

*“Cedar Rapids is a vibrant urban hometown – a beacon for people and businesses invested in building a greater community now and for the next generation.”*

## **NOTICE OF CITY COUNCIL MEETING**

The Cedar Rapids City Council will meet in Regular Session on Tuesday, February 22, 2022 at 4:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. (*Please silence mobile devices.*)

## **A G E N D A**

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
  - ❖ Presentation – FY2021 Annual Audit (Casey Drew, Heidi Hobkirk and Brett Nessler)

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider the total maximum property tax dollars for the fiscal year 2023 budget (Casey Drew). CIP/DID #FIN2022-07
  - a. Resolution adopting the total maximum property tax dollars, for applicable levies, for the fiscal year 2023 budget.
2. A public hearing will be held to consider repealing Chapter 53 of the Municipal Code, Bicycle Regulations, and enacting and adopting in its place a new Chapter 53, Bicycle and Micromobility Device Regulations (Lt. Anthony Robinson). CIP/DID #CD-0055-2019
  - a. First Reading: Ordinance repealing Chapter 53 of the Municipal Code, Bicycle Regulations, and enacting and adopting in its place a new Chapter 53, Bicycle and Micromobility Device Regulations.
3. A public hearing will be held to consider amending Chapter 61 of the Municipal Code, Traffic Regulations, to clarify and update requirements for bicycles and micromobility devices (Lt. Anthony Robinson). CIP/DID #CD-0055-2019
  - a. First Reading: Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, to clarify and update requirements for bicycles and micromobility devices.

4. A public hearing will be held to consider repealing Chapter 69 of the Municipal Code, Civil Rights Commission, and enacting a new Chapter 69 in its place to increase the size of the commission from seven to nine members and to comply with current practice and relevant law (Stefanie Munsterman-Scriven). CIP/DID #CVR-2022-01
  - a. First Reading: Ordinance repealing Chapter 69 of the Municipal Code, Civil Rights Commission, and enacting a new Chapter 69 in its place to increase the size of the commission from seven to nine members and to comply with current practice and relevant law.
5. A public hearing will be held to consider amending the zoning map in Chapter 32 of the Municipal Code, Zoning, to correct errors (Jeff Wozencraft). CIP/DID #CD-0048-2018
  - a. First Reading: Ordinance amending the zoning map in Chapter 32 of the Municipal Code, Zoning, to correct errors.
6. A public hearing will be held to consider amending the Future Land Use Map to correct errors (Jeff Wozencraft). CIP/DID #OB165740
  - a. Resolution amending the Future Land Use Map to correct errors.
7. A public hearing will be held to consider the vacation of a 20-foot sewer pressure line easement at 3652 14th Avenue SE (Rita Rasmussen). CIP/DID #EASE-032547-2021
  - a. Resolution vacating a 20-foot sewer pressure line easement at 3652 14th Avenue SE.
8. A public hearing will be held to consider the vacation of a 20-foot sewer pressure line easement at 1271 38th Street SE (Rita Rasmussen). CIP/DID #EASE-032547-2021
  - a. Resolution vacating a 20-foot sewer pressure line easement at 1271 38th Street SE.
9. A public hearing will be held to consider a change of zone for property at 749 Old Marion Road NE from S-RM1, Suburban Residential Medium Single Unit District, to T-ML, Traditional Mixed Use Limited District, as requested by Paul Gamez (Seth Gunnerson). CIP/DID #RZNE-032583-2021
  - a. First Reading: Ordinance granting a change of zone for property at 749 Old Marion Road NE from S-RM1, Suburban Residential Medium Single Unit District, to T-ML, Traditional Mixed Use Limited District, as requested by Paul Gamez.
10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project (estimated cost is \$1,580,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012286-04
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project.

11. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the WPCF Final Lift Roof Replacement project (estimated cost is \$210,000) (Jon Mouw). CIP/DID #333005-01
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the WPCF Final Lift Roof Replacement project.
12. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Vets Stadium Video Display Board project (estimated cost is \$707,000) (Doug Nelson). CIP/DID #PUR0122-191
  - a. Resolution adopting specifications, form of contract and estimated cost for the Vets Stadium Video Display Board project.

### **PUBLIC COMMENT**

*This is an opportunity for the public to address the City Council on any subject pertaining to Council action scheduled for today. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.*

### **MOTION TO APPROVE AGENDA**

### **CONSENT AGENDA**

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

13. Motion to approve the minutes.
14. Resolution authorizing a three-year contract with the Amalgamated Transit Union. CIP/DID #HR0074
15. Resolution authorizing a five-year contract with the Police Bargaining Union. CIP/DID #HR0076
16. Resolution establishing two-way stop control at the intersection of Woodstone Lane and Woodstone Court SW, stopping traffic on Woodstone Court for traffic on Woodstone Lane. CIP/DID #60-22-031
17. Resolution approving the Affordable Housing Commission Work Plan for 2022. CIP/DID #CDF-0040-2018
18. Resolution approving the Cedar Rapids Historic Preservation Commission Work Plan for 2022. CIP/DID #OB691376

19. Resolution approving the Visual Arts Commission Work Plan for 2022. CIP/DID #OB625453
20. Resolution approving the Cedar Rapids Wellbeing Advisory Committee Work Plan for 2022. CIP/DID #CD-0044-2018
21. Resolution authorizing three Cedar Rapids Task Force 1 members to attend Swift Water Rescue Training in College Station, TX in March 2022 for a total amount of \$9,000. CIP/DID #FIR0222-0071
22. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the 66th Avenue SW from CRANDIC Railroad to 8th Street Pavement and Drainage Improvements project. **(Paving for Progress)** CIP/DID #3012129-00
23. Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the Wiley Trail from Williams Boulevard to 16th Avenue SW project. CIP/DID #325052-00
24. Resolution setting a public hearing for March 22, 2022 to consider the Resolution of Necessity (Proposed) for the construction of sidewalk on the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project. CIP/DID #3012129-00
25. Resolution setting a public hearing for March 8, 2022 to consider the vacation and disposition of 2nd Street SW right-of-way and two alleys within the Kingston Landing development site along 1st Avenue W between 1st Street and 3rd Street SW, as requested by 1st & 1st LLC. CIP/DID #ROWV-032480-2021
26. Motions setting public hearing dates for:
  - a. March 8, 2022 – to consider amending the zoning map in Chapter 32 of the Municipal Code, Zoning, to correct the designation of Applewood Hills 12th Addition to S-RL1 with a PUD Overlay, Suburban Residential Low Single Unit District with a Planned Unit Development Overlay. CIP/DID #CD-0048-2018
  - b. April 12, 2022 – to consider the FY23 Consolidated Transit Funding Application to the Iowa Department of Transportation for federal and state transit funding assistance. CIP/DID #TRN2022-01
27. 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. March 8, 2022 – 1st Avenue and Wiley Boulevard SW Intersection Improvements project (estimated cost is \$990,000). CIP/DID #301884-02
  - b. March 8, 2022 – FY22 Curb Ramp Repair project (estimated cost is \$1,350,000). CIP/DID #3016016-23
  - c. March 8, 2022 – 2022 Pavement Milling and Curb Repair project (estimated cost is \$810,000). **(Paving for Progress)** CIP/DID #301990-29
  - d. March 8, 2022 – Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project (estimated cost is \$990,000). CIP/DID #301876-04
  - e. March 8, 2022 – Ellis Boulevard and 6th Street NW Connector project (estimated cost is \$6,390,000). **(Paving for Progress)** CIP/DID #301963-03

28. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Aldi #64, 180 Collins Road NE.
  - b. Boulder Tap House, 4444 1st Avenue NE.
  - c. Bushwood Sports Bar and Grill, 350 Edgewood Road NW.
  - d. The Carriage House, 129 12th Street SE (new – new construction).
  - e. Cedar Rapids Kernels, 950 Rockford Road SW (new – previously seasonal license).
  - f. Cedar Rapids Residence Inn, 1900 Dodge Road NE.
  - g. Cheddar's Scratch Kitchen 2091, 161 Collins Road NE.
  - h. Cottage Grove Place, 2115 1st Avenue SE.
  - i. Country Inn & Suites, 9100 Atlantic Drive SW.
  - j. Hill Brothers Jiffy Mart, 1904 Mount Vernon Road SE.
  - k. Hilton Garden Inn Cedar Rapids, 4640 North River Boulevard NE.
  - l. Just Jules Pub & Restaurant, 835 Center Point Road NE.
  - m. La Taqueria Grill Bar, 2665 Edgewood Parkway SW.
  - n. Leonardo's Pizza and Restaurant, 2228 16th Avenue SW.
  - o. Local Craft Cellar, 7085 C Avenue NE (new – formerly Iowa Fitness 24/7).
  - p. Lucky's on 16th, 86 16th Avenue SW (5-day permit for an event at 5000 J Street SW).
  - q. New Pioneer Food Co-op, 3338 Center Point Road NE.
  - r. Peppercorn Food Company, 426 1st Avenue NW.
  - s. Playtime Tap, 933 14th Avenue SW.
  - t. Sammy's Lounge, 5519 Center Point Road NE.
  - u. SKO, 203 1st Avenue SE (new – formerly Della Viti).
  - v. Target T-1768, 1030 Blairs Ferry Road NE.
  - w. Thew Brewing Company, 301 2nd Avenue SW.
  - x. Tic Toc, 600 17th Street NE.
  - y. Ting's Red Lantern, 540 Boyson Road NE.
29. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2022-01
  - b. Payroll. CIP/DID #FIN2022-02
  - c. Transfer of funds. CIP/DID #FIN2022-03
30. Resolutions appointing and thanking the following individuals:
- a. Appointing Amy Hockett (effective through June 30, 2024) to the Cedar Rapids Wellbeing Advisory Committee. CIP/DID #CM001-16
  - b. Vote of thanks to Kimberly Eiler for serving on the Affordable Housing Commission. CIP/DID #CDF-0040-2018
31. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste and Recycling – cleanup costs – three properties. CIP/DID #SWM-004-22
  - b. Levy assessment – Solid Waste and Recycling – cleanup costs – seven properties. CIP/DID #SWM-001-22
  - c. Intent to assess – Water Division – delinquent municipal utility bills – 31 properties. CIP/DID #WTR022222-01
  - d. Levy assessment – Water Division – delinquent municipal utility bills – 13 properties. CIP/DID #WTR011122-01

32. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
  - a. Water system improvements in Airport Commerce Park 20th Addition and 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$88,160. CIP/DID #2020061-01
  - b. Water system improvements in Foxtail Ridge 1st Addition – Phase 1 and 4-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of \$84,115. CIP/DID #2020078-01
  
33. Resolutions accepting projects, approving Performance Bonds and authorizing final payments:
  - a. ImOn Ice Arena Video Scoreboard project, final payment in the amount of \$34,792 and 2-year Performance Bond submitted by Metro Studios (original contract amount was \$695,840; final contract amount is \$695,840). CIP/DID #PUR0321-252
  - b. 2020 Curb Ramp Repair: Bid Package #2 project, Change Order No. 5 deducting the amount of \$91,006.30, final payment in the amount of \$74,882.40 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was \$1,437,936; final contract amount is \$1,497,647.95). CIP/DID #3016016-21
  
34. Resolutions approving final plats:
  - a. Holliwell First Addition for land located south of 16th Avenue SW and east of West Post Road SW. CIP/DID #FLPT-032561-2021
  - b. Prairie Landing Third Addition for land located east of C Avenue NE and north of East Robins Road. CIP/DID #FLPT-032567-2021
  
35. Resolutions approving actions regarding purchases, contracts and agreements:
  - a. Amendment No. 1 to the contract with Daikin Applied Americas, Inc. for Police Department chiller inspection and maintenance services for the Facilities Maintenance Services Division to add work for an amount not to exceed \$30,000 (original contract amount was \$20,000; total contract amount with this amendment is \$50,000). CIP/DID #PUR0921-084
  - b. Amendment No. 6 to renew the contract with J&L Lawn Care for lawn care and landscape maintenance services for the Facilities Maintenance Services Division for an annual amount not to exceed \$55,000 (original contract amount was \$45,000; renewal contract amount is \$55,000). CIP/DID #PUR0118-113
  - c. Contract with Grass Lawn Service for stump grinding in the right-of-way for the Parks and Recreation Department for an amount not to exceed \$200,000. **(Derecho)** CIP/DID #PUR0222-215
  - d. Amendment No. 3 to the contract with Boomerang Corp. for Indian Creek waterway cleanup for the Public Works Department to extend the contract period (original contract amount was \$163,745; total contract amount with this amendment is \$544,745). CIP/DID #PUR0621-325
  - e. Fleet Services Division purchase of a jetter body and chassis for the Sewer Division from MacQueen Equipment for a total amount of \$490,802.92. CIP/DID #FLT097
  - f. Fleet Services Division purchase of two cargo vans for the Water Division from Kayser Ford, Inc. for a total amount of \$81,000. CIP/DID #FLT098
  - g. Water Division purchase of cleaning services for two plugged storage bins at the J Avenue Water Treatment Plant from Mole Master Services, Inc. in the amount of \$50,000. CIP/DID #PUR1221-174

- h. Amendment No. 2 to the Professional Services Agreement with Foth Infrastructure & Environment, LLC specifying an increased amount not to exceed \$4,470 for design services in connection with the 4th Street SE from 1st Avenue to 5th Avenue East Central Quiet Zone Improvements project (original contract amount was \$43,732; total contract amount with this amendment is \$54,122). CIP/DID #306299-03
- i. Amendment No. 11 to the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$409,900 for the modified scope of work for the J Avenue Water Treatment Plant Process Improvements – Phase 2 project (original contract amount was \$880,000; total contract amount with this amendment is \$1,972,500). CIP/DID #625902-01
- j. Professional Services Agreement with Wapsi Valley Archaeology, Inc. for an amount not to exceed \$139,013.84 for archeological surveying services in connection with the Derecho Debris Sites Archeological Study project. **(Derecho)** CIP/DID #333162-01
- k. Amendment No. 3 to the Professional Services Agreement with WSP USA, Inc. specifying an increased amount not to exceed \$1,052,691.72 for design services in connection with the ConnectCR Project Implementation project (original contract amount was \$1,268,461; total contract amount with this amendment is \$2,673,862.72). CIP/DID #327001-01
- l. Change Order No. 2 in the amount of \$41,932.38 with Septagon Construction Co., Inc. for the Ellis Golf Course Clubhouse project (original contract amount was \$2,567,741; total contract amount with this amendment is \$2,629,892.66). **(Derecho)** CIP/DID #PUR1020-118
- m. Release of partial final payment in the amount of \$3,408.39 to City Wide Construction Corp. for the 2021 Downtown and Miscellaneous Sidewalk Repair project (original contract amount was \$81,580.25; final contract amount is \$88,187.77). CIP/DID #321546-03
- n. Preconstruction Agreement with the Iowa Department of Transportation for the Highway 100 On-ramp and Off-ramp at 80th Street SW project. CIP/DID #301207-00
- o. Purchase agreement with the Johnson County Conservation Board for 0.70 acres of forested wetlands credits within the Cedar River Crossing Wetlands Mitigation Bank in the amount of \$49,000 for the Cedar River Flood Control System at Union Pacific RR Culvert Extension project. CIP/DID #3314100-00
- p. Non-Franchise Utility License Agreement with TWG Banjo, LP to install a private sanitary sewer service within the public right-of-way adjacent to 5th Street SE. CIP/DID #LICAG-032442-2021
- q. Agreement for Temporary Construction Easement with the Cedar Rapids Community School District for land at 907 15th Street SW in connection with the 8th Avenue SW from 15th Street to Rockford Road Reconstruction and Water Main Improvements project. **(Paving for Progress)** CIP/DID #3012101-00
- r. Accepting a Special Warranty Deed from Mercy Medical Center for the dedication of street right-of-way along the southeasterly side of 8th Avenue SE, south of 8th Avenue SE and east of 8th Street SE, and rescinding Resolution No. 0214-02-22. CIP/DID #PLSV-032586-2021
- s. Accepting a corrected Warranty Deed for right-of-way from Michael and Kimberly Richardt for land at 1439 3rd Street SW in connection with the 15th Avenue SW from 4th Street to C Street Rehabilitation project. **(Paving for Progress)** CIP/DID #3012100-00

- t. Purchase Agreement in the amount of \$81,708 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Joan Kettelkamp for land at 2760 East Robins Road in Marion in connection with the Tower Terrace Road: Phase B PCC Pavement from C Ave NE to East of Meadowknolls Road project. CIP/DID #301666-00
- u. Purchase Agreement in the amount of \$21,830 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from ConnectPoint Church for land at 2773 East Robins Road in connection with the Tower Terrace Road: Phase B PCC Pavement from C Ave NE to East of Meadowknolls Road project. CIP/DID #301666-00
- v. Development Agreement with Cedar Rapids Building Partners, LLC and Timpte Industries, Inc. for the construction of a light industrial building at 8615 St. Martin Boulevard SW. CIP/DID #TIF-0054-2021
- w. Awarding and approving contract in the amount of \$3,006,077.50, plus incentive up to \$60,000, bond and insurance of Pirc-Tobin Construction, Inc. for the 1st Avenue W from 6th Street to 1st Street Pavement Rehabilitation and Traffic Signal Improvements project (estimated cost was \$2,470,000). CIP/DID #301987-03

### **REGULAR AGENDA**

- 36. Report on bids for the Vets Window Replacement project (estimated cost is \$200,000) (Paul Pestel). CIP/DID #PUR0221-183
- 37. Report on bids for the 33rd Ave SW, Over RR Bridges, ~ 600 Ft E of 18th St SW, Bridge ~ 850 Ft W of 12th St. SW project (estimated cost is \$300,000) (Tim Mroch). CIP/DID #305141-02
- 38. Report on bids for the 15th Avenue and 16th Avenue Bridge Overpass Repair project (estimated cost is \$540,000) (Tim Mroch). CIP/DID #305142-02
  - a. Resolution awarding and approving contract in the amount of \$660,440.50, bond and insurance of Minturn, Inc. for the 15th Avenue and 16th Avenue Bridge Overpass Repair project.
- 39. Report on bids for the Valor Way SW and 1st Street SW Sanitary Sewer Relocation project (estimated cost is \$1,210,000) (Rob Davis). CIP/DID #3312520-70
  - a. Resolution awarding and approving contract in the amount of \$1,053,349, bond and insurance of Rathje Construction Co. for the Valor Way SW and 1st Street SW Sanitary Sewer Relocation project.
- 40. Report on bids for the Hughes Park Restroom project (estimated cost is \$275,000) (Steve Krug). CIP/DID #PUR1221-171
  - a. Resolution awarding and approving contract in the amount of \$185,700, bond and insurance of Peak Construction Group, Inc. for the Hughes Park Restroom project.



41. Presentation and resolution authorizing the use of \$3,000,000 in American Rescue Plan Act funding for 14 affordable housing and social service projects for residents disproportionately impacted by the COVID-19 pandemic (Jennifer Pratt). CIP/DID #CD-0074-2021
42. Presentation and resolutions authorizing the use of \$113,514 in American Rescue Plan Act funding to provide grants to eligible non-profit organizations that would have received hotel-motel tax proceeds in fiscal year 2021 but did not due to the loss of revenue from COVID-19 (Casey Drew). CIP/DID #FIN2021-26
  - a. Resolution authorizing payment in the amount of \$35,000 to The History Center from the City's American Rescue Plan Act funding.
  - b. Resolution authorizing payment in the amount of \$28,514 to Cedar Rapids Freedom Festival, Inc. from the City's American Rescue Plan Act funding.
  - c. Resolution authorizing payment in the amount of \$50,000 to Brucemore, Inc. from the City's American Rescue Plan Act funding.

## **ORDINANCES**

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

43. Ordinance amending Ordinance No. 024-20 to correct the rate of increase of the extension fee for the C Avenue Northeast (East of) Sanitary Sewer Extension District. CIP/DID #6550053-00

## **PUBLIC INPUT**

*This is an opportunity for the public to address the City Council on any subject pertaining to Council business. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.*

## **CITY MANAGER COMMUNICATIONS AND DISCUSSIONS**

*Anyone who requires an auxiliary aid or service for effective communication or a modification of policies or procedures to participate in a City Council public meeting or event should contact the City Clerk's Office at 319-286-5060 or [cityclerk@cedar-rapids.org](mailto:cityclerk@cedar-rapids.org) as soon as possible but no later than 48 hours before the event.*

*Agendas and minutes for Cedar Rapids City Council meetings can be viewed at [www.cedar-rapids.org](http://www.cedar-rapids.org).*