000-073002

Local Preference Policy: NA

Explanation: NA

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 Two Tandem Axle Cab and Chassis on behalf of the Fleet Division; and

WHEREAS, bids were received from two Vendors; and

WHEREAS, the Fleet Division recommends that this bid be awarded to Thompson Truck and Trailer as the overall lowest responsive and responsible bidder in the amount of \$186,490.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fleet Division is authorized to purchase the Two Tandem Axle Cab and Chassis as described herein.

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: Purchases, contracts and agreements

Amendment No. 11 to contract with HBK Engineering, LLC for Engineering Design Services for ADA Compliance, to reflect the cost for additional design services for an amount not to exceed \$3,747.50 (original contract amount was \$108,147; contract amount with this amendment is \$846,229.50).

CIP/DID #PUR1216-136

EnvisionCR Element/Goal: StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

Background: The City has a current contract with HBK Engineering, LLC to provide design services for various City facilities (Group 1) to correct ADA violations identified in the transition plan developed by the City's Independent Licensed Architect, Recreation Accessibilities Consultant (RAC). The initial contract for the period of December 21, 2016 through December 31, 2017 was for an amount not to exceed \$108,147 including the following facilities: City Hall, City Services Center, Police Department and Shooting Range, WPC Administration Building, Convention Center Parking Ramp, Five Seasons Parkade, Mays Island Parkade, South Side Parking Ramp, Skywalks throughout downtown, and US Cellular Center. Design services for Parks and Recreation facilities were added via amendment at a later date.

Amendment No. 11 extends the contract through June 30, 2021 and adds additional design services for ADA compliance for various parks and Twin Pines Golf Course for an additional amount not to exceed \$3,747.50.

Summary of Contract to Date:

	Price	Description
Original Contract	\$108,147	Resolution No. 1643-12-16
Amendment No. 1	\$446,323	Resolution No. 0188-02-17 to add items
Amendment No. 2	\$177,645	Resolution No. 1643-12-17 to add various parks
Amendment No. 3	\$0	Extend contract through 06/01/2018
Amendment No. 4	\$30,510	Resolution No. 0410-03-18 to add additional services
Amendment No. 5	\$0	Extend contract through 8/31/18
Amendment No. 6	\$0	Extend contract through 9/30/18
Amendment No. 7	\$12,820	Resolution pending to add services, extend to 4/30/19
Amendment No. 8	\$0	Signed by City 7/24/19 to extend through 12/31/19
Amendment No. 9	\$47,265	Add design services for Parks, WPC, and Twin Pines Golf
Amendment No. 10	\$19,772.00	Resolution No. 0120-01-20, add scope, extend to 12/31/20

Amendment No. 11	\$3,747.50	Add services for Parks/Golf and extend through 6/30/21
Total	\$846,229.50	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Amendment No. 11 as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: ADA Bonds – Class 18401 – Various project numbers indicated above

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and HBK Engineering, LLC are parties to a contract for Engineering Design Services for ADA Compliance of various City facilities; and

WHEREAS, both parties have agreed to extend the contract period through June 30, 2021; and

WHEREAS, both parties have agreed to amend the contract to reflect the cost of additional services for various parks and Twin Pines Golf Course for an amount not to exceed \$3,747.50; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$108,147.00	Resolution No. 1643-12-16
Amendment No. 1	\$446,323.00	Resolution No. 0188-02-17 to add items
Amendment No. 2	\$177,645.00	Resolution No. 1643-12-17 to add various parks
Amendment No. 3	\$0.00	Extend contract through 06/01/2018
Amendment No. 4	\$30,510.00	Resolution No. 0410-03-18 to add additional services
Amendment No. 5	\$0.00	Extend contract through 08/31/2018
Amendment No. 6	\$0.00	Extend contract through 09/30/2018
Amendment No. 7	\$12,820.00	Resolution pending to add services, extend to 04/30/2019
Amendment No. 8	\$0.00	Signed by City 07/24/2019 to extend through 12/31/2019
Amendment No. 9	\$47,265.00	Add design services for Parks, WPC, and Twin Pines Golf
Amendment No. 10	\$19,772.00	Add services for Parks and extend through 12/31/2020
Amendment No. 11	\$3,747.50	Add services for Parks/Golf and extend through 6/30/21
Total	\$846,229.50	Not to exceed, except by written amendment

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 Amendment No. 11 to amend 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: Pat McDonald

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

Contract with Hopkins Roofing for Emergency Roof Repairs Building 16 for the Facilities Maintenance Services Division for an amount not to exceed \$89,750.

CIP/DID #PUR1120-132; 18524

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

Background:

The City contracted with Hopkins Roofing for Emergency Roof Repairs Building 16 due to the Derecho on August 10, 2020 for an amount not to exceed \$89,750.

A contract has been prepared for Hopkins Roofing for the contract period August 12, 2020 through August 17, 2020.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 18524

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued an Emergency Contract for Emergency Roof Repairs Building 16 on behalf of the Facilities Maintenance Services; and

WHEREAS, the Facilities Maintenance Service awarded the contract to Hopkins Roofing, for an amount not to exceed \$89,750; and

WHEREAS, a contract has been prepared for the contract period August 12, 2020 through August 17, 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: Jeff Koffron

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

Amendment No. 1 to the contract with Peak Construction Group for Emergency Roof Repairs Twin Pines Golf Course for Facilities Maintenance Service to reflect the additional cost to add Temporary ImOn Ice Arena Roof Repairs for an amount not to exceed \$10,000 (original contract amount was \$52,000; total contract amount with this amendment is \$62,000).

CIP/DID PUR0820-049;18524

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

Background:

The City contracted with Peak Construction Group for Emergency Roof Repair at Twin Pines Golf Course due to the Derecho on August 10, 2020 for an amount not to exceed \$52,000.

Amendment No. 1 amends the contract to add Temporary ImOn Ice Arena Roof Repairs for an amount not to exceed \$10,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 18524

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Peak Construction Group are parties to a contract for Emergency Roof Repair at Twin Pines Golf Course for the Facilities Maintenance Services; and

WHEREAS, both parties have agreed to amend the contract to add Temporary ImOn Ice Arena Roof Repairs for an additional \$10,000; and

WHEREAS, a summary of the Contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1470-11-20	08/11/2020-07/27/2020
Amendment No. 1 to add work	Pending	Effective 12/01/2020

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 Amendment No. 1 as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Teresa Feldmann

Contact Person: Teresa Feldmann

Cell Phone Number: (319) 432-1434

E-mail Address: T.Feldmann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 1 to renew contract with UnityPoint Health Work Well Solutions for Occupational Health Program Services for the Human Resources Department for one year for an annual amount not to exceed \$165,000 (original contract amount was \$165,000 annually for 3 years; renewal contract amount is \$165,000 for one year).

CIP/DID #PUR1017-070

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

Background:

Purchasing Services solicited proposals for occupational health program services in 2017. Unity Point Health Work Well Solutions was selected as the vendor to provide comprehensive services to complement and coordinate with the City's internal occupational health program. The initial contract period was from January 1, 2018 through December 31, 2020.

Amendment No. 1 is for a one-year renewal period from January 1, 2021 through December 31, 2021 with two (2) additional one-year renewal options remaining. The estimated annual expenditure is \$165,000. Work Well Solutions will be compensated for the exact services provided.

History of Contract to Date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1695-12-17	01/01/2018 – 12/31/2020
Amendment No. 1 to renew Contract	Pending	01/01/2021 – 12/31/2021

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 521106-101-107300; 521106-101-131600-21102; 521106-101-132100-22102

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and UnityPoint Health Work Well Solutions are parties to a contract for annual as-needed Occupational Health Program Services for the Human Resources Department; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$165,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1695-12-17	01/01/2018 – 12/31/2020
Amendment No. 1 to renew Contract	Pending	01/01/2021 – 12/31/2021

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 Amendment No. 1 to renew 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: Sean Hanna

Contact Person: Julie Macauley

Cell Phone Number: 319-929-0594

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

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 3 to renew contract with USIC Locating Services, Inc. for Fiber Locating and Marking Services for the Information Technology Department for an annual amount not to exceed \$170,000 (original contract amount was \$170,000; renewal contract amount is \$170,000).

CIP/DID #PUR1117-079

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

Background:

This project is to provide locating and marking services for portions of the Joint Communications Network (JCN). The JCN is comprised of the City of Cedar Rapids, Cedar Rapids School District and Linn County.

USIC Locating Services, Inc. was awarded the contract through Resolution No. 1698-12-17. This contract renewal is for the period of January 1, 2021 through December 31, 2021. This Contract Renewal covers year four of the contract with the one renewal option remaining.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: January 12, 2021

Budget Information: 101-109000-251108

Local Preference Policy: Yes

Explanation: No local company provided a bid

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and USIC Locating Services, Inc. are parties to a contract for as-needed fiber locating and marking services for the Information Technology Department; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$170,000; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No. 1698-12-17	01/01/2018-12/31/2018
Amendment No. 1 contract renewal	Resolution No. 1578-12-18	01/01/2019-12/31/2019
Amendment No. 2 contract renewal	Resolution No. 1630-12-19	01/01/2020-12/31/2020
Amendment No. 3 contract renewal	Pending	01/01/2021-12/31/2021

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 Amendment No. 3 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen

Contact Person: Chief Jerman

Cell Phone Number: 640-5518

E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the City Manager and City Clerk to execute a Lease Agreement with 124 Investment Corporation for continued use of office space located at 1233 First Avenue SE, Suite F, Cedar Rapids, IA 52402. The space is currently being used for the Police Substation, and it will continue to be used for that purpose. The lease term is one year at \$705 per month. There will also be a lease option of one additional year at \$730 per month. Lease payments will be from the department's General Fund.

CIP/DID #PD0015

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

Background: The Police Department has utilized this office space for approximately the last four years in order to provide a presence in this area, as well as a convenient location for the public, Uptown District, Wellington Heights and Mound View neighborhoods. The current lease term has expired and the department would like to enter into a new lease.

Action/Recommendation: The Police Department recommends that the City Council authorize the lease of the office space.

Alternative Recommendation: NA

Time Sensitivity: Immediate action is recommended

Resolution Date: 01/12/21

Budget Information: 521100-101-132211

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 Cedar Rapids Police Department has a need to rent office space for a Police Substation, and

WHEREAS, 124 Investment Corporation has agreed to lease office space located at 1233 First Avenue SE, Suite F, Cedar Rapids, IA to the Cedar Rapids Police Department, and

WHEREAS, the lease will commence on January 1, 2021 and will end on December 31, 2021,

WHEREAS, the cost of the lease will be \$705 per month, and there will also be a lease option of one additional year at \$730 per month, and

WHEREAS, the funding will come from 521100-101-132211.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Lease Agreement for the property located at 1233 First Avenue SE, Suite F, Cedar Rapids, IA with 124 Investment Corporation at the rental rate outlined above.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeremy Paulsen

Contact Person: Chief Jerman

Cell Phone Number: 319-640-5518

E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 2 to renew the contract with KELTEK, Incorporated for body worn cameras for the Police Department for three years for an amount not to exceed \$300,000 (original contract amount was \$300,000; renewal contract amount is \$300,000).

CIP/DID #PUR0717-006

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

Background: This amendment renews the contract with KELTEK, Incorporated for the as-needed purchase of body worn cameras for the Police Department. The renewal period is January 1, 2021 - December 31, 2023 for a three-year contract not to exceed \$300,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: Various Department funds

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and KELTEK, Incorporated are parties to a contract for the as-needed purchase of body worn cameras for the Police Department; and

WHEREAS, both parties have agreed to renew the contract for an additional three-year period for an amount not to exceed \$300,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1699-12-17	01/01/2018 - 12/31/2020
Amendment No. 1 to add equipment	Signed by the City 06/12/2019	Effective 06/01/2019
Amendment No. 2 to renew Contract	Pending	01/01/2021 - 12/31/2023

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 Amendment No. 2 to renew the contract 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 fifteen emergency equipment packages from Keltek Incorporated, to upfit new vehicles for use by Police, in the amount of \$298,187.19

CIP/DID #FLT070

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

Background: The emergency equipment packages are for the equipment and parts only; the labor for installation is covered under a separate contract. The emergency equipment packages consist of such items as (but not limited to) emergency lighting (e.g. light bars, fog lights, grille lights and spotlights), sirens, speakers, radio mounts, dashboard faceplates, cameras, printer docking stations, weapons mount and other accessories to maintain the required level of operational communication and safety.

The new units will be outfitted as one Command unit, 7 Patrol half-cage units which fit one person in the back seat, and 7 Patrol full-cage units, which is the full width of the back seat, allowing for more options for transporting people.

The emergency equipment packages purchase is being made from Keltek Incorporated, of Baxter, Iowa, an awarded dealer for State Bid Contract #5090E for "Vehicle Upfitting Parts and Service" as let by the Iowa Department of Administrative Services (DAS).

Action/Recommendation: The Fleet Services Division recommends approval of this resolution authorizing this purchase.

Alternative Recommendation: If not approved, the new Police vehicles will not have the equipment that is necessary to maintain the required level of operational communication and safety.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Fund 073, Dept ID 073000

Local Preference Policy: NA

Explanation: This is a purchase from the existing State of Iowa Bid Contract.

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, it is necessary to upfit fifteen new 2021 Ford Police Interceptor utility vehicles with emergency equipment such as emergency lighting (e.g. light bars, fog lights, grille lights, spotlight), sirens, speakers, radio mounts, dashboard faceplates, cameras, printer docking stations, weapons mounts and other accessories to maintain the required level of operational communication and safety, and

WHEREAS, Keltek Incorporated, of Baxter, Iowa, is an awarded dealer for the necessary emergency equipment through State Bid Contract #5090E for "Vehicle Upfitting Parts and Service", as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, the breakdown for the packages is as follows:

Department	QTY	Package total cost
Police – Patrol.....	7 half-cage	\$137,750.83 (\$19,678.69 each)
Police – Patrol.....	7 full-cage	\$141,599.78 (\$20,228.54 each)
Police – Command	1	\$18,836.58

WHEREAS, the total purchase amount for the packages will be \$298,187.19, budgeted in FY 2021 GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said emergency equipment packages from Keltek Incorporated in the amount of \$298,187.19,

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 bid documents, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the emergency equipment packages from Keltek Incorporated 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

Resolution authorizing payment to Martin Equipment for unpaid invoices for the rental of five grapple bucket attachments for use by Streets in the amount of \$41,000.

CIP/DID #FLT068; 18524

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

Background: The severe wind storm (derecho) that struck the Cedar Rapids area on August 10, 2020 destroyed or damaged a significant number of trees, which created large amounts of debris. The presence of this tree and storm debris presented a threat to the public's health, safety and welfare and needed to be removed. This necessitated the rental of five grapple bucket attachments for the Streets Division loader units in order to facilitate clean-up.

The City's loaders are made by John Deere; therefore, a bid was requested from the local John Deere dealer, Martin Equipment. The amount of the rental is \$4,100 each bucket, for an amount of \$20,500 for five buckets per month. Fleet Services completed an Emergency Procurement Justification Form for the rental, which was approved by Casey Drew.

At the beginning of the derecho clean-up, it was unpredictable how long the buckets would be needed.

Martin Equipment has been paid \$41,000 for September and October rental; the payment of the remaining November and December invoices of \$41,000 require authorization through City Council resolution, due to the expenditure now totaling \$82,000.

Action/Recommendation: Approval of the resolution authorizing payment of the rental.

Alternative Recommendation: None.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: Fund 073, Dept ID 073000, Project 073001, Class Code 18524

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids was struck by a severe wind storm (derecho) on August 10, 2020 that destroyed or damaged a significant number of trees, which created large amounts of debris needing to be cleared for the safety and welfare of the City, and

WHEREAS, the Streets division required five additional grapple bucket attachments for their John Deere loaders to facilitate clearing debris, and

WHEREAS, with an approved Emergency Procurement Justification form, Fleet Services acquired a bid from Martin Equipment, the local John Deere dealer, for rental of five grapple buckets, and

WHEREAS, five grapple buckets were rented from Martin Equipment in the amount of \$4,100 each for a total of \$20,500 per month, budgeted from FY 2021 GL Fund 073, Dept ID 073000, Project 073001, Class Code 18524, and

WHEREAS, Martin Equipment has been paid \$41,000 for September and October rental; payment of the remaining November and December invoices of \$41,000 requires authorization through City Council resolution, due to the expenditure now totaling \$82,000, and

WHEREAS, Fleet Services recommends authorization of payment to Martin Equipment for the unpaid November and December rental invoices the amount of \$41,000, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Fleet Services is authorized to pay the November and December invoices for bucket rentals from Martin Equipment in the amount of \$41,000, and

BE IT FURTHER RESOLVED, that the City of Cedar Rapids Finance Director be authorized to issue payment to Martin Equipment in the amount of \$41,000.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Matt Myers

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

Contract with Trey Electric for Installation of Traffic Signal Posts and Components for the Traffic Engineering Division for an amount not to exceed \$91,620.

CIP/DID #PUR0920-084

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

Background: Purchasing Services solicited bids on behalf of the Traffic Engineering Division for the Installation of Traffic Signal Posts and Components with two vendors responding. Trey Electric was the lowest bidder with their total bid of \$91,620.

Bids were received from:

Trey Electric	Marion, IA	\$91,620
Price Industrial Electric	Robins, IA	\$150,000

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date:

Budget Information: 101-124310

Local Preference Policy: Yes

Explanation: Trey Electric is a certified local vendor

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 Installation of Traffic Signal Posts and Components on behalf of the Traffic Engineering Division; and

WHEREAS, bids were received from two Contractors; and

WHEREAS, the Traffic Engineering Division recommends that the contract be awarded to Trey Electric as the overall lowest responsive and responsible bidder, for an amount not to exceed \$91,620; and

WHEREAS, a contract has been prepared for Trey Electric for the contract period January 13, 2021 through May 31, 2021.

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: Christine Knapp

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 2 to the contract with Tanner Industries, Inc. for anhydrous ammonia for Water Operations to reflect additional purchases of this chemical for an amount not to exceed \$25,000 (original contract amount was \$80,000; total contract amount with this amendment is \$105,000). CIP/DID #PUR1019-071

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

Background:

This chemical is used in conjunction with chlorine to form monochloramine, the final disinfectant. Water Operations is required by their operating permit to maintain the combined chlorine (chloramines) residual of 1.5 mg/l or greater in the distribution system.

This amendment is to add \$25,000 to the CY20 contract for additional purchases of anhydrous ammonia.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 531104-621-621001

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Tanner Industries, Inc. are parties to a contract for the annual as-needed purchase and delivery of anhydrous ammonia for the Water Operations Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional purchases of anhydrous ammonia for calendar year 2020 in an amount not to exceed \$25,000; and

WHEREAS, the annual not-to-exceed amount for this contract renewal period (January 1, 2020 - December 31, 2020) shall increase from \$80,000 to \$105,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1632-12-19	01/01/2020 - 12/31/2020
Amendment No. 1 to renew Contract	Resolution No. 1544-12-20	01/01/2021 - 12/31/2021
Amendment No. 2 for volume increase	Pending	Effective 10/01/2020

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 Amendment No. 2 to renew 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: Christine Knapp

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: Purchases, contracts and agreements

Contract with MacCarb Inc. for liquid carbon dioxide for Water Operations for an annual amount not to exceed \$250,000.

CIP/DID #PUR1020-108

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

Background: Liquid carbon dioxide is used to restore the carbonate balance of the softened water and to adjust the pH to between 8.0 and 8.4 as required by Water Operations' operating permit.

Purchasing Services solicited bids on behalf of Water Operations for the purchase and delivery of liquid carbon dioxide. Two bidders responded and Water Operations recommends award to MacCarb Inc. as the lowest responsive and responsible bidder.

MacCarb Inc. is a new vendor for the City, so the initial term of the contract is from January 1, 2021 - June 30, 2021. The contract will be extended to December 31, 2021 upon satisfactory product and services as determined by Water Operations.

Bids received:

Company Name	Location	Price per Ton, Delivered
MacCarb Inc.	Elgin, IL	\$123.75
Linde Inc.	Burr Ridge, IL	\$145.00

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 531104-621-621001

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: No

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 liquid carbon dioxide on behalf of Water Operations; and

WHEREAS, bids were received from two Vendors; and

WHEREAS, Water Operations recommends that the contract be awarded to MacCarb Inc. as the overall lowest responsive and responsible bidder, for an annual amount not to exceed \$250,000; and

WHEREAS, a contract has been prepared for the contract period January 1, 2021 - June 30, 2021, which will be extended to December 31, 2021 upon satisfactory product and services as determined by Water Operations.

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: Christine Knapp

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 5 to renew the contract with Alexander Chemical Corporation for liquid chlorine for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed \$330,000 (original contract amount was \$230,000; renewal contract amount is \$330,000).

CIP/DID #PUR1017-069

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

Background:

This chemical is used as one part of a two part disinfection system to control harmful microorganisms, control taste and odor, oxidation of organics and inorganics and the suppression of microbiological growths in the distribution system. Liquid chlorine is used by the Water Pollution Control Facility and both Water Treatment Plants.

The Contract period is January 1, 2021 through December 31, 2021. This is the fourth year of the Contract; there is one additional one-year renewal option remaining.

Alexander Chemical Corporation raised their pricing by 4.36%, from \$505 per ton to \$527 per ton, delivered. The estimated Contract amount is \$330,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: Account #531104-611611001 for the Water Pollution Control Facility and 531104-621-621001 for the Water Division

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Alexander Chemical Corporation are parties to a contract for the annual as-needed purchase and delivery of liquid chlorine for the Water Division and the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$330,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1646-12-17	01/01/2018 - 12/31/2018
Amendment No. 1 for additional product	Resolution No. 1034-08-18	Effective 08/01/2018
Amendment No. 2 to renew Contract	Resolution No. 1514-12-18	01/01/2019 - 12/31/2019
Amendment No. 3 for additional product	Resolution No. 1581-12-18	Effective 12/18/2018
Amendment No. 4 to renew Contract	Resolution No. 1506-12-19	01/01/2020 - 12/31/2020
Amendment No. 5 to renew Contract	Pending	01/01/2021 - 12/31/2021

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 Amendment No. 5 to renew 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: 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: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 11 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$2,359,583 for consulting services associated with FY 2021 Work Plan for 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 \$17,755,682).

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 key modifications to the west side contract to cover FY21 work activities, while continuing several existing services:

- a. Program Management:
 - Programmatic efforts including meetings, participation in facility tours, prepare project plans, grant applications, and related tasks
- b. Parcel Right-of-Way and Easement Document Preparation
- c. Environmental Services
 - Technical activities associated with enrolling the former Knutson Building property in the Iowa Land Recycling Program through the Iowa DNR
- d. Czech Village:
 - Construction Administration of Czech Village levee
 - Construction Administration of Bowling Street storm sewer gate shutoff
 - Design of 16th Avenue SW roller gate closure and Czech Museum Floodwall
 - Continued Conceptual design of Ingredion floodwall
- e. Kingston Village:
 - Construction Administration of Amph. floodwall, restroom and storage building
 - Prepare bid documents and provide construction management services for Sanitary Sewer Relocation between McGrath Amphitheater and 7th Avenue SW
 - Final design to 90% level for the levee and removable flood wall from Amphitheater
 - Conceptual design of I-380 Embankment Protection and associated floodwall
 - Conceptual 1st Street SW Improvements between 8th Avenue and 10th Avenue SW
 - Placemaking at 1st and 1st NW redevelopment

- Continued Schematic design from A Avenue NW to 4th Avenue SW
- f. Time Check:
 - Continued Schematic FCS design from Ellis Lane NW to I-380
- g. Other Technical Engineering
 - Peer reviews of 8th Avenue Bridge and festival grounds projects
 - Cedar River hydraulic model updates and dry side drainage analysis

Action/Recommendation: The Public Works Department recommends adoption of Amendment No. 11 to HR Green's contract.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: January 12, 2021

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 FY2020, with a final completion date of services extended through December 31, 2020, and

WHEREAS, the Public Works Department recommends continuing the similar scope items HR Green, Inc. has been performing (ongoing services for design of pump stations, levees and walls, hydraulic modelling, construction management, and program management) via a contract extension for fiscal year 2021 (through June 30, 2021) with a final completion date of services extended through December 31, 2021 and for an amount not-to-exceed \$2,359,583,

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. 11 to the professional services agreement with HR Green, Inc. in the amount not to exceed \$2,359,583 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
Amendment No. 10	\$3,590,531
Amendment No. 11	\$2,359,583
	<hr/>
Amended Contract Amount	\$17,755,682

General ledger coding for this amendment to be as follows:

Fund 331, Dept ID 331100 Project 3311400 IFM	\$440,940
Fund 331, Dept ID 331100 Project 3312400 IFM	\$1,229,581
Fund 331, Dept ID 331100 Project 3313400 IFM	\$689,062

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 a Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$184,965 for engineering design services in connection with the Edgewood Road Bridge Over Cedar River Modifications and Trail Extension Project.
 CIP/DID #305124-02 (Paving for Progress).

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

Background: The Edgewood Road Bridge Over Cedar River Modifications and Trail Extension project will modify the Edgewood Road Bridge to add width to the pedestrian path, repair items identified in the recent biennial inspection report, and extend the Edgewood Road trail from the bridge to the north approximately 400 ft. The Professional Services Agreement is for developing contract documents to complete said improvements. Design services also include developing plans to insert a new HDPE water main through an abandoned water main suspended under the bridge deck to eliminate the current dead ends at the North and South bridge abutments. The project will be funded through Paving for Progress, bonds, Federal-aid, and water revenue.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Snyder & Associates, Inc.

Alternative Recommendation: The City of Cedar Rapids Staff does not currently have the expertise to design this project internally. The alternatives are to not approve the professional services agreement and delay the project until another Consultant is selected or to abandon the project.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 305/305000/305124 SLOST, 325/325000/325036 NA, 625/625000/6250051-2017031 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project(s) below, and

WHEREAS, the Public Works Director has determined Snyder & Associates, Inc., is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$184,965, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 305124-02 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Edgewood Road Bridge Over Cedar River Modifications and Trail Extension Project, as follows:

Fund 305, Dept ID 305000, Project 305124 SLOST; \$126,820
Fund 325, Dept ID 325036, Project 325036 NA; \$26,381
Fund 625, Dept ID 625000, Project 6250051-2017031-01 NA; \$23,527

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

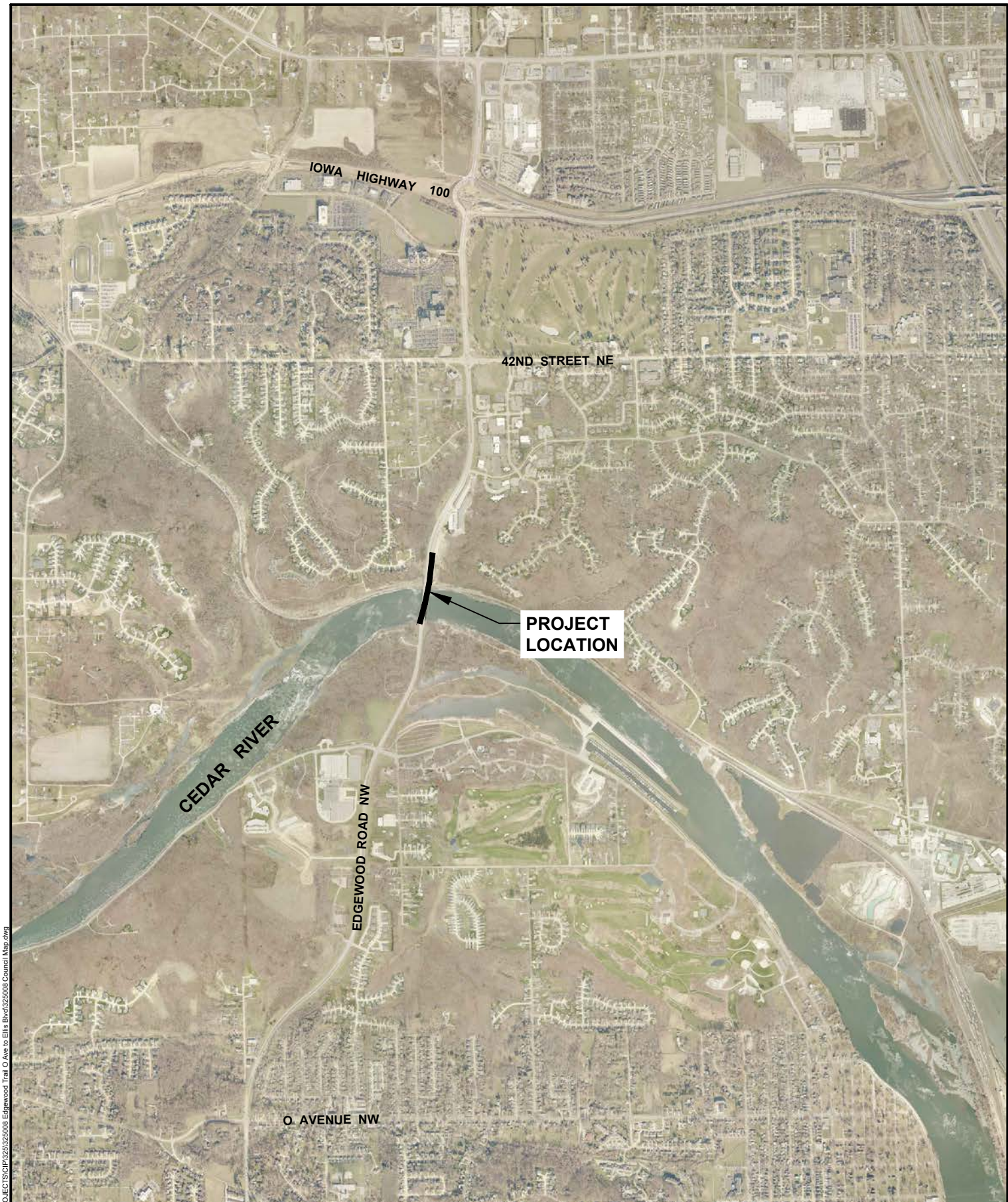
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MayorSignature

Attest:

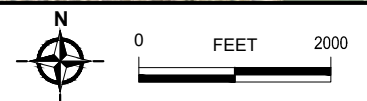
ClerkSignature



Cadd File Name: W:\PROJECTS\CIP\325\325008 Edgewood Trail O Ave to Ellis Blvd\325008 Council Map.dwg



**EDGEWOOD ROAD BRIDGE OVER
CEDAR RIVER MODIFICATIONS AND
TRAIL EXTENSION PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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: Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$72,492 for design services in connection with the Edgewood Road NW from Ellis Road to Cedar River Bridge Pavement Rehabilitation project (**Paving for Progress**).

CIP/DID #3012337-02

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

Background: This contract will provide design services for pavement resurfacing and ADA trail ramps within the subject area. Construction is tentatively scheduled for fall 2021.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Snyder & Associates, Inc.

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: January 12, 2021

Budget Information: 301/3010000/3012337 SLOST

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, the City Engineer has determined Snyder & Associates, Inc. is qualified to provide those services, and they are able to perform those services in a timely manner for an amount not to exceed \$72,492, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3012337-02 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the Edgewood Road NW from Ellis Road to Cedar River Bridge Pavement Rehabilitation,

Fund 301, Dept ID 3010000, Project 3012337 SLOST \$72,492

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 7 to the Professional Services Agreement with Willett Hofmann & Associates (FKA Ament Design) specifying an increased amount not to exceed \$22,000 for design services in connection with the Oakland Road NE and Old Marion Road NE from Center Street to C Avenue Pavement Rehabilitation project (original contract amount was \$480,676; total contract amount with this amendment is \$633,530) (**Paving for Progress**).

CIP/DID #3012148-05

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

Background: Project includes road reconstruction and rehabilitation, new sidewalk construction, water main work, sanitary sewer repairs, storm sewer intake improvements, and on-street bicycle facilities. This project will bid as two separate packages, and will be constructed across three construction seasons. Bid package 1 is Old Marion Road NE from Regent Street to C Avenue, and construction was completed this fall. Bid package 2 is Oakland Road from Center Street to Regent Street, and bids in January 2021 for 2021/2022 construction. Previous amendments added storm sewer and street improvements on Hollywood Boulevard, Miami Drive and Houston Street.

This amendment expands the scope of services to include additional one-on-one meetings with property owners, coordination with utilities, and modifications to the plans and project manual.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 7 of the Professional Services Agreement with Willett Hofmann & Associates specifying an increased amount not to exceed \$22,000.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternative is to delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/3010000/3012148 SLOST

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 26, 2016, City Council approved the execution of contract 3012148-05 with Ament Design (NKA Willett Hofmann & Associates) to prepare plans and specifications for the Oakland Road NE and Old Marion Road NE from Center Street to C Avenue Pavement Rehabilitation project, and

WHEREAS, the City has modified the project scope to include some additional services not identified in the original contract or previous amendments, and

WHEREAS, the Public Works Department recommends approval of the amendment with Willett Hofmann & Associates,

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. 7 to the Professional Services Agreement with Willett Hofmann & Associates in the amount of \$22,000 for the Oakland Road NE and Old Marion Road NE from Center Street to C Avenue Pavement Rehabilitation project (CIP No. 3012148-05). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$480,676
Amendment No. 1	\$18,916
Amendment No. 2	\$17,863
Amendment No. 3	\$0
Amendment No. 4	\$20,086
Amendment No. 5	\$34,139
Amendment No. 6	\$39,850
Amendment No. 7	\$22,000
	<hr/>
Amended Contract Amount	\$633,530

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012148 SLOST	\$22,000
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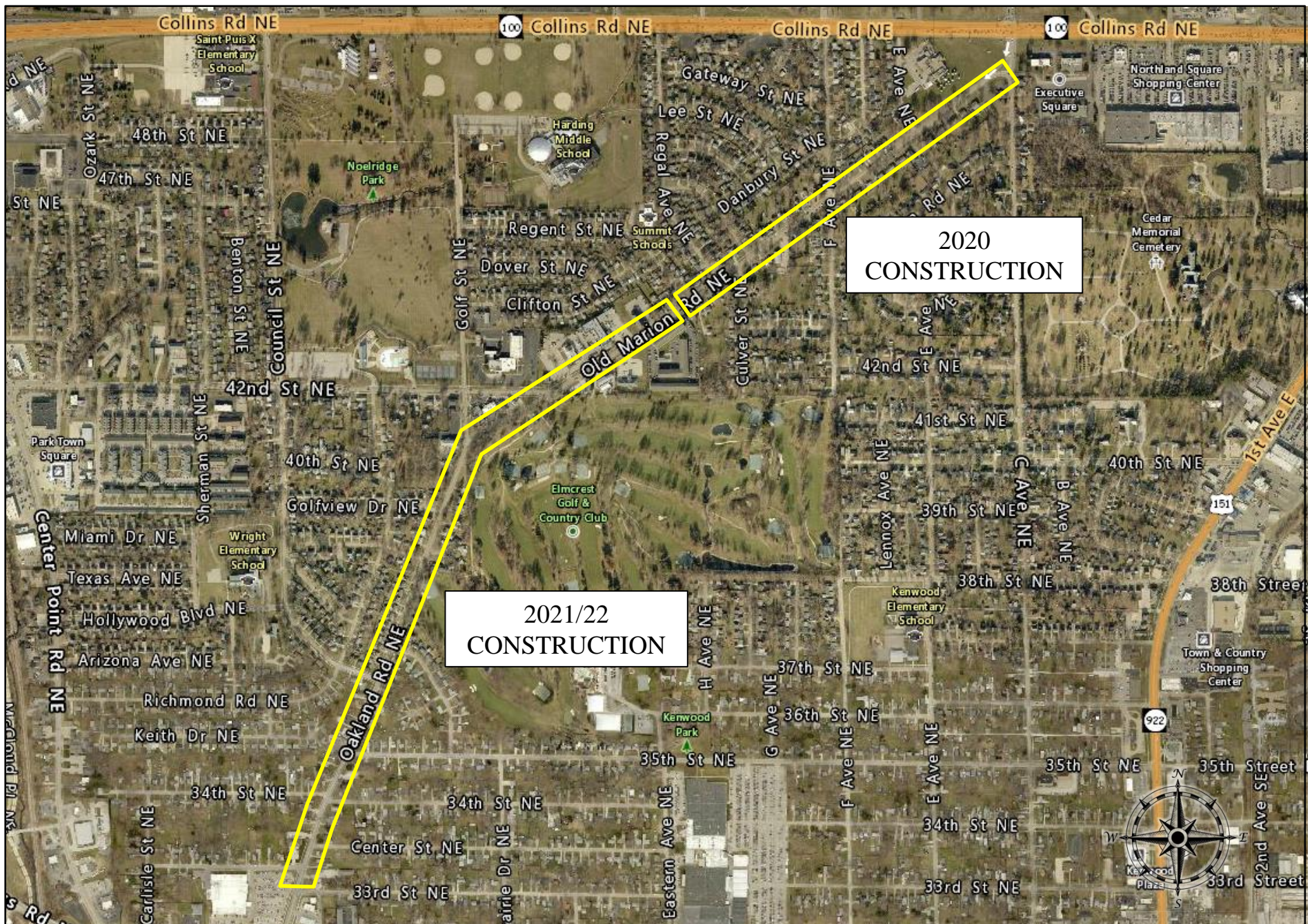
PASSED_DAY_TAG

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
 Authorizing execution of Change Order No. 5 in the amount of \$33,958.58 with Boomerang Corp. for the 1st Avenue E Between 2nd Street and 5th Street Pedestrian Crossing Upgrade project (original contract amount was \$1,606,731.20; total contract amount with this amendment is \$1,720,890.73).
 CIP/DID #3012078-01

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 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. A revised color was selected for the median concrete. The new color required more powder. The upcharge is for the additional powder in the concrete mix.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 5 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: January 12, 2021

Budget Information: 3012078, 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. 5 in the amount of \$33,958.58 with Boomerang Corp. for the 1st Avenue E Between 2nd Street and 5th Street Pedestrian Crossing Upgrade project, Contract No. 3012078-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,581,731.20
Original Incentive Value	25,000.00
Change Order No. 1	15,048.00
Change Order No. 2	12,298.00
Change Order No. 3	15,268.02
Change Order No. 4	37,586.93
Change Order No. 5	<u>33,958.58</u>
Amended Contract Amount	\$1,720,890.73

General ledger coding for this Change Order to be as follows: \$33,958.58 301-301000-30185-3012078

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Cadd File Name: W:\PROJECTS\CIP\3012078\3012078 Council Map.dwg



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
 Authorizing execution of Change Order No. 6 in the amount of \$63,848.84 with Boomerang Corp. for the Chandler Street SW from 18th Street to 10th Avenue Pavement and Water Main Improvements – Phase 1B project (original contract amount was \$1,583,776.90; total contract amount with this amendment is \$1,754,445.97) **(Paving for Progress)**.
 CIP/DID #3012089-03

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 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.

- Additional existing pavements on 10th Ave between Chandler & 1st Ave required replacement due to poor condition.
- Existing Curb & Gutter was in poor condition and failed during water main reconstruction. To replace the curb with new curb, some driveway approaches had to be replaced as well to allow the placement of forms for curb placement.
- Existing pavement on 18th St SW was in poor condition and fell apart during water main reconstruction. The pavement replacement area was expanded to replace adjacent pavements in poor condition.
- Sidewalks adjacent to sidewalks included in the contract to be replaced had deteriorated since the design phase of the contract, fell apart during adjacent construction and also required replacement.
- Additional HMA was placed to provide a cross slope that would promote better storm water drainage off of the project.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 6 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: January 12, 2021

Budget Information: 301/301000/3012090 SLOST; 655/655000/6559993 NA;
625/625000/6250051-2016071 NA; 304/304000/304515 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. 6 in the amount of \$63,848.84 with Boomerang Corp. for the Chandler Street SW from 18th Street to 10th Avenue Pavement and Water Main Improvements – Phase 1B, Contract No. 3012089-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,553,776.90
Original Incentive Value	30,000.00
Change Order No. 1	4,739.32
Change Order No. 2	15,555.50
Change Order No. 3	2,040.00
Change Order No. 4	49,398.00
Change Order No. 5	42,587.41
Change Order No. 6	63,848.84
Addition of Disincentive and/or Liquidated Damages	<u>(7,500.00)</u>
Amended Contract Amount	\$1,754,445.97

General ledger coding for this Change Order to be as follows: \$48,027.93 301-301000-7970-3012090; \$1,033.20 301-301000-30186-3012090; \$14,787.71 625-625000-6250051-6252016071

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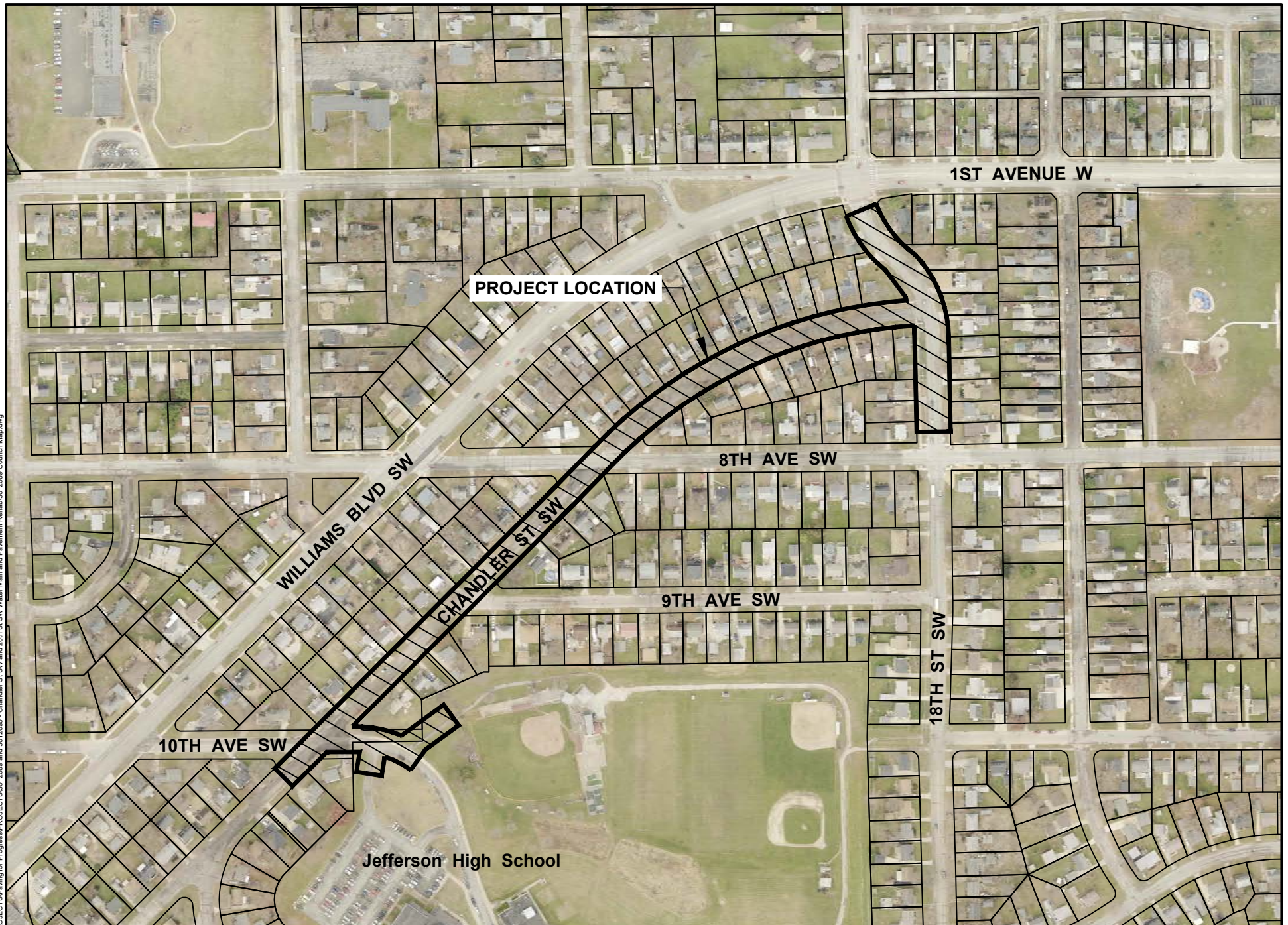
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MayorSignature

Attest:

ClerkSignature

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**CHANDLER STREET SW FROM 18TH STREET TO 10TH AVENUE
PAVEMENT AND WATER MAIN IMPROVEMENTS - PHASE 1B**





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

Authorizing execution of Change Order No. 4 in the amount of \$90,000.57 with Boomerang Corp. for the IA 922 from approximately 300' south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250' east of IA 922, 29th Street from Franklin Avenue NE to approximately 200' east of IA 922, CeMar Trail 29th Street NE to Marion City Limit project (original contract amount was \$7,977,886.90; total contract amount with this amendment is \$8,076,945.97).

CIP/DID #301240-11

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 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.

- Soil conditions for detour road were unfavorable on the southbound lane. Additional polymer grid was added to stabilize the soil to provide a good foundation for the detour pavements
- Original design of detour road went outside of temporary construction easements and did not consider truck turning templates. Detour road was redesigned to be within construction easements and considering truck turning movements. This widened and lengthened the detour road. Also, temporary pavements are to be paid under this item and quantities were not considered in the original bid quantities.
- Additional quantities of Temporary Barrier Rail were added to Phase 1A.1 to provide safety for the contractor.
- Traffic Control for Phase 1D calls for no left turns for traffic between 28th St and 29th St due to limiting traffic backups during peak hours. The traveling public has not been obeying the no left turn signs placed at this location in previous phases. To further prevent left turns, a temporary lane separator system will be installed from 28th to 29th St (510 ft. total).
- Contractor is within contract times and is paving. Per specs, cold weather protection is required when temps are below 35 degrees at night.
- Additional items are to supplement erosion control throughout the site.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 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: January 12, 2021

Budget Information:

CIP No. 301240 (Streets*)	\$3,509,800
CIP No. 325042 (Trails**)	\$3,625,900
CIP No. 306022 (Traffic Signals***)	\$ 656,450
CIP No. 655939 (Sanitary Sewer)	\$ 146,020
CIP No. 6250024-2011022 (Water)	<u>\$ 532,030</u>
Construction Estimate	\$8,470,200
Construction Contingency	\$ 844,500
Construction Budget (Rounded)	\$9,314,700

*301240 portion of the project requires \$420,000 of FY21 G.O. Bond funding and \$720,900 of FY22 G.O. Bond funding.

**325042 portion of the project requires \$992,270 of FY21 G.O. Bond funding and \$1,500,750 of FY22 G.O. Bond funding.

***306022 portion of the project requires \$25,000 of FY21 G.O. Bond funding and \$25,000 of FY22 G.O. Bond funding.

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. 4 in the amount of \$90,000.57 with Boomerang Corp. for the IA 922 from approximately 300' south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250' east of IA 922, 29th Street from Franklin Avenue NE to approximately 200' east of IA 922, CeMar Trail 29th Street NE to Marion City Limit, Contract No. 301240-11. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,958,886.90
Original Incentive Value	19,000.00
Change Order No. 1	.00
Change Order No. 2	23,933.50
Change Order No. 3	(14,875.00)
Change Order No. 4	<u>90,000.57</u>
Amended Contract Amount	\$8,076,945.97

General ledger coding for this Change Order to be as follows: \$90,000.57 325-325000-32586-325042

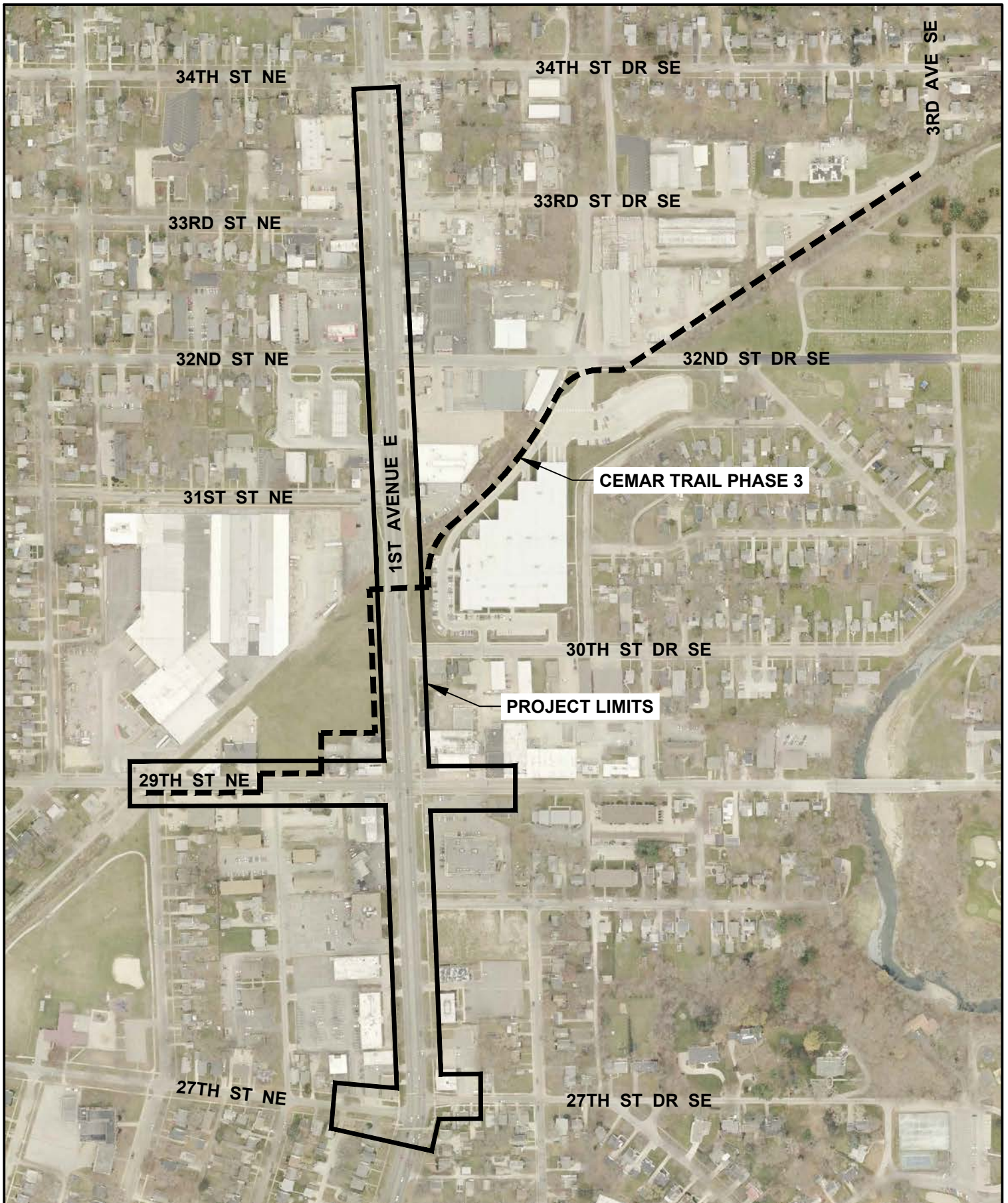
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MayorSignature

Attest:

ClerkSignature





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: Purchases, contracts and agreements

Authorizing execution of Change Order No. 5 in the amount of \$132,032.29 with BWC Excavating, LC for the William Boulevard SW Improvements from West Corporate Limit to 16th Avenue SW project (original contract amount was \$5,780,118.10; total contract amount with this amendment is \$5,992,711.62).

CIP/DID #301968-03

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.

- Due to error in plans, northbound right turn bay at Westdale and Williams was removed by contractor. Additional PCC Pavement is to reinstall right turn bay.
- Curb and gutter from Trent St to Williams Blvd was paved with a 6" curb instead of the 9" curb called out in the plans so that the gutter would be flush with the existing HMA Surface and additional wedges would not need to be installed over winter.
- Contractor installed overran quantities on HMA Base Widening, depth was greater than 3".
- City of Cedar Rapids assists in the payment for cold weather protection and hot water for concrete when contract is within time limits and work is deemed necessary by Engineer. Contractor to use cold weather protection and hot water when required by spec.
- All mainline pavement work will not be completed this year due to temperatures. Contractor is within contract time limits. Contractor will be installing temporary asphalt wedges and performing milling at areas that have lips so road is safe for traveling public throughout winter months.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 5 submitted by BWC Excavating, Inc.

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: January 12, 2021

Budget Information: 301/301000/301968 NA, 625/625884/625884-2018054 NA,
304/304000/304500 NA, 306/306000/306284 DOT 3R Grant

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. 5 in the amount of \$132,032.29, with BWC Excavating, LC for the William Boulevard SW Improvements from West Corporate Limit to 16th Avenue SW, Contract No. 301968-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$5,751,718.10
Original Incentive Value	28,400.00
Change Order No. 1	34,431.00
Change Order No. 2	17,110.00
Change Order No. 3	123.00
Change Order No. 4	30,897.23
Change Order No. 5	132,032.29
Additional Disincentive and/or Liquidated Damages	<u>(2,000.00)</u>
Amended Contract Amount	\$5,992,711.62

General ledger coding for this Change Order to be as follows: \$24,319.81 301-301000-30185-301968; \$107,712.48 301-301000-30186-301968

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Cadd File Name: W:\PROJECTS\CI\301968 Williams Blvd from City Limits to 16th Ave SW\301968-01 For Functional\COUNCIL AGENCY\301968 Council Map.dwg



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
 Authorizing execution of Change Order No. 2 in the amount of \$58,537.65 with Iowa Civil Contracting, Inc. for the Bowling Street SW from 50th Avenue to Wilson Avenue Pavement Rehabilitation and Lane Conversion project (original contract amount was \$1,977,51.78; total contract amount with this amendment is \$2,042,424.93) (**Paving for Progress**).
 CIP/DID #3012310-02

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.

- Delete 12-inch gate valve – incorrect size indicated in plans.
- Consultant identified a bridge approach section as patch in plans. Half of bridge approach at 52+00 is being replaced. This includes expansion joint. City is having contractor replace remainder of expansion joint at this location while contractor is performing work.
- After removing bridge approach at 52+00, it was found the pavement notch and barrier rail on the bridge was insufficient and needed to be replaced. Prices are within limits from IDOT id Tab Summary Award from November 2019 to October 2020.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 2 submitted by Iowa Civil Contracting, Inc.

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: January 12, 2021

Budget Information: 301/301000/3012310 SLOST, 301/301000/301876 NA, DOT Rail Grant

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. 2 in the amount of \$58,537.65 with Iowa Civil Contracting, Inc. for the Bowling Street SW from 50th Avenue to Wilson Avenue Pavement Rehabilitation and Lane Conversion, Contract No. 3012310-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,957,451.78
Original Incentive Value	20,000.00
Change Order No. 1	6,435.50
Change Order No. 2	<u>58,537.65</u>
Amended Contract Amount	\$2,042,424.93

General ledger coding for this Change Order to be as follows: \$59,287 301-301000-7970-3012310; \$226.80 301-301000-30185-301876; \$23.85 301-301000-30186-301876; \$(1,000) 625-625000-6250051-6252020073

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MayorSignature

Attest:

ClerkSignature



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Bowling Street SW from 50th Avenue to Wilson Avenue
Pavement Rehabilitation and Lane Conversion Project





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
 Authorizing execution of Change Order No. 12 in the amount of \$24,085.57 with Langman Construction, Inc. for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project (original contract amount was \$10,633,115.50; total contract amount with this amendment is \$10,805,584.99).
 CIP/DID #655028-13

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 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.

- Due to the amount of corrosion witnessed on the existing and upstream manholes, the coating was applied to the concrete collars, cone section and flattops where the T-lock liner was not able to be installed.
- The original clearing and grubbing was performed in the spring of 2019 between J St and I-380, in order to complete the final seeding the tree debris from the Derecho storm was removed.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 12 submitted by Langman Construction, Inc.

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: January 12, 2021

Budget Information: 655, 655000, 655028 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. 12 in the amount of \$24,085.57 with Langman Construction, Inc. for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements, Contract No. 655028-13. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$10,488,615.50
Original Incentive Value	144,500.00
Change Order No. 1	(263,896.59)
Change Order No. 2	90.00
Change Order No. 3	1,260.00
Change Order No. 4	7,947.60
Change Order No. 5	25,600.00
Change Order No. 6	67,708.35
Change Order No. 7	21,326.00
Change Order No. 8	8,470.00
Change Order No. 9	6,678.00
Change Order No. 10	12,951.59
Change Order No. 11	260,248.97
Change Order No. 12	<u>24,085.57</u>
Amended Contract Amount	\$10,805,584.99

General ledger coding for this Change Order to be as follows: \$20,946.07 655-655000-65585-655028; \$3,139.50 333-333124902

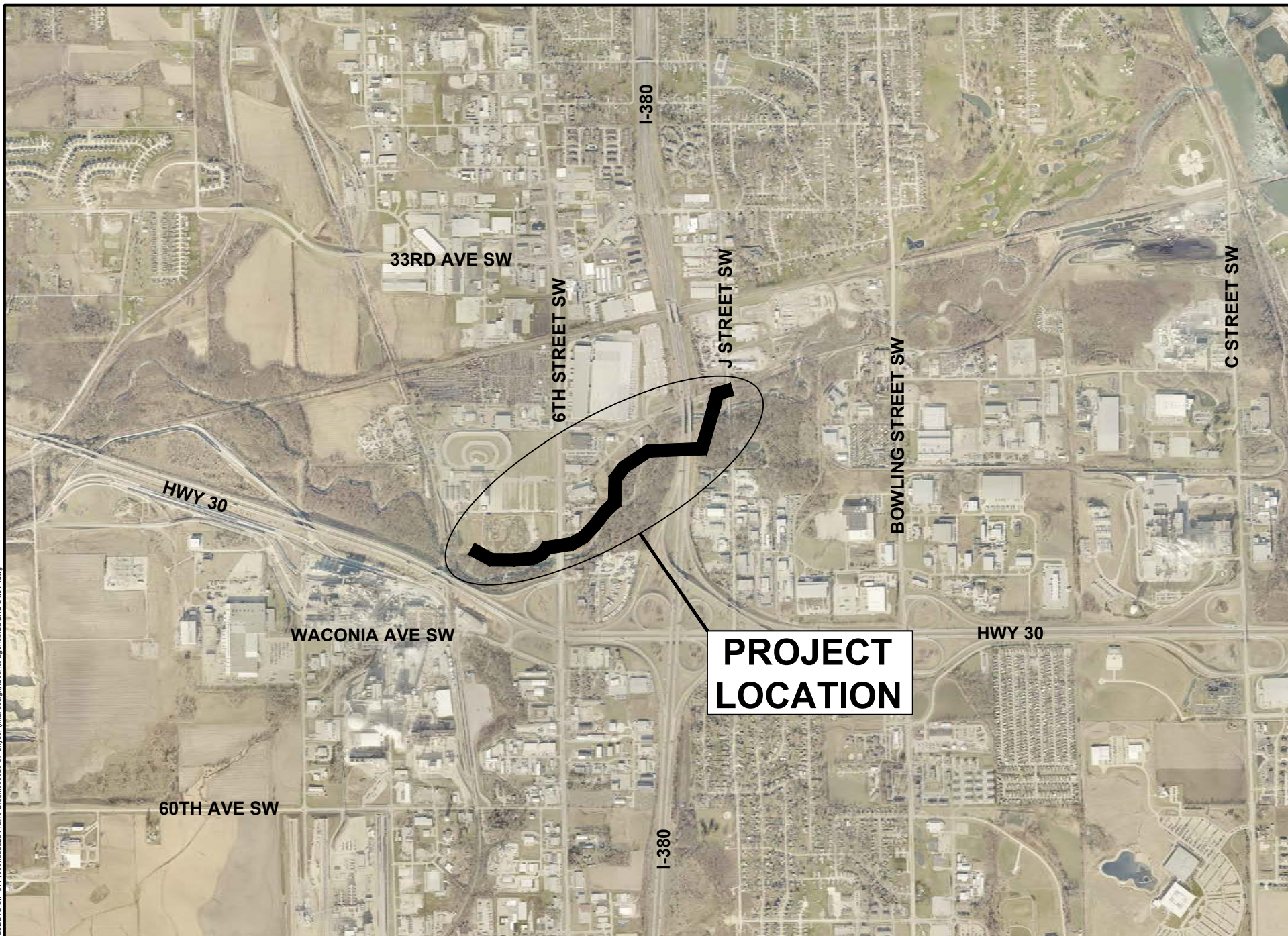
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MayorSignature

Attest:

ClerkSignature



**PRAIRIE CREEK WEST OF 6TH STREET SW TO J STREET SW
SANITARY SEWER IMPROVEMENTS**





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
 Authorizing execution of Change Order No. 11 Final deducting the amount of \$26,567.38 with Midwest Concrete, Inc. for the Edgewood Road NE from Highway 100 to Blairs Ferry Road Roadway Improvements project (original contract amount was \$848,486.19; total contract amount with this amendment is \$989,271.57).
 CIP/DID #301980-01

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. 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. 11 Final submitted by Midwest Concrete, Inc.

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: January 12, 2021

Budget Information: 301/301000/301980

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. 11 Final deducting the amount of \$26,567.38 with Midwest Concrete, Inc. for the Edgewood Road NE from Highway 100 to Blairs Ferry Road Roadway Improvements, Contract No. 301980-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$848,486.19
Change Order No. 1	13,319.60
Change Order No. 2	9,927.50
Change Order No. 3	17,442.50
Change Order No. 4	5,475.95
Change Order No. 5	64,196.75
Change Order No. 6	7,786.58
Change Order No. 7	23,263.20
Change Order No. 8	1,540.00
Change Order No. 9	85.49
Change Order No. 10	24,315.19
Change Order No. 11	<u>(26,567.38)</u>
Amended Contract Amount	\$989,271.57

General ledger coding for this Change Order to be as follows: \$(25,262.92) 301-301000-30185-301980; \$(1,304.46) 326-326000-32685-326018

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

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**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
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. 1 Final in the amount of \$38,432, plus 10 working days with Minturn, Inc. for the 3rd Avenue Cedar River Bridge Rail Repair project (original contract amount was \$84,528; total contract amount with this amendment is \$122,960).
 CIP/DID #305139-02

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 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.

- The method of installation to install the new anchor bolts had to be modified to install the new anchor bolts properly due to the orientation of the existing bridge rails. This modification resulted in the need for larger washers to complete the installation of the replacement anchor bolts.
- More deteriorated anchor bolts were discovered on the 1st Ave and 2nd Ave bridges. Additional mobilization and traffic control are necessary to complete the work.
- The existing earth embankment at the SW corner of the 3rd Ave Bridge was high enough that it needed to be excavated to allow enough room for the equipment necessary to complete replacement of the bolts. The small quantity and supplied invoices justify the elevated unit price.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 1 Final submitted by Minturn, Inc.

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: January 12, 2021

Budget Information: 305139 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. 1 Final in the amount of \$38,432 with Minturn, Inc. for the 3rd Avenue Cedar River Bridge Rail Repair, Contract No. 305139-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$84,528.00
Change Order No. 1 Final	38,432.00

Amended Contract Amount	\$122,960.00
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General ledger coding for this Change Order to be as follows: \$38,432 305-305000-30585-305139

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Pat McDonald

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

Change Order No. 4 to Contract with Modern Piping, Inc. for the ImOn Ice Arena Facility Infrastructure Improvements project in the amount of \$44,414 (original contract amount was \$775,080; total contract amount with this change order is \$985,392).

CIP/DID #PUR0420-191; 555085

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

Background: The City of Cedar Rapids entered into a contract with Modern Piping, Inc. for the ImOn Ice Arena Facility Infrastructure Improvements project in the amount of \$775,080. Change Order No. 4 is for the scope changes listed below for a total additional amount of \$44,414.

No.	Description	Price
COR 20318-20	Replace brine strainers and blow down valves	\$4,321
COR 20318-22	Add isolation valves for Olympic rink systems	\$20,850
COR 20318-23	Move air separator and replace rusted components	\$19,243
Total amount for this Change Order No. 4 not to exceed:		\$44,414

Summary of Contract to Date:

	Price	Description
Original Contract	\$775,080	Resolution No. 0632-05-20
Change Order No. 1	\$94,393	Add labor and materials for COR 01-07
Change Order No. 2	\$4,376	Add labor and materials for COR 09 and COR 13
Change Order No. 3	\$67,129	Add labor and materials for COR 07-08, 14-15, 18, and Quote 20-1417 and extend through 01/29/2021
Change Order No. 4	\$44,414	Add labor and materials for COR 20, 22, and 23
Total	\$985,392	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Change Order No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: January 12, 2021

Budget Information: 555085

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Modern Piping, Inc. are parties to a contract for the ImOn Ice Arena Facility Infrastructure Improvements project; and

WHEREAS, both parties have agreed to amend the contract to reflect the following scope changes in the amount of \$44,414:

No.	Description	Price
COR 20318-20	Replace brine strainers and blow down valves	\$4,321
COR 20318-22	Add isolation valves for Olympic rink systems	\$20,850
COR 20318-23	Move air separator and replace rusted components	\$19,243
Total amount for this Change Order No. 4 not to exceed:		\$44,414

AND WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$775,080	Resolution No. 0632-05-20
Change Order No. 1	\$94,393	Add labor and materials for COR 01-07
Change Order No. 2	\$4,376	Add labor and materials for COR 09 and COR 13
Change Order No. 3	\$67,129	Add labor and materials for COR 07-08, 14-15, 18, and Quote 20-1417
Change Order No. 4	\$44,414	Add labor and materials for COR 20, 22, and 23
Total	\$985,392	Not to exceed, except by written amendment

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 Change Order No. 4 to amend 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

Cell Phone Number: 319-538-1076

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

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 22 in the amount of \$31,970.39, plus six additional working days, with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening, Miscellaneous project (original contract amount was \$7,444,280.31; total contract amount with this amendment is \$8,184,353.97).

CIP/DID #301446-06

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected 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.

- A car drove through the median and damaged the new plants. They were damaged beyond recovery and required replacement.
- The detention basin was completed per plan, but did not withstand subsequent storm events and sustained some erosion. The detention basin was redesigned including improvements to better withstand future storm events and prevent erosion.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 22 submitted by Pirc-Tobin Construction, Inc.

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: January 12, 2021

Budget Information:

CIP No. 301240 (Streets*).....	\$ 6,568,000
CIP No. 304478 (Storm Sewer).....	1,617,000
CIP No. 306185 (Traffic Signals).....	334,000

CIP No. 625884-2013001 (Water).....	533,000
Construction Estimate.....	\$ 9,283,000
Incentive plus Construction Contingency.....	1,040,000
Construction Budget (Rounded).....	\$10,323,000

*301240 portion of the project requires \$600,000 of FY19 G.O. Bond funding. FY19 budget adoption scheduled for March 2018.

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. 22 in the amount of \$31,970.39, plus six additional working days, with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening Miscellaneous, Contract No. 301446-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,398,280.31
Original Incentive Value	46,000.00
Change Order No. 1	.00
Change Order No. 2	(496.00)
Change Order No. 3	137,206.86
Change Order No. 4	51,204.83
Change Order No. 5	23,136.76
Change Order No. 6	10,292.55
Change Order No. 7	20,767.37
Change Order No. 8	74,776.73
Change Order No. 9	9,232.68
Change Order No. 10	31,180.75
Change Order No. 11	5,419.10
Change Order No. 12	14,798.51
Change Order No. 13	10,078.25
Change Order No. 14	23,364.50
Change Order No. 15	37,536.71
Change Order No. 16	43,949.90
Change Order No. 17	34,152.07
Change Order No. 18	88,505.17
Change Order No. 19	423.54
Change Order No. 20	3,013.50
Change Order No. 21	89,559.49
Change Order No. 22	<u>31,970.39</u>
Amended Contract Amount	\$8,184,353.97

General ledger coding for this Change Order to be as follows: \$436.50 301-301000-30185-301446; \$31,533.89 304-304000-30485-304478;

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
 Authorizing execution of Change Order No. 4 in the amount of \$27,619.38, plus 14 additional calendar days, with Rathje Construction Company for the E Avenue NW Pavement Rehabilitation from West Post Road to Shetland Drive project (original contract amount was \$1,265,441.05; total contract amount with this amendment is \$1,444,166.71) **(Paving for Progress)**.
 CIP/DID #3012187-03

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 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.

- 8-inch water main needed; item not included on original bid items.
- 9-inch Full Depth Patching extras included additional rebar, saw cutting and labor needed to patch roadway half at a time allowing for local traffic and school access.
- 8-inch PCC Driveway, additional driveway thickness needed to match thickness of existing driveway.
- Additional traffic control needed for the installation of PCC full depth patches to allow for local access.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 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: January 12, 2021

Budget Information: 301-301000-3012187 SLOST; 625-625000-6250051-2017030 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. 4 in the amount of \$27,619.38, plus 14 additional calendar days, with Rathje Construction Company for the E Avenue NW Pavement Rehabilitation from West Post Road to Shetland Drive, Contract No. 3012187-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,248,941.05
Original Incentive Value	16,500.00
Change Order No. 1	880.00
Change Order No. 2	95,483.00
Change Order No. 3	54,743.28
Change Order No. 4	<u>27,619.38</u>
Amended Contract Amount	1,444,166.71

General ledger coding for this Change Order to be as follows: \$26,149.38 301-301000-7970-3012187; \$1,470 625-625000-6250051-6252017030

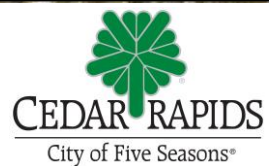
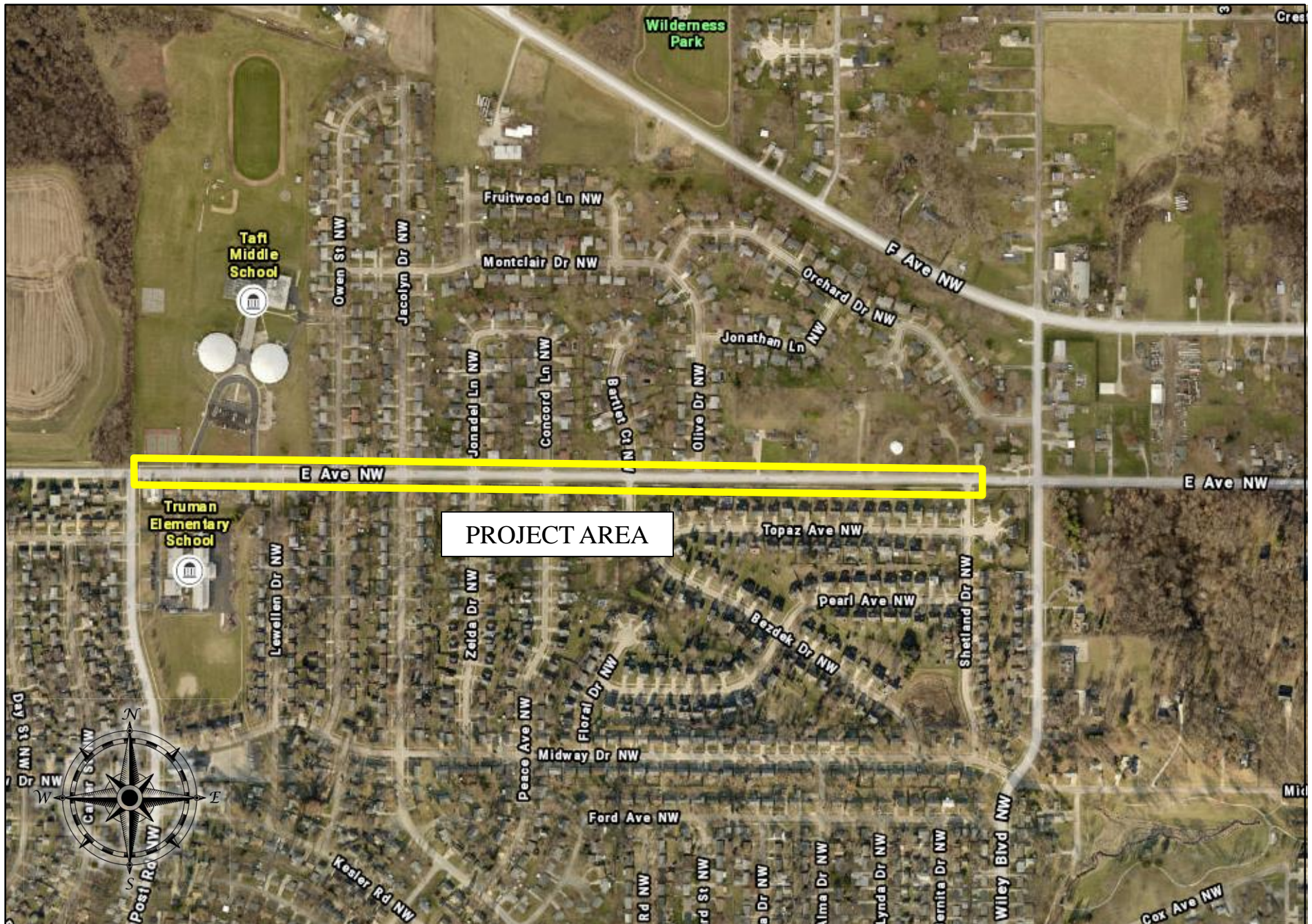
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MayorSignature

Attest:

ClerkSignature



E AVENUE NW PAVEMENT REHABILITATION FROM WEST POST ROAD TO SHETLAND DRIVE



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
 Authorizing execution of Change Order No. 8 in the amount of \$8,319.14 with Rathje Construction Company for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW project (original contract amount was \$8,571,345.88; total contract amount with this amendment is \$8,970,589.94). **(Paving for Progress)**
 CIP/DID #3012121-03

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. 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. 8 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: January 12, 2021

Budget Information: 301-301000-3012121 SLOST, RUT; 625-625000-6250051-2015017 NA; 655-655000-6550064 NA; 304-304000-304510 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. 8 in the amount of \$8,319.14 with Rathje Construction Company for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW, Contract No. 3012121-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$8,341,345.88
Original Incentive Value	230,000.00
Change Order No. 1	60,094.15
Change Order No. 2	790.40
Change Order No. 3	6,313.51
Change Order No. 4	247,899.39
Change Order No. 5	1,518.86
Change Order No. 6	44,648.74
Change Order No. 7	29,659.87
Change Order No. 8	<u>8,319.14</u>
Amended Contract Amount	\$8,970,589.94

General ledger coding for this Change Order to be as follows: \$8,319.14 301-301000-7970-3012121

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
 Authorizing execution of Change Order No. 5 in the amount of \$1,250.60 with Rinderknecht Associates, Inc. for the Floodwall / McGrath Amphitheater Restroom and Storage Building project (original contract amount was \$4,196,997.59; total contract amount with this amendment is \$4,265,629.06).
 CIP/DID #3312530-30

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed 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. 5 submitted by Rinderknecht Associates, Inc.

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: January 12, 2021

Budget Information: IFM/GOB

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: Flood Control Committee reviewed this project, but a vote was not requested as the project is in accordance with the adopted FCS Master Plan.

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. 5 in the amount of \$1,250.60 with Rinderknecht Associates, Inc. for the Floodwall / McGrath Amphitheater Restroom and Storage Building project, Contract No. 3312530-30. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$4,196,997.59
Change Order No. 1	30,641.60
Change Order No. 2	6,982.01
Change Order No. 3	21,971.59
Change Order No. 4	7,785.67
Change Order No. 5	<u>1,250.60</u>
Amended Contract Amount	\$4,265,629.06

General ledger coding for this Change Order to be as follows: \$1,250.60 331-331100-33104-3312530

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
 Authorizing execution of Change Order No. 21 in the amount of \$23,353.95 with WRH, Inc. for the Quaker Oats Flood Control System project (original contract amount was \$14,450,000; total contract amount with this amendment is \$16,504,493.36).
 CIP/DID #3314520-30

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

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.

- After further review by USACE the micropiles in the south wall extension will be upgraded to allow for sacrificial steel and meet ASTM A615. The lump sum price also includes engineering design fees.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 21 submitted by WRH, Inc.

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: January 12, 2021

Budget Information: \$1.73 million Federal EDA funds with the balance being GRI.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: Yes
Explanation: Flood Control Committee

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. 21 in the amount of \$23,353.95 with WRH, Inc. for the Quaker Oats Flood Control System project, Contract No. 3314520-30. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$14,200,000.00
Original Incentive Value	250,000.00
Change Order No. 1	341,057.09
Change Order No. 2	59,687.19
Change Order No. 3	13,461.30
Change Order No. 4	2,749.20
Change Order No. 5	112.40
Change Order No. 6	6,886.96
Change Order No. 7	2,436.00
Change Order No. 8	40,196.39
Change Order No. 9	16,463.50
Change Order No. 10	43,875.00
Change Order No. 11	68,812.14
Change Order No. 12	498,484.93
Change Order No. 13	51,900.00
Change Order No. 14	672.80
Change Order No. 15	(217,068.85)
Change Order No. 16	18,623.50
Change Order No. 17	37,253.92
Change Order No. 18	134,495.60
Change Order No. 19	864,043.04
Change Order No. 20	46,997.30
Change Order No. 21	<u>23,353.95</u>
Amended Contract Amount	\$16,504,493.36

General ledger coding for this Change Order to be as follows: \$23,353.95.30 331-331100-7972-3314520

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Cadd File Name: W:\PROJECTS\CI\330330260\330260_Council Map.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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 an Agreement with the Eastern Iowa Airport and Alliant Energy to cost-participate in the amount of \$60,000 in connection with the City of Cedar Rapids Southwest Area Regional Traffic Study project.
CIP/DID #326019-00

EnvisionCR Element/Goal: ConnectCR Goal 5: Support the development of an effective, regional, multimodal transportation system.

Background: With increased development in the SW quadrant, the Eastern Iowa Airport and Alliant Energy have entered into agreement with the City to commission a traffic study to evaluate and anticipate growing traffic volumes in the area. This will help ensure future roadway projects for the area meet vehicle capacity needs. The total value of the study is \$100,000. The City will cost participate in \$60,000 of those costs, with Alliant Energy and the Eastern Iowa Airport each contributing \$20,000.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of an Agreement for a joint traffic study with the Eastern Iowa Airport and Alliant Energy in the amount of \$60,000.

Alternative Recommendation: Council may defer their decision pending changes to the agreement, or abandon the traffic study.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 326/326000/326019 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, continued development of the SW Quadrant in Cedar Rapids has resulted in increasing traffic volumes for the area, and

WHEREAS, the Eastern Iowa Airport and Alliant Energy's commercial development projects contribute significantly to those increased demands, and

WHEREAS, said entities have agreed with the City to commission a \$100,000 project to examine current and future traffic volumes for an area bounded by US Highway 30, Walford Road SW, Lefebure Road SW and Ely Road SW, which will help improve roadway planning for the future in that area, and

WHEREAS, the City has agreed to assume \$60,000 of these costs, the Eastern Iowa Airport, \$20,000, and Alliant Energy, \$20,000, respectively,

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 an Agreement with the Eastern Iowa Airport and Alliant Energy in the amount of \$60,000 in connection with the City of Cedar Rapids Southwest Area Regional Traffic Study (CIP No. 326019-00 NA).

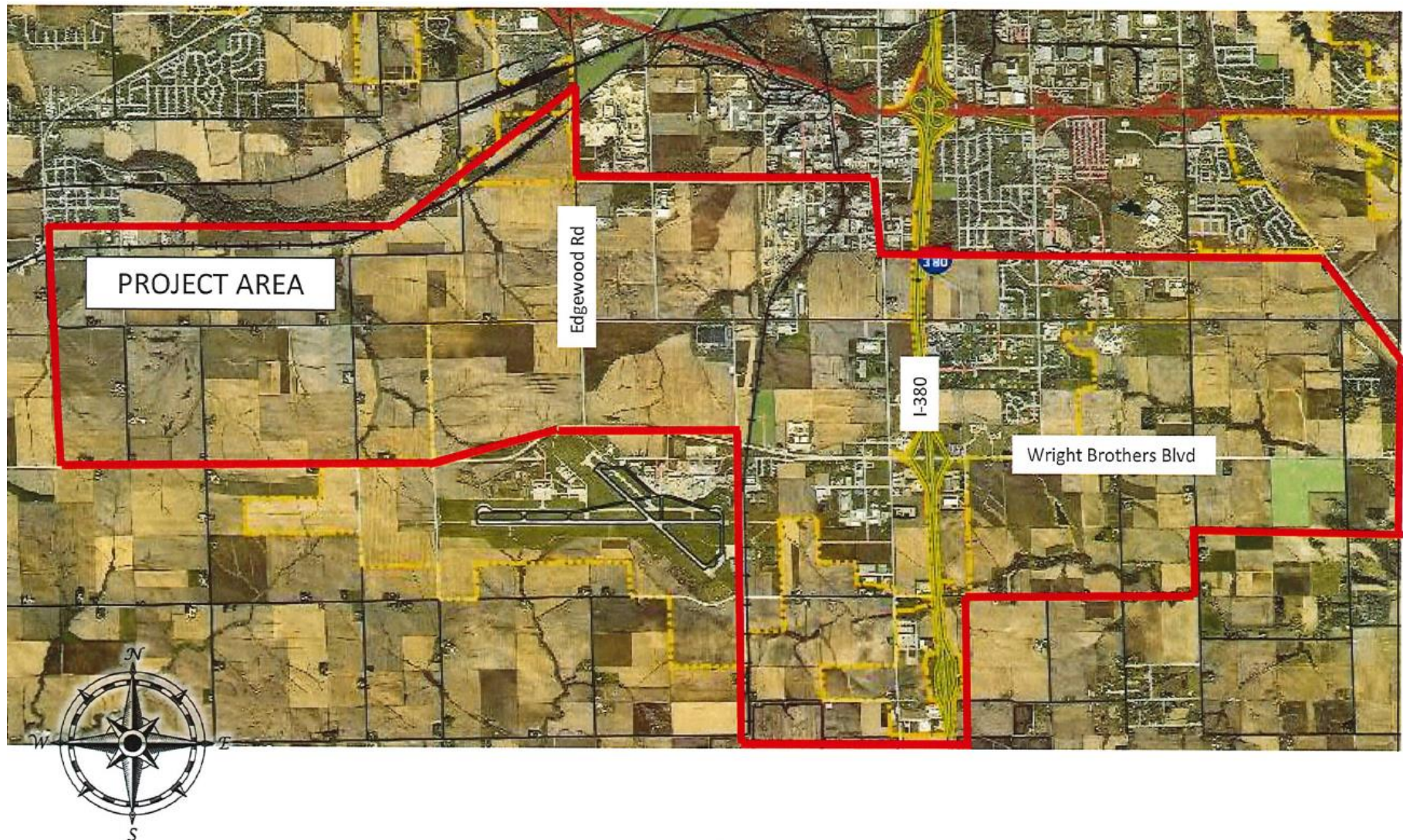
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MayorSignature

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 submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Boyson Road NE from Council Street NE to C Avenue NE project.
 CIP/DID #301099-00

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Annually, the Corridor Metropolitan Planning Organization provides funds for Federal STBG infrastructure projects on a competitive basis. A resolution must be included in each grant application being submitted to authorize the City's participation in the program.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Boyson Road NE from Council Street NE to C Avenue NE project.

Alternative Recommendation: If the resolution is not approved, the grant application for road funds cannot be submitted. The project will continue to be deferred until another funding source can be determined.

Time Sensitivity: Normal
Resolution Date: 1/12/21

Budget Information: 301/301000/301099-00, 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, Iowa is applying for \$4,869,000 through the Corridor Metropolitan Planning Organization for funding in Federal Fiscal Year 2025 for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Boyson Road NE from Council Street NE to C Avenue NE project, and

WHEREAS, the City has the legal jurisdiction and authority to construct, finance, operate and maintain the proposed roadway within the City of Cedar Rapids limits, and

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

1. That the City of Cedar Rapids, Iowa agrees to conform with the regulations, statutes, terms and conditions described in the application and instructions.
2. Comply with conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. That the City commits to provide the additional matching funds of \$1,218,000 proposed in the funding application contingent upon award, and acceptance, of federal STBG funding for the above mentioned project. The City of Cedar Rapids is under no obligation to perform said project if the City of Cedar Rapids application for funding is not approved.
4. That if federal STBG funds are approved for the above mentioned project, the required local matching funds will be included in the future Capital Improvements Programs, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion.

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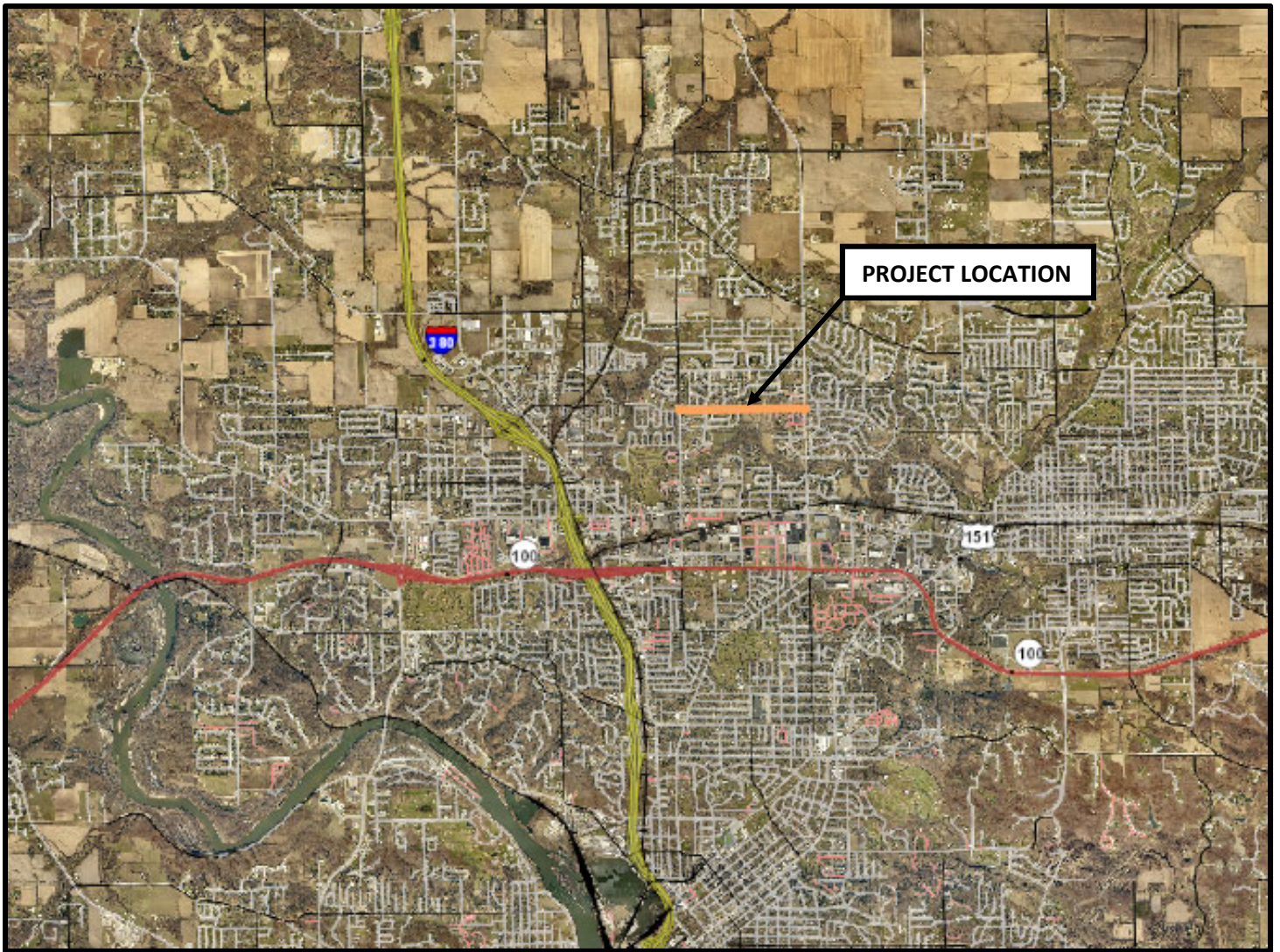
MayorSignature

Attest:

ClerkSignature

BOYSON ROAD NE – COUNCIL STREET NE TO C AVENUE NE

PROJECT VICINITY MAP





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 submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Edgewood Road NW from F Avenue NW to Crestwood Drive NW project.
 CIP/DID #301099-00

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Annually, the Corridor Metropolitan Planning Organization provides funds for Federal STBG infrastructure projects on a competitive basis. A resolution must be included in each grant application being submitted to authorize the City's participation in the program.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Edgewood Road NW from F Avenue NW to Crestwood Drive NW project.

Alternative Recommendation: If the resolution is not approved, the grant application for road funds cannot be submitted. The project will continue to be deferred until another funding source can be determined.

Time Sensitivity: Normal
Resolution Date: 1/12/21

Budget Information: 301/301000/301099-00, 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, Iowa is applying for \$1,954,000 through the Corridor Metropolitan Planning Organization for funding in Federal Fiscal Year 2025 for Federal Surface Transportation Block Grant (STBG) funding for the construction of the Edgewood Road NW from F Avenue NW to Crestwood Drive NW project, and

WHEREAS, the City has the legal jurisdiction and authority to construct, finance, operate and maintain the proposed roadway within the City of Cedar Rapids limits, and

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

1. That the City of Cedar Rapids, Iowa agrees to conform with the regulations, statutes, terms and conditions described in the application and instructions.
2. Comply with conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. That the City commits to provide the additional matching funds of \$489,000 proposed in the funding application contingent upon award, and acceptance, of federal STBG funding for the above mentioned project. The City of Cedar Rapids is under no obligation to perform said project if the City of Cedar Rapids application for funding is not approved.
4. That if federal STBG funds are approved for the above mentioned project, the required local matching funds will be included in the future Capital Improvements Programs, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

EDGEWOOD ROAD NW – F AVENUE NW TO CRESTWOOD DRIVE NW

PROJECT VICINITY MAP





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 submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Cleveland Elementary School neighborhood.
 CIP/DID #301099-00

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Annually, the Corridor Metropolitan Planning Organization provides funds for Federal Surface TAP infrastructure projects on a competitive basis. A resolution must be included in each grant application being submitted to authorize the City's participation in the program.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Cleveland Elementary School neighborhood.

Alternative Recommendation: If the resolution is not approved, the grant application for Safe Routes to School funds cannot be submitted. The sidewalk projects will continue to be deferred until another funding source can be determined.

Time Sensitivity: Normal

Resolution Date: 1/12/21

Budget Information: 301/301000/301099-00, 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, Iowa is applying for \$760,000 through the Corridor Metropolitan Planning Organization for funding in Federal Fiscal Year 2022 and 2023 for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Cleveland Elementary School neighborhood, and

WHEREAS, the City has the legal jurisdiction and authority to construct, finance, operate and maintain the proposed facilities within the City of Cedar Rapids limits for a minimum of twenty years, and

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

1. That the City of Cedar Rapids, Iowa agrees to conform with the regulations, statutes, terms and conditions described in the application and instructions.
2. Comply with conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. That the City commits to provide the additional matching funds of \$190,000 proposed in the funding application contingent upon award, and acceptance, of federal STBG-TAP funding for the above mentioned project. The City of Cedar Rapids is under no obligation to perform said project if the City of Cedar Rapids application for funding is not approved.
4. That if federal STBG-TAP funds are approved for the above mentioned project, the required local matching funds will be included in the future Capital Improvements Programs, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion.

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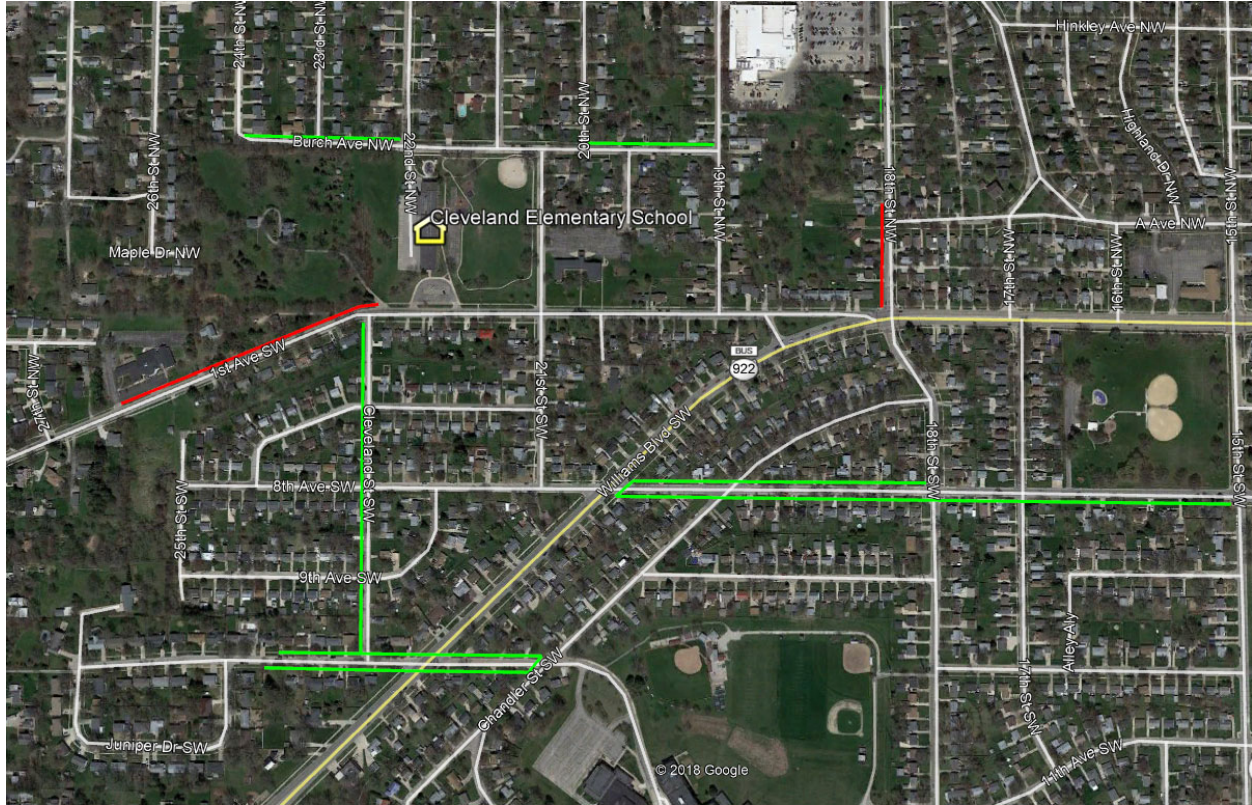
MayorSignature

Attest:

ClerkSignature

CLEVELAND ELEMENTARY SAFE ROUTES TO SCHOOL

PROJECT LOCATION MAP





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 submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Coolidge Elementary School and Taft Middle School neighborhoods.
 CIP/DID #301099-00

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Annually, the Corridor Metropolitan Planning Organization provides funds for Federal Surface TAP infrastructure projects on a competitive basis. A resolution must be included in each grant application being submitted to authorize the City's participation in the program.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Coolidge Elementary School and Taft Middle School neighborhoods.

Alternative Recommendation: If the resolution is not approved, the grant application for Safe Routes to School funds cannot be submitted. The sidewalk projects will continue to be deferred until another funding source can be determined.

Time Sensitivity: Normal

Resolution Date: 1/12/21

Budget Information: 301/301000/301099-00, 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, Iowa is applying for \$356,000 through the Corridor Metropolitan Planning Organization for funding in Federal Fiscal Year 2022 for Federal Surface Transportation Block Grant Transportation Alternatives Program (STBG-TAP) funding for the construction of a Safe Routes to School project in the Coolidge Elementary School and Taft Middle School neighborhoods, and

WHEREAS, the City has the legal jurisdiction and authority to construct, finance, operate and maintain the proposed facilities within the City of Cedar Rapids limits for a minimum of twenty years, and

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

1. That the City of Cedar Rapids, Iowa agrees to conform with the regulations, statutes, terms and conditions described in the application and instructions.
2. Comply with conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. That the City commits to provide the additional matching funds of \$89,000 proposed in the funding application contingent upon award, and acceptance, of federal STBG-TAP funding for the above mentioned project. The City of Cedar Rapids is under no obligation to perform said project if the City of Cedar Rapids application for funding is not approved.
4. That if federal STBG-TAP funds are approved for the above mentioned project, the required local matching funds will be included in the future Capital Improvements Programs, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion.

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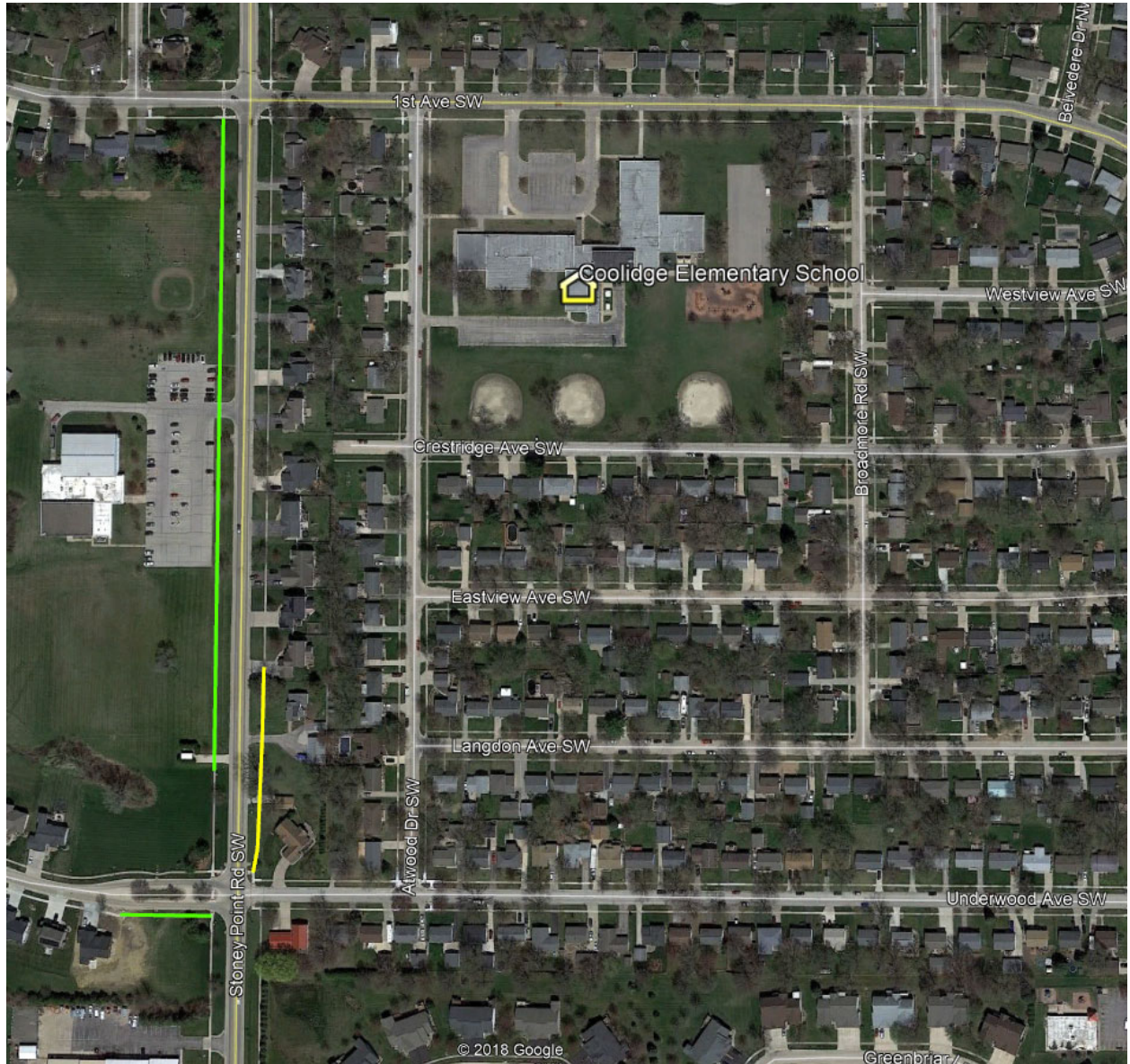
MayorSignature

Attest:

ClerkSignature

COOLIDGE ELEMENTARY SAFE ROUTES TO SCHOOL

PROJECT LOCATION MAP



TAFT MIDDLE SCHOOL SAFE ROUTES TO SCHOOL

PROJECT LOCATION MAP





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 submittal of a grant application to the Corridor Metropolitan Planning Organization for Transportation Alternatives Program (TAP) Set-Aside funds for the 4th Street Trail Extension – Segment 1 from 9th Avenue SE to the Cedar River project.
 CIP/DID #325099-00

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Annually, the Corridor Metropolitan Planning Organization provides funds for Federal Surface TAP infrastructure projects on a competitive basis. A resolution must be included in each grant application being submitted to authorize the City's participation in the program.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing submittal of a grant application to the Corridor Metropolitan Planning Organization for Federal Surface TAP funds for this segment of the 4th Street Trail Extension – Segment 1 from 9th Avenue SE to the Cedar River.

Alternative Recommendation: If the resolution is not approved, the grant application for trail funds cannot be submitted. The trail project will continue to be deferred until another funding source can be determined.

Time Sensitivity: Normal
Resolution Date: 1/12/21

Budget Information: 325/325000/325099-00, 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, Iowa is applying for \$870,000 through the Corridor Metropolitan Planning Organization for funding in Federal Fiscal Year 2025 for Federal Surface Transportation Block Grant (STBG) or Transportation Alternatives Program (TAP) funding for the construction of the 4th Street Trail from 9th Avenue SE to the Cedar River project, and

WHEREAS, the City has the legal jurisdiction and authority to construct, finance, operate and maintain the proposed trail within the City of Cedar Rapids limits for a minimum of twenty years, and

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

1. That the City of Cedar Rapids, Iowa agrees to conform with the regulations, statutes, terms and conditions described in the application and instructions.
2. Comply with conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. That the City commits to provide the additional matching funds of \$218,000 proposed in the funding application contingent upon award, and acceptance, of federal STBG or TAP funding for the above mentioned project. The City of Cedar Rapids is under no obligation to perform said project if the City of Cedar Rapids application for funding is not approved.
4. That if federal STBG or TAP funds are approved for the above mentioned project, the required local matching funds will be included in the future Capital Improvements Programs, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

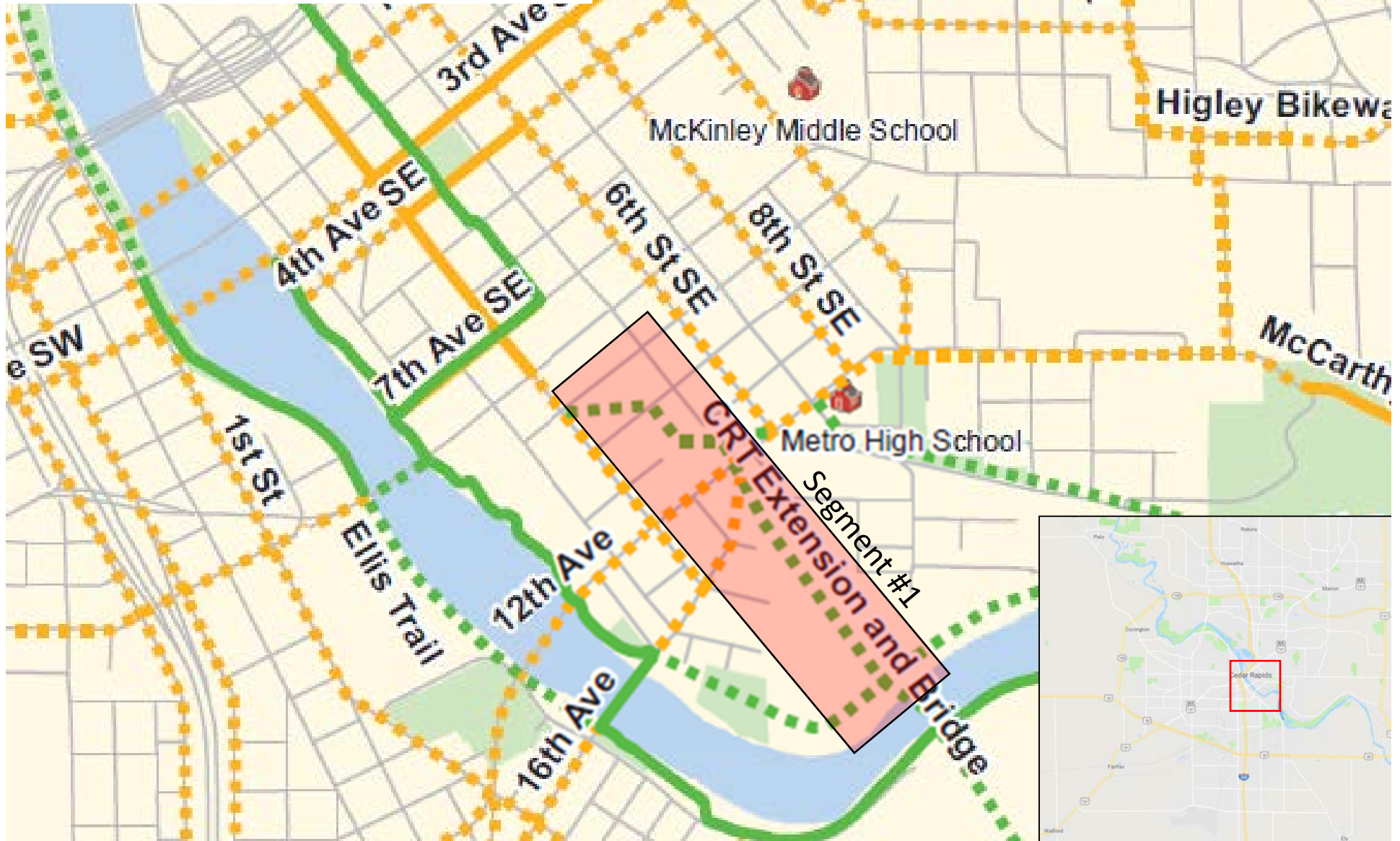
Attest:

ClerkSignature

CMPO FY22-FY25 Application

CRT/4th St Trail (Cedar Valley Nature Trail) Extension – Segment #1

Cedar River to 9th Ave SE





Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen

Contact Person: Chief Jerman

Cell Phone Number: 640-5518

E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution to accept the Iowa Coronavirus Emergency Supplemental Funding Program grant in the amount of \$24,000 to be used by the Police Department to acquire laptop computers.
CIP/DID #0051

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

Background: An application was submitted to the State of Iowa requesting grant funding for the purchase of laptop computers. The Police Department has been awarded \$24,000 through the Iowa Coronavirus Emergency Supplemental Funding Program grant. The grant funding is to be used in preventing, preparing for, and responding to the Coronavirus. Additional laptops will increase the capability of the Police Department to support sworn and civilian staff when the need arises for working remotely.

Action/Recommendation: The Police Department recommends the City Council authorize the acceptance of the grant by the City Manager.

Alternative Recommendation: NA

Time Sensitivity: Immediate action is recommended in order to meet the acceptance deadline.

Resolution Date: January 12, 2021

Budget Information: NA

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 of Cedar Rapids has been awarded a grant by the State of Iowa Governor's Office of Drug Control Policy, and

WHEREAS, the grant that has been awarded is the 2020 Coronavirus Emergency Supplemental Funding grant, and

WHEREAS, the Police Department will use the grant funds, in the amount of \$24,000, for the purchase of laptop computers. These computers will be used to increase the capability of the Police Department to support sworn and civilian staff when the need arises to work remotely.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to execute acceptance of the 2020 Coronavirus Emergency Supplemental Funding grant.

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 Total Acquisition Purchase Agreement in the amount of \$660,000 and accepting from Culver's Water Rock Properties, LLC, a Warranty Deed for land located at 651 Blairs Ferry Road NE, and a Permanent Easement for Recreational Trail and Temporary Grading Easements for Construction from land located at 921 & 941 Blairs Ferry Road NE, in conjunction with the Lindale Trail Phase I from Council Street to East of C Avenue NE project.

CIP/DID #325071-01

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: City Council previously approved funding towards the Lindale Trail Phase I from Council Street to East of C Avenue NE project.

The property and easements are required to accommodate the proposed improvements. The project includes trail construction primarily along the abandoned Canadian National railroad ROW with a short stretch along Blairs Ferry Road NE and connection at C Avenue NE. Traffic signal improvements and streetscape at and along the C Avenue NE and Blairs Ferry Road intersection are included.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of \$660,000 and accepting a Warranty Deed, Permanent Easement for Recreational Trail, and Temporary Construction Easements from Culver's Water Rock Properties, LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed Lindale Trail Phase I from Council Street to East of C Avenue NE improvements.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 325/325000/325071 NA

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 full acquisition of property, a permanent easement for recreational trail, and temporary grading easements for construction are needed to accommodate proposed facilities in connection with the Lindale Trail Phase I from Council Street to East of C Avenue NE project, and

WHEREAS, Culver's Water Rock Properties, LLC, of 2310 Timber Creek Drive, Marion, Iowa, 52302, OWNER, has agreed to convey 651 Blairs Ferry Road NE (GPN 14031-30009-00000) by Warranty Deed to the City of Cedar Rapids for consideration of \$660,000, and

WHEREAS, Culver's Water Rock Properties, LLC, of 2310 Timber Creek Drive, Marion, Iowa, 52302, OWNER of the real property known and described as:

See Attached Permanent Easement for Recreational Trail Exhibit "A"
See Attached Temporary Grading Easement for Construction Exhibit "A"
See Attached Temporary Grading Easement for Construction Exhibit "B"

has agreed to convey to the City of Cedar Rapids the necessary permanent easement for recreational trail and temporary grading easements for construction from land located at 941 & 921 Blairs Ferry Road NE, for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the property and accept the permanent easement for recreational trail and temporary grading easements for construction, in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Lindale Trail Phase I from Council Street to East of C Avenue NE project (Fund 325, Dept ID 325000, Project 325071 NA),

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 Total Acquisition Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement and the Temporary Construction Easement are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the Public Works Department shall finalize the

transaction and the City of Cedar Rapids Finance Director be authorized to issue payment(s) necessary in the amount of \$660,000, to Culver's Water Rock Properties, LLC, the Linn County Treasurer, and if applicable, other lien holders.

BE IT FURTHER RESOLVED that the Warranty Deed, Groundwater Hazard Statement, and Permanent Easement for Recreational Trail from Culver's Water Rock 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

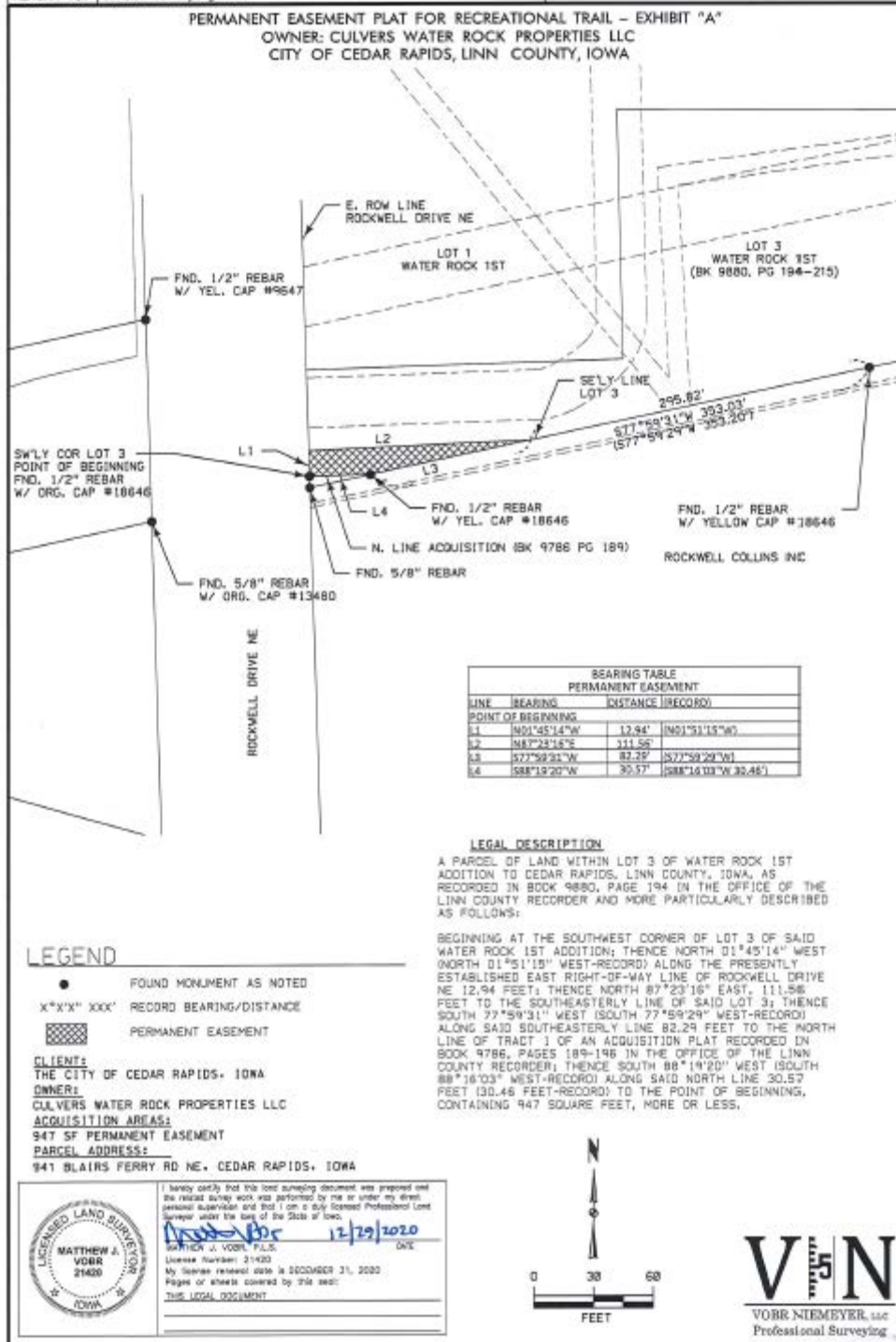
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MayorSignature

Attest:

ClerkSignature

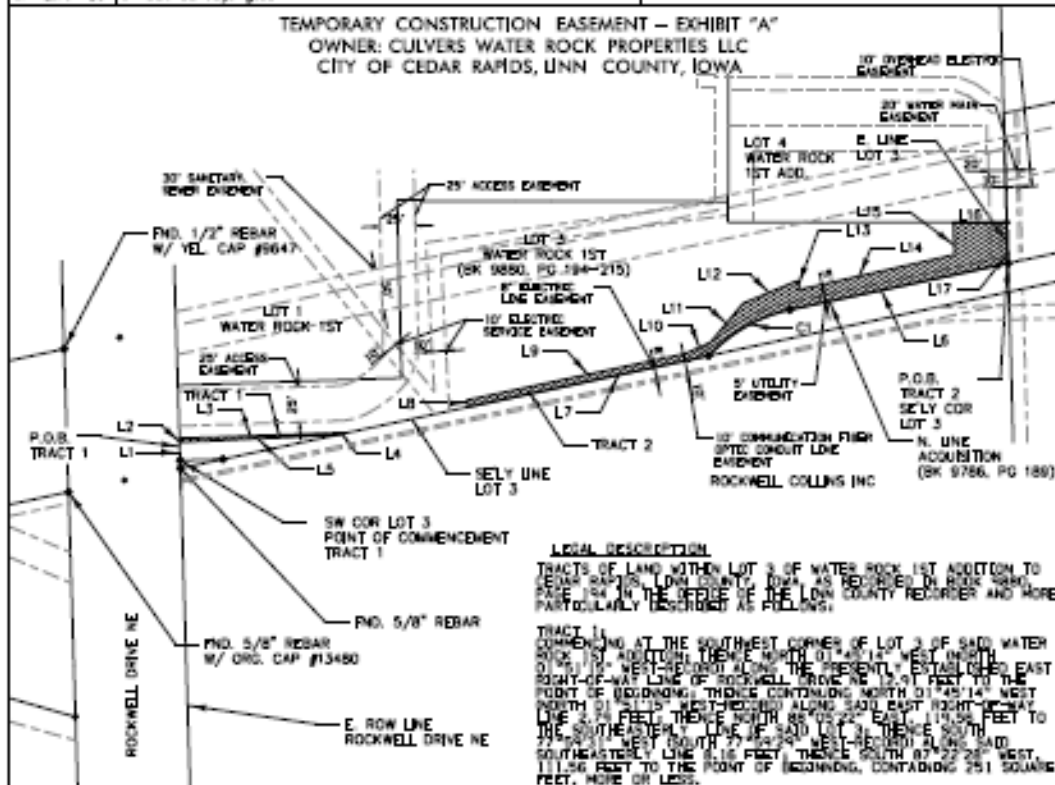
INDEX LEGEND	
LOCATION:	LOT 3 WATER ROCK 1ST ADD TO CEDAR RAPIDS
REQUESTOR:	City of Cedar Rapids, Iowa
PROPRIETOR:	Culvers Water Rock Properties LLC
SURVEYOR:	Matthew J. Vobr, P.L.S.
SURVEYOR:	Vobr Niemeyer, LLC
COMPANY:	5340 N Park Place NE, Suite 105 Cedar Rapids, IA 52402 (319) 377-5099
RETURN TO:	info@vnsurveying.com



DWG FILE: J:\2017\171242\DWG\Sheets\06T_171242-PLAT5.dgn
MODEL: Parcel 06
DATE: 8/12/2019

INDEX LEGEND	
LOCATION:	LOT 3 WATER ROCK 1ST ADD TO CEDAR RAPIDS
REQUESTOR:	City of Cedar Rapids, Iowa
PROPRIETOR:	Culvers Water Rock Properties LLC
SURVEYOR:	Matthew J. Voss, P.L.S.
SURVEYOR:	Voss Nienmeyer, LLC
COMPANY:	5340 N Park Place NE, Suite 105 Cedar Rapids, IA 52402 (319) 377-5099
RETURN TO:	info@vnsurveying.com

TEMPORARY CONSTRUCTION EASEMENT – EXHIBIT "A"
OWNER: CULVERS WATER ROCK PROPERTIES LLC
CITY OF CEDAR RAPIDS, IOWA COUNTY, IOWA



LEGAL DESCRIPTION

TRACTS OF LAND WITHIN LOT 3 OF WATER ROCK 1ST ADDITION TO CEDAR RAPIDS, IOWA COUNTY, IOWA, AS RECORDED IN BOOK 9880, PAGE 154 IN THE OFFICE OF THE IOWA COUNTY RECORDER AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT 1:
 BEGINNING AT THE SOUTHWEST CORNER OF LOT 3 OF SAID WATER ROCK 1ST ADDITION, THENCE NORTH 01°45'12" WEST 100.00 FEET TO THE POINT OF BEGINNING, THENCE CONTINUING NORTH 01°45'14" WEST 100.00 FEET, THENCE SOUTH 88°05'22" EAST, 119.98 FEET TO THE SOUTHEASTLY CORNER OF SAID LOT 3, THENCE SOUTH 77°54'24" WEST 111.56 FEET, THENCE SOUTH 67°22'28" WEST, 111.56 FEET TO THE POINT OF BEGINNING, CONTAINING 251 SQUARE FEET, MORE OR LESS.

AND

TRACT 2:
 BEGINNING AT THE SOUTHEASTLY CORNER OF LOT 3 OF SAID WATER ROCK 1ST ADDITION, THENCE SOUTH 77°54'31" WEST SOUTH 77°54'24" WEST, THENCE ALONG THE SOUTHEASTLY LINE OF SAID LOT 3 A DISTANCE OF 158.57 FEET (158.47 FEET BEING TO THE BEGINNING OF A 110.00 FOOT (110.00 FEET BEING) RADIUS TANGENT CURVE CONCAVE SOUTHERLY, THENCE SOUTHERLY 67.35 FEET (67.35 FEET BEING) ALONG THE ARC OF SAID CURVE WITH A CHORD THAT BEARS SOUTH 60°26'10" WEST, 66.31 FEET (66.31 FEET BEING) TO THE POINT OF BEGINNING, THENCE SOUTH 77°54'31" WEST SOUTH 77°54'24" WEST, THENCE ALONG THE SOUTHEASTLY LINE 172.42 FEET, THENCE NORTH 12°01'06" WEST, 4.32 FEET, THENCE NORTH 77°54'31" EAST, 152.16 FEET, THENCE NORTH 60°26'10" EAST, 12.28 FEET, THENCE NORTH 60°17'10" EAST, 36.18 FEET, THENCE NORTH 60°17'10" EAST, 41.52 FEET, THENCE SOUTH 18°20'52" EAST, 6.52 FEET, THENCE NORTH 77°17'44" EAST, 12.58 FEET, THENCE NORTH 01°40'17" WEST 22.44 FEET TO THE SOUTHWEST CORNER OF SAID LOT 3, THENCE SOUTH 88°05'22" EAST 100.00 FEET, THENCE SOUTH 67°22'28" WEST 111.56 FEET, THENCE SOUTH 77°54'24" WEST 100.00 FEET, THENCE ALONG THE SOUTHWEST LINE OF SAID LOT 3 TO THE POINT OF BEGINNING, CONTAINING 4,617 SQUARE FEET, MORE OR LESS.

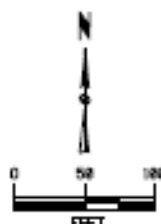
CONTAINING 4,868 SQUARE FEET, MORE OR LESS, TOTAL.

BEARING TABLE TEMPORARY CONSTRUCTION EASEMENT			
LINE	BEARING	DISTANCE (RECORDED)	
POINT OF COMMENCEMENT - TRACT 1			
1	N01°45'14"W	12.50	N01°51'10"W
POINT OF BEGINNING - TRACT 1			
2	N01°45'14"W	1.20	N01°51'10"W
3	N88°05'22"E	119.98	
4	S77°52'31"W	8.50	S77°52'28"W
5	S67°22'28"W	111.56	
POINT OF BEGINNING - TRACT 2			
6	S77°52'31"W	158.57	S77°52'28"W (158.47)
7	S60°26'10"W	66.31	S60°26'10"W (66.31)
8	S77°54'31"W	172.42	S77°54'28"W
9	N12°01'06"E	4.32	
10	N77°52'10"E	152.16	
11	N60°17'10"E	36.18	
12	N60°17'10"E	41.52	
13	N18°20'52"E	6.52	
14	S77°17'44"E	12.58	
15	N01°40'17"W	22.44	
16	S88°05'22"E	100.00	S88°05'28"E
17	S01°40'17"E	22.00	S01°40'18"E

CLIENTS:
 THE CITY OF CEDAR RAPIDS, IOWA
OWNER:
 CULVERS WATER ROCK PROPERTIES LLC
ACQUISITION AREAS:
 251 SF - TRACT 1 TEMPORARY CONSTRUCTION EASEMENT
 4617 SF - TRACT 2 TEMPORARY CONSTRUCTION EASEMENT
 4868 SF - TOTAL
PARCEL ADDRESS:
 941 BLAIRS FERRY RD NE, CEDAR RAPIDS, IOWA

LEGEND

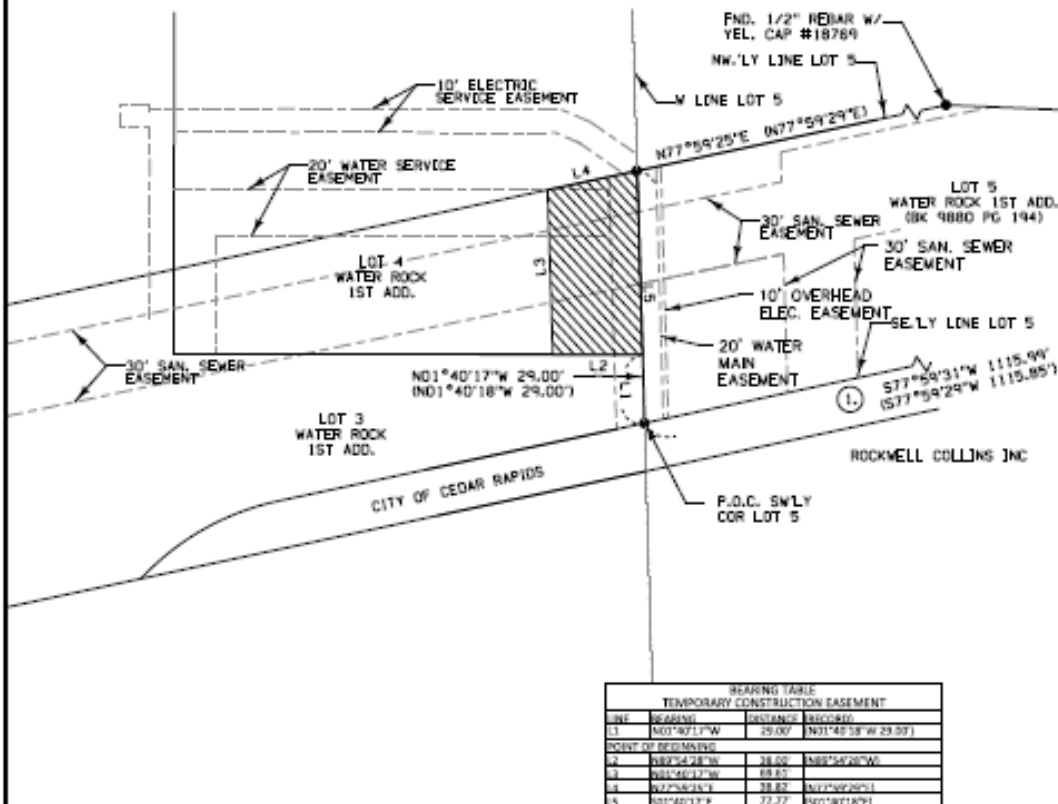
- FOUND 1/2" REBAR W/ ORANGE CAP
- 18646 UNLESS NOTED OTHERWISE
- XXX' RECORD BEARING/DISTANCE
- TEMPORARY CONSTRUCTION EASEMENT



V5N
 VOSS NIENMEYER, LLC
 Professional Surveying

INDEX LEGEND	
LOCATION:	LOT 4 OF WATER ROCK 1ST ADD. TO CEDAR RAPIDS
REQUESTOR:	City of Cedar Rapids
PROPRIETOR:	Culvers Water Rock Properties LLC
SURVEYOR:	Matthew J. Vobr, P.L.S.
SURVEYOR:	Vobr Niemeyer, LLC
COMPANY:	5340 N Park Place NE, Suite 105 Cedar Rapids, IA 52402 (319) 377-5099
RETURN TO:	info@vnsurveying.com

TEMPORARY CONSTRUCTION EASEMENT - EXHIBIT "B"
OWNER: CULVERS WATER ROCK PROPERTIES LLC
CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA



BEARING TABLE TEMPORARY CONSTRUCTION EASEMENT			
LINE	BEARING	DISTANCE	RECORD
1	N01°40'17\"	29.00'	(N01°40'17\"
POINT OF BEGINNING			
2	N89°54'28\"	38.00'	(N89°54'28\"
3	S01°40'17\"	69.61'	(S01°40'17\"
4	N77°59'29\"	38.82'	(N77°59'29\"
5	S01°40'17\"	77.77'	(S01°40'17\"

NOTES:

- (1) TRACT 2 OF AN ACQUISITION SHOWN ON A PLAT RECORDED IN BK. 9786 PG. 189-196 IN THE OFFICE OF THE LINN COUNTY RECORDER.

LEGAL DESCRIPTION

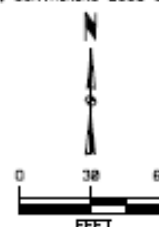
A PARCEL OF LAND WITHIN LOT 4 OF WATER ROCK FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9880, PAGES 194-215 IN THE OFFICE OF THE LINN COUNTY RECORDER AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 5 OF SAID WATER ROCK FIRST ADDITION; THENCE NORTH 01°40'17\"

CLIENT:
THE CITY OF CEDAR RAPIDS, IOWA
OWNER:
CULVERS WATER ROCK PROPERTIES LLC
ACQUISITION AREA:
2800 SF TEMPORARY EASEMENT
PARCEL ADDRESS:
651 BLAIRS FERRY RD NE, CEDAR RAPIDS, IOWA

LEGEND

- FND 1/2\"



V N
VOBR NIEMEYER, LLC
Professional Surveying





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 an Agreement for Temporary Construction Easement in the amount of \$1,800 from Johnson Brothers of Iowa, Inc. from land located at 1824 16th Avenue SW in connection with the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project (**Paving for Progress**).

CIP/DID #3012089-00

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

Background: City Council previously approved funding towards the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project. This project includes pavement resurfacing, drainage improvements, water main, sidewalk infill and sanitary sewer improvements. Per a 28E Agreement with the Cedar Rapids Community School District, the City will address drainage problems and bring existing sidewalk into ADA compliance for Jefferson High School's softball facility.

This is a continuation of work started in 2017 (Phase 1A) at the nearby intersection of 18th Street SW and 8th Avenue. Future construction (Phase 2) will include pavement and utility replacement for the Chandler Street SW and 20th Street loop, which is currently scheduled to follow Phase 1B work. 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 an Agreement for Temporary Construction Easement in the amount of \$1,800 from Johnson Brothers of Iowa, Inc.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/3012089 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 temporary construction easement to accommodate the proposed facilities, and

WHEREAS, Johnson Brothers of Iowa, Inc. of 1999 Shepard Road, Saint Paul, Minnesota, 55116, OWNER of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

has agreed to convey the necessary temporary construction easement from land located at 1824 16th Avenue SW, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into agreement to purchase the temporary construction easement in accordance with the terms set forth in the Agreement for Temporary Construction Easement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project (Fund 301, Dept ID 301000, Project 3012089 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 Agreement for Temporary Construction Easement as described herein, and

BE IT FURTHER RESOLVED that the Agreement for Temporary Construction Easement is 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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

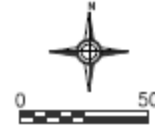
Attest:

ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

CHANDLER STREET SW AND 30TH STREET SW
PAVEMENT AND WATER MAIN IMPROVEMENTS - PHASE 2
CITY PROJECT NO. 3012089-04

Prepared by R. Rodney Kilen Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



NOTES:

1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.
3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND THE ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

PROPRIETOR:
JOHNSON BROTHERS OF IOWA, INC.
OPN: 14311-01003-00000

Legal Description

PART OF THE NE1/4 NE1/4 OF SECTION 31, TOWNSHIP-83-NORTH, RANGE-7-WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH RIGHT-OF-WAY LINE OF 16TH AVENUE SOUTHWEST BEING 300 FEET WESTERLY FROM THE EASTERLY LINE OF SAID NE1/4 NE1/4 OF SAID SECTION 31;

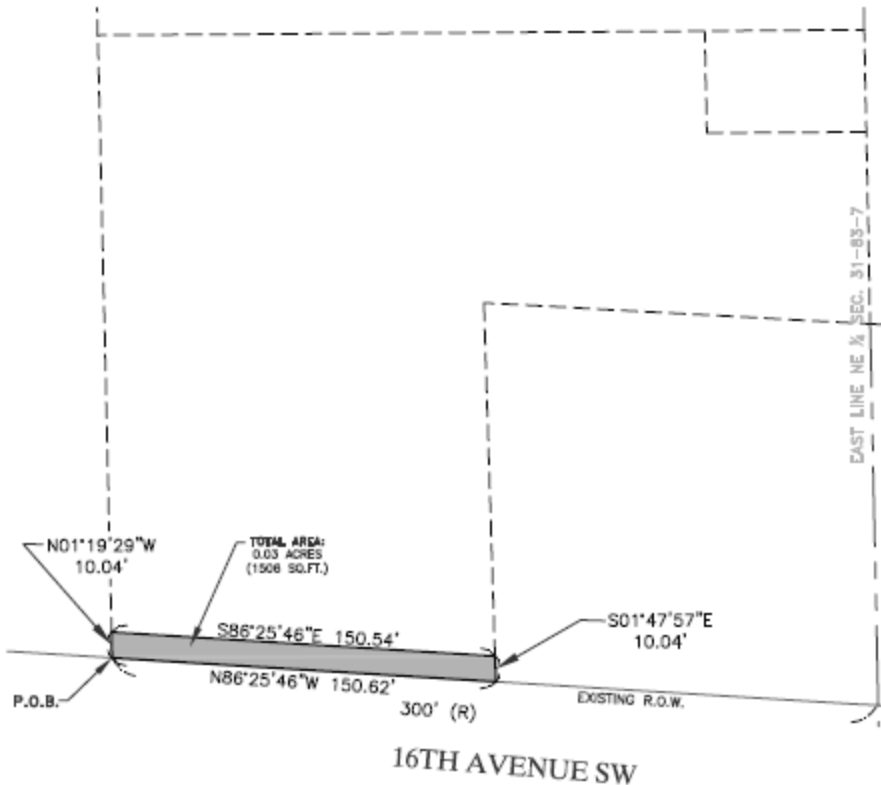
THENCE N01°19'29"W, 10.04 FEET;

THENCE S86°25'46"E, 150.54 FEET;

THENCE S01°47'57"E, 10.04 FEET TO SAID NORTH RIGHT-OF-WAY LINE;

THENCE N86°25'46"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 150.62 FEET TO THE POINT OF BEGINNING CONTAINING 0.03 ACRES (1506 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



Legend

- Boundary Line —————
- Adjoining Lot Line - - - - -
- Section Line ————
- Building Setback Line ······
- Found 1/2" Rebar ●
- Set 3/4"x30" Rebar ○
- w/Orange Cap #18646
- Set Section/Quarter Corner ▲
- Found Section/Quarter Corner ▲
- Measured (M)
- Record (R)
- Temporary Construction [Shaded Area]

TEMPORARY CONSTRUCTION
EASEMENT EXHIBIT
Project Number: 216007

PARCEL 93
1824 16TH AVENUE SW

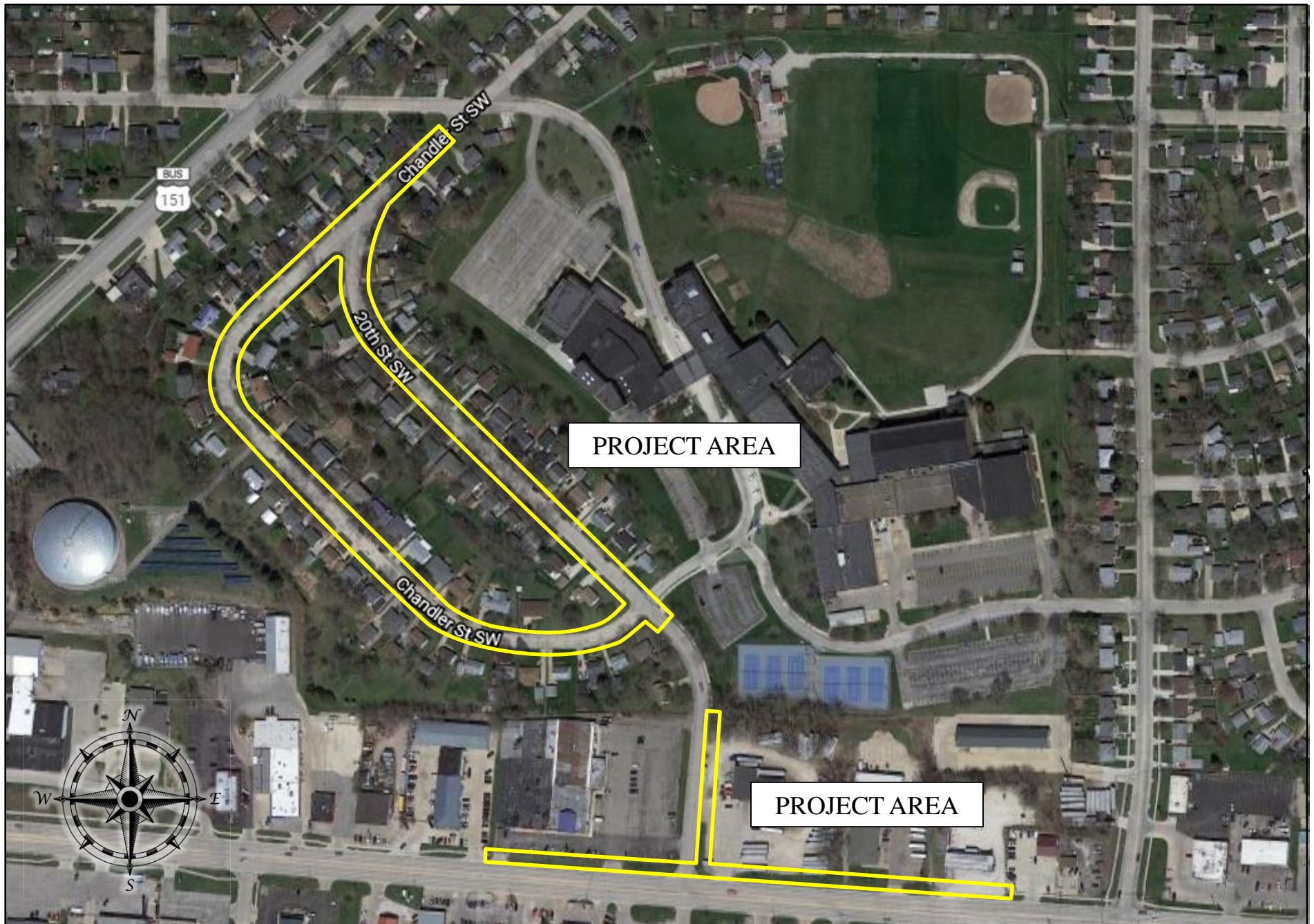
Drawn By: AWB
Checked By: AWB
Date: 06/08/20
Scale: 1"=50'
Map Book #323

CEGAR RAPIDS
IOWA

Client

ANDERSON-BOGERT

Sheet No.
1
Of
1



CHANDLER STREET SW AND 20TH STREET SW PAVEMENT AND WATER MAIN IMPROVEMENTS – PHASE 2



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 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Margaret A. McGuire from land located at 1253 20th Street SW in connection with the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project **(Paving for Progress)**.

CIP/DID #3012089-00

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

Background: City Council previously approved funding towards the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project. This project includes pavement resurfacing, drainage improvements, water main, sidewalk infill and sanitary sewer improvements. Per a 28E Agreement with the Cedar Rapids Community School District, the City will address drainage problems and bring existing sidewalk into ADA compliance for Jefferson High School's softball facility.

This is a continuation of work started in 2017 (Phase 1A) at the nearby intersection of 18th Street SW and 8th Avenue. Future construction (Phase 2) will include pavement and utility replacement for the Chandler Street SW and 20th Street loop, which is currently scheduled to follow Phase 1B work. 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 and accepting a Permanent Easement for Storm Sewer and a Temporary Grading Easement for Construction from Margaret A. McGuire.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: 301/301000/3012089 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, Margaret A. McGuire of 1253 20th Street SW, Cedar Rapids, Iowa, 52404, OWNER of the real property known and described as:

See Attached Permanent Storm Sewer Easement Exhibit

has agreed to convey the necessary permanent easement for storm sewer and temporary grading easement for construction from land located at 1253 20th Street SW, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to accept 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 Chandler Street SW and 20th Street SW Pavement and Water Main Improvements – Phase 2 project (Fund 301, Dept ID 301000, Project 3012089 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 Permanent Easement for Storm Sewer from Margaret A. McGuire 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

PERMANENT STORM SEWER EASEMENT EXHIBIT

CHANDLER STREET SW AND 20TH STREET SW
PAVEMENT AND WATER MAIN IMPROVEMENTS - PHASE 2
CITY PROJECT NO. 3012089-04

Prepared by R. Rodney Klien Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



NOTES:

1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR:
MARGARET A. MCGUIRE
GPN: 14304-76013-00000

Legal Description

PART OF LOT 6, WESTLAND HEIGHTS THIRD ADDITION TO CEDAR RAPIDS, IOWA FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST SOUTHERN CORNER OF SAID LOT 6;

THENCE N47°14'05"W ALONG THE NORTHEASTERLY RIGHT-OF-WAY LINE OF 20TH STREET SW, 12.00 FEET;

THENCE N87°45'55"E, 16.97 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 6;

THENCE S42°45'55"W ALONG SAID SOUTHEASTERLY LINE, 12.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.01 ACRES (72 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

PERMANENT STORM SEWER
EASEMENT EXHIBIT
Project Number: 216007

PARCEL 73
1253 20TH STREET SW

Drawn By: AWS
Approved By: RSK
Date: 06/03/20
Scale: 1"=40'
Field Book #323

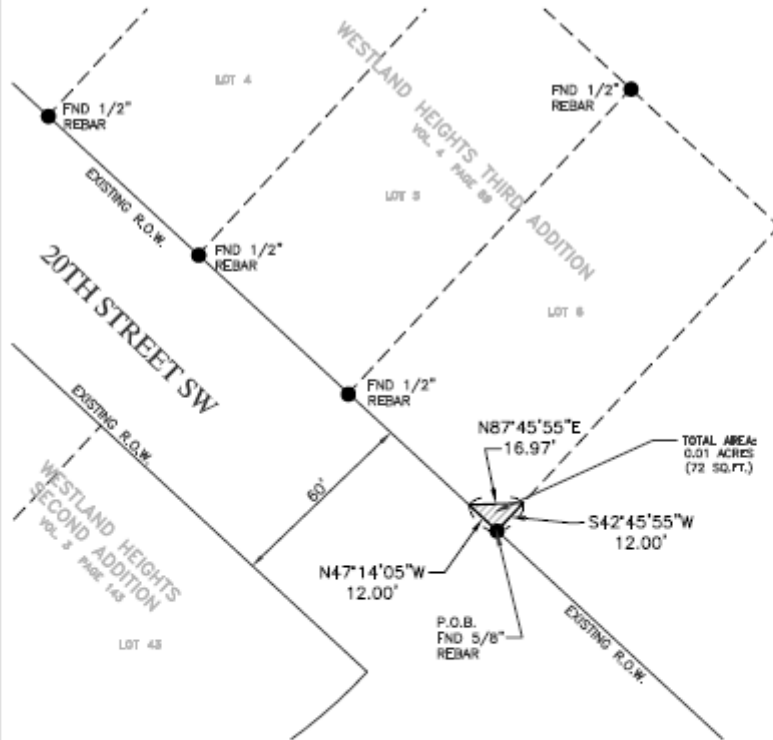
CEDAR RAPIDS
IOWA

Client

ANDERSON-BOGERT

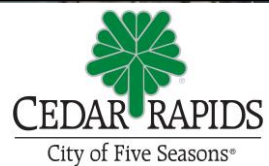
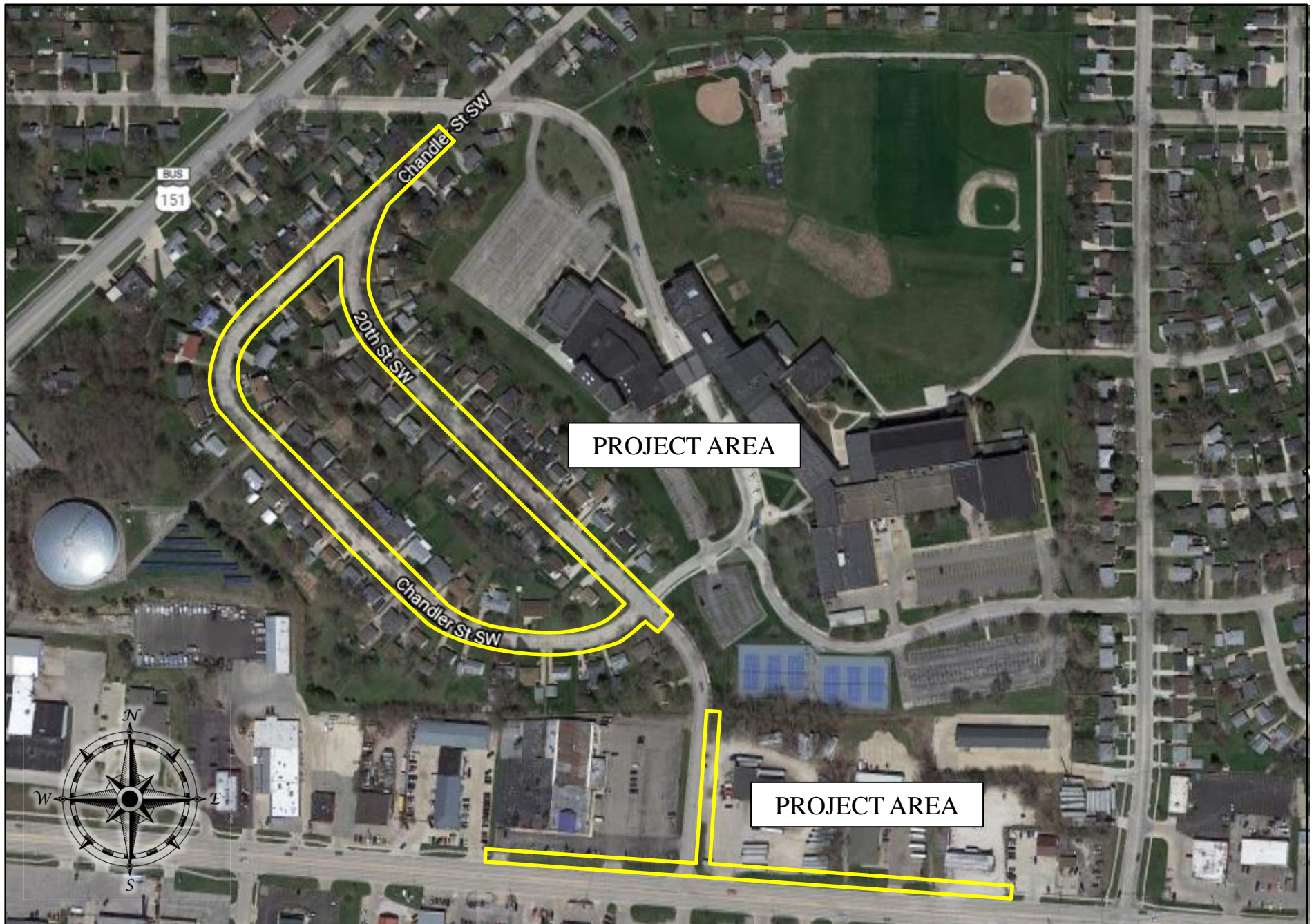
Sheet No.
1
Of
1

T:\ACAD\216007\Phase 2\Easements\Parcel 73 - 1253 20TH ST SW (PERM).dwg 8-03-20 04:14:55 PM AWS366



Legend

Boundary Line	—————
Adjoining Lot Line	-----
Section Line	-----
Building Setback Line
Found 1/2" Rebar	●
Set 3/4"x30" Rebar w/Orange Cap #18645	○
Set Section/Quarter Corner	△
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)
Permanent Storm Sewer	=====



CHANDLER STREET SW AND 20TH STREET SW PAVEMENT AND WATER MAIN IMPROVEMENTS – PHASE 2



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter

Cell Phone Number: 319-538-1076

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution accepting a bid in the amount of \$40,500 from Darren L. and Cynthia R. Bogner and approving a Quit Claim Deed for the disposition of excess City-owned property described as a single family residential property located at 2109 O Avenue NW.

CIP/DID #PRD-030237-2020

EnvisionCR Element/Goal: StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

Background: The City of Cedar Rapids acquired this parcel in August of 2019 through the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. A Public Hearing was held on November 3, 2020, and Council approved the resolution to continue with the disposition of this parcel. The parcel was offered for sale by sealed bid for a minimum of 30 days to the general public at the fair market value of \$45,900.

The City received two sealed bids which were opened at the Public Works Department at 1:00 p.m. on December 17, 2020. The high bid was received from Darren L. and Cynthia R. Bogner (200 Vinton Street, Palo, Iowa 52324) in the amount of \$40,500.

By disposing of this property, the City will no longer be responsible for the maintenance of the property and will attain the goal of placing this property back on the tax roll.

Action/Recommendation: The Public Works Department recommends approving the resolution continuing the disposition of the excess City-owned property located at 2109 O Avenue NW.

Alternative Recommendation: Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: PRD-030237-2020

Local Preference Policy: NA

Explanation: Does not fit criteria, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council desires to dispose of City-owned property located at 2109 O Avenue NW and legally described as follows:

West 1/2 Lot 103, Auditor's Plat No. 93, Linn County, Iowa, except the public highway
, and

WHEREAS, the City Council previously authorized the disposal of this City-owned property by sealed bid to the public, and

WHEREAS, the disposition included the following:

1. The property is being offered 'as is'
2. Future demolition of the house and/or garage will need review by the City's Historic Preservation Commission, which can result in a potential hold on the demolition of up to 60 days.
3. If future demolition occurs, the titleholder(s) agrees to dedicate an additional 5 foot of right-of-way to support future utility, traffic and roadway need, and

WHEREAS, the City of Cedar Rapids offered this property to the public for sale by sealed bid for a minimum of 30 days, during which the property was advertised by internet advertising on the City's website and by placing a "For Sale" sign at 2109 O Avenue NW, and

WHEREAS, the City of Cedar Rapids received two offers by sealed bid on December 17, 2020, which was the deadline for receipt of sealed bids for the purchase of the property, and

WHEREAS, The City of Cedar Rapids has now received a bid from Darren L. and Cynthia R. Bogner (200 Vinton Street, Palo, Iowa 52324) in the amount of \$40,500 for this real property, and

WHEREAS, the Cedar Rapids Public Works Department recommends the City Council accept the offer received from Darren L. and Cynthia R. Bogner for this property.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the consideration to be paid by Darren L. and Cynthia R. Bogner for the property to be conveyed is good, adequate, fair and valuable, and

BE IT FURTHER RESOLVED that the bid shall be accepted for the property and that a Quit Claim Deed from the City of Cedar Rapids, Iowa to Darren L. and Cynthia R. Bogner shall be executed by the City Manager and City Clerk and be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

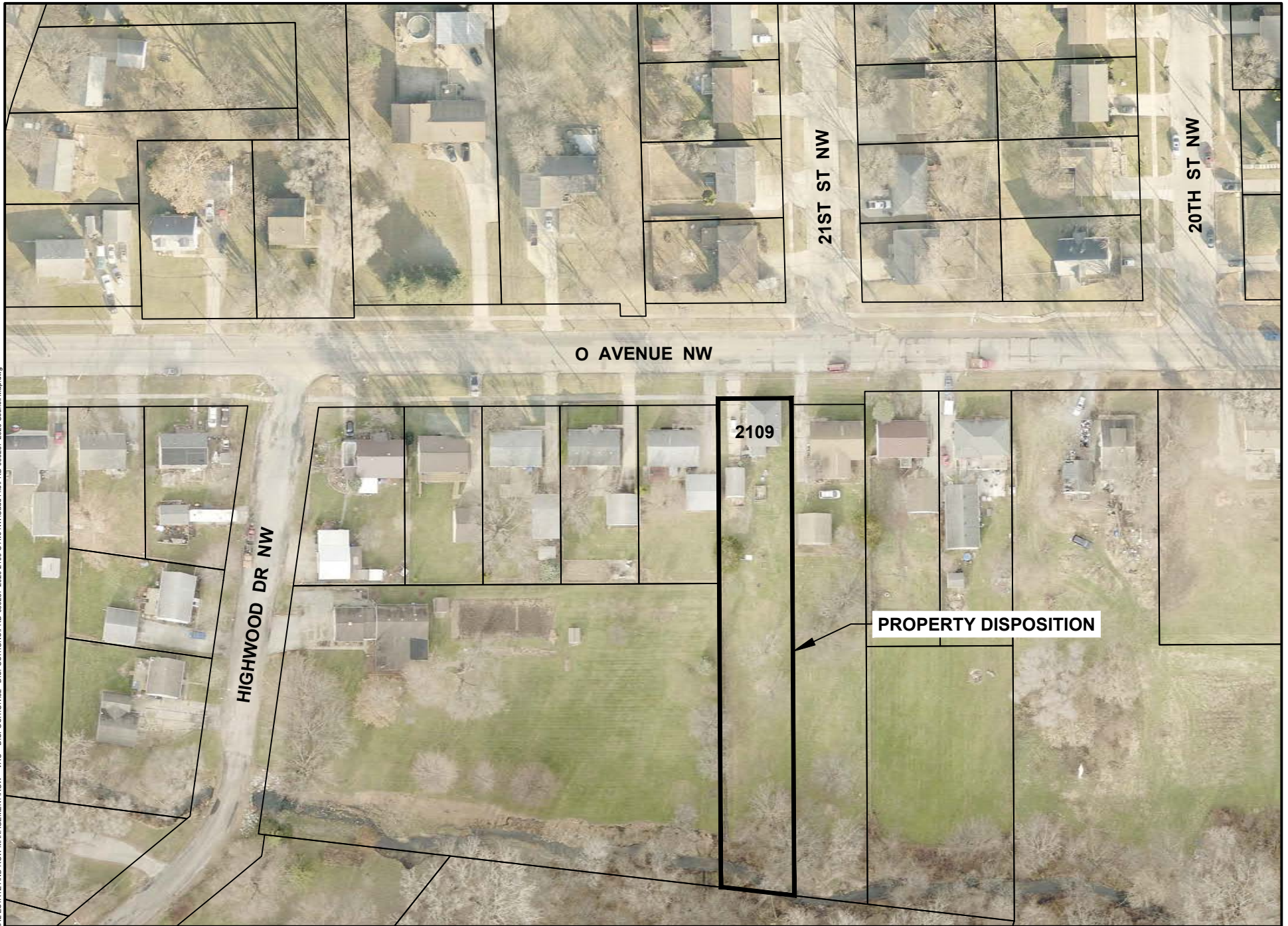
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



PROPERTY DISPOSITION
2109 O AVENUE NW



0 FEET 100



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate 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 Public Easement Encroachment Agreement to permit the construction of a 2-foot high retaining wall to encroach onto the City-owned 8-foot public utility easement located at 5327 Holly Avenue NW as requested by Randy D. and Virginia L. Deaton.
CIP/DID #ENCR-023600-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.
--

Background: Randy D. and Virginia L. Deaton, Owners of the property located at 5327 Holly Avenue NW submitted a request to the City of Cedar Rapids to encroach onto the City-owned 8-foot public utility easement along the south property line for the purpose of constructing a 2-foot high retaining wall measuring 25-feet in length and encroaching 3-feet onto the 8-foot public utility easement.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Public Easement Encroachment Agreement with Randy D. and Virginia L. Deaton, Owners.

Alternative Recommendation: Deny request and require the 2-foot high retaining wall not encroach onto the City owned 8-foot public utility easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Randy D. and Virginia L. Deaton, Owners of the real property located at 5327 Holly Avenue NW, Cedar Rapids, Iowa (hereinafter Property), and

WHEREAS, the Owners have requested an encroachment onto the City-owned 8-foot public utility easement located at 5327 Holly Avenue NW for the purpose of constructing a 2-foot high retaining wall measuring 25-feet in length and encroaching 3-feet onto the 8-foot public utility easement located along the south property line, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, is the Owner of said 8-foot public utility easement located along the south Property line, and

WHEREAS, the Public Works Department recommends the City enter into an agreement for the encroachment in accordance with the terms set forth in the Public Easement Encroachment Agreement, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Public Easement Encroachment Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said Public Easement Encroachment Agreement, and

BE IT FURTHER RESOLVED, that the Public Easement Encroachment Agreement 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



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate 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 Public Easement Encroachment Agreement for the construction of an 8-foot by 10-foot replacement shed to encroach onto the City-owned 8-foot public utility easement located at 2910 Mansfield Avenue SE as requested by Tiffany L. Green.
CIP/DID #ENCR-023014-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: Tiffany L. Green, Owner of the property located at 2910 Mansfield Avenue SE submitted a request to the City of Cedar Rapids to encroach onto the City-owned 8-foot public utility easement along the north property line for the purpose of constructing an 8-foot by 10-foot replacement shed placed on an 8-foot by 10-foot concrete slab and encroaching approximately 5-feet onto the 8-foot public utility easement.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Public Easement Encroachment Agreement with Tiffany L. Green, Owner.

Alternative Recommendation: Deny request and require the 8-foot by 10-foot shed not encroach onto the City owned 8-foot public utility easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Tiffany L. Green, Owner of the real property located at 2910 Mansfield Avenue SE, Cedar Rapids, Iowa (hereinafter Property), and

WHEREAS, the Owner has requested an encroachment onto the City-owned 8-foot public utility easement located at 2910 Mansfield Avenue SE for the purpose of constructing an 8-foot by 10-foot replacement shed encroaching approximately 5-feet onto the 8-foot public utility easement located along the north property line, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, is the Owner of said 8-foot public utility easement located along the north Property line, and

WHEREAS, the Public Works Department recommends the City enter into an agreement for the encroachment in accordance with the terms set forth in the Public Easement Encroachment Agreement, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Public Easement Encroachment Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said Public Easement Encroachment Agreement, and

BE IT FURTHER RESOLVED, that the Public Easement Encroachment Agreement 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



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate 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 Fence Encroachment Agreement to permit the construction of a 4-foot high chain link fence to encroach onto the 10-foot public utility easement located along the north and south property lines for the property located at 1923 Huntsboro Lane SW as requested by Midwest Development Co.

CIP/DID #BLDR-022810-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: Midwest Development Co., Owner of the property located at 1923 Huntsboro Lane SW, submitted a request to the City of Cedar Rapids for the purpose of constructing a 4-foot high chain link fence to encroach onto the 10-foot public utility easement located along the north and south property line of 1923 Huntsboro Lane SW.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Fence Encroachment Agreement with Midwest Development Co., Owner.

Alternative Recommendation: Deny request and require the 4-foot high chain link fence not encroach onto the existing public utility easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Midwest Development Co., Owner of real property located at 1923 Huntsboro Lane SW, Cedar Rapids, Iowa (hereinafter Property), and

WHEREAS, the Owner requested an encroachment onto a 10-foot public utility easement located at 1923 Huntsboro Lane SW for the purpose of constructing a 4-foot high chain link fence, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, is the Owner of the 10-foot public utility easement located along the north and south property lines, and

WHEREAS, the Public Works Department recommends the City enter into an agreement for the encroachment in accordance with the terms set forth in the Fence Encroachment Agreement, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fence Encroachment Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said Fence Encroachment Agreement, and

BE IT FURTHER RESOLVED, that the Fence Encroachment Agreement 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



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate 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 Fence Encroachment Agreement to permit the construction of a 6-foot high solid fence to encroach onto the 10-foot public utility easement located along the west property line for the property located at 1915 Wycliffe Court SW as requested by Cesar Vazquez Rodriguez and Laura Lozoya Ontiveros.

CIP/DID #BLDR-022910-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: Cesar Vazquez Rodriguez and Laura Lozoya Ontiveros, Owners of the property located at 1915 Wycliffe Court SW, submitted a request to the City of Cedar Rapids for the purpose of constructing a 6-foot high solid fence to encroach onto the 10-foot public utility easement located along the west property line of 1915 Wycliffe Court SW.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Fence Encroachment Agreement with Cesar Vazquez Rodriguez and Laura Lozoya Ontiveros, Owners.

Alternative Recommendation: Deny request and require the 6-foot high solid fence not encroach onto the existing public utility easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Cesar Vazquez Rodriguez and Laura Lozoya Ontiveros, Owners of real property located at 1915 Wycliffe Court SW, Cedar Rapids, Iowa (hereinafter Property), and

WHEREAS, the Owners requested an encroachment onto a 10-foot public utility easement located at 1915 Wycliffe Court SW for the purpose of constructing a 6-foot high solid fence, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, is the Owner of the 10-foot public utility easement located along the west property line, and

WHEREAS, the Public Works Department recommends the City enter into an agreement for the encroachment in accordance with the terms set forth in the Fence Encroachment Agreement, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fence Encroachment Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said Fence Encroachment Agreement, and

BE IT FURTHER RESOLVED, that the Fence Encroachment Agreement 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



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate 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 Fence Encroachment Agreement to permit the construction of a 4-foot high chain link fence to encroach onto the 15-foot sidewalk easement and a 20-foot drainage easement of 4614 Adams Court NE as requested by Michael and Stephanie Schwartz. CIP/DID #BLDR-022623-2020

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: Michael and Stephanie Schwartz, Owners of the property located at 4614 Adams Court NE, submitted a request to the City of Cedar Rapids for the purpose of constructing a 4-foot high chain link fence to encroach onto the 15-foot sidewalk easement located along the west property line and a 20-foot drainage easement located along the north property line of 4614 Adams Court NE.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Fence Encroachment Agreement with Michael and Stephanie Schwartz, Owners.

Alternative Recommendation: Deny request and require the 4-foot high chain link fence not encroach onto the existing public utility easement.

Time Sensitivity: Normal

Resolution Date: January 12, 2021

Budget Information: NA

Local Preference Policy: NA

Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Michael and Stephanie Schwartz, Owners of real property located at 4614 Adams Court NE, Cedar Rapids, Iowa (hereinafter Property), and

WHEREAS, the Owners have requested an encroachment onto a 15-foot sidewalk easement and a 20-foot drainage easement located 4614 Adams Court NE for the purpose of constructing a 4-foot high chain link fence, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, Owner of 15-foot sidewalk easement located along the west property line and a 20-foot drainage easement located along the north property line, and

WHEREAS, the Public Works Department recommends the City enter into an agreement for the encroachment in accordance with the terms set forth in the Fence Encroachment Agreement, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fence Encroachment Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said Fence Encroachment Agreement, and

BE IT FURTHER RESOLVED, that the Fence Encroachment Agreement 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



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Travis Vivian

Contact Person: Julie Macauley

Cell Phone Number: 929-0594

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

Description of Agenda Item: CONSENT AGENDA

Custom Development Services Agreement with Hexagon Safety and Infrastructure in the amount of \$65,185.32 for services and maintenance of the City's I/Leads Records Management Solution. CIP/DID #109130-36

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

Background: There is a need to have custom development modifications to I/Leads for maintaining the efficiency and effectiveness of the Police Records Management System.

Action/Recommendation: The Information Technology Department recommends approval of this Service Agreement with Hexagon Safety and Infrastructure.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: 1/12/2021

Budget Information: 522101-061-06111 and 522108-101-109130

Local Preference Policy: NA

Explanation:

Recommended by Council Committee: NA

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, The Information Technology Department has reviewed the importance of the custom development services needed from Hexagon to modify the Police Department I/Leads software product to conform to new reporting standards mandated by the FBI, and

WHEREAS, identified services will need to be purchased to complete the software modifications, and

WHEREAS, identified services will need to be purchased from the sole provider Hexagon Safety and Infrastructure, and

WHEREAS, the funding for this (maintenance) operating expense (\$12,266.66) will come from 522101-061-061000,

WHEREAS, the funding for this (purchase) operating expense (\$52,918.66) will come from 521108-101-109130,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute the agreement and the Information Technology Department is authorized to purchase services from Hexagon Safety and Infrastructure, 305 Intergraph Way, Madison, Alabama 35758 in an amount not to exceed \$65,185.32.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Douglas F. Wilson, 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

Bids were received on December 15, 2020 at the Iowa Department of Transportation for the 32nd Street NE from Rosewood Court to Madison Street Pavement Reconstruction project (estimated cost of the City's portion is \$1,606,775). A report of bids received from the City's Project Manager is attached.

CIP/DID #3012096-03

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: IDOT proposed a bridge deck overlay project on Glass Road/32nd Street over I-380 for 2021 construction. The City accelerated improvements adjacent to the bridge to coordinate with the deck overlay work, including improved turning geometrics at the on/off ramps, pavement reconstruction, traffic signal replacement, ADA compliant sidewalks, and aesthetic improvements.

Resolution 1487-11-20 authorized execution of Cooperative Agreement No. 2020-16-140 with the Iowa Department of Transportation in connection with the project. The agreement estimated the total project cost as \$2,211,100 with the City's share at \$1,606,775. The agreement identified the DOT as the contracting authority for the project therefore, the DOT will enter into a contract with the low bidder and the City will be responsible for reimbursing the DOT for its share of the project costs at the completion of construction.

Action/Recommendation: No action needed.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: None

Budget Information: 301/301000/3012096 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

December 15, 2020

City Council
City of Cedar Rapids

RE: Report on bids as read for the 32nd Street NE from Rosewood Court to Madison Street
Pavement Reconstruction project, Contract Number 3012096-03 (IDOT Project No. IMN-
380-6(340)23--OE-57)

Dear City Council:

Bids were received on December 15, 2020 in the office of the Iowa Department of Transportation,
Ames, Iowa for 32nd Street NE from Rosewood Court to Madison Street Pavement
Reconstruction project as follows:

CRAMER AND ASSOC., INC.	\$2,298,883.87
JASPER CONSTRUCTION SERVICES, INC.	\$2,568,096.77
PCIROADS, LLC	\$2,603,349.09
BRANDT CONSTRUCTION CO. & SUBSIDIARY	\$2,698,000.20
HAWKEYE PAVING CORP.	\$2,726,559.60

This is a joint project between the Iowa Department of Transportation (DOT) and the City of Cedar
Rapids. The engineers cost opinion for this work is \$2,211,100 with the City's portion estimated
at \$1,606,775. The City's portion of the apparent low bid is \$1,682,156.59. The DOT will proceed
with executing the contract.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT



Jennifer Selby, PE
Project Engineer II

JJS/dso

cc: Jennifer L. Winter, P.E. Public Works Director / Acting City Engineer



PROJECT AREA



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Ken DeKeyser

Contact Person: Sandi Fowler

Cell Phone Number: 319-538-1062

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

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and possible third reading to consider amending Chapter 32B of the Municipal Code (Floodplain Management) to add required language so the City can maintain its Class 6 rating in FEMA's Community Rating System (CRS) flood insurance discount program.

CIP/DID: DSD-001-20

EnvisionCR Element/Goal: ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: This public hearing will consider amendments to Chapter 32B of the Cedar Rapids Municipal Code, the City's Floodplain Management Ordinance.

Cedar Rapids participates in CRS, and as such must implement new freeboard requirements (in bold below) starting in January 2021.

- *New and substantially improved structures shall be constructed with electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities **(including ductwork)** elevated or floodproofed to a minimum of one (1) foot above the base flood elevation.*
- *In shallow flooding areas designated as an AO Zone on the Flood Insurance Rate Map, the minimum floodproofing/flood protection elevation shall be equal to the number of feet as specified on the FIRM (or a minimum of 2.0 ft. if no number is specified) above the highest natural grade adjacent to the structure **plus one (1) ft.***
- *In shallow flooding areas designated as an AH Zone on the Flood Insurance Rate Map, the minimum floodproofing/flood protection elevation shall be equal to the elevation as specified on the FIRM **plus one (1) ft.***

Action/Recommendation: City staff recommends approval of the First Reading of the Ordinance.

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

Time Sensitivity: Minimal

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation:

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING CHAPTER 32B OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, TO ADD REQUIRED LANGUAGE SO THE CITY CAN MAINTAIN IS CLASS 6 RATING IN FEMA'S COMMUNITY RATING SYSTEM (CRS) FLOOD INSURANCE DISCOUNT PROGRAM.

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

Section 1. That Chapter 32B of the Cedar Rapids Municipal Code, be and the same is hereby repealed, and the following new chapter enacted as a substitute.

CHAPTER 32B - FLOODPLAIN MANAGEMENT ORDINANCE

32B.01 - LEGAL AUTHORITY, FINDINGS OF FACT AND PURPOSE.

(a) **Legal Authority.** Chapter 364 of the Code of Iowa grants cities the authority, except as expressly limited by the Constitution and if not inconsistent with the laws of the General Assembly, to exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the city or of its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents.

(b) **Findings of Fact.**

1. The flood hazard areas of the City of Cedar Rapids are subject to inundation which can result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the peace, safety, health, welfare, comfort, and convenience of its residents.
2. These flood losses, hazards, and related adverse effects are caused by:
 - A. The occupancy of flood hazard areas by uses vulnerable to flood damages which create hazardous conditions as a result of being inadequately elevated or otherwise protected from flooding.
 - B. The cumulative effect of development in the floodplain causing increases in flood heights and velocities.
3. This chapter relies upon engineering methodology for analyzing flood hazards which meet or exceed standards established by the National Flood Insurance Program.

(c) **Statement of Purpose.** It is the purpose of this chapter to protect and preserve the rights, privileges and property of the City of Cedar Rapids and its residents and to preserve and improve the peace, safety, health, welfare, and comfort and convenience of its residents by minimizing those flood losses with provisions designed to:

1. Maintain or reduce flood peaks, flood stage, flood velocity, erosion, and sedimentation in public works projects, development, and other activities.
2. Restrict or prohibit uses which are dangerous to health, safety or property in times of flood or which cause excessive increases in flood heights or velocities.

3. Require that uses vulnerable to floods, including public utilities which serve such uses, be protected against flood damage at the time of initial construction.
4. Protect individuals from buying lands which are unsuited for intended purposes because of flood hazard.
5. Assure that eligibility is maintained for any property owner in the City to purchase flood insurance through the National Flood Insurance Program.
6. Maximize the benefits of floodplain lands, such as natural flood and erosion control, ecological productivity, and recreation.

(009-10)

32B.02 - DEFINITIONS.

Unless specifically defined below, words or phrases used in this chapter shall be interpreted so as to give them the meaning they have in common usage and to give this chapter its most reasonable application.

100-Year Flood: The flood having a one percent chance of being equaled or exceeded in any given year.

500-Year Flood: The flood having a two-tenths percent chance of being equaled or exceeded in any given year.

Base Flood: The flood having a one percent chance of being equaled or exceeded in any given year. Also see "100-Year Flood".

Base Flood Elevation (BFE): The water surface elevation of the 100-year flood.

Basement: Any enclosed area having its floor below grade level on all sides.

City: The City of Cedar Rapids, Iowa.

Community Rating System: A FEMA program that provides discounted flood insurance premiums to policyholders in communities actively partaking in creditable floodplain management activities.

Design Standards Manual: The latest edition of the Cedar Rapids Metropolitan Area Engineering Design Standards as approved by the City Council.

Development: Any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials. "Development" does not include "minor projects" or "routine maintenance of existing buildings and facilities" as defined in this section. It also does not include gardening, plowing, and similar practices that do not involve filling and/or grading.

Digital Flood Insurance Rate Map (DFIRM): A Flood Insurance Rate Map with floodplains delineated using digital elevation data.

Existing Urban Area: Improved real estate inside and outside the corporate limits of the City of Cedar Rapids, on the effective date of this ordinance.

Existing Factory-Built Home Park or Subdivision: An existing factory-built home park or subdivision for which the construction of facilities for servicing the lots on which the factory-built homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either the final site grading or the pouring of concrete pads) that is completed before the effective date of the first floodplain management regulations adopted by the City.

Factory-built Home: Any structure, designed for residential use, which is wholly or in substantial part, made, fabricated, formed or assembled in manufacturing facilities for installation or assembly and installation, on a building site. For the purpose of this chapter factory-built homes include mobile homes, manufactured homes and modular homes and also include park trailers, travel trailers and other similar vehicles placed on a site for greater than 180 consecutive days.

Proposed Factory-Built Home Park or Subdivision: A proposed factory-built home park or subdivision for which the construction of facilities for servicing the lots on which the factory-built homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either the final site grading or the pouring of concrete pads) that was or is to be completed after the effective date of the first floodplain management regulations adopted by the City.

FEMA: The Federal Emergency Management Agency.

Flood: A general and temporary condition of partial or complete inundation of normally dry land areas resulting from the overflow of streams or rivers or from the unusual and rapid runoff of surface waters from any source.

Flood Elevation: The elevation floodwaters would reach at a particular site during the occurrence of a specific flood. For instance, the 100-year flood elevation is the elevation of floodwaters related to the occurrence of the 100-year flood.

Flood (or Floodway) Fringe: The FEMA-mapped floodplain outside of the Floodway.

Flood Insurance Rate Map (FIRM): The Flood Insurance Rate Map effective April 5, 2010 and any revisions thereto, on which FEMA has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study: The Flood Insurance Study for Linn County Iowa, including Cedar Rapids, published by FEMA in conjunction with the FIRM and containing background data such as base flood discharges and water surface elevations used to prepare the FIRM.

Floodplain: Lands which are subject to a one percent or greater chance of flooding in any given year shown as Zones A and AE on the Flood Insurance Rate Maps issued by FEMA for Linn County, Iowa and incorporated areas, as amended. Also referred to as the "100-year floodplain".

Floodplain Management: An overall program of corrective and preventive measures for reducing flood damages and promoting the wise use of floodplains, including but not limited to emergency preparedness plans, flood control works, flood-proofing and floodplain management regulations.

Flood-prone: Lands subject to a one percent or greater chance of flooding in any given year, as determined by hydrologic and hydraulic studies completed by the City or other government agency, or other acceptable source as approved by the City where this is the best available information.

Flood-proofing: Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway: The channel of a river or other watercourses and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

Historic Structure: Any structure that is:

1. Listed individually in the National Register of Historic Places, maintained by the Department of Interior, or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing of the National Register;
2. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
3. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or
4. Individually listed on a local inventory of historic places in Cedar Rapids with historic preservation programs that have been certified by either (i) an approved state program as determined by the Secretary of the Interior or (ii) directly by the Secretary of the Interior in states without approved programs.

Letter of Map Change (LOMC): A determination document issued by FEMA that officially revises the FIRM based on updated information, whether improved data or topography changes created by fill placement. This includes Letter of Map Amendment (LOMA), Letter of Map Revision (LOMR), Letter of Map Revision Based on Fill (LOMR-F), Conditional Letter of Map Revision (CLOMR), and Conditional Letter of Map Revision Based on Fill (CLOMR-F).

Lowest Floor: The floor of the lowest enclosed area in a building including a basement except when all the following criteria are met:

1. The enclosed area is designed to flood to equalize hydrostatic pressure during floods with walls or openings that satisfy the provisions of Section 32B.05 (d) 1; and
2. The enclosed area is unfinished (not carpeted, drywall, etc.) and used solely for low damage potential uses such as building access, parking or storage; and
3. Machinery and service facilities (e.g., hot water heater, furnace, ductwork, electrical service) contained in the enclosed area are located at least one foot above the 100-year flood level; and
4. The enclosed area is not a "basement" as defined in this section. In cases where the lowest enclosed area satisfies criteria 1, 2, 3, and 4 above, the lowest floor is the floor of the next highest enclosed area that does not satisfy the criteria above.

Market Value: The value established by the City Assessor for that property.

Minor Project: Small development activities (except for filling, grading and excavating) valued at less than \$500.

NAVD: The North American Vertical Datum of 1988.

New Construction (New Buildings, Factory-built Home Parks): Those structures or development for which the start of construction commenced on or after the effective date of the ordinance codified in this chapter.

Non-substantial improvement: Any improvement that does not meet the definition of substantial improvement, as defined in this section.

Qualified engineer: A licensed professional engineer in the State of Iowa who, by reason of training and experience, is considered knowledgeable and has demonstrated competence in hydrology and hydraulics and their application to the flood insurance study.

Recreational Vehicle (under Chapter 32B only): A vehicle which is:

- (a) Built on a single chassis;
- (b) 400 square feet or less when measured at the largest horizontal projection;
- (c) Designed to be self-propelled or permanently towable by a light duty truck; and
- (d) Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Regulatory Flood Protection Elevation (RFPE): An elevation at least one foot above the Base Flood Elevation plus any increases in flood elevation caused by encroachments on the flood plain that result from designation of a floodway.

Routine Maintenance of Existing Buildings and Facilities: Repairs necessary to keep a structure in a safe and habitable condition that do not trigger a building permit, provided they are not associated with a general improvement of the structure or repair of a damaged structure. Such repairs include:

- (a) Normal maintenance of structures such as re-roofing, replacing roofing tiles and replacing siding;
- (b) Exterior and interior painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work;
- (c) Basement sealing;
- (d) Repairing or replacing damaged or broken window panes;
- (e) Repairing plumbing systems, electrical systems, heating or air conditioning systems and repairing wells or septic systems.

Special Flood Hazard Area (SFHA): The land in the floodplain subject to a one percent or greater chance of flooding in any given year.

Start of construction: The first placement of permanent construction of a structure on a site, such as the pouring of slabs or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading, and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not as part of the main structure. For a substantial improvement, the actual start of construction shall mean the first alteration of any wall, ceiling, floor, or other

structural part of a building, whether or not that alteration affects the external dimension of the building.

Structure: Anything constructed or erected on the ground or attached to the ground, including, but not limited to, buildings, factories, sheds, cabins, factory-built homes, storage tanks, and other similar uses.

Substantial Damage: Damage of any origin sustained by a structure whereby the cost of restoring the structure to a before-damaged condition would equal or exceed fifty percent of the market value of the structure before the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two separate occasions during a 10 year period for which the cost of repairs at the time of such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.

Substantial improvement: Any improvement to a structure which satisfies one or more of the following criteria:

1. Any reconstruction, rehabilitation, addition or improvement of a structure, the cost of which equals or exceeds fifty percent of the market value of the structure either before the "start of construction" of the improvement whether or not that alteration affects the external dimensions of the structure. This term includes structures which have incurred "substantial damage" regardless of the actual repair work performed. The term does not, however, include either:
 - A. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
 - B. Any alteration will not preclude the structures continued designation as a "historic structure."
2. Any addition which increases the original floor area of a building by 25 percent or more. All additions constructed after June 1, 1987, shall be added to any proposed addition in determining whether the total increase in original floor space would exceed 25 percent.
3. The cumulative cost of any repairs or improvements undertaken over a period of five years equals or exceeds fifty percent of the market value of the structure.

Variance: A grant of relief from the terms of a floodplain management regulation.

Violation: Failure to be fully compliant with the floodplain management regulations as set forth in this chapter. A structure or other development without an elevation certificate, other certifications, or other evidence of compliance as required is presumed to be in violation until such time as that documentation is provided.

Watershed Plan: A plan prepared by the City or in cooperation with other agencies, which includes hydrologic and hydraulic modeling for the 100-year event, including 100-year floodplain elevation and limits.

(009-10)

32B.03 - GENERAL PROVISIONS.

- (a) **Lands to Which Regulations Apply.** These floodplain management regulations shall apply to Special Flood Hazard Areas. The Flood Insurance Rate Map (FIRM) for Linn County and Incorporated Areas, City of Cedar Rapids, Panels 0279, 0280, 0284, 0287, 0290, 0291, 0295, 0311, 0313, 0385, 0405, 0410, 0415, 0420, 0430, 0435, 0440 and 0535, dated April 5, 2010, which were prepared as part of the Linn County Flood Insurance Study shall be used to identify such flood hazard areas and all areas shown thereon to be within the boundaries of the 100-year flood shall be considered as having significant flood hazards. Where uncertainty exists with respect to the precise location of the 100-year flood boundary, the location shall be determined on the basis of the 100-year flood elevation at the particular site in question. The Linn County Flood Insurance Study is hereby adopted by reference and is made a part of this chapter for the purpose of administering floodplain management regulations.
- (b) **Compliance.** No structure or land shall hereafter be used and no structure shall be located, extended, converted or structurally altered without full compliance with the terms of this chapter and other applicable regulations which apply to uses within the jurisdiction of this chapter.
- (c) **Review and Approval.** Any proposed development within the floodplain shall be reviewed and approved by the City as part of the Floodplain Development Application process.
- (d) **Abrogation and Greater Restrictions.** It is not intended by this chapter to repeal, abrogate or impair any existing easements, covenants, or deed restrictions. However, where this chapter imposes greater restrictions, the provisions of this chapter shall prevail. All other ordinances inconsistent with this chapter are repealed to the extent of the inconsistency only.
- (e) **Interpretation.** In their interpretation and application, the provisions of this chapter shall be held to be minimum requirements and shall be liberally construed in favor of the governing body and shall not be deemed a limitation or repeal of any other powers granted by state statutes.
- (f) **Warning and Disclaimer of Liability.** The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on engineering and scientific methods of study. Larger floods may occur. Flood heights may be increased by manmade or natural causes, such as ice jams and bridge openings restricted by debris. This chapter does not imply that areas outside the regulated areas or that uses permitted within the regulated areas will be free from flooding or flood damages. This chapter shall not create liability on the part of Cedar Rapids or any officer or employee thereof for any flood damages that result from reliance on this chapter or any administrative decision lawfully made hereunder.

(009-10)

32B.04 - FLOODWAY, FLOODPLAIN AND FLOOD-PRONE AREA REQUIREMENTS.

- (a) Development of any land in the floodway shall cause no increase in the water surface elevation of the 100-year flood.
- (b) Development of any land in the floodplain, flood-prone area, or floodway shall not:
 - 1. Result in any new or additional expense to any person or agency other than the developer for flood protection or for lost environmental stream uses or functions;

2. Pose any new or additional increase in flood velocity or impairment of the hydrologic and hydraulic functions of streams and floodplains;
- (c) Analysis and design of floodplain development shall consider existing and ultimate watershed and land use conditions, with and without the proposed development. The analysis of floodway, floodplain, and flood-prone areas shall utilize the most current flood studies, hydrologic and hydraulic models provided by FEMA, the City, or other source approved by the City. If a study of the affected area does not exist, the land developer shall submit an analysis prepared by a qualified engineer for City review.
 - (d) The location, grade, and flood-proofing of all proposed utilities which are to be extended into or through any portion of the floodplain or flood-prone area to serve the proposed development shall be approved by the City, prior to the extension of such utilities into the floodplain or flood-prone area.
 - (e) Watercourse alterations or relocations (channel changes and modifications) must be designed to maintain the flood-carrying capacity within the altered or relocated portion. In addition, such alterations or relocations must be approved by the Iowa Department of Natural Resources.
 - (f) Any fill allowed in the floodway must be shown to have some beneficial purpose and shall be limited to the minimum amount necessary.
 - (g) Pipeline river or stream crossings shall be buried in the streambed and banks or otherwise sufficiently protected to prevent rupture due to channel degradation and meandering or due to the action of flood flows.
 - (h) No use shall affect the capacity or conveyance of the channel or floodway or any tributary to the main stream, drainage ditch, or any other drainage facility or system.
 - (i) Special Provisions for Shallow Flooding Areas: In addition to the General Floodplain Standards, uses within shallow flooding areas must meet the following applicable standards.
 1. In shallow flooding areas designated as an AO Zone on the Flood Insurance Rate Map (FIRM), the minimum floodproofing/flood protection elevation shall be equal to the number of feet as specified on the FIRM (or a minimum of 2.0 ft. if no number is specified) above the highest natural grade adjacent to the structure plus one(1) foot.
 2. In shallow flooding areas designated as an AH Zone on the Flood Insurance Rate Map, the minimum floodproofing/flood protection elevation shall be equal to the elevation as specified on the FIRM plus one (1) foot.

(009-10)

32B.05 - STRUCTURES IN FLOODPLAIN.

- (a) All structures shall be:
 1. Adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including buoyancy.
 2. Constructed with materials and utility equipment resistant to flood damage.
 3. Constructed by methods and practices that minimize flood damage.

4. Issued all other necessary permits from federal, state and local government agencies including approval when required from the Iowa Department of Natural Resources.
- (b) All new or substantially improved residential structures shall have the lowest floor, including basement, elevated a minimum of one foot above the 100-year flood level. Construction shall be upon compacted fill which shall, at all points, be no lower than one foot above the 100-year flood level and extend at such elevation at least 18 feet beyond the limits of any structure erected thereon. Alternate methods of elevating (such as piers) may be allowed, where existing topography, street grades, or other factors preclude elevating by fill. In such cases, the methods used must be adequate to support the structure as well as withstand the various forces and hazards associated with flooding. All new residential structures shall be provided with a means of access which will be passable by wheeled vehicles during the 100-year flood.
- (c) All new or substantially improved non-residential buildings shall have the first floor (including basement) elevated a minimum of one foot above the 100-year flood level, or together with attendant utility and sanitary systems, be flood-proofed to such a level. When flood-proofing is utilized, a licensed professional engineer or licensed professional architect registered in the State of Iowa shall certify that the flood-proofing methods used are in accordance with accepted standards of practice for withstanding the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the 100-year flood; and that the structure, below the 100-year flood level, is watertight with walls substantially impermeable to the passage of water. A record of the certification indicating the specific elevation (in relation to North American Vertical Datum of 1988 (NAVD 1988) to which any structures are flood-proofed shall be maintained by the Administrator.
- (d) New and Substantially Improved Structures.
 1. Fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access, or low damage potential storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a licensed professional engineer registered in the State of Iowa or meet or exceed the following minimum criteria:
 - A. A minimum of 2 openings having a total net area of not less than 1 square inch for every square foot of enclosed area subject to flooding shall be provided.
 - B. The bottom of all openings shall be no higher than one foot above grade.
 - C. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.
 2. New and substantially improved structures must be designed (or modified) and adequately anchored to resist flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy.
 3. New and substantially improved structures shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities including ductwork elevated or floodproofed to a minimum of one (1) foot above the Base Flood Elevation.
- (e) Factory-built Homes.
 1. Factory-built homes placed or substantially improved inside or outside of new, existing, or expanded factory-built home parks or subdivisions shall be ground anchored to resist flotation, collapse, or lateral movement. Specific requirements are that:

- A. Over-the-top ties provided at each of the 4 corners of the factory-built home with 2 additional ties per side at intermediate locations for factory-built homes 50 feet or more in length or one such tie for factory-built homes less than 50 feet in length.
 - B. Frame ties provided at each corner of the home with 5 additional ties per side at intermediate points for factory-built homes 50 feet or more in length or 4 such ties for homes less than 50 feet in length.
 - C. All components of the anchoring system capable of carrying a force of 4800 pounds.
 - D. Any additions to the factory-built home shall be similarly anchored.
 - E. Chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade.
 - 2. Factory-built homes shall be elevated on a permanent foundation such that the lowest floor of the structure is a minimum of 1 foot above the 100-year flood level.
- (f) Utility and Sanitary Systems.
- 1. All new and replacement water and wastewater systems shall be designed to minimize and eliminate infiltration of floodwaters into the system as well as the discharge of effluent into floodwaters. Water and wastewater treatment facilities shall be provided with a level of flood protection equal to or greater than 3 feet above the 100-year flood elevation:
 - A. On-site waste disposal systems shall be located or designed to avoid impairment to the system or contamination from the system during flooding.
 - B. Utilities such as gas or electrical systems shall be located and constructed to minimize or eliminate flood damage to the system and the risk associated with such flood damaged or impaired systems.
- (g) Existing or future storage of materials and equipment that are flammable, explosive or injurious to human, animal or plant life is prohibited unless elevated a minimum of 1 foot above the 100-year flood level. Other material and equipment must be either be similarly elevated or:
- (1) Not be subject to major flood damage and be anchored to prevent movement due to floodwaters or
 - (2) Be readily removable from the area within the time available after flood warning.
- (h) Flood control structural works such as levees, flood walls, etc. shall provide, at a minimum, protection from a 100-year flood with a minimum of 3 feet of design freeboard and shall provide for adequate interior drainage. In addition, structural flood control works shall be approved by the Iowa Department of Natural Resources.
- (i) No use shall affect the capacity or conveyance of the channel or floodway of any tributary to the main stream, drainage ditch, or other drainage facility or system.
- (j) Subdivisions (including factory-built home parks and subdivisions) shall be consistent with the need to minimize flood damages and shall have adequate drainage provided to reduce exposure to flood damage. Subdivision development (including the installation of public utilities) shall meet the applicable performance standards. If a subdivision proposal or other proposed new development is in a flood-prone area, any such proposals shall be reviewed

to assure that all public utilities and facilities, such as sewer, gas, electrical and water systems are located and constructed to minimize or eliminate flood damage. Subdivision proposals intended for residential development shall provide all lots with a means of vehicular access that will remain dry during occurrence of the 100-year flood. Proposals for subdivisions greater than five (5) acres or fifty (50) lots (whichever is less) shall include 100-year flood elevation data for those areas located within the area of significant flood hazard.

(k) Detached Accessory Structures.

1. New detached accessory structures are prohibited in the floodway. Accessory structures shall meet the following standards if constructed or placed in the floodplain:
 - A. Accessory structures shall not be used for human habitation.
 - B. Accessory structures and uses shall be designed to have a low flood damage potential.
 - C. Accessory structures shall be placed on the building site and constructed so as to offer the minimum resistance to the flow of floodwaters.
 - D. Accessory structures shall be firmly anchored to prevent flotation which may result in damage to other structures.
 - E. A Structure's service facilities such as electrical and heating equipment including ductwork shall be elevated or flood-proofed to at least one foot above the 100-year flood level.
 - F. The structure shall not exceed 600 gross square feet in area.

(l) Recreational Vehicles

1. Recreational Vehicles are exempt from the requirements of Section 32B.05 (e) of this Ordinance regarding anchoring and elevation of factory-built homes when the following criteria are satisfied:
 - A. The recreational vehicle shall be located on the site for less than 180 consecutive days; and
 - B. The recreational vehicle must be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system and is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.
2. Recreational vehicles that are located on the site for more than 180 consecutive days or are not ready for highway use must satisfy requirements of Section 32B.05 (e) of this Ordinance regarding anchoring and elevation of factory-built homes.

(m) Where floodway data has been provided in the Flood Insurance Study, such data shall be used to define the floodway limits. Where no floodway data has been provided, the Iowa Department of Natural Resources shall be contacted to provide a floodway delineation.

(n) In addition to the general floodplain standards, all uses within the floodway shall meet the following applicable standards.

1. Consistent with the need to minimize flood damage.

2. Use construction methods and practices that will minimize flood damage.
3. Use construction materials and utility equipment that are resistant to flood damage.
4. Structures, buildings and sanitary and utility systems, if permitted, shall meet the applicable general floodplain standards and shall be constructed or aligned to present the minimum possible resistance to flood flows.
5. Buildings, if permitted, shall have low flood damage potential and shall not be for human habitation.
6. Storage of materials or equipment that are buoyant, flammable, explosive or injurious to human, animal or plant life is prohibited. Storage of other material may be allowed if readily removable from the floodway within the time available after flood warning.

(009-10)

32B.06 - EXCEPTIONS.

(a) Exceptions are provided to Section 32B.04 for the following:

1. Residential non-substantial improvements.
2. Flood proofing of existing buildings, other than filling.
3. Minor projects clearly having negligible impact, such as street resurfacing and rehabilitation, certain utility infrastructure and appurtenances (e.g. hydrants, poles, manholes, underground pipes), bridge/culvert rehabilitation projects, landscaping, stream rehabilitation, and minor water quality features which typically pose no increase fill or flood potential that would increase flood elevations are not required to submit study information to document no net rise unless specifically required by the Public Works Department.
4. Public stream crossing structures.
5. Storm water detention/retention facilities, ponds, streambank stabilization, and wetlands.
6. A historic structure is not required to meet elevation or flood-proofing requirements when it is substantially improved, provided the modifications do not preclude the structure's continued designation as a historic structure.

(009-10)

32B.07 - ADMINISTRATION.

(a) Duties and Responsibilities of Administrator.

1. The Floodplain Manager of the City of Cedar Rapids shall administer and enforce the provisions of this chapter and will herein be referred to as the Administrator.
2. Duties and responsibilities of the Administrator shall include, but not necessarily be limited to the following:

- A. Review all floodplain development permit applications to ensure that the provisions of this Ordinance will be satisfied.
- B. Review all floodplain development permit applications to ensure that all necessary permits have been obtained from federal, state or local governmental agencies.
- C. Obtain and maintain a record of:
 - (1) The NAVD elevation of the lowest floor of all new or substantially improved buildings.
 - (2) The elevation to which new or substantially improved structures have been flood-proofed.
- D. Notify adjacent communities and/or counties and the Iowa Department of Natural Resources prior to any proposed alteration or relocation of a watercourse and submit evidence of such notifications to the Federal Emergency Management Agency.
- E. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- F. Keep a record of all permits, appeals, variances and such other transactions and correspondence pertaining to the administration of this ordinance.
- G. Charge and receive such reasonable fees, as set forth by the City Council by resolution from time to time, to help defray administrative costs related to floodplain/floodway development permits, variances and amendments.

(b) Floodplain Development Permit Required.

- 1. A floodplain development permit issued by the Administrator shall be secured prior to initiation of any floodplain development (any manmade change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, filling, grading, paving, excavation or drilling operations) including the placement of factory-built homes.
- 2. Application for a floodplain development permit shall be made on forms supplied by the Administrator and shall include the following information:
 - A. Description of the work to be covered by the permit for which application is to be made.
 - B. Description of the land on which the proposed work is to be done (i.e., lot, block, tract, street address or similar description) that will readily identify and locate the work to be done.
 - C. Indication of the use or occupancy for which the proposed work is intended.
 - D. Elevation of the 100-year flood.
 - E. NAVD Elevation of the lowest floor (including basement) of buildings or of the level to which a building is to be flood-proofed.
 - F. For buildings being improved or rebuilt, the estimated cost of improvements and market value of the building prior to the improvements.

- G. Such other information as the Administrator deems reasonably necessary for the purpose of this ordinance.
- 3. The Administrator shall, within a reasonable time, make a determination as to whether the proposed floodplain development meets the applicable standards of this chapter and shall approve or disapprove the application. For disapprovals, the applicant shall be informed, in writing, of the specific reasons therefore.
- 4. Floodplain Development Permits based on approved plans and applications authorize only the use, arrangement, and construction set forth in such approved plans and applications and no other use, arrangement or construction. Any use, arrangement, or construction at variance with that authorized shall be deemed a violation of this chapter. The applicant shall be required to submit certification by a licensed architect, licensed engineer or licensed land surveyor, as appropriate, registered in the State of Iowa, that the finished fill, building floor elevations, flood-proofing, or other flood protection measures were accomplished in compliance with the provisions of this chapter, prior to the use or occupancy of any structure.
- 5. All other necessary permits required by Federal or State Law, including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334 shall be received prior to the Administrator's approval of Floodplain Development Permits, including approval when required from the Iowa Department of Natural Resources.

(009-10)

32B.08 - VARIANCE.

- (a) The Building Code Board of Appeals may authorize, upon request in specific cases, such variances from the terms of this chapter that will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of this chapter will result in unnecessary hardship.
- (b) No variance shall be granted for any development within the floodway which would result in any increase in flood heights during the occurrence of the 100-year flood. Consideration of the effects of any development on flood levels shall be based upon the assumption that an equal degree of development would be allowed for similarly situated lands.
- (c) Variances shall only be granted upon:
 - 1. A showing of good and sufficient cause.
 - 2. A determination that failure to grant the variance would result in exceptional hardship to the applicant.
 - 3. A determination that the granting of the variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public.
- (d) Variances shall only be granted upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (e) In cases where the variance involves a lower level of flood protection for buildings than what is ordinarily required by this chapter, the applicant shall be notified in writing over the signature of the Administrator that:

1. The issuance of a variance will result in increased premium rates for flood insurance.
 2. Such construction increases risks to life and property.
- (f) All variances granted shall have the concurrence or approval of the Iowa Department of Natural Resources.
- (g) In passing upon applications for variances, the Building Code Board of Appeals shall consider all relevant factors specified in other sections of this chapter and:
1. The danger to life and property due to increased flood heights or velocities caused by encroachments.
 2. The danger that materials may be swept on to other land or downstream to the injury of others.
 3. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination and unsanitary conditions.
 4. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
 5. The importance of the services provided by the proposed facility to the City.
 6. The requirements of the facility for a floodplain location.
 7. The availability of alternative locations not subject to flooding for the proposed use.
 8. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.
 9. The relationship of the proposed use to the comprehensive plan and floodplain management program for the area.
 10. The safety of access to the property in times of flood for ordinary and emergency vehicles.
 11. The expected heights, velocity, duration, rate of rise and sediment transport of the floodwater expected at the site.
 12. The cost of providing governmental services during and after flood conditions, including maintenance and repair of public utilities (sewer, gas, electrical and water systems), facilities, streets and bridges.
 13. Such other factors which are relevant to the purpose of this chapter.
- (h) Upon consideration of the factors listed above, the Building Code Board of Appeals may attach such conditions to the granting of variances as it deems necessary to further the purpose of this chapter. Such conditions may include, but not necessarily be limited to:
1. Modification of waste disposal and water supply facilities.
 2. Limitation of periods of use and operation.
 3. Imposition of operational controls, sureties, and deed restrictions.

4. Requirements for construction of channel modifications, dikes, levees, and other protective measures, provided such are approved by the Iowa Department of Natural Resources and are deemed the only practical alternative to achieving the purpose of this chapter.
 5. Flood-proofing measures.
- (i) Variances will not be granted for the following circumstances:
1. Perceived loss in property value.
 2. Requirements inconvenience the property owner.
 3. Lack of funds to bring property into compliance.
 4. Property will look different from other nearby properties.

(009-10)

32B.09 - APPEAL PROCESS.

- (a) **Appeal to City Council.** Any person adversely affected by any decision made under this Ordinance may appeal to the City Council by filing a written notice of such appeal with the City Clerk setting forth the issues within 20 days of said decision.
- (b) **Appeal to District Court.** Any person adversely affected by any decision of the City Council may appeal to the Iowa District Court for Linn County by filing a petition with said court and serving a copy thereof on the City of Cedar Rapids, Iowa, in the same manner as the service of process in a civil action within 30 days of said decision.
- (c) **Review by Other Agency.** If any decision by the City needs the review or approval of any State and/or Federal agency, then the times for appeal herein shall not begin to run until such review or approval has been received by the City of Cedar Rapids, Iowa.

(009-10)

32B.10 - ENFORCEMENT.

- (a) In addition to any other actions, the Administrator, upon determination of a violation, shall request a denial of flood insurance from the Federal Insurance Administration. The request shall consist of:
1. Name of the property owner and address or legal description of the property sufficient to confirm its identity or location.
 2. A clear and unequivocal declaration that the property is in violation of a cited State or local law, regulation, or ordinance.
 3. A clear statement that the public body making the declaration has authority to do so and a citation to that authority.

4. Evidence that the property owner has been provided notice of the violation and a prospective denial of insurance.
5. A clear statement that the declaration is being submitted pursuant to Section 1316, National Flood Insurance Act of 1968, as amended.

(009-10)

32B.11 - NON-CONFORMING USES.

- (a) A structure or the use of a structure or premises which was lawful before the passage or amendment of this Ordinance, but which is not in conformity with the provisions of this Ordinance, may be continued subject to the following conditions:
 1. If such use is discontinued for six (6) consecutive months, any future use of the building premises shall conform to this Ordinance.
 2. Uses or adjuncts thereof that are or become nuisances shall not be entitled to continue as nonconforming uses.
- (b) If any nonconforming use or structure is destroyed by any means, including flood, it shall not be reconstructed if the cost is more than fifty (50) percent of the market value of the structure before the damage occurred, unless it is reconstructed in conformity with the provisions of this Ordinance. This limitation does not include the cost of any alteration to comply with existing state or local health, sanitary, building or safety codes or regulations or the cost of any alteration of a structure listed on the National Register of Historic Places, provided that the alteration shall not preclude its continued designation.

(009-10)

32B.12 - AMENDMENTS.

- (a) The regulations and standards set forth in this chapter may periodically be amended, supplemented, changed, or repealed. No amendment, supplement, change, or modification shall be undertaken without prior review of the Iowa Department of Natural Resources.

Section 2. Each section, paragraph, sentence, clause, and provision of this 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 not any part thereof other than that affected by such decision.

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

Section 4. The changes as provided in the 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. All ordinance or part of ordinances in conflict herewith are repealed.

Introduced this 15th day of December, 2020.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature