

“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, March 26, 2024 at 4:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. (*Please silence mobile devices.*)

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
 - ❖ Proclamation – Disabilities Awareness Day
 - ❖ Proclamation – Cedar Rapids Community Orchestra 10th Anniversary Celebration

PUBLIC HEARINGS

1. A public hearing will be held to consider amendments to the Section 8 Housing Choice Voucher Program Public Housing Agency Annual Plan and Administrative Plan (Sara Buck). **(Council Priority)** CIP/DID #OB363680
 - a. Resolution adopting amendments to the Section 8 Housing Choice Voucher Program Public Housing Agency Annual Plan and Administrative Plan.
2. A public hearing will be held to consider a change of zone for property at 1630 1st Avenue NE from T-MC, Traditional Mixed Use Center District, to U-NG, Urban Neighborhood General District, as requested by BCMT, LLC (William Micheel). **(Council Priority)** CIP/DID #RZNE-000184-2024
 - a. First Reading: Ordinance granting a change of zone for property at 1630 1st Avenue NE from T-MC, Traditional Mixed Use Center District, to U-NG, Urban Neighborhood General District, as requested by BCMT, LLC.

3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 4th Street SE from 1st Avenue E to 5th Avenue SE East Central Quiet Zone Improvements project (estimated cost is \$510,000) (Ken DeKeyser). **(Council Priority)** CIP/DID #306299-04
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 4th Street SE from 1st Avenue E to 5th Avenue SE East Central Quiet Zone Improvements project.
4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FCS Modifications Along 1st Street NE project (estimated cost is \$160,000) (Rob Davis). **(Council Priority)** CIP/DID #3315552-01
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the FCS Modifications Along 1st Street NE project.
5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2024 On Call Concrete Repairs project (estimated cost is \$125,000) (Brandon Jennings). CIP/DID #PUR1123-141
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2024 On Call Concrete Repairs project.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Replace North Elevator in City Hall project (estimated cost is \$265,000) (Jason Stancliffe). CIP/DID #PUR0224-198
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Replace North Elevator in City Hall 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.

7. Motion to approve the minutes.

8. Resolution setting a public hearing for April 9, 2024 to consider the vacation of an access easement between 275 1st Avenue and 175 3rd Street SW as requested by 1st & 1st, LLC. **(Council Priority)** CIP/DID #EASE-000210-2024
9. Resolution setting a public hearing for April 9, 2024 to consider the vacation of a sanitary sewer easement between 275 1st Avenue and 175 3rd Street SW as requested by 1st & 1st, LLC. **(Council Priority)** CIP/DID #EASE-000210-2024
10. Resolution setting a public hearing for April 9, 2024 to consider the vacation and disposition of a 0.99-acre parcel of 33rd Avenue SW between Williams Boulevard and west of Sequoia Drive SW as requested by Atwood Rentals, LLC. **(Council Priority)** CIP/DID #ROWV-033829-2023
11. Resolution setting a public hearing for April 9, 2024 to consider the vacation and disposition of a 1.24-acre parcel of 33rd Avenue SW between Williams Boulevard and west of Sequoia Drive SW as requested by Bellon-Africa Family Farms, L.C. **(Council Priority)** CIP/DID #ROWV-033829-2023
12. Resolution setting a public hearing for April 9, 2024 to consider an agreement for an Underground Electric Line Easement with Interstate Power and Light Company on City-owned property at 1239 4th Street SE in connection with the 16th Avenue SE from 2nd Street to 4th Street Pavement and Water Main Improvements project. **(Council Priority)** CIP/DID #301964-00
13. Resolution authorizing the Utilities Director to attend the American Water Works Association Annual Conference and Exposition in Anaheim, CA in June 2024 for an estimated amount of \$3,785.19. CIP/DID #WPC032624-01
14. Motion setting public hearing date for:
 - a. April 9, 2024 – to consider amending Chapter 9 of the Municipal Code, Streets, Alleys and Sidewalks, by enacting paragraphs relating to sidewalk, parking and driveway maintenance and repair. **(Council Priority)** CIP/DID #41-08-018
15. Motion setting public hearing date and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
 - a. April 9, 2024 – Ellis Golf Course ADA Improvements project (estimated cost is \$630,000). CIP/DID #PUR0324-234
16. Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:
 - a. Essentials, 1500 1st Avenue NE (first offense – \$500). CIP/DID #LIQR006234-09-2023
 - b. Kwik Star #1107, 1900 16th Avenue SW (first offense – \$500). CIP/DID #LIQR005463-04-2022
17. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Acapulco Seafood & Grill, 2925 Williams Parkway SW (new – formerly Vivian’s Soul Food).
 - b. Buffalo Wild Wings, 2020 Edgewood Road SW.
 - c. Cedar Rapids Country Club, 550 27th Street Drive SE.

- d. Cedar Rapids Public Library Foundation, 450 5th Avenue SE (5-day license for an event).
 - e. Discount Liquor, 2933 1st Avenue SE.
 - f. Hazzard County Saloon, 402 2nd Avenue SE.
 - g. Hy-Vee #7 Club Room, 5050 Edgewood Road NE.
 - h. Jersey's Pub & Grub, 5761 C Street SW, Suite A.
 - i. Orchestra Iowa, 119 3rd Avenue SE (5-day license for an event).
 - j. Roscoe's Pizza, 212 Edgewood Road NW.
 - k. Sag Wagon, 827 Shaver Road NE.
 - l. Sandlot Sports, 4655 Tower Terrace Road NE.
 - m. Tait Cummins Sports Complex, 3000 C Street SW (8-month seasonal license).
 - n. Twin Pines Golf Course, 3800 42nd Street NE.
18. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2024-01
 - b. Payroll. CIP/DID #FIN2024-02
 - c. Transfer of funds. CIP/DID #FIN2024-03
19. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste and Recycling – cleanup costs – nine properties. **(Council Priority)** CIP/DID #SWM-006-24
 - b. Levy assessment – Solid Waste and Recycling – cleanup costs – two properties. **(Council Priority)** CIP/DID #SWM-003-24
 - c. Intent to assess – Water Division – delinquent municipal utility bills – 45 properties. CIP/DID #WTR032624-01
 - d. Levy assessment – Water Division – delinquent municipal utility bills – 23 properties. CIP/DID #WTR021324-01
20. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
- a. PCC pavement in Midwest Commerce Park North 1st Addition and 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$25,630. CIP/DID #FLPT-033392-2022
 - b. Sanitary sewer in Midwest Commerce Park North 1st Addition and 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$445,200. CIP/DID #FLPT-033392-2022
21. Resolution accepting project, approving Performance Bond and authorizing final payment:
- a. ADA Compliance – Cedar Rapids Transit, Ground Transportation Center, and Animal Care & Control project, final payment in the amount of \$17,051.09 and 2-year Performance Bond submitted by Peak Construction Group Inc. (original contract amount was \$521,800; final contract amount is \$861,546.40). CIP/DID #PUR0121-176
22. Resolution approving final plat:
- a. Big Ben Second Addition for land north of Wright Brothers Boulevard SW and west of Brighton Way SW. **(Council Priority)** CIP/DID #FLPT-000209-2024
23. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 2 to the American Rescue Plan Act subrecipient agreement with Feed Iowa First for the Improving Food Access Infrastructure program. CIP/DID #CD-0074-2021

- b. Amendment No. 1 to the American Rescue Plan Act subrecipient agreement with Young Parents Network, Inc. for the Afghan Immigrant Pilot Program. CIP/DID #CD-0074-2021
- c. Memorandum of Agreement with the City of Iowa City and application to the U.S. Environmental Protection Agency for a Climate Pollution Reduction Implementation Grant. **(Council Priority)** CIP/DID #6150053-00
- d. Amending Resolution No. 0436-03-21, which authorized a FEMA Hazard Mitigation Assistance grant application, to revise the estimated local match to \$1,500,000 and the project name to Cedar Rapids Hagan's Detention Basin Expansion project. CIP/DID #304504-01
- e. Community Attraction and Tourism Grant Agreement with the Enhance Iowa Board in the amount of \$800,000 for the ConnectCR project. **(Council Priority)** CIP/DID #OB1326716
- f. Amending Resolution No. 1537-12-18, which authorized reimbursement of sanitary sewer relocation costs to the Iowa Department of Transportation for the Grade and Replace on U.S. 151 from Approximately 0.2 Miles South of Church Street in Fairfax to South of Dean Road project, to revise the final reimbursement amount to \$528,989.29. CIP/DID #6550045-01
- g. Amendment to the 28E Agreement with Linn County for the creation of a Homeless Systems Manager position. **(Council Priority)** CIP/DID #CD-0093-2024
- h. 28E Agreement with Linn County for the Taft and West Willow Safe Routes to School project. **(Council Priority)** CIP/DID #301948-02
- i. Amended and Restated Development Agreement with Watts Group Development, Inc. for the redevelopment of property at 1953 1st Avenue SE. **(Council Priority)** CIP/DID #TIF-0067-2021
- j. Fleet Services Division purchase of a mower for Gardner Golf Course from MTI Distributing in the amount of \$64,844.52. CIP/DID #FLT150
- k. Amendment to the Master Services Agreement with Involta, LLC for various projects for the Information Technology Department to add services for a total contract amount of \$212,311.44. CIP/DID #109420-26
- l. Amendment No. 9 to the contract with USIC Locating Services, Inc. for fiber locating and marking services for the Information Technology Department to extend the contract and add services in the amount of \$40,000 (original contract amount was \$170,000; total contract amount with this amendment is \$240,000). CIP/DID #PUR1117-079
- m. Amending Resolution No. 1894-12-23, which authorized the Information Technology Department to purchase four uninterruptible power supply units for the Joint Communications Agency from Data Power Technology Group, to add funding for bonds for an amount not to exceed \$1,125 (original contract amount was \$167,500; total contract amount with this amendment is \$168,625). CIP/DID #IT2023-022
- n. Contract with Cunningham Recreation for a new playground at Jacolyn Park for the Parks and Recreation Department for an amount not to exceed \$135,000. CIP/DID #PUR1123-136
- o. Contract with D&N Fence Co., Inc. for fencing for the Oakhill Jackson/Downtown Dog Park (formerly known as the NewBo Dog Park) for the Parks and Recreation Department for an amount not to exceed \$61,829. CIP/DID #PUR0224-195
- p. Agreement with Forensic Technology Inc. for a SafeGuard warranty and protection plan for the Integrated Ballistic Identification System components used by the Police Department for five years for a total amount not to exceed \$88,490. CIP/DID #PUR0324-236
- q. Contract with Greg's Lawn Service, Inc. for median and bioswale maintenance for the Public Works Department for an annual amount not to exceed \$120,000. CIP/DID #PUR0224-206

- r. Fleet Services Division purchase of an F-550 XL crew cab chassis with utility body from McGrath Ford for use by the Water Pollution Control Facility in the amount of \$158,225.99. CIP/DID #PUR0224-214
- s. Amendment No. 1 to renew the contract with FBG Service Corporation for janitorial services for the Utilities Department for two years for a total amount not to exceed \$73,584 (original contract amount was \$35,256 annually; renewal contract amount is \$36,792 annually). CIP/DID #PUR0122-200
- t. Professional Services Agreement with Bolton & Menk, Inc. for an amount not to exceed \$1,514,579 for engineering design services in connection with the Johnson Avenue NW from 32nd Street to 18th Street Utility and Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012374-02
- u. Partial final payment in the amount of \$438,209.70 to Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project (original contract amount was \$8,852,304; total contract amount with this amendment is \$9,672,945.58). **(Council Priority)** CIP/DID #3312510-30
- v. Partial final payment in the amount of \$70,984.39 to Boomerang Corp. for the Czech Village 12th Avenue SW Detention Basin project (original contract amount was \$1,873,929; total contract amount with this amendment is \$2,007,533.89). **(Council Priority)** CIP/DID #3313520-62
- w. Agreement in the amount of \$15,315, plus sign relocation benefits in the amount of \$11,699, and accepting a Warranty Deed for right-of-way and a Temporary Construction Easement from St. Andrews Golf Course, LLC for land at 1834 Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. **(Council Priority)** CIP/DID #301878-00
- x. Supplemental Agreement in the amount of \$13,319 with Plumb Supply Company, LLC for sign relocation benefits at 1716 Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. **(Council Priority)** CIP/DID #301878-00
- y. Final payment in the amount of \$124,943.37 to MidAmerican Energy Company for utility reestablishment on the property west of 915 Shaver Road NE in connection with the Cedar River Flood Risk Management Project – Reach 1 Lower McLoud (Alliant) Levee project, and approving the final project cost of \$459,394.93. **(Council Priority)** CIP/DID #3314200-00
- z. Amending Resolution No. 0134-01-24, which awarded a contract to Rathje Construction Co. for the Tower Terrace Road: Phase B – PCC Pavement project, to add an incentive in the amount of \$50,000 (original contract amount was \$4,924,259.71; total contract amount with this amendment is \$4,974,259.71). CIP/DID #301666-07

REGULAR AGENDA

- 24. Report on bids for the J Ave WTP Storm Sewer Improvements project (estimated cost is \$200,000) (Terry Tiedemann). CIP/DID #PUR0224-215
 - a. Resolution awarding and approving contract in the amount of \$127,843, bond and insurance of Dave Schmitt Construction Co., Inc. for the J Ave WTP Storm Sewer Improvements project.

25. Report on bids for the ADA Compliance at McGrath Amphitheater project (estimated cost is \$492,000) (Jeff Koffron). **(Council Priority)** CIP/DID #PUR0224-218
 - a. Resolution awarding and approving contract in the amount of \$394,900, bond and insurance of B&M Construction for the ADA Compliance at McGrath Amphitheater project.

ORDINANCES

Third Reading

26. Ordinance repealing Chapter 61 of the Municipal Code, Traffic Regulations, and enacting a new Chapter 61 in its place to include new and updated definitions; regulate the use of all-terrain vehicles, off-road vehicles, golf carts and snowmobiles; add or increase parking fees; and comply with current practice and relevant law. **(Council Priority)** CIP/DID #FIN2024-10

Second and possible Third Readings

27. Ordinance amending Chapter 32 of the Municipal Code, Zoning, to update zone districts, use-specific standards, development standards, review and approval procedures, nonconformities and definitions. **(Council Priority)** CIP/DID #CD-0048-2018
28. Ordinance repealing Chapter 32B of the Municipal Code, Floodplain Management, and enacting a new Chapter 32B in its place to continue participating in the National Flood Insurance Program, qualify for increased premium discounts for property owners, and adopt higher protection standards within the Special Flood Hazard Areas and for critical facilities in the shaded X Flood Zones. **(Council Priority)** CIP/DID #DSD-001-24

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 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.