

AMENDED

“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 25, 2014 at 4:00 p.m. 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 cell phones and pagers.)*

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations:
 - ❖ Presentation – Fiscal Year 2013 Annual Audit Presentation by McGladrey (Casey Drew)
CIP/DID #1074548

PUBLIC HEARINGS

1. A public hearing will be held to consider the Resolution of Necessity (Proposed) for the construction of the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW project. (Doug Wilson)
 - a. Resolution with respect to the adoption of the Resolution of Necessity proposed for the construction of the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW project. CIP/DID #3012001-00
2. A public hearing will be held to consider the continuation of the disposition of excess City-owned property described as a commercial building and land located at 3601 42nd Street NE. (Rita Rasmussen)
 - a. Resolution authorizing the disposition of excess City-owned property described as a commercial building and land located at 3601 42nd Street NE. CIP/DID #52-14-006

3. A public hearing will be held to consider the vacation and disposition of public ways and grounds described as a 20-foot wide strip of excess alley right-of-way located between 222 and 230 10th Street NW as requested by Olivet Presbyterian Church. (Rita Rasmussen)
 - a. First Reading: Ordinance vacating public ways and grounds described as a 20-foot wide strip of excess alley right-of-way located between 222 and 230 10th Street NW as requested by Olivet Presbyterian Church. CIP/DID #41-13-027
4. A public hearing will be held to consider an Electric Line Easement Agreement with Interstate Power and Light Company in connection with an electric upgrade on City-owned land located adjacent to and easterly of 2178 - 2200 Chandler Street SW. (Rita Rasmussen)
 - a. Resolution authorizing execution of an Electric Line Easement Agreement with Interstate Power and Light Company in connection with an electric upgrade on City-owned land located adjacent to and easterly of 2178 - 2200 Chandler Street SW. CIP/DID #49-14-026
5. A public hearing will be held to consider the disposition of excess City-owned property acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the fourth round of the Single Family New Construction Program (**FLOOD**). (Tony Lerud) CIP/DID #540257
6. A public hearing will be held to consider the disposition of City-owned property at 200, 210 and 212 3rd Avenue SW and inviting redevelopment proposals (**FLOOD**). (Caleb Mason) CIP/DID #1058251
7. A public hearing will be held to consider the disposition of City-owned commercial property at 615 K Avenue NW; 1129, 1127 and 1125 Ellis Boulevard NW; and 1130 and 1138 6th Street NW and inviting redevelopment proposals (**FLOOD**). (Thomas Smith) CIP/DID #1058253
8. A public hearing will be held to consider the disposition of City-owned commercial property at 720 1st Avenue NW and inviting redevelopment proposals (**FLOOD**). (Thomas Smith) CIP/DID #1058217
9. A public hearing will be held to consider the plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project (estimated cost is \$282,900). (Steve Hershner)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project. CIP/DID #615190-04
10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the US Highway 30/151 South to Ely Road (Along Cedar Trail) – Sanitary Sewer Improvements project (estimated cost is \$220,000). (Dave Wallace)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the US Highway 30/151 South to Ely Road (Along Cedar Trail) – Sanitary Sewer Improvements project. CIP/DID #655149-04

PUBLIC COMMENT

If you wish to address the City Council on any subject pertaining to City Council action scheduled for today, please use the sign-up sheet (next to the agendas) located on the table outside the Council Chambers. Please approach the microphone when called upon.

MOTION TO APPROVE AGENDA

CONSENT AGENDA

***Note: These are routine items, some of which are old business and some of which are new business, and will be approved by one motion without separate discussion unless Council requests an item be removed to be considered separately.**

11. Motion to approve minutes.

12. Motions setting public hearing dates for:

- a. March 11, 2014 – to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates; CIP/DID #1074300
- b. March 11, 2014 – to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates; CIP/DID #1074304
- c. March 11, 2014 – to consider amending Chapter 24 of the Municipal Code, Solid Waste, by repealing existing rates and establishing new rates. CIP/DID #1074305

13. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 11, 2014, and advertising for bids by publishing notice to bidders for the Park Cedar Rapids Five Seasons Parkade Electrical Upgrades project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on March 19, 2014 (estimated cost is \$140,000). CIP/DID #635127-20

14. Motion approving the beer/liquor/wine applications of: CIP/DID #1074311

- a. Break Room, 3108 1st Avenue NE;
- b. Bushwood Sports Bar and Grill, 350 Edgewood Road NW;
- c. Butcher Block – Boyson Road, 568 Boyson Road NE (new – new construction);
- d. Cappy's Pizzeria, 7037 C Avenue NE;
- e. Cedar Rapids Jaycees, 225 5th Avenue SW (transfer to 5000 J Street SW for an event on March 1, 2014);
- f. Fiesta Del Sol Mexican Restaurant, 4801 1st Avenue SE;
- g. Hill Brothers Jiffy Mart, 1904 Mt. Vernon Road SE;
- h. Hy-Vee Drugstore #5, 2001 Blairs Ferry Road NE;
- i. Just Jules Pub & Restaurant, 835 Center Point Road NE;
- j. Lone Star Steakhouse & Saloon, 4545 1st Avenue SE;
- k. Mahoney's, 1602 E Avenue NE (outdoor service for an event on March 16-18, 2014);
- l. Pancheros Mexican Grill, 4701 1st Avenue SE;
- m. Parlor City Pub & Eatery, 1125 3rd Street SE;
- n. Road Ranger #147, 1430 1st Avenue NE;

- o. Road Ranger #148, 550 Wilson Avenue SW;
- p. Road Ranger #149, 2349 Blairs Ferry Road NE;
- q. Road Ranger #150, 3330 16th Avenue SW;
- r. Road Ranger #151, 380 Blairs Ferry Road NE;
- s. Sammy's Lounge, 5519 Center Point Road NE;
- t. Stella's, 416 3rd Street SE;
- u. Target T-1768, 1030 Blairs Ferry Road NE;
- v. Third Base Sports Bar & Brewery, 500 Blairs Ferry Road NE;
- w. Ting's Red Lantern, 540 Boyson Road NE;
- x. Tycoon, 427 2nd Avenue SE (5-day permit with outdoor service for an event on March 17, 2014);
- y. Village Meat Market & Cafe, 92 16th Avenue SW;

15. Resolutions (2) approving payment of bills and payroll. CIP/DID #1074111

16. Resolutions approving the following special events:

- a. 39th Annual St. Patrick's Day Parade (includes road closures) on March 17, 2014; CIP/DID #SPEC-016271-2014
- b. Rockwell Collins landing of a helicopter on Rockwell property on February 26, 2014 with a rain date of March 1, 2014. CIP/DID #SPEC-017412-2014**

17. Resolutions approving assessment actions:

- a. Levy assessment – Solid Waste & Recycling – clean-up costs – three properties; CIP/DID #1026188
- b. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 40 properties; CIP/DID #1074295
- c. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 21 properties; CIP/DID #1026192
- d. Levy assessment – nuisance abatement charge – one property; CIP/DID #1074542
- e. Levy assessment – nuisance property abatement charge – one property; CIP/DID #1074544
- f. Levy special assessment for delinquent weed mowing charges – 16 properties; CIP/DID #1074537
- g. Levy special assessment for delinquent snow removal charges – 21 properties. CIP/DID #1074539

18. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

- a. Water system improvements installed in Ushers Ridge Eighth Addition and 2-year Maintenance Bond submitted by Kelly Demolition LLC in the amount of \$46,337.85; CIP/DID #2010034-01
- b. Sanitary sewer in Ushers Ridge Eighth Addition and 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60; CIP/DID #47-07-010
- c. Storm sewer in Ushers Ridge Eighth Addition and 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50; CIP/DID #47-07-010
- d. Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000; CIP/DID #47-07-010
- e. Sanitary sewer in Cedar Ridge Place Third Addition and 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000; CIP/DID #47-09-002
- f. Storm sewer in Cedar Ridge Place Third Addition and 2-year Maintenance Bond submitted by Maxwell Construction Company, Inc. in the amount of \$28,381; CIP/DID #47-09-002

- g. Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622; CIP/DID #47-09-002
 - h. Sanitary sewer in Cedar River Bluffs First Addition and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79; CIP/DID #47-12-002
 - i. Storm sewer in Cedar River Bluffs First Addition and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17; CIP/DID #47-12-002
 - j. Portland Cement Concrete pavement in Cedar River Bluffs First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000; CIP/DID #47-12-002
 - k. Storm sewer in Cedar River Bluffs Second Addition – Phase 1 and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70; CIP/DID #47-12-005
 - l. Storm sewer in Tech Place Third Addition and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141; CIP/DID #47-12-019
 - m. Portland Cement Concrete pavement in Tech Place Third Addition and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019
19. Resolution accepting project, approving 4-year Performance Bond and authorizing issuance of final payment in the amount of \$9,600.54 to United Contractors, Inc. (original contract amount was \$313,707.55; final contract amount is \$320,018.03) **(FLOOD)**. CIP/DID #330020-1
20. Resolution authorizing the Finance Director to commit the current and future fund balances of a new Special Revenue Fund – Fire – Missouri Valley Fire Chief Convention. CIP/DID #1074546
21. Resolution authorizing removal of adult crossing guards at the intersections of 1st Avenue E and 35th Street for Kenwood Elementary School, 1st Avenue E and 15th Street for Polk Elementary School, Blairs Ferry Road NE in the 3300 block for Hiawatha Elementary School, and F Avenue and 13th Street NW for Harrison Elementary School, and establishing adult crossing guards on J Street SW in the 2700 block for Grant Elementary School, Wilson Avenue SW in the 2800 block for Van Buren Elementary School, Wiley Boulevard and M Avenue NW for Jackson Elementary School, and F Avenue and 10th Street NW for Harrison Elementary School. CIP/DID #60-14-011
22. Resolution authorizing incorporation of forestry-related details into the Cedar Rapids Metropolitan Area Standard Specifications and Details. CIP/DID #51-12-001
23. Resolutions approving actions regarding Purchases/Contracts/Agreements:
- a. Amendment No. 1 to renew Contract for fiber locating and marking services with USIC Locating Services, Inc. for the Information Technology Department for an estimated annual amount of \$180,000 (original contract amount was \$75,000; renewal contract amount is \$180,000); CIP/DID #0812-061
 - b. Amendment No. 8 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions for additional furnishings for an amount not to exceed \$1,373.12 (original contract amount was \$299,520.80; total contract amount with this amendment is \$373,370.13) **(FLOOD)**; CIP/DID #0113-154
 - c. Amendment No. 1 to Agreement for Self-Checkout & Automatic Payment System for the Cedar Rapids Library with EnvisionWare, Inc. for an additional amount of \$25,405 (original contract amount was \$48,663; total contract amount with this amendment is \$74,068) **(FLOOD)**; CIP/DID #0712-030

- d. Amending Resolution No. 0501-03-13 to correct dollar amounts from estimated cost to actual cost for a new larger natural gas service line installed at the Water Pollution Control Facility with Mid-American Energy (original contract amount was \$306,568.51; total contract amount with this amendment is \$338,402.89) **(FLOOD)**; CIP/DID #3303101000
- e. Change Order No. 8 Revised (Final) deducting the amount of \$117,650.96 with Vieth Construction Corporation for the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project (original contract amount was \$821,330.61; total contract amount with this amendment is \$713,455.45); CIP/DID #301665-04
- f. Change Order No. 8 in the amount of \$27,526.90 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,643,348.34); CIP/DID #301696-01
- g. Change Order No. 4 in the amount of \$15,216 plus an additional 12 calendar days, with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction project (original contract amount was \$7,801,500; total contract amount with this amendment is \$7,888,428); CIP/DID #635120-20
- h. Change Order No. 6 in the amount of \$3,019.36 with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II project (original contract amount was \$941,580.60; total contract amount with this amendment is \$1,028,534.63); CIP/DID #2011025-03
- i. Change Order No. 3 in the amount of \$30,098 with Portzen Construction, Inc. for the Cedar Rapids Animal Care & Control Building project (original contract amount was \$3,815,500; total contract amount with this amendment is \$3,885,782) **(FLOOD)**; CIP/DID #PDE001-20
- j. Change Order No. 3 in the amount of \$161,234 with DW Zinser Company for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Demolition & Abatement project (original contract amount was \$489,000; total contract amount with this amendment is \$682,318) **(FLOOD)**; CIP/DID #PWE006-22
- k. Change Order No. 3 in the amount of \$6,183.81 with Rathje Construction Company for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 1 project (original contract amount was \$763,788.36; total contract amount with this amendment is \$784,124.31) **(FLOOD)**; CIP/DID #SSD103-10
- l. Change Order No. 1 in the amount of \$24,555 with Halvorson Trane for the Veterans Memorial Controls Package project (original contract amount was \$219,250; total contract amount with this amendment is \$243,805) **(FLOOD)**; CIP/DID #VME001-05
- m. Fleet Services Division purchase of two 2014 Dodge Grand Caravans from Stew Hansen Dodge for use by the Neighborhood Transportation Services (NTS) program through the Transit Division, in the amount of \$41,568; CIP/DID #4415-13
- n. Fleet Services Division purchase of 12 tandem axle chassis with Labrie side loaders from Truck Country of Cedar Rapids in the amount of \$3,888,897; CIP/DID #1113-084
- o. Substantial completion of a contract completion milestone under a Professional Services Agreement and payment of milestone retainage in the amount of \$11,090.59 to Terracon Consultants, Inc. for the Cedar Rapids Convention Complex project (original contract amount was \$264,330; total contract amount is \$313,380); CIP/DID #535100-16
- p. Professional Services Agreement with HR Green, Inc. for an amount not to exceed \$91,667 for design services in connection with the 4th Avenue SE Improvements from 6th Street to 19th Street project **(Paving for Progress)**; CIP/DID #3012080-01
- q. Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$106,000 for design services in connection with the 19th Street SE, Bever Avenue SE and Garden Drive SE Improvements project **(Paving for Progress)**; CIP/DID #3012081-01

- r. Professional Services Agreement with Foth Infrastructure and Environment, LLC for an amount not to exceed \$118,131 for design services in connection with Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project (**Paving for Progress**); CIP/DID #3012038-01
- s. Professional Services Agreement with Foth Infrastructure and Environment, LLC for an amount not to exceed \$148,560 for program management services in connection with the Quick Start Street Repair Program Project Management program (**Paving for Progress**); CIP/DID #3017970-01
- t. Easement for sanitary sewer and easement for recreational trail on City-owned vacant land south of 4715 6th Street SW in connection with the Prairie Creek Trunk Sewer Replacement – Phase II project; CIP/DID #655028-00
- u. Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement, Easement for Utilities and Public Right-of-Way Reservation and Construction Easement Agreement from JWB B38, LLC for property located south of K Avenue NE and east of 17th Street NE; CIP/DID #PLSV-001137-2013
- v. Release of partial final payment in the amount of \$344,250 to Knutson Construction Services Midwest, Inc. for the Cedar Rapids Public Library Project – General Contractor project (original contract amount was \$14,235,000; final contract amount is \$15,283,575) (**FLOOD**); CIP/DID #PLE001-20
- w. Release of partial final payment in the amount of \$544,327.60 to Miron Construction Company, Inc. for Phase 1 (Office Building) of the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction – General Contractor project (original contract amount was \$19,185,000; final contract amount is \$19,252,036) (**FLOOD**); CIP/DID #PWE006-21
- x. Purchase Agreement in the amount of \$143 and accepting an Easement for Sanitary Sewer from Clinton W. Walker from land located at 414 6th Avenue SW in connection with the Sanitary Sewer SW Quadrant Flood Repairs project (**FLOOD**); CIP/DID #SSD103-00
- y. Accepting the established fair market value for the partial acquisitions of temporary easements for construction from property located at 1528 11th Street SW owned by Chris A. Carnahan and property located at 930 16th Avenue SW owned by Tony C. Upah in connection with the SW Quad, Phase 1 – Water Main Replacement project; CIP/DID #625884-00
- z. Awarding and approving contract in the amount of \$19,439 plus incentive up to \$1,500, bond and insurance of Pirc-Tobin Construction, Inc. for the E Avenue NW at West Post Road Storm Sewer Crossing project (estimated cost is \$18,050); CIP/DID #304392-01
- aa. Agreement with SenCommunications, Inc. for ShoreTel Hardware and Software Maintenance in the amount of \$63,275.45; CIP/DID #0313-222
- bb. Agreement with Communications Engineering Company for Security Management Platform Software, Hardware and Services for an amount not to exceed \$102,000. CIP/DID #109130-02

REGULAR AGENDA

- 24. Report on bids for the Ushers Ferry Lodge project (estimated cost is \$1,180,000). (Sven Leff)
 - a. Resolution awarding and approving contract in the amount of \$1,209,000 plus incentive up to \$20,000, bond and insurance of Garling Construction, Inc. for the Ushers Ferry Lodge project (**FLOOD**). CIP/DID #PRE136-20

- 25. Discussion and Resolution annexing property located north of Highway 30 SW and easterly of Union Drive SW as requested by College Farms, LLC. (Vern Zakostecky) CIP/DID #ANNX-007096-2013
- 26. Discussion and Resolution amending the Administrative Guide for Sidewalk Cafes to establish a fee structure and standards for the downtown Parklet Program. (Seth Gunnerson) CIP/DID #182569

ORDINANCES

(Second and possible Third Readings)

- 27. Ordinance vacating public ways and grounds in and to the property described as a 9,252 square-foot parcel of excess 10th Avenue SW right-of-way located adjacent to and northeasterly of vacated 11th Street SW as requested by Cargill, Inc.
 - a. Resolution authorizing the disposition of the property described as a 9,252 square-foot parcel of excess 10th Avenue SW right-of-way located adjacent to and northeasterly of vacated 11th Street SW, and accepting an easement for public sanitary sewer, storm sewer and water main as requested by Cargill, Inc. CIP/DID #41-13-029
- 28. Ordinance granting a change of zone for property at 3135 J Street SW from R-3, Single Family Residence Zone District and O-S, Office/Service Zone District to C-3, Regional Commercial Zone District as requested by JKLR LLC and James M. Hoke. CIP/DID #RZNE-007161-2013

(First Reading)

- 29. Ordinance amending Chapter 9 of the Municipal Code, Streets, Alleys and Sidewalks, updating definitions for Sidewalk Cafes. CIP/DID #182569

PUBLIC INPUT

This is an opportunity for the public to address the City Council on any subject pertaining to City Council business.

CITY MANAGER COMMUNICATIONS AND DISCUSSION

COUNCIL COMMUNICATIONS AND DISCUSSION

***Note: During this portion of the meeting Council Members may bring forward communications, concerns and reports on various matters and may discuss the items specifically listed:**

1. Mayor Corbett:
2. Council member Gulick:
3. Council member Olson:
4. Council member Poe:
5. Council member Russell:
6. Council member Shey:
7. Council member Shields:
8. Council member Vernon:
9. Council member Weinacht:

It is the policy of the City of Cedar Rapids that all City Council public meetings are accessible to people with disabilities. If you need assistance in participating in City Council public meetings due to a disability as defined under the ADA, please call the City Clerk's Office at (319) 286-5060 at least two (2) business days prior to the scheduled meeting to request an accommodation.

**Weekly agendas for the Regular City Council Meeting, as well as Council meeting minutes, can be viewed at the following web site: www.cedar-rapids.org*



Council Agenda Item Cover Sheet

Council Meeting Date: Feb. 25, 2014

Submitting Department: Finance Dept.

Presenter at meeting: Casey Drew
Email: C,drew@cedar-rapids.org

Phone Number/Ext: 286-5097

Alternate Contact Person: Andy Hoenig
Email: a.hoenig@cedar-rapids.org

Phone Number/Ext: 286-5066

Description of Agenda Item:

FY 2013 Annual Audit Presentation by McGladrey. (Casey Drew)

Background:

McGladrey will present their audit findings from the Fiscal Year 2013 Annual Audit. In addition, the City's FY 2013 Comprehensive Annual Financial Report (CAFR) will be officially released to the public.

Action / Recommendation:

None – Discussion item

Alternative Recommendation:

N/A

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 10 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: N/A

Recommended by Council Committee Yes No N/A

Explanation (if necessary):



Council Agenda Item Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE
E-mail Address: d.wilson@cedar-rapids.org

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: Consent Agenda Regular Agenda Yes No MAP

A public hearing will be held to consider the Resolution of Necessity (Proposed) for the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW project.

Resolution with respect to the adoption of the Resolution of Necessity proposed for the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW project. CIP/DID #3012001-00

Background:

This project proposes to construct a Shared Use Path on the east side of Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW. This improvement is the last phase of the multi-phase Edgewood Road SW improvements from Highway 30 to 60th Avenue SW, and provides an extension of the existing Shared Use Path that currently stops at Prairie Valley Court SW. The improvements include a bridge over Highway 30, an underpass structure for the westbound Highway 30 off-ramp, and using the existing undercrossing of the eastbound Highway 30 on-ramp.

Following a Public Hearing on this matter, Council will consider an action to proceed with the adoption of a Resolution of Necessity for the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW 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. If public comments are received during the public hearing that require further review, we recommend action be deferred until the March 11, 2014 council meeting.

Alternative to the Recommendation:

If the resolution is not adopted, assessment proceedings will not proceed further. The project will then require additional funding by TIF (Tax Incremental Financing) and the STP (Surface Transportation Program) grant, or general obligation bonds, or the project must be deferred or abandoned.

Time Sensitivity: Must be acted on either on February 25, 2014 or, alternatively not later than March 11, 2014 due to assessment schedule.

Resolution Date: February 25, 2014

Estimated Presentation Time: 3 Minute(s)

Budget Information (if applicable): CIP No. 3012001

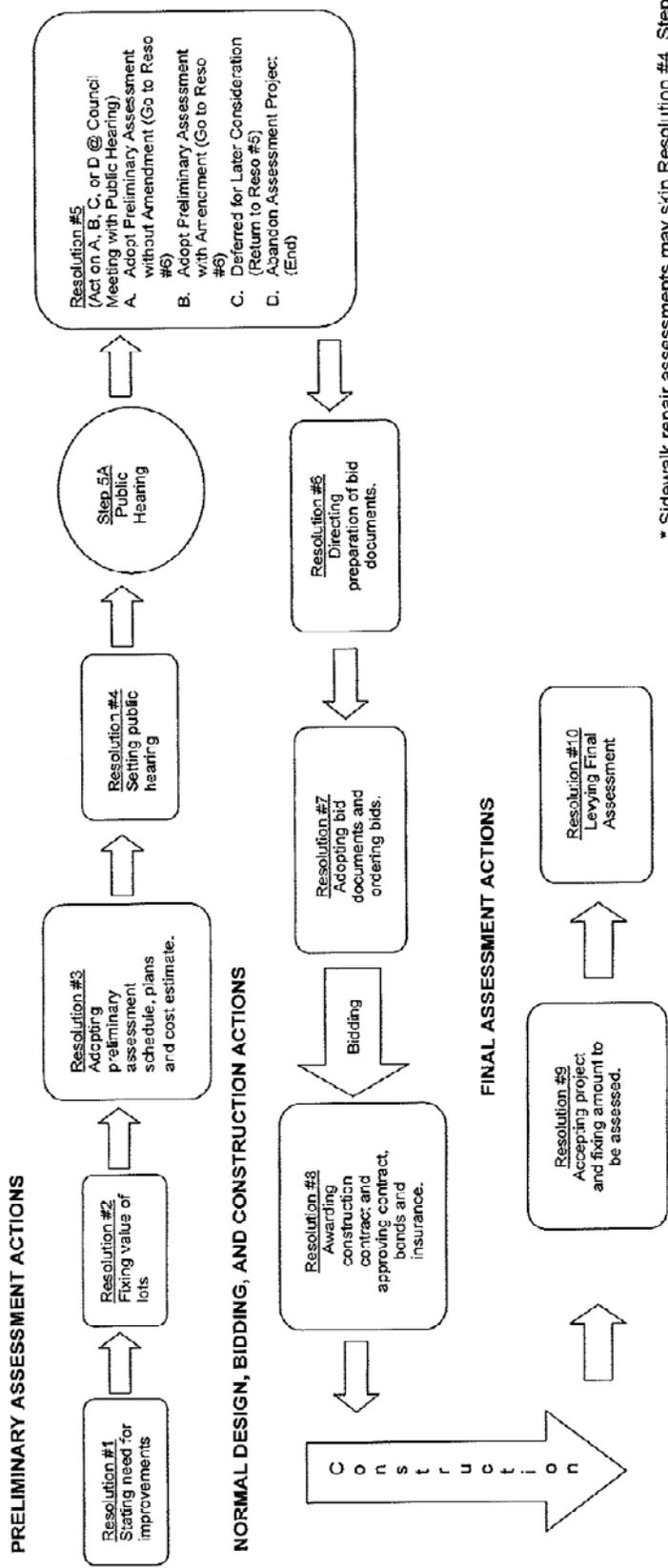
Local Preference Policy: Applies Exempt

Explanation: Not applicable. No procurement is occurring with this resolution

Recommended by Council Committee: Yes No N/A

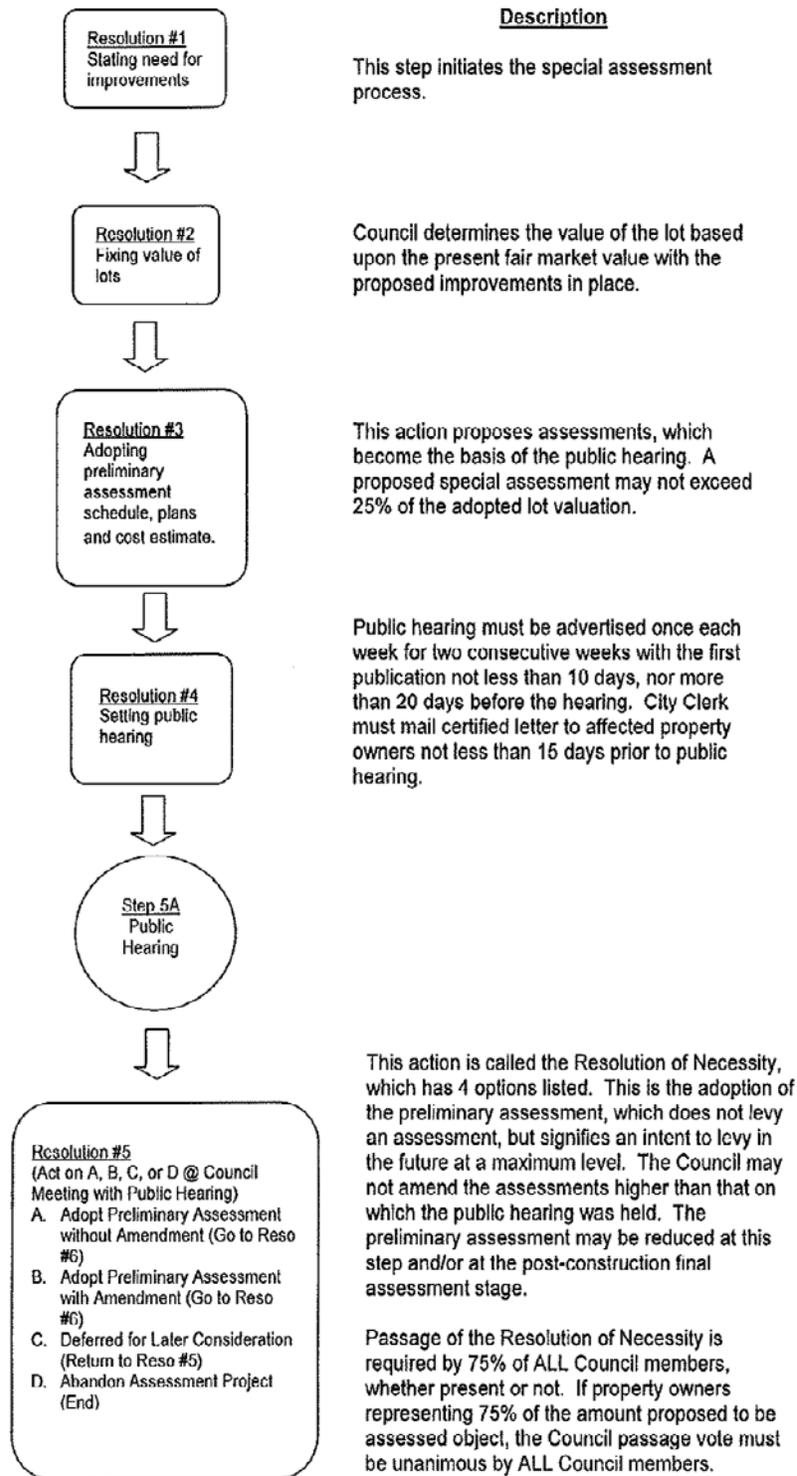
Explanation (if necessary):

**FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS*
SUMMARY**



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

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



UPDATED 8.29.07

RESOLUTION NO

RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION OF NECESSITY
PROPOSED FOR THE CONSTRUCTION OF THE SHARED USE PATH ON EDGEWOOD
ROAD SW FROM PRAIRIE VALLEY COURT SW TO 37TH AVENUE SW
(CIP No. 3012001-00)

WHEREAS, this Council has proposed a Resolution of Necessity for the Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW 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 11th day of March, at 12:00 o'clock p.m., at this meeting place, with jurisdiction retained for further consideration and action at the adjourned meeting.
- Abandoned.

Passed and approved this 25th day of February, 2014



EXISTING SIDEWALKS (TYP.)

37TH AVE SW

37TH AVE SW

38TH AVE SW

SIDEWALK / SHARED USE PATH EXTENSION

EDGEWOOD ROAD SW

HIGHWAY 30

BEVERLY RD SW

44TH AVENUE SW

PRAIRIE VALLEY CT SW

EXISTING SIDEWALK / SHARED USE PATH

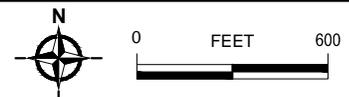
LEGEND

----- ASSESSMENT BOUNDARY

① ASSESSMENT NUMBER



SHARED USE PATH ON EDGEWOOD ROAD SW FROM PRAIRIE VALLEY COURT SW TO 37TH AVENUE SW PROJECT



Council Agenda Item Cover Sheet PUBLIC HEARING AND RESOLUTION

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Alternate Contact Person: Carol Morgan
E-mail Address: c.morgan@cedar-rapids.org

Phone Number/Extension: 5092

Description of Agenda Item: Consent Agenda Regular Agenda Map

A public hearing will be held to consider the continuation of the disposition of excess City-owned property described as a commercial building and land located at 3601 42nd Street NE.

Resolution to continue the disposition of excess City-owned property described as a commercial building and land located at 3601 42nd Street NE. CIP/DID #52-14-006

Background:

The City of Cedar Rapids acquired this parcel in 2002 for the offices of the City Parks Department. The Parks Department has relocated to the new City Services Center, and this parcel is no longer needed by the City. It will be offered for sale to the public by sealed bid. As determined by a licensed real estate appraiser, the value of this commercial building and land is \$440,000.

Before the City can proceed with the disposition, in accordance with the Iowa Code, the City Council must hold a public hearing providing the opportunity for public input. Subsequently, the City Council shall vote on a resolution authorizing the disposition or vote not to dispose of this City-owned property. 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:

If there are no objections during the public hearing, the Public Works Department recommends approving the resolution continuing the disposition of this excess City-owned property located at 3601 42nd Street NE.

Alternative to the Recommendation:

Continue to incur expenses for holding and maintaining this non-purposeful parcel, and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION TO CONTINUE THE DISPOSITION OF EXCESS CITY-OWNED PROPERTY

WHEREAS, the City of Cedar Rapids City Council has determined it is in the public interest to dispose of excess City-owned property described as:

A commercial building and land located at 3601 42nd Street NE
(legally described as North 240 feet, East 230 Feet, NW ¼ NW ¼, Section 8-83-7,
Linn County, Iowa)

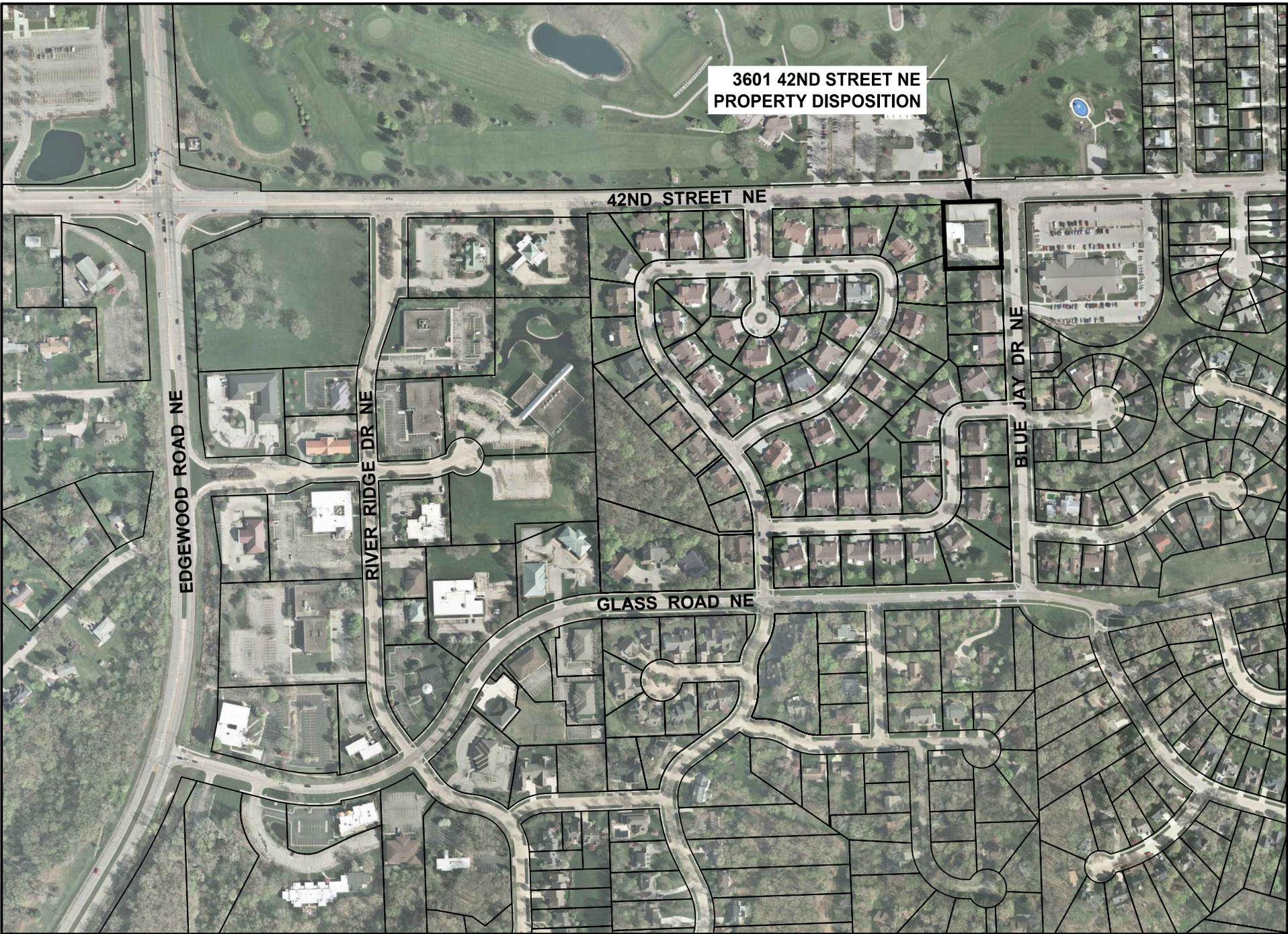
, and

WHEREAS, on February 25, 2014 at the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, the Cedar Rapids City Council, after notice as required by law, held a public hearing to consider the disposition of said property,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Council hereby authorizes the continuation of the disposition of said excess City-owned property.

Passed this 25th day of February, 2014.

Cadd File Name: W:\PROJECTS\Non-CIP\2014\52-14-006 42nd St NE (3601) Disposition\52-14-006 Council Map.dwg



3601 42ND STREET NE
PROPERTY DISPOSITION



3601 42ND STREET NE
PROPERTY DISPOSITION



Council Agenda Cover Sheet

PUBLIC HEARING and Possible 1st Reading of Ordinance Item

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Alternate Contact Person: Carol Morgan
E-mail Address: c.morgan@cedar-rapids.org

Phone Number/Extension: 5092

Description of Agenda Item: Consent Agenda Regular Agenda Map

A public hearing will be held to consider the vacation and disposition of public ways and grounds described as a 20-foot wide strip of excess alley right-of-way located between 222 and 230 10th Street NW as requested by Olivet Presbyterian Church.

First Reading: Ordinance vacating public ways and grounds described as a 20-foot wide strip of excess alley right-of-way located between 222 and 230 10th Street NW as requested by Olivet Presbyterian Church. CIP/DID #41-13-027

Background:

Olivet Presbyterian Church has requested the vacation and disposition of a portion of this excess alley right-of-way (also known as Plat of Survey No. 1853 Parcel A). The church owns the adjacent properties at 220, 222 and 230 10th Street NW, and the vacation of this alley will allow the church to combine their properties to create one parcel and allow for expansion of the Olivet Neighborhood Mission. Public access will remain, and an access easement is being dedicated to the City as a part of this vacation process. The petitioner has paid a \$1,000 application fee, land valuation of \$1,060 and a standard 5% closing of \$53 for a total of \$2,113 for this vacation.

Action / Recommendation:

The Public Works Department recommends approving the vacation of said right-of-way and accepting an easement for access.

Alternative to the Recommendation:

Require Olivet Presbyterian Church to revise their plans for expansion at this location.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st reading of Ordinance: February 25, 2014

2nd reading of Ordinance, possible 3rd reading and possible resolution passing: March 11, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ORDINANCE NO. _____

AN ORDINANCE VACATING PUBLIC WAYS AND GROUNDS REGARDING PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 HEREOF.

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

Section 1. That the public ways and grounds in and to the property hereafter described is permanently vacated:

A 20-foot wide strip of alley right-of-way located between 222 and 230 10th Street NW (also known as Plat of Survey No. 1853 Parcel A)

Section 2. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 25th day of February, 2014.

Passed this 11th day of March, 2014.



Cadd File Name: W:\PROJECTS\Non-CIP\2013\4113027 Olivet Presbyterian Church - Alley\41-13-027 Council Map.dwg



**ALLEY VACATION
PLAT OF SURVEY No. 1853**



Council Agenda Item Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Alternate Contact Person: Carol Morgan
E-mail Address: c.morgan@cedar-rapids.org

Phone Number/Extension: 5092

Description of Agenda Item: Consent Agenda Regular Agenda Map

A public hearing will be held to consider the execution of an Electric Line Easement Agreement with Interstate Power and Light Company (IPL), an Iowa corporation, in connection with an electric upgrade on City-owned land located adjacent to and easterly of 2178 – 2200 Chandler Street SW.

Resolution authorizing execution of an Electric Line Easement Agreement with Interstate Power and Light Company (IPL), an Iowa corporation, in connection with an electric upgrade on City-owned land located adjacent to and easterly of 2178 – 2200 Chandler Street SW. CIP/DID #49-14-026

Background:

The City of Cedar Rapids has received a request from Interstate Power and Light Company to grant a permanent easement in connection with an electric upgrade. This is a 10-foot wide easement for underground and overhead utilities located easterly of and adjacent to 2178 – 2200 Chandler Street SW. The overhead portion of this easement is at the request of the Water Department in order to ensure distance from the water mains at this location.

In order for the City to proceed with the granting of an easement on City-owned land, in accordance with Iowa Code, City Council must hold a public hearing, providing the opportunity for public input on the question to grant an easement on City-owned land. Subsequently, City Council shall vote on a resolution authorizing the granting of an easement, or vote to not encumber the City-owned land with the easement.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of the Electric Line Easement Agreement to Interstate Power and Light Company.

Alternative to the Recommendation:

Deny the easement request and require IPL to revise their upgrade plans.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: Local Preference Policy does not apply to the granting of easements.

Recommended by Council Committee: Yes No N/A

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IPL
49-14-026

RESOLUTION NO.

WHEREAS, Interstate Power and Light Company (IPL), an Iowa Corporation, is requesting a permanent easement from City-owned land in connection with an electric upgrade, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, Owner of the real property located easterly of and adjacent to 2178 – 2200 Chandler Street SW and known and described as:

A part of Lots 8, Irregular Survey of the Southwest Quarter of the Southeast Quarter of Section 30, Township 83 North, Range 7 West of the 5th P.M., Cedar Rapids, Linn County, Iowa

has agreed to convey to Interstate Power and Light Company, an Iowa Corporation, the necessary easement on City-owned land at this location for the consideration of \$4,352, and

WHEREAS, the City of Cedar Rapids held a Public Hearing on February 25, 2014, in which no objections were presented or heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the associated Purchase Agreement and Electric Line Easement Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreements, and

BE IT FURTHER RESOLVED, that the Electric Line Easement Agreement be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014



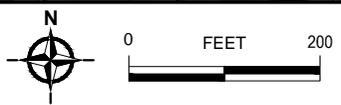
**OVERHEAD
ELECTRIC LINE
EASEMENT**

**UNDERGROUND
ELECTRIC LINE
EASEMENT**

2178

2200

**2178 - 2200 CHANDLER STREET SW
ELECTRIC LINE EASEMENT**



Cadd File Name: W:\PROJECTS\Non-CIP\2014\814\026 Chandler St SW (2178-2200) Esmt Request\49-14-026 Council Map.dwg



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud
Email: a.lerud@cedar-rapids.org

Phone Number/Ext: (319) 286-5817

Alternate Contact Person: Paula Mitchell
Email: p.mitchell@cedar-rapids.org

Phone Number/Ext: (319) 286-5852

Description of Agenda Item: **Consent** **Public Hearing** **Regular Agenda**

A public hearing will be held to consider the disposition of excess City-owned property acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the fourth round of Single Family New Construction Program (**FLOOD**). CIP/DID #540257

Background:

The following city-owned properties included in the public hearing have been identified for builders participating in the fourth round of the Single Family New Construction Program (known locally as the ROOTs Program):

- | | | |
|--------------------------------|--------------------------------|--------------------------------|
| 602 A Avenue NW | 726 L Avenue NW | 729 10 th Avenue SW |
| 806 10 th Street SW | 316 6 th Street SW | 320 6 th Street SW |
| 324 6 th Street SW | 424 5 th Street NW | 504 C Avenue NW |
| 505 E Avenue NW | 508 C Avenue NW | 509 E Avenue NW |
| 512 C Avenue NW | 928 N Street SW | 500 2 nd Avenue SW |
| 508 2 nd Avenue SW | 1108 K Street SW | 420 6 th Avenue SW |
| 424 6 th Avenue SW | 719 H Avenue NW | 1410 N Street SW |
| 417 5 th Avenue SW | 518 B Avenue NW | 615 9 th Avenue SE |
| 617 9 th Avenue SE | 621 9 th Avenue SE | 407 6 th Street SW |
| 411 6 th Street SW | 415 6 th Street SW | 425 6 th Street SW |
| 442 5 th Avenue SW | 438 5 th Avenue SW | 523 B Avenue NW |
| 1424 L Street SW | 922 8 th Street SE | 1505 J Street SW |
| 211 10 th Avenue SW | 800 G Avenue NW | 1502 N Street SW |
| 1136 I Avenue NW | 817 9 th Avenue SE | 821 9 th Avenue SE |
| 1223 1 st Street SW | 1140 C Street SW | 1023 6 th Street SE |
| 342 12 th Avenue SW | 1202 L Street SW | 417 10 th Street NW |
| 425 10 th Street NW | 274 12 th Avenue SW | 700 6 th Street SW |
| 1420 N Street SW | 1203 7 th Street SE | 1205 7 th Street SE |
| 920 6 th Street SW | 820 F Avenue NW | |

On November 9, 2010, by Resolution No. 1306-11-10 the City Council approved the Administrative Plan for the ROOTs Program. The administrative plan limits development of homes to lots within the "Neighborhood Revitalization Area" of the flood inundation area and areas outside of the 100-year floodplain. The administrative plan further directs staff to use lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the SFNC unit.

Through a competitive proposal process, developers submitted applications for the program which listed "preference sites" either owned by the City or being acquired through the Voluntary Property Acquisition program. A team of City staff, Home Builders Association members, and Neighborhood Planning Process Steering Committee evaluated these proposals based on: financial and performance capacity, experience with projects of similar scope, architectural design, compatibility with the existing neighborhood, green building practices, and site marketing plan. A total of 69 properties were identified by 25 developers for the program. Additional public hearings will be held to consider additional properties acquired by the City which have been identified by the approved developers.

Future City Council action related to these properties will include development agreements for each property/developer pairing as well as the conveyance of the property to the developer.

Action / Recommendation:

City staff recommends holding the public hearing.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: 5 Minutes

Budget Information (if applicable): NA – Federal Funds

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Caleb Mason

Phone Number/Ext: (319) 286-5188

Email: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: (319) 286-5047

Email: j.pratt@cedar-rapids.org

Description of Agenda Item: Consent **Public Hearing** **Regular Agenda**

A public hearing will be held to consider the disposition of City-owned property at 200, 210 and 212 3rd Avenue SW and inviting redevelopment proposals (**FLOOD**). CIP/DID #1058251

Background:

On January 22, 2014 staff previewed a request the City received to initiate the competitive proposal process on City-owned property in the Kingston Village area based a plan to construct a 4-story mixed use facility. Based on this interest, staff is prepared to begin the City's standard process to invite redevelopment proposals on the site based on the following timeline:

February 25, 2014	Public Hearing on disposition and inviting proposals
April 25, 2015	Proposal Deadline
Week of April 28, 2014	Stakeholder panel review
May 13, 2014	City Council consideration of proposals

Based on other similar request for proposals, the following proposal criteria will be issued to evaluate redevelopment proposals:

1. Demonstrated capacity to complete a commercial redevelopment project of this size and scope.
2. Previous commercial development experience or identified business tenant.
3. Marketing plan for proposed uses, based on current market conditions.
4. Financial feasibility based on sources/uses of funds for the redevelopment project costs.
5. Project financing documented by a letter of commitment from a financial institution.
6. Timeline for redevelopment and operations.
7. Consistency with the results of the Kingston Village Plan, including:
 - a. Density consistent with the Kingston Village Plan;
 - b. Multi-story design consistent with neighborhood character and local overlay district guidelines;
 - c. High-quality exterior materials and finishes consistent with overlay district guidelines;
 - d. Building setbacks that address street frontage;
 - e. Plan to address on-site and neighborhood parking;

- f. Sustainable design features;
- g. Provides a mix of uses (priority given to market rate housing options);
- 8. Economic impact, including number/wage rate of jobs to be created, total project cost, and projected post-development property valuation.
- 9. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.
- 10. Inclusion of appropriate flood-proofing or mitigation measures based on Federal, State, and Local guidelines;
- 11. Comprehensive redevelopment plan to address all of the subject parcels.

Action / Recommendation:

City staff recommends holding the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: NA

Estimated Presentation Time: 5 Minutes

Budget Information (if applicable): NA

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): On January 22, 2014 staff previewed a request with the Development Committee that the City received to initiate the competitive proposal process on City-owned property in the Kingston Village.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Thomas Smith

Phone Number/Ext: (319) 286-5161

Email: t.smith@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone Number/Ext: (319) 286-5188

Email: c.mason@cedar-rapids.org

Description of Agenda Item: Consent Public Hearing Regular Agenda

A public hearing will be held to consider the disposition of City-owned commercial property at 615 K Avenue NW; 1129, 1127 and 1125 Ellis Boulevard NW; and 1130 and 1138 6th Street NW and inviting redevelopment proposals (**FLOOD**). CIP/DID #1058253

Background:

The Flood Recovery Committee and Development Committee have recommended initiating the Request for Proposal (RFP) process for 615 K Avenue NW and inviting proposals for reuse of the existing structure. Alternate proposals incorporating the six adjacent lots at 615 K Avenue NW, 1129 Ellis Boulevard NW, 1127 Ellis Boulevard NW, 1225 Ellis Boulevard NW, 1130 6th Street NW, and/or 1138 6th Street NW into a single project would also be accepted.

Based on other similar RFPs, the following proposal criteria will be issued for potential developers to respond to:

1. Demonstrated capacity to complete a commercial redevelopment project of this size and scope.
2. Previous commercial development experience or identified business tenant.
3. Marketing plan for proposed uses, based on current market conditions.
4. Financial feasibility based on sources/uses of funds for the redevelopment project costs.
5. Project financing documented by a letter of commitment from a financial institution.
6. Timeline for redevelopment and operations.
7. Consistency with the results of the Ellis Boulevard Plan, including:
 - a. Density consistent with the Ellis Boulevard Plan;
 - b. Multi-story design consistent with neighborhood character and local overlay district guidelines;
 - c. High-quality exterior materials and finishes consistent with overlay district guidelines;
 - d. Building setbacks that address street frontage;
 - e. Plan to address on-site and neighborhood parking;
 - f. Sustainable design features;
8. Provides a mix of uses (priority given to market rate housing options);Economic impact, including number/wage rate of jobs to be created, total project cost, and projected

- post-development property valuation.
- 9. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.
- 10. Acknowledgement of a demolition deposit through an irrevocable line of credit or escrow.

The following is the timeline for the next steps:

February 25, 2014	Public Hearing on disposition and inviting proposals
April 28, 2014	Proposal Deadline
Week of April 28, 2014	Stakeholder panel review
May 13, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends holding the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 5 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): On January 22, 2014 Development Committee recommended that the City initiate the standard competitive proposal process for disposition and redevelopment of City-owned property.





Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Thomas Smith

Phone Number/Ext: (319) 286-5161

Email: t.smith@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone Number/Ext: (319) 286-5188

Email: c.mason@cedar-rapids.org

Description of Agenda Item: **Consent** **Public Hearing** **Regular Agenda**

A public hearing will be held to consider the disposition of City-owned commercial property at 720 1st Avenue NW and inviting redevelopment proposals (**FLOOD**). CIP/DID #1058217

Background:

The Development Committee is recommending to initiate the Request for Proposal (RFP) process for 720 1st Avenue NW and invite proposals for reuse of the structure based on two (2) letters of interest to open an RFP process for this commercial structure.

Based on other similar RFPs, the following proposal criteria will be issued for potential developers to respond to:

1. Demonstrated capacity to complete a commercial redevelopment project of this size and scope.
2. Previous commercial development experience or identified business tenant.
3. Marketing plan for proposed uses, based on current market conditions.
4. Financial feasibility based on sources/uses of funds for the redevelopment project costs.
5. Project financing documented by a letter of commitment from a financial institution.
6. Timeline for redevelopment and operations.
7. Consistency with the results recent planning initiatives, including the adjacent Kingston Village Plan area , such as:
 - a. Density consistent with the Kingston Village Plan;
 - b. Multi-story design consistent with neighborhood character;
 - c. High-quality exterior materials and finishes consistent with Kingston Village overlay district guidelines;
 - d. Building setbacks that address street frontage;
 - e. Plan to address on-site and neighborhood parking;
 - f. Sustainable design features;
8. Provides a mix of uses (priority given to market rate housing options); economic impact, including number/wage rate of jobs to be created, total project cost, and projected post-development property valuation.
9. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.

10. Acknowledgement of a demolition deposit through a line of credit or escrow.

The following is the timeline for the next steps:

February 25, 2014	Public Hearing on disposition and inviting proposals
April 28, 2014	Proposal Deadline
Week of April 28, 2014	Stakeholder panel review
May 13, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends holding the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 5 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): On January 22, 2014 Development Committee recommended that the City initiate the standard competitive proposal process for disposition and redevelopment of City-owned property.



**PUBLIC HEARING Item Cover Sheet**

Consent Agenda Regular Agenda

Council Meeting Date: February 25, 2014

Submitting Department: Utilities - Water Pollution Control Facility

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hershner@cedar-rapids.org

Alternate Contact: Andrew Lundy **Phone No.:** 5968 **E-mail:** a.lundy@cedar-rapids.org

Description of Agenda Item:

To consider the plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project (Estimated cost is \$282,900). (Steve Hershner)

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project. CIP/DID #615190-04

Background:

The Water Pollution Control Facility (WPCF) was initially constructed between 1977 and 1980; the Anaerobic Facility was constructed in 1999. In order to properly maintain all of the buildings at WPCF, a comprehensive long-term roof maintenance plan has been developed. This maintenance plan includes: inspection, maintenance, repair, and replacement. The plan will be routinely re-evaluated and will change, as necessary, to meet changes in conditions and plant requirements. In recent years projects have addressed the roofs at the Operations Building, the Solids Dewatering Building and the Incinerator Building (2013).

For FY14, the Utilities Department – WPC staff plans to address the roofs on the Administration Building and the Solids Pump/Gravity Belt Thickener Building. The Work generally consists of removal of the existing modified bitumen roof system at the Administration Building and replacement with a 90 mil EPDM membrane roof system. The Work at the Solids Pump Building consists of the installation of a 90 mil EPDM membrane roof over the existing roof system. An Alternate Bid at the Administration Building consisting of installation of approximately 1600 S.F. of new coating over existing metal roof will also be considered. A pre-bid meeting was held on February 24, 2014. Bids will be opened and publicly announced March 12th, 2014.

Action / Recommendation:

The Utilities Department – Water Pollution Control Division staff recommends approval of the resolution adopting the plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project.

Alternative Recommendation: None

Time Sensitivity: Action needed on 2-25-14

Resolution Date: 2-25-14

Estimated Presentation Time: 2 minutes

Budget and Purchase Process Information:

1. **Included in Current Budget Year.** Yes, funding for these improvements has been included in CIP budget for FY14. Project costs will be coded to 553000-615-615000-615190.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total capital cost budgeted for this work is \$250,000 in FY14 and \$250,000 in FY15. The anticipated completion date for these improvements is September 2014.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

Local Preference Policy Applies Exempt

Explanation: Capital Improvement Projects are not subject to Local Preference Policy.

Recommend by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on February 11, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 2014 Water Pollution Control Facility Roof Replacements – Administration & Solids Pump Buildings project (Contract No. 615190-04) 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 this 25th day of February, 2014.



Council Agenda Cover Sheet

Public Hearing and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Dave Wallace, PE
E-mail Address: d.wallace@cedar-rapids.org

Phone Number/Extension: 5814

Alternate Contact Person: Scott Sovers, PE
E-mail Address: s.rovers@cedar-rapids.org

Phone Number/Extension: 5547

Description of Agenda Item: Consent Agenda Regular Agenda Map

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the US Highway 30/151 South to Ely Road (Along Cedar Trail) – Sanitary Sewer Improvements project (estimated cost is \$220,000). CIP/DID #655149-04

Resolution adopting plans, specifications, form of contract and estimated cost for the US Highway 30/151 South to Ely Road (Along Cedar Trail) – Sanitary Sewer Improvements project.

Background:

This project will replace an 8-inch sanitary sewer with a 12-inch sanitary sewer to address high maintenance issues and to provide additional capacity for the areas generally south of Highway 30 and east of C Street SW.

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 to the Recommendation:

Alternatives include not proceeding with the project or deferring the project into the future.

Time Sensitivity: Must be acted upon February 25, 2014 to maintain the project schedule, and which must occur ahead of the project's February 26, 2014 bid opening.

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 655149 (\$308,835)

Local Preference Policy: Applies Exempt

Explanation: State Code Section 26.9 allows contracts relating to public utilities or extensions or improvements thereof to be awarded by the city as it deems to be in the best interests of the city.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on February 11, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the US Highway 30/151 South to Ely Road (Along Cedar Trail) – Sanitary Sewer Improvements project (Contract No. 655149-04) 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 this 25th day of February, 2014.



HIGHWAY 30/151

C STREET SW

PROJECT LOCATION

CEDAR RIVER TRAIL

ELY ROAD SW



**US HIGHWAY 30/151 SOUTH TO ELY ROAD
SANITARY SEWER IMPROVEMENTS
Location Map**





MOTION Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Utilities Department

Primary Contact: Steve Hershner **Phone:** 5281 **E-mail Address:** s.hershner@cedar-rapids.org

Alternate Contact: Kevin Kirchner **Phone:** 5902 **E-mail Address:** k.kirchner@cedar-rapids.org

Description of Agenda Item:

Motion setting Public Hearing dates for:

- a. March 11, 2014 – to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates; CIP/DID #
- b. March 11, 2014 – to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates; CIP/DID #
- c. March 11, 2014 – to consider amending Chapter 24 of the Municipal Code, Solid Waste, by repealing existing rates and establishing new rates. CIP/DID #

Municipal Code	Municipal Utility Services
Chapter 12 – Water Service	Water
Chapter 13 – Wastewater Facilities	Water Pollution Control / Sanitary Sewer Service and Storm Sewer
Chapter 24 – Solid Waste	Solid Waste Collection and Recycling

Background:

Rate schedules for the municipal utility services are evaluated and amended as needed each year in parallel with the adoption of the City’s Budget. The utility rate schedules are stipulated in their respective Chapters of the Municipal Code. This motion is to set the date for Public Hearings to consider adoption of Ordinances to amend Chapters 12, 13 and 24 of the Cedar Rapids Municipal Code by repealing the existing rate schedules and adopting new rate schedules for all billings beginning July 1, 2014.

The timeline for adoption of the three ordinances will be as follows:

- March 11, 2014 – Public Hearing and First Reading of the Ordinances
- March 25, 2014 – Second Reading (Third Reading may be combined with Second Reading)
- April 8, 2014 – Third Reading

Alternative Recommendation (if applicable): N/A

Time Sensitivity: N/A

Estimated Presentation Time: 0 Minutes

Budget and Purchase Process Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 12 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CERTAIN SUBSECTIONS THEREFROM AND ENACTING SUBSTITUTIONS IN LIEU THEREOF ESTABLISHING WATER SERVICE RATES AND CONNECTION CHARGES

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

Section 1. That Section 12.26 of Chapter 12 of the Municipal Code, City of Cedar Rapids, Iowa, be and the same is hereby repealed and the following new section enacted as a substitute in lieu thereof:

“[12.26 WATER RATES.]

(a) The rates assessed for the provision of water service shall be comprised of a daily service charge in accordance with the size of the water service meter and a volumetric charge for the water furnished. The volumetric charge for consumption July 1, 2014 or after shall be at the following rates:

First	25,000 Cu. Ft. per Month	\$ 1.8574	Per 100 Cu. Ft.
Next	75,000 Cu. Ft. per Month	\$ 1.7591	Per 100 Cu. Ft.
Next	900,000 Cu. Ft. per Month	\$ 1.5843	Per 100 Cu. Ft.
All Over	1,000,000 Cu. Ft. per Month	\$ 0.9793	Per 100 Cu. Ft.

Accounts will be assessed a daily service charge for each water service meter based on the size of the water service meter in accordance with the following schedule. Minimum volumetric and total minimum charges shall also apply when volumetric charges at the above rates do not equal or exceed amounts as follows:

SIZE OF METER	DAILY SERVICE CHARGE	MINIMUM DAILY VOLUMETRIC CHARGE	TOTAL MINIMUM DAILY CHARGE	TOTAL MINIMUM CHARGE ON A MONTHLY BASIS
5/8 Inch	\$0.3559	\$ 0.0000	\$ 0.3559	\$ 10.83
3/4 Inch	\$0.5622	\$ 0.0000	\$ 0.5622	\$ 17.10
1 Inch	\$0.6654	\$ 0.0000	\$ 0.6654	\$ 20.24
1½ Inch	\$0.7343	\$ 0.9770	\$ 1.7113	\$ 52.05
2 Inches	\$0.8030	\$ 1.4656	\$ 2.2686	\$ 69.00
3 Inches	\$1.1932	\$ 3.4807	\$ 4.6739	\$ 142.16
4 Inches	\$4.0498	\$ 6.7782	\$ 10.8280	\$ 329.35
6 Inches	\$5.1053	\$ 15.0831	\$ 20.1884	\$ 614.07
8 Inches	\$7.5719	\$ 29.8982	\$ 37.4701	\$ 1,139.71
10 Inches	\$10.3941	\$ 49.1567	\$ 59.5508	\$ 1,811.33
12 Inches	\$14.2718	\$ 72.8089	\$ 87.0807	\$ 2,648.70

The daily service charge does not apply to the separate lawn or irrigation meter. No sanitary sewer charges shall be charged to the lawn or irrigation meter registering water usage that does not enter the sanitary sewer system.

Fire lines will be assessed a daily service charge for each water service line based on the service line size in accordance with the following schedule. Minimum volumetric and total minimum charges shall also apply when volumetric charges at the above rates do not equal or exceed amounts as follows:

SIZE OF SERVICE LINE	DAILY SERVICE CHARGE	MINIMUM DAILY VOLUMETRIC CHARGE	TOTAL MINIMUM DAILY CHARGE	TOTAL MINIMUM CHARGE ON A MONTHLY BASIS
5/8 Inch	\$0.0438	\$ 0.00	\$ 0.0438	\$ 1.33
3/4 Inch	\$0.0438	\$ 0.00	\$ 0.0438	\$ 1.33
1 Inch	\$0.0656	\$ 0.00	\$ 0.0656	\$ 2.00
1½ Inch	\$0.1421	\$ 0.00	\$ 0.1421	\$ 4.32
2 Inches	\$0.2295	\$ 0.00	\$ 0.2295	\$ 6.98
3 Inches	\$0.4589	\$ 0.00	\$ 0.4589	\$ 13.96
4 Inches	\$0.9178	\$ 0.00	\$ 0.9178	\$ 27.92
6 Inches	\$1.8465	\$ 0.00	\$ 1.8465	\$ 56.16
8 Inches	\$2.7643	\$ 0.00	\$ 2.7643	\$ 84.08
10 Inches	\$4.6109	\$ 0.00	\$ 4.6109	\$ 140.25
12 Inches	\$7.6920	\$ 0.00	\$ 7.6920	\$ 233.97

- (b) The above rates shall be applied separately on the consumption through each meter, or on the total set of meters if placed on one service pipe in parallel so as to discharge into a common supply pipe.
- (c) The above rates shall apply only to properties located within the city or as set out in contractual agreements with other cities and entities. All properties located outside of the corporate limits and served by city water shall pay a volumetric rate schedule 50 percent higher than the rates indicated.

All customers not located within the City of Cedar Rapids or one of the cities with a contractual agreement for water service shall, at the option of the City, be required to annex into the City if the property is contiguous or to voluntarily do so at such time that it becomes contiguous.

- (d) The City Council by resolution may establish fees for other materials and services furnished by the Water Division.
- (e) Failure to pay water service and other municipal utility service charges, resulting in delinquent bills, shall be subject to a four percent (4.5%) penalty calculated on the basis of the unpaid balance.

In addition to other penalties and the shutoff of service for delinquencies, the City may impose a lien upon the property served for any and all delinquent water service and other municipal utility service charges in accordance with Section 384.84 of the Code of Iowa.”

Section 2. That if any provision, paragraph, word, section or article of this Ordinance is held unconstitutional or invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and chapters shall not be affected and shall continue in full force and effect.

Section 3. That the changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 4. That the changes set forth in Section 1. of this Ordinance shall be in full force and effect on July 1, 2014, after passage and publication as required by law.

Introduced this 25th day of March, 2014.

Passed this 25th day of March, 2014.

_____, Mayor
Ron J. Corbett

Attest:

_____, City Clerk
Amy Stevenson

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 13 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CERTAIN SUBSECTIONS THEREFROM AND ENACTING SUBSTITUTIONS IN LIEU THEREOF ESTABLISHING CERTAIN SERVICE CHARGES.

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

Section 1. That Subsection (a), (b), (c), and (d), of Section 13.17 of Chapter 13 of the Municipal Code, City of Cedar Rapids, be and the same is hereby repealed, and the following new subsection enacted as a substitute in lieu thereof.

"[13.17 SERVICE CHARGES]

- (a) **Group I.** The total periodic billing for sewer charges on or after July 1, 2014 shall be the sum of all usage:
1. O & M - A flat charge of \$0.3993 per day during the billing period, which will also provide for two (2) ccf of metered usage per month. A fee of \$1.6364 per ccf will be charged for all water used in excess of two (2) ccf per month.
 2. Residences that have two meters, one measuring inside usage and the other outside usage, will be charged year round for the sewer charges for all water used through the inside meter but will not be charged sewer charges for any usage through the outside meter.
- (b) **Group II.** The total periodic billing for Group II sewer charges shall be the following, the rate effective on or after July 1, 2014, multiplied if necessary, by a Permit Surcharge Factor (PSF). The PSF shall be determined by the Director and noted on the Discharge Permit. The PSF shall be calculated by dividing the total O & M charges as set forth in Group III O & M by the O & M charges established in Group I. The PSF shall never be less than 1.0. Minimum monthly invoice charge for any Group II permit user subject to EPA regulation under 40 CFR Part 403 shall be \$25 per month per service agreement. Group II or III Industrial Facility Flat Rate for sanitary sewer service shall be calculated using the following formula: # of employees * 25 gallons per day * 30.4 days per month / 748 * \$1.9426/ccf.
1. O & M Group I O&M flat charge + all water usage > 2 units or 4 units (depending on billing cycle) *PSF* \$1.9426/ccf
- (c) **Group III.** The total periodic billing for sewer service charges after July 1, 2014, shall be the sum of the items listed in following subsections - 1, 2, 3 (when applicable. Debt service is only applicable to those industries still paying for reserved capacity as approved by resolution of the City Council.

1. O & M - Each month, an O & M charge will be calculated on the daily average values for the month, obtained from in-situ measurements and samples, multiplied by the monthly rate and multiplied by 60%.

<u>AVERAGE DAILY VALUE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd multiplied by	\$19.29
BOD in lbs. multiplied by	\$4.46
SS in lbs. multiplied by	\$3.80
TKN in lbs. multiplied by	\$18.06

2. Demand Charge - Each month a three-day average for the daily Flow, BOD, Suspended Solids and TKN quantities shall be calculated for each complete three-day period starting with the first day of the month. For all months that have a day or days that exceed either of nine or ten possible three-day periods, all remaining days will be incorporated into the final three-day averaging period of the month. A demand charge will be calculated on the highest three-day average for the month for each parameter, multiplied by the monthly rate and multiplied by 40%.

<u>HIGHEST THREE-DAY AVERAGE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd multiplied by	\$19.29
BOD in lbs. multiplied by	\$4.46
SS in lbs. multiplied by	\$3.80
TKN in lbs. multiplied by	\$18.06

3. Basic Service Charges - Cities with contractual treatment agreements shall be calculated based upon the following rates as set out in (d) 4.:

<u>AVERAGE DAILY VALUE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd	\$10.39
BOD in lbs.	\$4.46
SS in lbs.	\$3.80
TKN in lbs.	\$18.06

(d) **Group IV - Special Rates.** When the Director determines, based on applicable standards, that special conditions surround the use of city water to the extent that the application of the basic charges provided herein would be inequitable or unfair to either the city or contributor, a special rate may be established by resolution of the Council. Such rates may include, among others, the following cases:

1. Where the nature of the use of city water is such that the resulting sewage or industrial waste has characteristics making it more difficult to process than ordinary domestic waste.
2. Where a major proportion of the city water is not discharged into or does not reach the sanitary sewer. Filling of residential swimming pools will not qualify because of the cost to verify the quantity used and to make the billing adjustment.

3. Where privately produced water supplies are discharged directly or indirectly into the sanitary sewer. Such rates shall be on an equal basis as nearly as may be with the rates, which would apply to an equal quantity and character of waste originating through the use of city water. It shall be the duty of every person responsible for the production of such private water supply to report forthwith to the Director and further, to cooperate with the Director in the determination of the quantity and character of the waste originating from each such respective private water supply. The Director shall designate in writing any necessary means of measurement of such private water supply or resulting sewage flow. The meter or other means of measurement shall be installed by and maintained at the expense of the contributor.
4. For cities with contractual treatment agreements with Cedar Rapids, the basic rates for O & M shall be as determined by Section 13.15(a)(1-4).
5. All users of the sanitary sewer system and wastewater treatment facilities, who are not located in the City of Cedar Rapids or one of the cities with a contractual agreement, shall at the option of the city, be required to annex into the city if the property is contiguous or agree to voluntarily do so at such time that it becomes contiguous. While the property remains outside of the City of Cedar Rapids or a contracting city, the user shall pay 50% more than the charges established by Ordinance. Any wastewater discharged to the sanitary sewer system that originates from a permitted stormwater or groundwater source is subject to a 50% surcharge.”

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

Section 5. That if any provision, paragraph, word, section or article of this Ordinance is held unconstitutional or invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections and chapters shall not be affected and shall continue to be in full force and effect.

Section 6. That the changes set forth in Section 1. of this Ordinance shall be in full force and effect after passage and publication as required by law.

Introduced this 25th day of March, 2014.

Passed this 25th day of March, 2014.

_____, Mayor
Ron J. Corbett

Attest:

_____, City Clerk
Amy Stevenson

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 24 OF THE CEDAR RAPIDS MUNICIPAL CODE, SOLID WASTE, BY REPEALING EXISTING RATES AND ESTABLISHING NEW SOLID WASTE AND RECYCLING COLLECTION RATES BEGINNING JULY 1, 2014

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

Section 1. Section 24.13 Cedar Rapids Municipal Code, Solid Waste, is hereby amended by deletion thereof, and in its place enacted in lieu thereof the following:

24.13 MANDATORY HOUSEHOLD COLLECTION.

- b) The rate for solid waste and yard waste collection and disposal for each dwelling unit (household) is established per dwelling unit (household). Such rate shall be \$0.5089 per day or \$15.48 per month for all billings beginning July 1, 2014, to include all collections for that billing period. The rate for each unit shall be reduced by one-half for the elderly or disabled as defined in Section 12.37 of the Municipal Code and such persons shall comply with the same procedure therein to obtain the reduced rate.
- e) The rate for recycling collection and processing for each dwelling unit (household) is established per dwelling unit (household). Such rate shall be \$0.1364 per day or \$4.15 per month for all billings beginning July 1, 2014, to include all collections for that billing period. The rate for each unit shall be reduced by one-half for the elderly or disabled as defined in Section 12.37 of the Municipal Code and such persons shall comply with the same procedure provided therein to obtain the reduced rate.

Section 2. SEPARABILITY OF PROVISIONS.

It is the intention of the Council that 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 nor any part thereof other than that affected by such decision.

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

Section 5. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 6. PENALTY.

That any person, firm or corporation violating any provision, section or paragraph of this ordinance shall be guilty of not more than \$100.00 or be imprisoned for not more than 30 days. That each day a violation occurs shall constitute a separate offense.

That likewise as part of the penalty, provision of this Ordinance, Section 1.06 of the Municipal Code, City of Cedar Rapids, Iowa, is adopted, and shall apply to this Ordinance, and supersede the penalty clause as above provided when this Ordinance is incorporated into and made a part of the Municipal Code, City of Cedar Rapids, Iowa, and such penalty clause is herewith adopted and made applicable to all violations of this Ordinance.

Introduced this 25th day of March, 2014.

Passed this 25th day of March, 2014.

_____, Mayor
Ron J. Corbett

Attest:

_____, City Clerk
Amy Stevenson

Council Agenda Cover Sheet Motion Setting Public Hearing, filing plans and advertising for bids

Submitting Department: Public Works Department

Presenter at meeting: Doug Carper
E-mail Address: d.carper@cedar-rapids.org

Phone Number/Extension: 5258

Alternate Contact Person: Jon Rouse
E-mail Address: jrouse@parkcedarrapids.com

Phone Number/Extension: 319-365-7275

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **MAP**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 11, 2014, and advertising for bids by publishing notice to bidders for the Park Cedar Rapids Five Seasons Parkade Electrical Upgrades project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on March 19, 2014 (estimated cost is \$140,000). CIP/DID #635127-20

Background:

A Parking Structure Condition Appraisal was prepared in 2005 for the City of Cedar Rapids and Five Season Transportation and Parking. In 2011 an updated report outlining a five-year maintenance and repair program was prepared including a summary of additional anticipated expenditures over a ten-year timeline. Shive-Hattery prepared both of these reports.

The reports specifically defined deferred and preventative maintenance needs for the following parking facilities and structures:

Five Seasons Parkade	3 rd Avenue Parkade
4 th Avenue Parkade	GTC Parkade
Lot 44 (surface lots between 8 th and 10 th Avenues SE)	
Skywalks (sections publically-owned only)	

In June 2013, Park Cedar Rapids notified Shive-Hattery that the City was ready to bid and construct select repairs. The specific repairs included in the project are based on those identified as "RFP-Contract Work" in the Capital Improvement Project spreadsheet provided by Park Cedar Rapids.

This project is the first of six packages that are being prepared for bidding and award.

Bids are due for opening on March 19, 2014. Report on the bid is planned for the March 25, 2014, City Council meeting. Upon receipt of acceptable bids, construction is expected to be complete by the summer of 2014.

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 March 11, 2014 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation: Defer the project and request more information.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable)

635127-20 \$162,100

Local Preference Policy: Applies Exempt

Explanation: Does not meet criteria.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):



COUNCIL AGENDA ITEM COVER SHEET

Meeting Date: 2/25/2014

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman

Phone Number/Ext: 5374

Email:

Alternate Contact Person: Wanda Miller

Phone Number/Ext: 5274

Email: wandam@cedar-rapids.org

Description of Agenda Item:

Motion approving the beer/liquor/wine applications of:

1. Break Room, 3108 1ST AVE NE;
2. Bushwood Sports Bar and Grill, 350 EDGEWOOD RD NW;
3. Cappy's Pizzeria, 7037 C AVE NE;
4. Cedar Rapids Jaycees Charities, 225 5TH AVE SW (transfer to 5000 J Street SW for an event on March 1, 2014);
5. Fiesta Del Sol Mexican Restaurant, 4801 1ST AVE SE;
6. Hill Brothers Jiffy Mart, 1904 MT VERNON RD SE;
7. Hy-Vee Drugstore #5, 2001 BLAIRS FERRY RD NE;
8. Just Jules Pub & Restaurant, 835 CENTER POINT RD NE;
9. Lone Star Steakhouse & Saloon, 4545 1ST AVE SE;
10. Mahoney's, 1602 E AVE NE (outdoor service for an event on March 16-18, 2014);
11. Pancheros Mexican Grill, 4701 1ST AVE SE;
12. Parlor City Pub & Eatery, 1125 3RD ST SE;
13. Road Ranger #148, 550 WILSON AVE SW;
14. Road Ranger #149, 2349 BLAIRS FERRY RD NE;
15. Road Ranger #151, 380 BLAIRS FERRY RD NE;
16. Road Ranger #147, 1430 1ST AVE NE;
17. Road Ranger #150, 3330 16TH AVE SW;
18. Sammy's Lounge, 5519 CENTER POINT RD NE;
19. Stella's, 416 3RD ST SE;
20. Target T-1768, 1030 BLAIRS FERRY RD NE;
21. Third Base Sports Bar & Brewery, 500 BLAIRS FERRY RD NE;
22. Ting's Red Lantern, 540 BOYSON RD NE;

23. Tycoon, 427 2ND AVE SE (5-day permit with outdoor service for an event on March 17, 2014);

24. Village Meat Market & Cafe, 92 16TH AVE SW;

Background:

Action/Recommendation: Approve motion to grant new and/or renewal licenses.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: N/A

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation: (if necessary):



Cedar Rapids Police Department Memorandum

To: Chief Jerman
From: Lt. Walter Deeds
Subject: Beer/Liquor License Applications Calls For Service Summary
Date: 2/25/2014

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Break Room 3108 1ST AVE NE	22	0	0	10
Bushwood Sports Bar and Grill 350 EDGEWOOD RD NW	24	0	0	4
Cappy's Pizzeria 7037 C AVE NE	0	0	0	0
Cedar Rapids Jaycees Charities 225 5TH AVE SW	0	0	0	0
Fiesta Del Sol Mexican Restaurant 4801 1ST AVE SE	1	0	0	0
Hill Brothers Jiffy Mart 1904 MT VERNON RD SE	26	0	0	5
Hy-Vee Drugstore #5 2001 BLAIRS FERRY RD NE	66	3	1	6
Just Jules Pub & Restaurant 835 CENTER POINT RD NE	18	1	1	4
Lone Star Steakhouse & Saloon 4545 1ST AVE SE	18	0	0	1
Mahoney's 1602 E AVE NE	20	1	0	6
Pancheros Mexican Grill 4701 1ST AVE SE	7	0	0	0
Parlor City Pub & Eatery 1125 3RD ST SE	13	1	0	3
Road Ranger #148 550 WILSON AVE SW	358	1	3	7

Road Ranger #149 2349 BLAIRS FERRY RD NE	108	1	1	3
Road Ranger #151 380 BLAIRS FERRY RD NE	55	0	3	0
Road Ranger #147 1430 1ST AVE NE	465	1	0	27
Road Ranger #150 3330 16TH AVE SW	104	1	1	6
Sammy's Lounge 5519 CENTER POINT RD NE	76	3	1	15
Stella's 416 3RD ST SE	34	0	0	8
Target T-1768 1030 BLAIRS FERRY RD NE	129	0	0	6
Third Base Sports Bar & Brewery 500 BLAIRS FERRY RD NE	17	0	0	1
Ting's Red Lantern 540 BOYSON RD NE	3	0	0	0
Tycoon 427 2ND AVE SE	0	0	0	0
Village Meat Market & Cafe 92 16TH AVE SW	2	0	0	0

RESOLUTION NO.

WHEREAS, the attached listing of bills dated February 25, 2014 has 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 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 this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: City Manager's Office

Presenter at meeting: Angie Charipar
Email: a.charipar@cedar-rapids.org

Phone Number/Ext: 319-286-5090

Alternate Contact Person: Kim Greene
Email: kimg@cedar-rapids.org

Phone Number/Ext: 319-286-5083

Description of Agenda Item: (insert same wording as used on agenda summary)

Resolutions approving the following special events:

1. 39th Annual St. Patrick's Day Parade (includes road closures) on March 17, 2014. CIP/DID #SPEC-016271-2014
2. Rockwell Collins landing of a helicopter (on Rockwell property) on February 26, 2014 with a rain date of March 1, 2014. CIP/DID #SPEC-017412-2014

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with street closures or landing of a helicopter, approval is recommended subject to the conditions stated on the attached resolutions.

Action / Recommendation:

Approve motion for this event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt X

Explanation:

Recommended by Council Committee Yes No N/A X

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Holly Hanson, on behalf of the St. Patrick's Day Parade Society (SaPaDaPaSo), has requested permission to hold their annual St. Patrick's Day parade on City streets starting at 1:00 PM on Monday, March 17, 2014, with parade staging for participants also on city streets starting at 11:00 AM, and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that this request be approved subject to following conditions:

1. Parade Staging Area:
 - 4th Ave SE - 500, 600 and 700 blocks
 - 6th St SE - 300 and 400 blocks
 - 7th St SE - 300 and 400 blocks
2. Parade Route:

Start at 3rd Ave and 6th St SE, north on 6th St to 2nd Ave SE, west on 2nd Ave to 2nd St SE, south on 2nd St to 3rd Ave SE, east on 3rd Ave to 5th St SE, south on 5th St to 4th Ave SE and return to the staging area to disband.
3. Applicant requested street closures for the staging area:
 - 4th Ave SE - between 5th St and 8th St
 - 6th St SE - between 3rd Ave and 5th Ave
 - 7th St SE - between 3rd Ave and 5th Ave

Applicant requested street closures for the parade route:

- 6th St SE - between 1st Ave and 3rd Ave
 - 2nd Ave SE - between 2nd St and 7th St
 - 2nd St SE - between 1st Ave and 4th Ave
 - 3rd Ave SE - between 1st St and 5th St
 - 5th St SE - between 1st Ave and 4th Ave
4. Applicant shall contact and work with the Park Cedar Rapids office (319-365-7275) to facilitate parking removal along the parade route as prescribed by the City Traffic Engineering Division as follows:
 - a) Applicant shall obtain temporary no parking signs meeting the requirements of the Traffic Engineering Division, including text, size and material. Sign text shall state "Emergency No Parking - Tow Away Zone beginning 12:00 Noon on 3/17/14 per Municipal Code Sections 61.094 & 61.094A". Date and time on the temporary signs shall be stick-on and removable to facilitate use of the signs for other parades.
 - b) Applicant shall arrange installation of signs in the method, location and timing required by the City.
 - c) Applicant shall arrange removal of all signs immediately following completion of the parade.
 - d) Applicant is responsible for notification of all affected property and business owners adjacent to areas of parking removal. Such notification shall occur a minimum of 48 hours prior to the parade. A copy of the notification shall be

provided to the City Manager's Office prior to the parade.

- e) Approval for temporary no parking signs is only for this event and applicant is prohibited from placing signs on public property at any other time.
5. Applicant shall contact the Cedar Rapids Police Department Sgt. Mark Andries at 319-286-5438, 15-30 days prior to the event date, to hire off duty police officers as specified by the Police Department to attend the barricades and traffic signs required for parade traffic control. It is anticipated that 20 off duty officers and one commander will be required for the parade with an estimated total of \$3,405.
6. Applicant shall provide written notification to all property owners adjoining the staging area and parade route. Written notification shall include the location of the staging area and parade route, event date and time required for staging area and parade route use, and the name and telephone number of the applicant's contact person. Applicant shall provide a copy of the notification to the Traffic Engineering Division and the City Manager's Office.
7. Applicant shall provide adequate adult volunteers at all intersections and other locations as required by the Police Department to assist with event instructions and event participant safety.
8. Applicant shall be responsible for contacting the Union Pacific Railroad Company to assure no conflicts will occur during the parade at any of the 4th Street Railroad grade crossings.
9. Applicant agrees that any pavement marking required for this event will be done with prior approval of the City Traffic Engineering Division and no permanent markings of any type will be permitted.
10. Applicant agrees there will be no throwing of candy or other items from the parade units, any items intended to be distributed to parade attendees must be handed out.
11. Applicant shall limit the number of parade entries to no more than 100 entries.
12. Applicant shall be responsible for all clean-up of the entire parade route and staging area and reimbursement to the City for any damage done to public property.
13. Public Works Maintenance Division will provide barricades for the Police Department's placement and any other traffic control deemed necessary by Traffic Engineering to maintain the flow and safety of vehicular and pedestrian traffic.
14. Applicant shall comply with all traffic controls as may be required and/or provided by the Police Department.
15. Participants shall utilize streets only when the street or traffic lane is officially closed with traffic control devices, otherwise sidewalks or trails shall be used unless directed by a uniformed police or private security officer to use the street.
16. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
17. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's office a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its officers and employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 25th day of February, 2014.

RESOLUTION NO.

WHEREAS, Ray Kessenich on behalf of Rockwell Collins has requested approval for the landing of a helicopter on private property at the Rockwell Collins campus, north of the Recreation Center near the intersection of Rockwell Drive NE and Collins Road NE, on Wednesday, February 26, 2014, and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the request is approved subject to the following conditions:

1. Applicant shall comply with all applicable FAA regulations.
2. Applicant shall provide a safe landing zone at the location, which shall be secured before landing with adequate ground personnel on hand during arrival and departure.
3. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.
4. Applicant shall upon completion of the event, clean up all areas associated with the event.
5. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Solid Waste & Recycling

Presenter at meeting: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

Alternate Contact Person: Sarah

Phone Number/Ext: X4786

Email: s.augustine@cedar-rapids.org

Description of Agenda Item: (insert same wording as used on agenda summary)

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – three properties.

Authorize the Solid Waste & Recycling Division to Levy Assessments (to lien various properties for delinquent nuisance abatements).

(Note: The Intent to Assess Resolution was approved at the Council Meeting on January 14, 2014.)

Background:

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. The Solid Waste and Recycling Division also initiates the Special Assessment process whenever delinquent nuisance abatements are unpaid and after a Notice of Intent to Assess were mailed at least 30 days prior to this Special Assessment. Below are the steps taken for typical abatements:

- Initial inspection and photos taken
- Abatement letter and photos mailed out (property owner has 7 days to abate nuisance)
- Clean up is performed by Department, if nuisance is not cleaned up after 7 days
- Invoice mailed out
- Notice of Intent to Assess (authorized by the City Council) is mailed
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess is mailed

The Notice of Intent to Assess these properties were approved by Resolution No. 0011-01-14 passed on January 14, 2014.

Following approval of the "Levy Assessment" Resolution, the nuisance abatement information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

Action / Recommendation:

The Solid Waste and Recycling Division recommends that the Resolution to Levy Assessments be approved.

Alternative Recommendation:

The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 2-25-14

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

Local Preference Policy Applies Exempt
Explanation:

Recommended by Council Committee Yes No N/A
Explanation (if necessary):

RESOLUTION NO.

LEVY ASSESSMENT

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, a report of the cost of said abatements has been filed with the City Clerk and notice of assessment has been given to the property owners, now therefore

BE IT RESOLVED, by the City Council of the City of Cedar Rapids, Iowa, that there be and is hereby levied an assessment against the lots, parts of lots and parcels of ground for the amounts shown in said assessments, which invoiced listing attached is made a part of this resolution, and the names of the owners are shown thereon so far as practicable, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

Passed this 25th day of February, 2014.

City of Cedar Rapids
Solid Waste & Recycling Department
Special Assessment List
Service Dates: 12-6-13 - 12-18-13

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
12/6/2013	A01304	142846500200000	John J.	Vrba	207	14th Ave	SW	2	28	\$ 284.75	
12/6/2013	A01303	142232701600000	1220 3rd Ave SE LLC		1220	3rd Ave	SE	13		\$ 308.25	
12/18/2013	A00523	142033200700000	Jason A.	Svestka	1019	Sioux Dr	NW	44		\$ 237.25	
										<u>\$ 830.25</u>	

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: February 25, 2014

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hershner@cedar-rapids.org

Alternate Contact: Kevin Kirchner **Phone No.:** 5902 **E-mail:** k.kirchner@cedar-rapids.org

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 40 properties; CIP/DID #

This is a Resolution to Assess (Intent) – Various Properties for Delinquent Municipal Utility Bills, Penalties and Iowa Sales Tax. (The property address listing is included with the resolution.)

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) giving the property owners 30 days to pay their delinquent municipal utility bill before a 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 approved.

Alternative Recommendation (if applicable): The City Council could decide not to assess delinquent utility bills or they could approve lien intents to assess properties as a motion item eliminating the need for a resolution.

Time Sensitivity: None, routine item

Resolution Date: 2/25/14

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: N/A

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

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 8th day of April, 2014 and 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 11:00 a.m., April 8, 2014.

Passed this 25th day of February, 2014.

LIEN INTENTS (SPECIAL ASSESSMENTS) 2-25-14

		LIEN INTENTS 2/25/14	
#		Balance Due	Premise Address
1		\$ 105.09	110 JACOLYN DR SW #7
2		\$ 172.45	222 15TH ST NE
3		\$ 176.70	279 JACOLYN DR NW
4		\$ 199.72	372 16TH ST SE
5		\$ 245.30	417 9TH AVE SW
6		\$ 202.67	511 21ST ST NE
7		\$ 140.85	602 18TH AVE SW
8		\$ 254.65	619 15TH ST SE
9		\$ 137.09	726 E AVE NW
10		\$ 129.28	738 31ST ST SE
11		\$ 422.27	804 22ND AVE SW
12		\$ 209.59	827 9TH ST SW
13		\$ 170.85	935 4TH ST SW (UPPER)
14		\$ 145.47	1116 19TH AVE SW
15		\$ 85.57	1129 BELMONT PKWY NW
16		\$ 231.30	1418 A AVE NW
17		\$ 325.67	1501 BEVER AVE SE
18		\$ 172.42	1542 WASHINGTON AVE SE
19		\$ 205.11	1624 WILDWOOD DR NE
20		\$ 337.81	1706 1ST AVE NW
21		\$ 321.44	1715 AMERICUS DR SE
22		\$ 72.70	2107 ROCKFORD RD SW #7
23		\$ 74.55	2125 HAMILTON ST SW
24		\$ 66.24	2205 C ST SW #2
25		\$ 377.49	2275 16TH AVE SW
26		\$ 202.66	2339 B AVE NE
27		\$ 139.42	2536 A AVE NE
28		\$ 200.87	2625 33RD AVE SW #A
29		\$ 207.19	2656 WORTHINGTON DR SW
30		\$ 154.37	2727 12TH ST SW
31		\$ 223.07	3022 HUXLEY LN SW
32		\$ 181.09	3134 CARRIAGE DR SW
33		\$ 129.15	3215 SCHAEFFER DR SW
34		\$ 806.50	3518 BANAR DR SW #F
35		\$ 597.92	3815 LAKEVIEW DR SW (LAWN)
36		\$ 790.84	3824 LAKEVIEW DR SW (LAWN)
37		\$ 107.75	3937 CRESTWOOD DR NW
38		\$ 108.17	4140 18TH AVE SW
39		\$ 162.12	5460 OHIO ST SW
40		\$ 778.26	7107 WATER VIEW DR SW (LAWN)
		\$ 9,771.68	Grand Total
		40	Number of Properties
		\$ 66.24	Balance Due - Low
		\$ 806.50	Balance Due - High

Council Agenda Item Cover Sheet

Consent Agenda Regular Agenda

Council Meeting Date: February 25, 2014

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hershner@cedar-rapids.org

Alternate Contact: Kevin Kirchner **Phone No.:** 5902 **E-mail:** k.kirchner@cedar-rapids.org

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 21 properties. CIP/DID #1026192

The property address listing is included with the resolution. [**Note:** The Intent to Assess Resolution was approved at the January 14th Council Meeting.]

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
- A Notice of Intent to Assess letter is mailed to the customer
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess these properties was approved by City Council Resolution No. 0013-01-14 on January 14, 2014.

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 approved.

Alternative Recommendation (if applicable): The City Council could decide not to assess delinquent utility bills or they could approve routine "special assessments" as a motion item and eliminate the need for a resolution.

Time Sensitivity: N/A

Resolution Date: 2/25/14

Estimated Presentation Time: 0 Minutes

Budget and Purchase Process Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: N/A

Recommended by Council Committee Yes No N/A

Explanation (if necessary): N/A

RESOLUTION NO.

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 this 25th day of February, 2014.

SPECIAL ASSESSMENTS (TO BE LIENED) 2-25-14

			SPECIAL ASSESSMENTS 2-25-14
			Lien Intents 01-14-14
#	Balance Due	Premise Address	
1	\$ 85.97	141 34th Street Dr SE	
2	\$ 239.58	145 Hayes St SW	
3	\$ 292.83	209 Park Ct SE	
4	\$ 105.79	221 Windsor Dr NE	
5	\$ 40.62	341 Indiandale Rd SE	
6	\$ 162.01	428 Memorial Dr SE	
7	\$ 482.93	625 28th Street Ct SE	
8	\$ 147.97	1026 12th St NE	
9	\$ 1,704.53	1309 L AVE NE	
10	\$ 79.03	1626 13th Ave SE	
11	\$ 153.51	1728 B AVE NE	
12	\$ 90.41	1811 B Ave NE #4	
13	\$ 55.67	1930 E Ave NW	
14	\$ 147.55	2509 33rd Ave SW	
15	\$ 147.55	2517 33rd Ave SW	
16	\$ 324.96	2775 Franklin Ave NE	
17	\$ 106.63	3937 Crestwood Dr NW	
18	\$ 302.85	5029 Louisa St NE	
19	\$ 229.15	5445 Cedar Dr NW	
20	\$ 235.41	6311 Beverly Road SW	
21	\$ 110.88	6617 Kiowa Trace NE	
	\$ 5,245.83	Grand Total	
	21	Number of Properties	
	\$ 40.62	Balance Due - Low	
	\$ 1,704.53	Balance Due - High	



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy assessment - nuisance abatement charges – 1 property.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by Building Services to bring properties into compliance with Cedar Rapids Municipal Code Chapter 22.03, Abatement of Nuisance.

Notice of abatement was issued for all properties, including notice that the costs may be assessed against the property for collection in the same manner as property tax. A nuisance abatement hearing was held February 4, 2014 and the costs of nuisance abatement were invoiced to the property owner. The levied amount totals \$425.75.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the property and has equal precedence to property taxes.

Action / Recommendation:

The Finance Department recommends approval of the Resolution to levy Special Assessment.

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): Building Services

Local Preference Policy Applies Exempt

Recommended by Council Committee Yes No N/A

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on one (1) property for nuisance abatement according to Municipal Code Chapter 22.03;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$425.75, as shown below, which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessment may be collected in the same manner as property taxes.

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	413 5 th Ave SW	Robert L Jones	425.75	1/22/14- 2/6/14	142826000400000	CED_00027409

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy assessment - nuisance property abatement charge – 1 property.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Police Department for violations of Cedar Rapids Municipal Code Chapter 22A and Ordinance 002-13, Nuisance Properties.

The property in question was designated as a Nuisance Property, with notice issued as outlined in Chapter 22A. A founded call for service occurred on January 19, 2014. Costs were billed to the property owner and included notice that unpaid costs would be assessed against the property. The levied amount totals \$251.92.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the property and has equal precedence to property taxes.

Action / Recommendation:

The Finance Department recommends approval of the Resolution to levy Special Assessment.

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): Police Department

Local Preference Policy Applies Exempt

Recommended by Council Committee Yes No N/A

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on one (1) property for nuisance abatement according to Municipal Code Chapter 22A, Nuisance Properties.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$251.92, as shown below, which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessment may be collected in the same manner as property taxes.

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	110 16 th St NE Apt 4	Keith A & Marleen E Nemecek	251.92	1/19/14	142220701000000	PD_NA_000 26954

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy Special Assessments for delinquent weed mowing charges - 16 properties.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Public Works Maintenance Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between September 6, 2013 and October 14, 2013, sixteen (16) property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$2662.50.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the properties and has equal precedence to property taxes.

Action / Recommendation:

The Finance Department recommends approval of the Resolution to levy Special Assessments.

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City will not be reimbursed for work performed by the contractor and paid for by the City.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): PW Operating – Roadside Vegetation Mgmt

Local Preference Policy Applies Exempt

Recommended by Council Committee Yes No N/A

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on sixteen (16) properties in violation of the City's Weed Ordinance 046-12 and the Municipal Code Chapter 21.13;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$2662.50, as shown below, and which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	Rockford Rd SW	C & NW Trans Co	180.000	9/6/2013	Between 3rd Ave & 8th Ave	AST-10006736
2	5610 4th St Ct SW	Todd Slezak	177.500	9/19/2013	190935200700000	AST-10006738
3	1256 18TH AVE SW	Michael & Melissa C Judge	190.000	9/25/2013	143220401500000	STW_00027127
4	349 6TH AVE SW	Edward W & Patricia A Edmonds	150.000	9/26/2013	142832800400000	STW_00027128
5	600 40TH ST NE	Chad M Coleman	150.000	9/30/2013	141010501400000	STW_00027129
6	150 33RD ST DR SE	C M ST P & P RY CO	170.000	9/30/2013	141130400600000	STW_00027130
7	1528 WASHINGTON AVE SE	EH Pooled 1012 LP	145.000	9/30/2013	142228102100000	STW_00027131
8	1504 6TH AVE SE	Edward D & Deborah S Morehouse	145.000	9/30/2013	142230502300000	STW_00027132
9	1257 16TH AVE SW	Neil R Wilson	145.000	9/30/2013	143220400800000	STW_00027133
10	341 JACOLYN DR NW	Maralee Wink	230.000	10/2/2013	132610101300000	STW_00027134

#	Service Location	Name	Amount	Service Date	GPN	Invoice
11	1102 15TH ST SW	Kenneth W Dochterman	145.000	10/7/2013	142935402600000	STW_000 27135
12	145 HAYES ST SW	Sandra G Abrams	180.000	10/8/2013	143310900900000	STW_000 27136
13	1407 N ST SW	David L Neu	162.500	10/8/2013	142835700300000	STW_000 27137
14	4723 SAVANNAH CT SE	William E & Noriko Waid	162.500	10/10/2013	151930301300000	STW_000 27138
15	1619 14TH AVE SE	Patrick J Brennan	180.000	10/10/2013	142715600300000	STW_000 27140
16	1432 7TH AVE SE	Frank A & Carrie H Gaskins	150.000	10/14/2013	142237700300000	STW_000 27141

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy Special Assessments for delinquent snow removal charges – twenty-one (21) properties.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Public Works Maintenance Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 9.11 and Ordinance 036-08.

Between January 1, 2014 and January 31, 2014, twenty-one (21) property owners did not submit payment for invoices issued due to a violation of the City’s snow removal ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$4074.00.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the properties and has equal precedence to property taxes.

Action / Recommendation:

The Finance Department recommends approval of the Resolution to levy Special Assessments.

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City will not be reimbursed for the work performed.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): PW Operating – Snow & Ice Control

Local Preference Policy Applies Exempt

Recommended by Council Committee Yes No N/A

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on twenty-one (21) properties in violation of Ordinance 036-08 and Municipal Code Chapter 9.11, Clearing of Snow from Sidewalk;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$4074.00, as shown below, and which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	1301 L AVE NE	US Bank NA	194.00	1/3/2014	141618200800000	STS_0002 6736
2	0 VACANT LAND SW	Lincolnway Development Co	194.00	1/9/2014	191610302100000	STS_0002 6742
3	2516 C AVE NE	Karyn M Karr	194.00	1/3/2014	141510501300000	STS_0002 6743
4	1725 WHISPERING PINES CT SW	Sarah Fett	194.00	1/9/2014	143112802300000	STS_0002 6744
5	416 NORWICK RD SW	Bowen T Busch	194.00	1/9/2014	132645401300000	STS_0002 6745
6	5330 GORDON AVE NW	Derek S Swenson	194.00	1/9/2014	132618600800000	STS_0002 6746
7	1330 1ST AVE NW	Abdullahi F Abdi	194.00	1/9/2014	142928301400000	STS_0002 6749
8	1122 8TH ST NW	Allan & Shirleen Skersick	194.00	1/10/2014	142043101400000	STS_0002 6778
9	1901 5TH AVE SE	Peter J Leehey	194.00	1/10/2014	142240800200000	STS_0002 6779
10	0 VACANT LAND SE	C M ST P & P RY CO	194.00	1/10/2014	141130200100000	STS_0002 6782
11	2318 25TH ST SW	US Bank NA	194.00	1/15/2014	143142900300000	STS_0002 6870
12	2620 JOHNSON AVE NW	DF Land Holdings LLC	194.00	1/15/2014	143020401600000	STS_0002 6921
13	346 ROCKFORD RD SW	Cristy L Reid & John B Walker	194.00	1/17/2014	142942801800000	STS_0002 6935
14	1613 A AVE NE	John G & Patricia S Smith	194.00	1/16/2014	142220700300000	STS_0002 6947

#	Service Location	Name	Amount	Service Date	GPN	Invoice
15	717 8TH ST NW	DF Jones Enterprises LLC	194.00	1/15/2014	142045900800000	STS_0002 6948
16	6605 BRENTWOOD DR NE	Jennifer L Weber	194.00	1/17/2014	113515201700000	STS_0002 6949
17	1648 C AVE NE	David A Duball	194.00	1/17/2014	141538400100000	STS_0002 6951
18	947 ROCKFORD RD SW	Randy L & Sheryl A Marsden	194.00	1/17/2014	142943300800000	STS_0002 6953
19	7200 ROLLING RIDGE DR SW	Michael & Lauren E Sharon	194.00	1/17/2014	191640301600000	STS_0002 6958
20	2411 WOODHILL DR SW	Steven B & Jeanne E Roethler	194.00	1/20/2014	190612601000000	STS_0002 6973
21	7104 ROLLING RIDGE DR SW	Lacy Croell	194.00	1/17/2014	191640301200000	STS_0002 6985

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: February 25, 2014

Submitting Department: Utilities – Water

Presenter at meeting: Steve Hershner **Phone:** 5281 **E-mail:** s.hershner@cedar-rapids.org

Alternate Contact: Ken Russell **Phone:** 5926 **E-mail:** k.russell@cedar-rapids.org

Description of Agenda Item: (insert same wording as used on agenda summary)

Resolutions accepting various subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

- a. Water system improvements installed in Ushers Ridge 8th Addition and approving the 2-Year Maintenance Bond submitted by Kelly Demolition LLC in the amount of \$46,337.85. CIP/DID #2010034-01.

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.

The Developer, Turnberry 1, LLC, was granted permission by the Water Division to install 12-inch water mains, services, and appurtenances in Ushers Ridge 8th Addition (Project No. 2010034). The Contractor, Kelly Demolition LLC, has installed 827 feet of 12-inch DIP water main, services and appurtenances on River Parkway NE.

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 for Ushers Ridge 8th Addition (Project No. 2010034) and the Contractor’s 2-year Maintenance Bond (#2177281) submitted by Kelly Demolition LLC in the amount of \$46,337.85.

Alternative Recommendation:

There is no alternative recommendation but an alternative action is to not accept this phase of the project. If this phase 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 phase of the project.

Time Sensitivity: None, routine item

Resolution Date: 02/25/14

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: N/A

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

WTR
AUD FILE
FIN
ENG
TURNBERRY
KELLY
2010034-01

RESOLUTION NO.

WHEREAS, the Developer, Turnberry 1, LLC, was granted permission to install 827 feet of 12-inch DIP water main, services and appurtenances on River Parkway NE, all in USHERS RIDGE 8TH ADDITION (Project No. 2010034) to the City of Cedar Rapids by the Utilities Department – Water Division, and

WHEREAS, said work has now been completed and Kelly Demolition LLC, of Mt. Vernon, Iowa, as Principal has filed a 2-year Maintenance Bond (Bond No. 2177281) executed by North American Specialty Insurance Company, as Surety in the sum of \$46,337.85 (Forty Six Thousand Three Hundred Thirty Seven Dollars and 85/100) covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water main, services and appurtenances installed in USHERS RIDGE 8TH ADDITION (Project No. 2010034) be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-Year Maintenance Bond filed by Kelly Demolition LLC, of Mt. Vernon, Iowa, as Principal and executed by North American Specialty Insurance Company, as Surety be hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Kelly Demolition, LLC has constructed sanitary sewer in Ushers Ridge Eighth Addition, and

WHEREAS, said work has now been completed, and Kelly Demolition, LLC has filed a 2-year Maintenance Bond, executed by North American Specialty Insurance Company in the sum of \$27,063.60 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 2-year Maintenance Bond filed by Kelly Demolition, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
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- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Kelly Demolition, LLC has constructed storm sewer in Ushers Ridge Eighth Addition, and

WHEREAS, said work has now been completed, and Kelly Demolition, LLC has filed a 2-year Maintenance Bond, executed by North American Specialty Insurance Company in the sum of \$32,098.50 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 Kelly Demolition, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$55,000 for Portland Cement Concrete pavement in Ushers Ridge Eighth 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 E & F Paving Company, 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 Turnberry 1, LLC 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 Turnberry 1, LLC 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 E & F Paving Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
 Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, CJ's Construction Company, Inc. has constructed sanitary sewer in Cedar Ridge Place Third Addition, and

WHEREAS, said work has now been completed, and CJ's Construction Company, Inc. has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$30,000 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 2-year Maintenance Bond filed by CJ's Construction Company, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
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- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Maxwell Construction, Inc. has constructed storm sewer in Cedar Ridge Place Third Addition, and

WHEREAS, said work has now been completed, and Maxwell Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company (Mutual) in the sum of \$28,381 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 Maxwell Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

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- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Streb Construction Co., Inc. has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$73,622 for Portland Cement Concrete pavement in Cedar Ridge Place Third 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 Streb Construction Co., Inc. 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 CJ's Cedar Ridge Development, 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 CJ's Cedar Ridge Development, 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 Streb Construction Co., Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Schrader Excavating and Grading Co. has constructed sanitary sewer in Cedar River Bluffs First Addition, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co. has filed a 2-year Maintenance Bond, executed by SureTec Insurance Company in the sum of \$147,967.79 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 2-year Maintenance Bond filed by Schrader Excavating and Grading Co. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Schrader Excavating and Grading Co. has constructed storm sewer in Cedar River Bluffs First Addition, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co. has filed a 2-year Maintenance Bond, executed by SureTec Insurance Company in the sum of \$83,671.17 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 Schrader Excavating and Grading Co. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$68,000 for Portland Cement Concrete pavement in Cedar River Bluffs First 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 E & F Paving Company, 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 Stoney Point Heights, LLC 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 Stoney Point Heights, LLC 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 E & F Paving Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



18k

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Schrader Excavating and Grading Co. has constructed storm sewer in Cedar River Bluffs Second Addition – Phase 1, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co. has filed a 2-year Maintenance Bond, executed by SureTec Insurance Company in the sum of \$11,174.70 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 Schrader Excavating and Grading Co. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, Connolly Construction, Inc. has constructed storm sewer in Tech Place Third Addition, and

WHEREAS, said work has now been completed, and Connolly Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company (Mutual) in the sum of \$1,141 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 Connolly Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



18m

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$27,063.60. CIP/DID #47-07-010
- b. Accepting storm sewer in Ushers Ridge Eighth Addition and approving 2-year Maintenance Bond submitted by Kelly Demolition, LLC in the amount of \$32,098.50. CIP/DID #47-07-010
- c. Accepting Portland Cement Concrete pavement in Ushers Ridge Eighth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000. CIP/DID #47-07-010
- d. Accepting sanitary sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by CJ's Construction Company, Inc. in the amount of \$30,000. CIP/DID #47-09-002
- e. Accepting storm sewer in Cedar Ridge Place Third Addition and approving 2-year Maintenance Bond submitted by Maxwell Construction, Inc. in the amount of \$28,381. CIP/DID #47-09-002
- f. Accepting Portland Cement Concrete pavement in Cedar Ridge Place Third Addition and approving 4-year Maintenance Bond submitted by Streb Construction Co., Inc. in the amount of \$73,622. CIP/DID #47-09-002
- g. Accepting sanitary sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$147,967.79. CIP/DID #47-12-002
- h. Accepting storm sewer in Cedar River Bluffs First Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$83,671.17. CIP/DID #47-12-002
- i. Accepting Portland Cement Concrete pavement in Cedar River Bluffs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$68,000. CIP/DID #47-12-002

- j. Accepting storm sewer in Cedar River Bluffs Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$11,174.70. CIP/DID #47-12-005
- k. Accepting storm sewer in Tech Place Third Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$1,141. CIP/DID #47-12-019
- l. Accepting Portland Cement Concrete pavement in Tech Place Third Addition and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$37,722.08. CIP/DID #47-12-019

Background:

This item includes acceptance of twelve (12) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and 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 bonds 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 Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: Private development

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, City Wide Construction Corporation has filed a Maintenance Bond executed by North American Specialty Insurance Company in the sum of \$37,722.08 for Portland Cement Concrete pavement in Tech Place Third 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 City Wide Construction Corporation 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 Jerry's Homes 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 Jerry's Homes 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 City Wide Construction Corporation be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes** **Map**

Resolution accepting project, authorizing final payment in the amount of \$9,600.54 and approving the 4-year Performance Bond submitted by United Contractors, Inc. for the FHWA Retaining Wall project for repair of the Coe Road NE retaining wall (original contract amount was \$313,707.55; final contract amount is \$320,018.03) (**FLOOD**). CIP/DID #330020-1

Background:

Construction has been substantially completed by United Contractors, Inc. for the FHWA Retaining Wall project for repair of the Coe Road NE retaining wall. This is an approved Capital Improvements Project (CIP No. 330020-1) with a final construction contract amount of \$320,018.03. Funding resources for this project were approved in FY14 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 \$9,600.54.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FHWA

Local Preference Policy: Applies Exempt

Explanation: Chapter 26 of the Code of Iowa requires construction for highway, bridge, or culvert improvements to be awarded to the lowest responsive, responsible bidder

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the FHWA Retaining Wall project for repair of the Coe Road NE retaining wall (Contract No. 330020-1) (IDOT No. ER-1187(734)-8R-57), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated September 9, 2009 in the amount of \$313,707.55 covering said work filed by United Contractors, Inc. and Subsidiaries and executed by Liberty Mutual Insurance Company provides a four-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$313,707.55
Change Order No. 1	5,462.50
Change Order No. 2	<u>847.98</u>
Amended Contract Amount	\$320,018.03

, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the four-year correction period as provided by the Performance Bond commences to being on January 21, 2013, and

BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the FHWA Retaining Wall project for repair of the Coe Road NE retaining wall, (Contract No. 330020-1) (IDOT No. ER-1187(734)-8R-57), 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 \$9,600.54 to United Contractors, Inc. and Subsidiaries as final payment.

The final contract price is \$320,018.03 distributed as follows:

\$320,018.03 330-330270-330020

, and

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 this 25th day of February, 2014.



SCALE: NDNE

FHWA RETAINING WALL PROJECT



CEDAR RAPIDS
City of Five Seasons

330020-1

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 286-5097

Alternate Contact person:
Email:

Phone Number/Ext:

Description of Agenda Item:

Resolution authorizing the Finance Director to commit the current and future fund balances of a new Special Revenue Fund - Fire – Missouri Valley Fire Chief Convention.

Background:

Governmental Accounting Standards Board (GASB) has issued Statement No. 54 – Fund Balance Reporting and Governmental Fund Type Definitions changing the definition of a Special Revenue Fund. Special Revenue Funds under the old definition were used to record proceeds of specific revenue sources that are legally restricted to expenditure for specified purposes. The new definition is focused on the source of revenue and must be either restricted by an outside entity or committed by the highest level of authority within the governing body by the end of the current fiscal year. A new Special Revenue Fund has been identified for a specific purpose but is not restricted by an outside entity. It is in the City's best interest to segregate these funds from other revenue sources by classifying them as Special Revenue Funds.

Action / Recommendation:

City Council authorize and direct the Finance Director to commit the current and future fund balances of a new Special Revenue Fund not previously restricted or committed.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Governmental Accounting Standards Board (GASB) has issued Statement No. 54 – Fund Balance Reporting and Governmental Fund Type Definitions, requiring Special Revenue Funds to be restricted or committed, and

WHEREAS, current and future fund balance of this new Special Revenue Fund will be considered committed for the following purpose:

Fund 7864 – Fire – Missouri Valley Fire Chief Convention: To provide funding thru the receipt of sponsors and registration fees for Missouri Valley Fire Chief Convention to be held in Cedar Rapids.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director be and hereby authorized and directed to commit the current and future fund balances of the Special Revenue Fund for purposes stated above.

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Cari Pauli, EI
E-mail Address: c.pauli@cedar-rapids.org

Phone Number/Extension: 5157

Alternate Contact Person: Tom Peterson, PE, PTOE
E-mail Address: t.peterson@cedar-rapids.org

Phone Number/Extension: 5847

Description of Agenda Item: **Consent Agenda** **Regular Agenda**

Resolution authorizing removal of adult crossing guards at the intersections of 1st Avenue E and 35th Street for Kenwood Elementary School, 1st Avenue E and 15th Street for Polk Elementary School, Blairs Ferry Road NE in the 3300 block for Hiawatha Elementary School, and F Avenue and 13th Street NW for Harrison Elementary School, and establishment of adult crossing guards on J Street SW in the 2700 block for Grant Elementary School, Wilson Avenue SW in the 2800 block for Van Buren Elementary School, Wiley Boulevard and M Avenue NW for Jackson Elementary School, and F Avenue and 10th Street NW for Harrison Elementary School. CIP/DID #60-14-011

Background:

The Adult Crossing Guard Appeals Committee received requests for adult crossing guards at the following locations:

- 1) Wilson Avenue SW – 2800 block for Van Buren Elementary School
- 2) Wilson Avenue and 6th Street SW for Wilson Middle and Grant Elementary Schools
- 3) J Street SW – 2700 block for Grant Elementary School
- 4) Wiley Boulevard and M Avenue SW for Jackson Elementary School
- 5) Burch Avenue and 22nd Street SW for Cleveland Elementary School

The adult crossing guard budget has remained unchanged since 2010 and is currently maximized with the current approved adult crossing guard locations. Therefore, the Traffic Engineering Division of the Public Works Department conducted a warrant analysis comparing the proposed adult crossing guard locations with the existing approved adult crossing guard locations to determine if any of the existing approved adult crossing guard locations should be removed in order to add any of the proposed locations. The analysis included pedestrian counts, traffic turning movement counts, and a parent survey that was sent to parents of all students who would potentially use the crossings if their children were to walk/bike to/from school.

Three of the currently approved adult crossing guard locations have been unstaffed in recent history and are located at 1st Avenue E and 15th Street (which is no longer warranted because it serves Polk Elementary School, which no longer exists), 1st Avenue E and 35th Street for Kenwood Elementary School, and the midblock signalized crossing in the 3300 block of Blairs Ferry Road NE for Hiawatha Elementary School. The removal of these three crossings allows for the establishment of three additional adult crossing guards at new locations. Taking into consideration the five locations above in which adult crossing guards were requested, the warrant analysis showed a higher need for adult crossing guards for the school crossing in the 2800 block of Wilson Avenue SW for Van Buren Elementary School, the school crossing in the 2700 block of J Street SW for Grant Elementary School, and the school crossing at Wiley Boulevard and M Avenue SW for Jackson Elementary School, than for one at Wilson Avenue and 6th Street SW for Wilson Middle School and Grant Elementary School, or at Burch Avenue and 22nd Street SW for Cleveland Elementary School. Therefore, the three locations that were recommended to the appeals committee as approved adult crossing guard locations were in the 2800 block of Wilson Avenue SW, the 2700 block of J Street SW, and Wiley Boulevard and M Avenue SW. The committee voted to support these changes.

In addition, the adult crossing guard location for Harrison Elementary School that was relocated in 2013 from F Avenue and 10th Street NW to F Avenue and 13th Street NW due to the installation of a traffic signal at F Avenue and 13th Street was also analyzed. The analysis showed more students would be served if the adult crossing guard as relocated back to F Avenue and 10th Street NW. The Cedar Rapids Community School District has agreed to staff this position, as it was unstaffed for many years prior to the relocation in 2013 even though it was an approved adult crossing guard location. Therefore, the appeals committee recommends relocating the adult crossing guard for Harrison Elementary School from F Avenue and 13th Street to F Avenue and 10th Street NW.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing the following:

Removals of the adult crossing guards at:

- 1) 1st Avenue E and 15th Street for Polk Elementary School
- 2) 1st Avenue E and 35th Street for Kenwood Elementary School
- 3) Blairs Ferry Road NE – 3300 block for Hiawatha Elementary School
- 4) F Avenue and 13th Street NW for Harrison Elementary School

Establishment of adult crossing guards at:

- 1) F Avenue and 10th Street NW for Harrison Elementary School
- 2) J Street SW – 2700 block for Grant Elementary School
- 3) Wilson Avenue SW – 2800 block for Van Buren Elementary School
- 4) Wiley Boulevard and M Avenue NW for Jackson Elementary School

Alternative to Recommendation: Should the resolution not be approved, the existing approved adult crossing guard locations for 1st Avenue E and 15th Street for Polk Elementary School, 1st Avenue E and 35th Street for Kenwood Elementary School, and 3300 block of Blairs Ferry Road NE for Hiawatha Elementary School would remain approved but would likely remain unstaffed by the CRCSD, the existing adult crossing guard at F Avenue and 13th Street NW would remain approved and staffed, and the proposed adult crossing guard locations would remain unapproved and unstaffed.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): FY14 adult guard budget account #139000

Local Preference Policy: Applies Exempt

Explanation: Local Preference Policy does not apply to adult crossing guard program.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Resolution No. 1579-8-87, dated and passed August 17, 1987, established an adult crossing guard as part of the adult crossing guard program at the intersections of 1st Avenue E and 35th Street for Kenwood Elementary School, 1st Avenue E and 15th Street for Polk Elementary School, and Blairs Ferry Road NE in the 3300 block for Hiawatha Elementary School, and

WHEREAS, Resolution No. 0894-05-13 established an adult crossing guard at the intersection of F Avenue and 13th Street NW for Harrison Elementary School, and

WHEREAS, the adult crossing guard appeals committee received written requests, in accordance with the 28E Agreement with the Cedar Rapids Community School District (CRCSD) approved by Resolution No. 1409-09-12, from CRCSD schools for additions of adult crossing guards at five locations throughout the City, and

WHEREAS, the adult crossing guard budget is currently maximized with the current approved fully-staffed adult crossing guard locations, which created a need for a warrant analysis of the proposed locations to compare with the existing locations to determine if any existing approved adult crossing guard locations should be removed in order to approve the new proposed locations, and

WHEREAS, the City of Cedar Rapids Traffic Engineering Division of the Public Works Department conducted a warrant analysis and presented recommendations regarding changes in adult crossing guard locations to the adult crossing guard appeals committee, and

WHEREAS, Polk Elementary School no longer exists and an adult crossing guard at the intersection of 1st Avenue E and 15th Street is no longer warranted, and

WHEREAS, an adult crossing guard has not been employed by CRCSD at the intersection of 1st Avenue E and 35th Street in recent history, and the pedestrian count conducted at this intersection revealed zero students currently using the crossing, and the parent survey showed little interest by parents to change the mode of transportation for their children to/from school to walking/biking if an adult crossing guard were staffed at this location, and

WHEREAS, an adult crossing guard has not been employed by CRCSD at the midblock signalized crossing on Blairs Ferry Road NE in the 3300 block in recent history, and the pedestrian count conducted at this intersection revealed zero students currently using the crossing, and the parent survey indicated the vast majority of the students who would use this crossing en route to school are currently bussed to school and there is also little interest by parents to change the mode of transportation for their children to/from school to walking/biking if an adult crossing guard were staffed at this location, and

WHEREAS, the approved adult crossing guard location at F Avenue and 10th Street NW for Harrison Elementary School was relocated to the signalized intersection of F Avenue and 13th Street NW in 2013 due to the installation of a traffic signal at the intersection of F Avenue and 13th Street NW combined with the installation of a school crossing on the east approach of the intersection; additionally, the previously approved adult crossing guard location at F Avenue and 10th Street NW was unstaffed by the Cedar Rapids Community School District in recent history and the pedestrian count at the adult crossing guard location at the intersection of F

Avenue and 13th Street NW for Harrison Elementary School indicated an average of 1 student who currently uses this crossing to/from Harrison Elementary School, and

WHEREAS, the pedestrian count at the school crossing at F Avenue and 10th Street NW for Harrison Elementary School showed two students currently use the crossing to/from school without an adult crossing guard, and the parent survey results indicated an additional four children would begin to walk/bike to school if an adult crossing guard is added at this location; therefore, the survey and pedestrian count indicates that an adult crossing guard at F Avenue and 10th Street NW would serve an additional five Harrison Elementary School students than F Avenue and 13th Street NW, and the CRCSD has agreed to move the adult crossing guard, who will continue to serve the Roosevelt Middle School students at F Avenue and 13th Street NW, over to F Avenue and 10th Street NW to serve the Harrison Elementary School students, and

WHEREAS, the midblock signalized school crossing in the 2700 block of J Street SW for Grant Elementary School currently has 45 students who use the crossing and according to the parent survey, an additional 21 students would start walking/biking if an adult crossing guard is added at this location, and

WHEREAS, the pedestrian count conducted at the midblock signalized school crossing in the 2800 block of Wilson Avenue SW for Van Buren Elementary School showed 16 students currently use the crossing and according to the parent survey, an additional nine students would start walking/biking if an adult crossing guard is added at this location, and

WHEREAS, a school crossing was recently installed on the south approach of the intersection of Wiley Boulevard and M Avenue NW for Jackson Elementary School, and a painted shoulder was installed on the south side of M Avenue NW connecting the Wilderness Estates neighborhood to Wiley Boulevard NW, and the pedestrian count conducted at this school crossing showed 14 students currently use the crossing and according to the parent survey, an additional eight students would start walking/biking if an adult crossing guard is added at this location, and a walking school bus program which operates every Wednesday in the fall and spring utilizes this school crossing which increases the number of students who would benefit from the addition of an adult crossing guard by approximately 20 every Wednesday, and

WHEREAS, the adult crossing guard appeals committee approved the following recommendations for changes in adults crossing guards on January 31, 2014:

Remove	Add
1 st Avenue E and 15 th Street – Polk Elementary School	J Street SW – 2700 block – Grant Elementary School
1 st Avenue E and 35 th Street – Kenwood Elementary School	Wilson Avenue SW – 2800 block – Van Buren Elementary School
Blairs Ferry Road NE – 3300 block – Hiawatha Elementary School	Wiley Boulevard and M Avenue NW – Jackson Elementary School
F Avenue and 13 th Street NW – Harrison Elementary School	F Avenue and 10 th Street NW – Harrison Elementary School

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the adult crossing guards established by Resolution No. 1579-8-87, dated August 17, 1987, for the school crosswalks at 1st Avenue E and 15th Street, 1st Avenue E and 35th Street, and Blairs Ferry Road NE in the 3300 block are no longer authorized as approved adult crossing guard locations, and

BE IT FURTHER RESOLVED, that the adult crossing guard established by Resolution No. 0894-05-13, dated May 28, 2013, for the school crosswalk at F Avenue and 13th Street NW for Harrison Elementary School is no longer authorized as an approved adult crossing guard location (this does not affect the approved adult crossing guard for Roosevelt Middle School), and

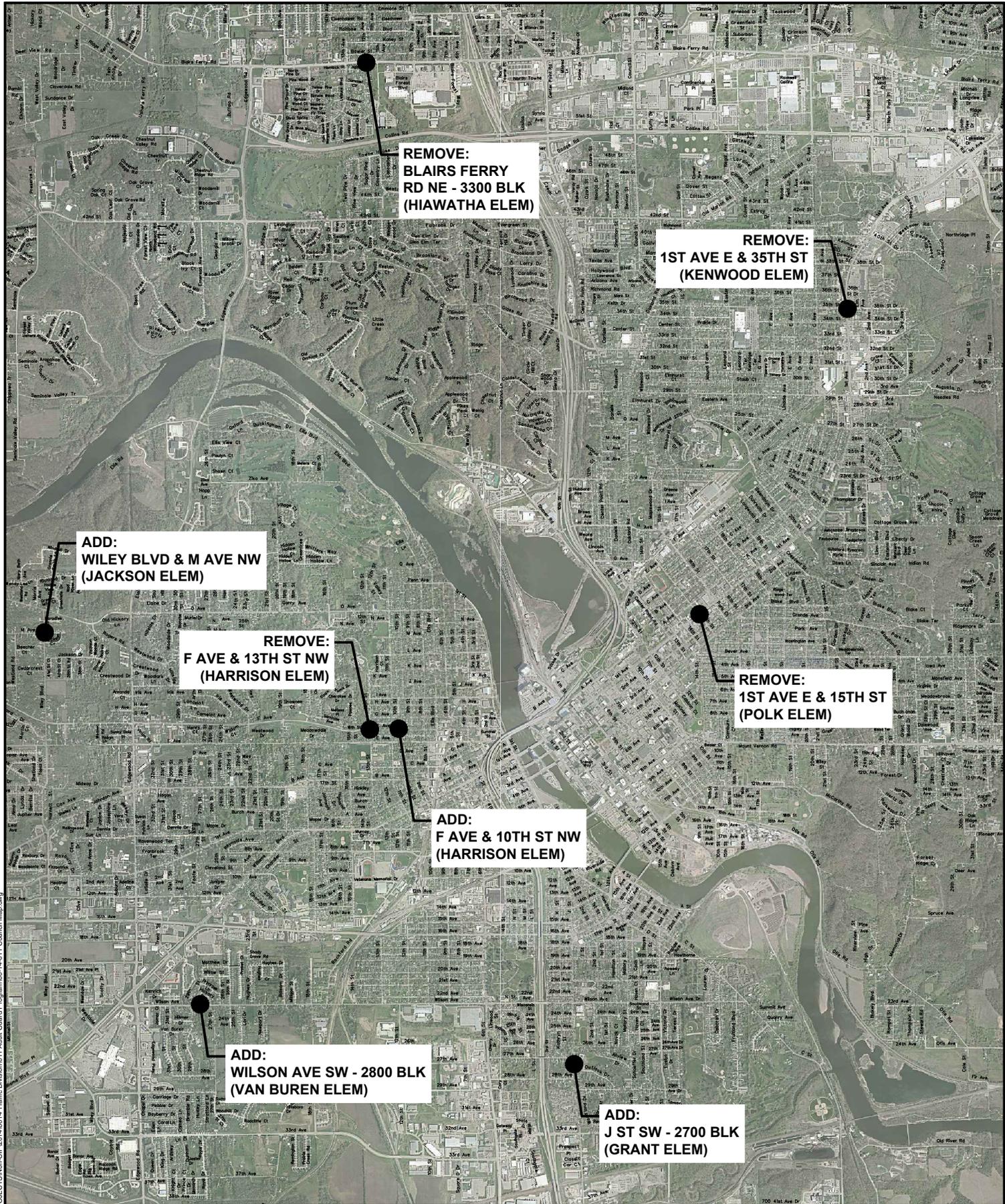
BE IT FURTHER RESOLVED, that an adult crossing guard be established at the school crosswalk on the west leg of the intersection of F Avenue and 10th Street NW for Harrison Elementary School, and

BE IT FURTHER RESOLVED, that an adult crossing guard be established at the midblock signalized school crossing in the 2700 block of J Street SW for Grant Elementary School, and

BE IT FURTHER RESOLVED, that an adult crossing guard be established at the midblock signalized school crossing in the 2800 block of Wilson Avenue SW for Van Buren Elementary School, and

BE IT FURTHER RESOLVED, that an adult crossing guard be established at the school crosswalk on the south leg of the intersection of Wiley Boulevard and M Avenue NW for Jackson Elementary School.

Passed this 25th day of February, 2014.



**ADD:
WILEY BLVD & M AVE NW
(JACKSON ELEM)**

**REMOVE:
BLAIRS FERRY
RD NE - 3300 BLK
(HIAWATHA ELEM)**

**REMOVE:
1ST AVE E & 35TH ST
(KENWOOD ELEM)**

**REMOVE:
F AVE & 13TH ST NW
(HARRISON ELEM)**

**ADD:
F AVE & 10TH ST NW
(HARRISON ELEM)**

**REMOVE:
1ST AVE E & 15TH ST
(POLK ELEM)**

**ADD:
WILSON AVE SW - 2800 BLK
(VAN BUREN ELEM)**

**ADD:
J ST SW - 2700 BLK
(GRANT ELEM)**



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rob Davis, P.E.
E-mail Address: robd@cedar-rapids.org

Phone Number/Extension: 5808

Alternate Contact Person: Todd Fagan
E-mail Address: t.fagan@cedar-rapids.org

Phone Number/Extension: 5616

Description of Agenda Item: Consent Agenda Regular Agenda Map

Resolution authorizing incorporation of forestry-related details into the Cedar Rapids Metropolitan Area Standard Specifications and Details. CIP/DID #51-12-001

Background:

These tree planting and installation details are the result of requests from contractors for a standard city detail for several forestry-related items. These details will be required for use on city projects and city required landscaping. City standards are also available for use to external designers who wish to utilize them on their plans.

These details have been reviewed by the Home Builders Association developer's council, as well as several local landscapers and designers including Culvers Lawn & Landscaping, Inc., Hughes Nursery & Landscaping, LLC and Hall & Hall Engineers, Inc.

Action / Recommendation:

The Public Works Department recommends approval of the resolution incorporating forestry-related details into the Cedar Rapids Metropolitan Area Standard Specifications and Details.

Alternative Recommendation:

No action, thus denying requests from contractors for a standard city detail for forestry-related items.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: Policy not applicable for standard details.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Details were approved by the Infrastructure Committee.

RESOLUTION NO.

WHEREAS, there exists Cedar Rapids Metropolitan Area Standard Specifications and Details to be used as a guide for design and installation of public improvements within the City of Cedar Rapids, and

WHEREAS, contractors have requested that several forestry-related details be added to the Cedar Rapids Metropolitan Area Standard Specifications and Details as shown on Attachment A, and

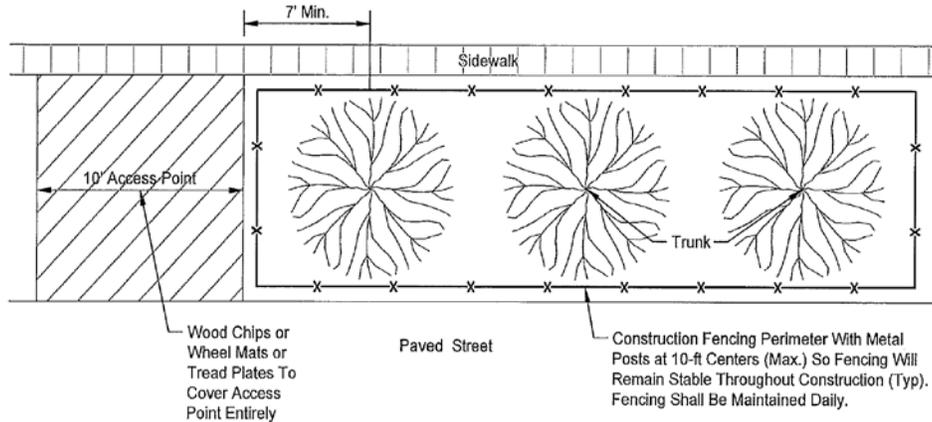
WHEREAS, the City of Cedar Rapids Public Works Department recommends authorizing these details be incorporated into the Cedar Rapids Metropolitan Area Standard Specifications and Details,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the forestry-related details in Attachment A be added to the Cedar Rapids Metropolitan Area Standard Specifications and Details.

Passed this 25th day of February, 2014.

Parkway Tree Fencing Without Driveway:

Certain sites do not have access to the front of the property for various types of construction activity. If the property DOES NOT have a driveway for access, the City of Cedar Rapids does allow for a 10 foot access point to the front of the property across the parkway. This access point must be properly constructed to protect the root zone of the parkway trees from compaction by heavy equipment or other construction damage. The general contractor or owner must fence off the perimeter of the parkway up to the designated access point. Wheel mats or tread plates or a layer of wood chips with a minimum depth of 10 inches must be placed across the entire 10 foot wide access point. It must be maintained daily for the duration of the construction activity.



Construction Dangers To Be Aware Of:

COMPACTION: Minimize this type of damage by fencing the entire CRZ or out to the dripline of the tree. Roots are located in the top 6-12 inches of the soil and extend out to a range of 2-3 times the canopy diameter. They are the vital support structure and water/nutrient provider to the tree. Large equipment (bobcats, loaders, cement trucks, etc.) will reduce the pore space in the soil if driven over this area. There will be less water and oxygen available to the roots/tree because of this activity. This will cause the tree to "starve" since its roots will be damaged and uptake of water and nutrients will be limited or eliminated.

TRUNK DAMAGE/BROKEN BRANCHES: Prevent this damage by pruning low hanging limbs on construction sites to avoid breaking and ripping them with trucks and other equipment. If there are low hanging limbs on parkway trees, contact the forestry department. The trees will be pruned to provide clearance by city crews. Installation and maintaining tree protection fencing will keep equipment from damaging the trunk. Wounds caused in this manner will leave entry points for insects and other pathogens. This will stress the tree and increase its susceptibility to disease and eventually death.

TRENCHING: Sewer, water and other utilities are placed underground. The installation of these utilities via trenching causes tremendous damage to the root system of the tree. The machines will tear and sever a large portion of the root zone responsible for the water and nutrient uptake. This will also provide a source for fungal infection and other pathogens leading to stress, disease problems weak limbs and death.

CONTRACTORS MUST USE THE TREE AUGERING SPECS PROVIDED BY THE CITY AND/OR CONTACT THE CITY ARBORIST FOR REVIEW OF THE SITE.

PLEASE NOTE THAT OTHER MEASURES MAY BE USED TO PROTECT TREES DURING CONSTRUCTION. THESE METHODS WILL BE WRITTEN ON THE PERMIT AND WORKING DETAILS PROVIDED.

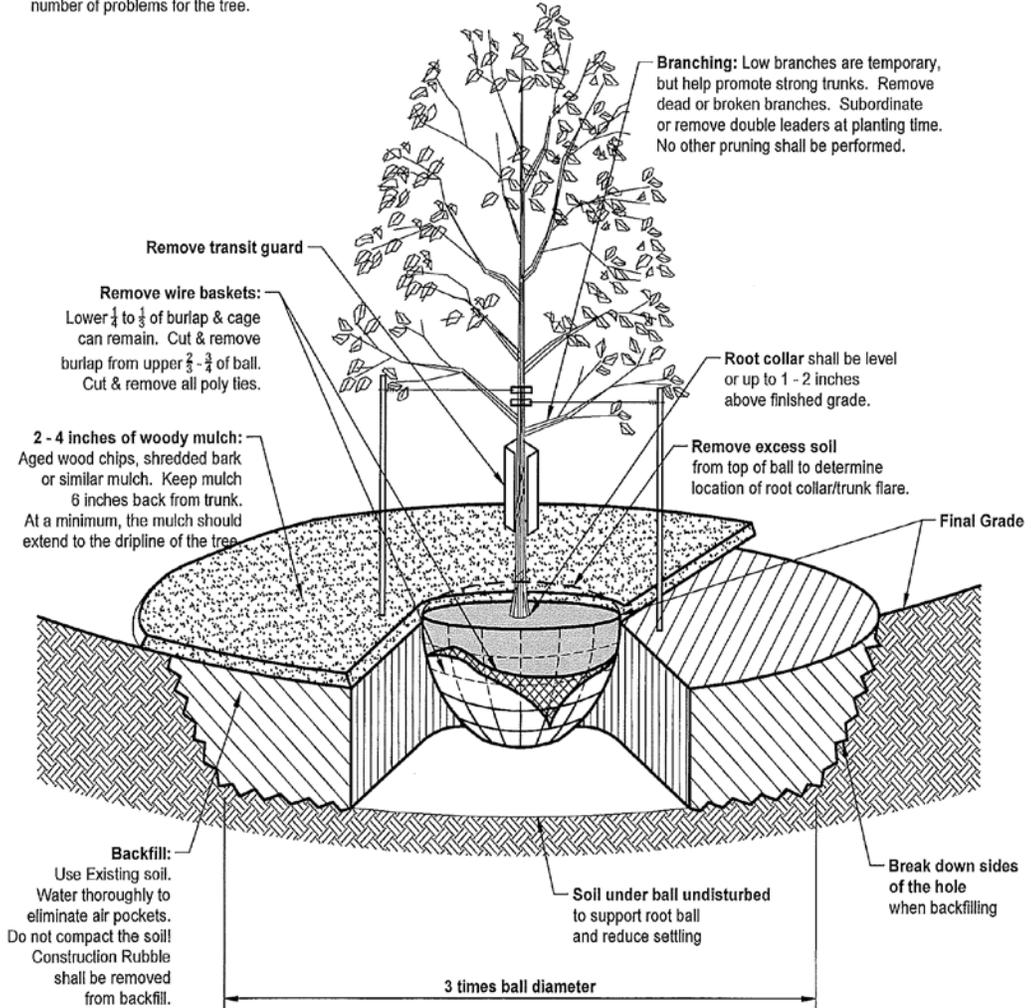
File Name: \\civildes\cadd\utilitystandards\standard\std\detail\tree\parkway tree fencing.dwg

FILE NO.:	CITY OF CEDAR RAPIDS STANDARD DETAIL FOR PUBLIC IMPROVEMENTS	
DATE: MAY 2013		
REVISION NO.:	TREE PROTECTION FENCING DETAIL	SHEET 2 OF 2
REVISION DATE:		

Note:

Stake only if you have to. Use 3" wide webbing straps and secure to stakes with heavy gauge wire. The wire should be able to stick straight out from the stake and hold the webbing strap up, preventing it from sliding down the tree. Do not stake tightly - trees gain strength from movement. Remove all stakes after one year.

Use of tree wrap is not recommended, as it causes a number of problems for the tree.



File Name: w:\plans and specifications\standards\standards of details\tree planting detail.dwg

FILE NO.:	CITY OF CEDAR RAPIDS STANDARD DETAIL FOR PUBLIC IMPROVEMENTS	
DATE: MAY 2013		
REVISION NO.:		
REVISION DATE:		
	TREE PLANTING DETAIL	SHEET 1 OF 1

DEFINITIONS:

Park Strip - The grass area within the street right-of-way between the back of curb (or edge of pavement) and the sidewalk. In areas where there is no sidewalk, it is the area between the back of curb and the right-of-way or property line.

Trunk Dia. - Tree trunk diameter in inches measured at a height of 4.5 feet above existing grade.

CRZ Rad. - Critical Root Zone Radius in feet. Do not install new utilities within this area.

RPZ Rad. - Root Protection Zone Radius in feet. No 'open cut' installation is allowed within this area. Push, directional drill or other approved technique for installation must be used.

SCA Rad. - Special Cut Area Radius in feet. Pre-cut trench limits to a depth of 2-3 feet using a trenching machine or other approved method before excavating the trench.

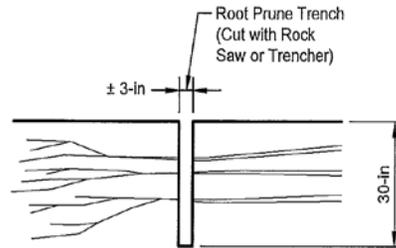
NOTES:

1. This detail contains general guidelines for protection of existing trees within the 'park strip'.
2. No soil compaction by construction equipment within the drip line radius.
3. If equipment must be stationed or operated within the drip line area, then tread plates or wheel mats must be used to prevent soil compaction.
4. If, in the opinion of the City Arborist, soil compaction has occurred as a result of the construction, then the contractor shall air spade the area to reestablish an adequate aeration layer within the upper soil horizon near the tree.

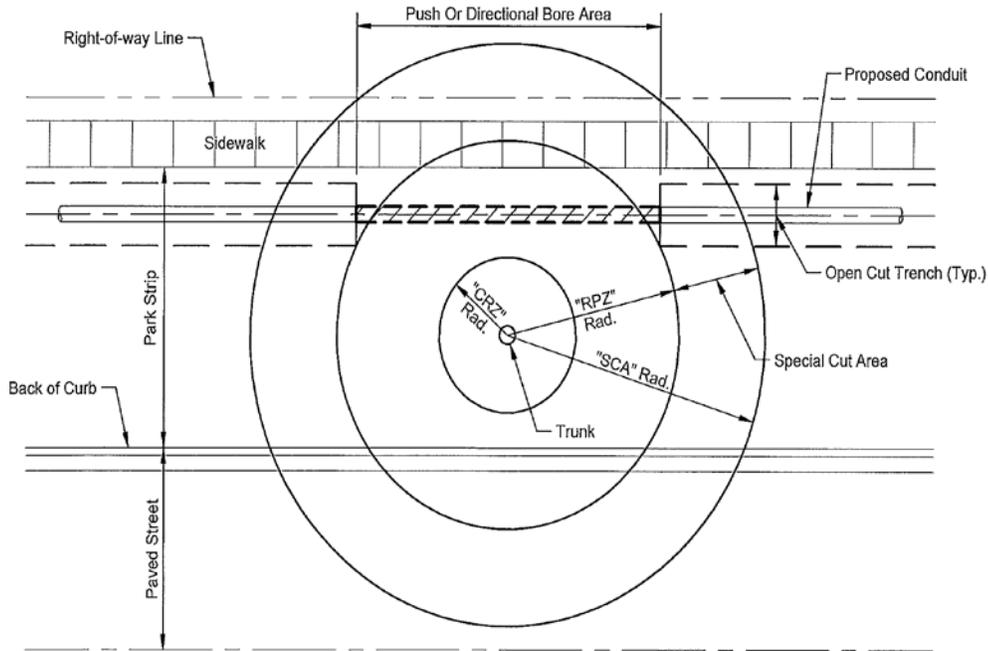
RADIUS TABLE

Trunk Dia:	"CRZ" Rad:	"RPZ" Rad:	"SCA" Rad:
Less than 3-in	(*)	(*)	(*)
3-in to 6-in	3-ft	6-ft	10-ft
6-in to 12-in	4-ft	10-ft	15-ft
13-in to 20-in	5-ft	15-ft	20-ft
21-in or Larger	Trunk Dia + 3-ft	Trunk Dia + 12-ft	Trunk Dia + 17-ft

(*) = Contractor should consider temporary removal



SPECIAL CUT AREA DETAIL



File Name: urparks and utilities\parks\standards\forms and details\urparks and utilities\parks\details.dwg

FILE NO.:	CITY OF CEDAR RAPIDS STANDARD DETAIL FOR PUBLIC IMPROVEMENTS		SHEET 1 OF 1	
DATE: MAY 2013				
REVISION NO.:				BORE AND TRENCH DETAIL
REVISION DATE:				



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Keith Nuehring

Phone Number/Ext: 5622

Email: k.nuehring@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Amendment No. 1 to renew Contract for fiber locating and marking services with USIC Locating Services, Inc. for the Information Technology Department for an estimated annual amount of \$180,000 (original contract amount was \$75,000; renewal contract amount is \$180,000. CIP/DID #0812-061

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. 1695-12-12. This contract renewal is for the period January 1, 2014 through December 31, 2014. This was a new project for the IT Department. The original contract was estimated at \$75,000. There is now a better understanding of the annual costs for this contract; therefore, the renewal contract period is estimated at a cost of \$180,000.

Unit prices are shown below. The Contractor will be reimbursed for actual services provided.

Unit price per fiber locate (300' increments)	\$28.00
Unit price per emergency locate	\$35.00
Unit price per visit	\$6.00
Unit price per emergency visit	\$7.50

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 101-109000-251108

Local Preference Policy Applies Exempt

Explanation: No local company provided a bid

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Information Technology Department and USIC Locating Services, Inc. are parties to a Contract for fiber locating and marking services; and

WHEREAS, the City desires to renew the Contract with USIC Locating Services, Inc. for the contract period January 1, 2014 through December 31, 2014; and

WHEREAS, the estimated annual cost of this Contract is \$180,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 1 with USIC Locating Services, Inc. as described herein.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Rob Davis

Phone Number/Ext: 5808

Email: robd@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Amendment No. 8 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions for additional furnishings for a not-to-exceed \$1,373.12 (original contract amount was \$299,520.80; total contract amount with this amendment is \$373,370.13) (**FLOOD**). CIP/DID #0113-154

Background:

City Council awarded the Contract to Triplett Interior Solutions for Packages 1 and 10 of the City Services Center Furniture, Fixtures and Equipment (FF&E) project through Resolution No. 0504-03-13 for \$299,520.80. The City Manager signed Amendment No. 1 to the Contract on July 5, 2013 for the addition of glass stackers on aisle panels for \$22,527.11. City Council approved Amendment No. 2 to the Contract through Resolution No. 1199-07-13 for additional furniture such as pedestal and lateral files, tackboards, upper storage, task lighting, corner brackets and panel power for \$18,433.26. City Council approved Amendment No. 3 to the Contract through Resolution No. 1462-09-13 for glass panels in open office 131 and additional furnishings for the Assessor’s Office for \$3,187.95. City Council approved Amendment No. 4 to the Contract through Resolution No. 1535-09-13 for forklift rental for two days for \$1,031.78. Amendment No. 5 was for additional Package 1 furnishings and painting of three file cabinets for \$7,458.15 through Resolution No. 1666-10-13. Amendment No. 6 is for additional panels, overhead storage units and new work stations for Solid Waste and Dispatch and Building Services for a not-to-exceed \$11,845.16, approved through Resolution No. 1802-11-13. Amendment No. 7 is for additional work stations, guest chairs and table, and electrical and data wire management for the Information Technology Department for a not-to-exceed \$7,992.80, approved through Resolution No. 1983-12-13.

Amendment No. 8 is for additional glass and fabric panels for the Solid Waste offices for \$1,373.12. Solid Waste will be purchasing these items from their budget.

The Public Works Department – Engineering Division recommends this change.

Contract summary:

Original Contract Amount	\$299,520.80	Resolution No. 0504-03-13
Amendment No. 1	\$ 22,527.11	Signed by the City Manager 07/05/13
Amendment No. 2	\$ 18,433.26	Resolution No. 1199-07-13

Amendment No. 3	\$ 3,187.95	Resolution No. 1462-09-13
Amendment No. 4	\$ 1,031.78	Resolution No. 1535-09-13
Amendment No. 5	\$ 7,458.15	Resolution No. 1666-10-13
Amendment No. 6	\$ 11,845.16	Resolution No. 1802-11-13
Amendment No. 7	\$ 7,992.80	Resolution No. 1983-12-13
Amendment No. 8	<u>\$ 1,373.12</u>	not-to-exceed
Amended Contract Amount	\$373,370.13	

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): PWE006

Local Preference Policy Applies Exempt

Explanation: FEMA funded project

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Public Works Department – Engineering Division and Triplett Interior Solutions are parties to a Contract for the purchase and installation of furniture at the City Services Center, authorized by Resolution No. 0504-03-13 for \$299,520.80; and

WHEREAS, the City Manager signed Amendment No. 1 to the Contract to add glass stackers to the workstation panels on all aisles on July 5, 2013 for \$22,527.11; and

WHEREAS, Council approved Amendment No. 2 to the Contract through Resolution No. 1199-07-13 for additional furniture such as pedestal and lateral files, tackboards, upper storage, task lighting, corner brackets and panel power for an additional \$18,433.26; and

WHEREAS, Council approved Amendment No. 3 to the Contract through Resolution No. 1462-09-13 to add glass panels in open office 131 and additional furnishings in the Assessor's Office for \$3,187.95; and

WHEREAS, Council approved Amendment No. 4 to the Contract through Resolution No. 1535-09-13 to add forklift rental for two days due to the elevators not being operational for \$1,031.78; and

WHEREAS, Council approved Amendment No. 5 to the Contract through Resolution No. 1666-10-13 for additional Package 1 furnishings and painting of three additional file cabinets for \$7,458.15; and

WHEREAS, Council approved Amendment No. 6 through Resolution No. 1802-11-13 for additional panels, overhead storage units and new work stations for Solid Waste and Dispatch and Building Services for \$11,845.16; and

WHEREAS, Council approved Amendment No. 7 through Resolution No. 1983-12-13 for additional work stations, guest chairs and table and electrical and data wire management for the Information Technology Department for a not-to-exceed \$7,992.80; and

WHEREAS, Amendment No. 8 is for additional glass and fabric panels for the Solid Waste office for a not-to-exceed \$1,373.12; and

WHEREAS, the Public Works Department – Engineering Division recommends this change; and

WHEREAS, a cost summary of the Contract changes for this project is as follows:

Original Contract Amount	\$299,520.80	Resolution No. 0504-03-13
Amendment No. 1	\$ 22,527.11	Signed by the City Manager 07/05/13
Amendment No. 2	\$ 18,433.26	Resolution No. 1199-07-13
Amendment No. 3	\$ 3,187.95	Resolution No. 1462-09-13
Amendment No. 4	\$ 1,031.78	Resolution No. 1535-09-13
Amendment No. 5	\$ 7,458.15	Resolution No. 1666-10-13
Amendment No. 6	\$ 11,845.16	Resolution No. 1802-11-13

Amendment No. 7	\$ 7,992.80	Reoslution No. 1983-12-13
Amendment No. 8	<u>\$ 1,373.12</u>	Not-to-exceed
Amended Contract Amount	\$373,370.13	

WHEREAS, this project is federally funded through FEMA.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 8 with Triplett Interior Solutions as described herein.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item **Phone Number/Ext:**
Email:

Alternate Contact Person: Bob Pasicznyuk **Phone Number/Ext:** 739-0401
Email: pasicznyukb@crlibrary.org

Description of Agenda Item:

Amendment No. 1 to Agreement for Self-Checkout & Automatic Payment System for the Library with EnvisionWare, Inc. for a total additional amount of \$25,405 (original contract amount was \$48,663; total contract amount with this amendment is \$74,068) (**FLOOD**). CIP/DID #0712-030

Background:

Proposals were solicited on behalf of the Library for a Self-Checkout & Automatic Payment System with three (3) proposals submitted. Award was made to EnvisionWare, Inc. who submitted the most responsive and responsible proposal at the lowest price. The initial term of the agreement, authorized by Resolution No. 0158-01-13, was January 23, 2013 through September 30, 2013 with the option to extend if needed.

Amendment No. 1 extends the term of the Agreement through February 28, 2014 and adds the following additional items for an additional amount of \$25,405.

Description	Qty	Unit Price	Extended Price
EnvisionWare All In One Desktop Unit	2	\$ 2,995	\$ 5,990
RFID Reader Kit	2	\$ 750	\$ 1,500
eCommerce Staff Register Software	6	\$ 995	\$ 5,970
Staff Register Cash Drawer	6	\$ 235	\$ 1,410
eCommerce Staff System Location Manager	2	\$ 1,005	\$ 2,010
eCommerce Transaction Payment Server – PC Charge	1	\$ 450	\$ 450
Monthly fees for eCommerce Terminals	10	\$ 25	\$ 250
V Coin and Bill Acceptor	2	\$ 2,675	\$ 5,350
Collaborative Project Services – per building	1	\$ 1,000	\$ 1,000
On-Site Installation and Training – 1 st Day	1	\$ 975	\$ 975
On-Site Installation and Training – Additional Days	2	\$ 250	\$ 500
Total amount for Amendment No. 1:			\$ 25,405

The total amount for the Agreement with this Amendment is \$74,068, funded by FEMA on PW #PLE002.

Summary of Contract:

Initial Contract	Resolution No. 0158-01-13	Not-to-exceed	\$48,663
Amendment No. 1	Resolution Pending	Not-to-exceed	\$25,405
Total Contract Amount:		Not to exceed	\$74,068

Action / Recommendation:

Resolution authorizing execution of Amendment No. 1 to Agreement for Self-Checkout & Automatic Payment System for an additional amount of \$25,405.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): FEMA PW #PLE002

Local Preference Policy Applies Exempt

Explanation: Does not apply due to federal funding

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals in 2012 on behalf of the Library for a Self-Checkout and Automatic Payment System for the new Library; and

WHEREAS, responses were received from three (3) suppliers; and

WHEREAS, the Library entered an Agreement with EnvisionWare, Inc., authorized by Resolution No. 0158-01-13, for the initial term of January 23, 2013 through September 30, 2013; and

WHEREAS, Amendment No. 1 extends the Agreement through February 28, 2014, with the option to extend if needed with mutual agreement of both parties; and

WHEREAS, the following additional items are added to the Agreement:

Description	Qty	Unit Price	Extended Price
EnvisionWare All In One Desktop Unit	2	\$ 2,995	\$ 5,990
RFID Reader Kit	2	\$ 750	\$ 1,500
eCommerce Staff Register Software	6	\$ 995	\$ 5,970
Staff Register Cash Drawer	6	\$ 235	\$ 1,410
eCommerce Staff System Location Manager	2	\$ 1,005	\$ 2,010
eCommerce Transaction Payment Server – PC Charge	1	\$ 450	\$ 450
Monthly fees for eCommerce Terminals	10	\$ 25	\$ 250
V Coin and Bill Acceptor	2	\$ 2,675	\$ 5,350
Collaborative Project Services – per building	1	\$ 1,000	\$ 1,000
On-Site Installation and Training – 1 st Day	1	\$ 975	\$ 975
On-Site Installation and Training – Additional Days	2	\$ 250	\$ 500
Total amount for Amendment No. 1:			\$ 25,405

AND WHEREAS, the total additional expenditure is \$25,405 for a total Agreement amount of \$74,068, funded by FEMA, as summarized below:

Initial Contract	Resolution No. 0158-01-13	Not-to-exceed	\$48,663
Amendment No. 1	Resolution Pending	Not-to-exceed	\$25,405
Total Contract Amount:		Not to exceed	\$74,068

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 1 with EnvisionWare, Inc. as described herein.

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Consent Agenda Regular Agenda

Council Meeting Date: February 25, 2014

Submitting Department: Utilities - WPC

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** stevehe@cedar-rapids.org

Alternate Contact: Andrew Lundy **Phone No.:** 5968 **E-mail:** a.lundy@cedar-rapids.org

Description of Agenda Item:

Amend Resolution to correct dollar amounts from estimated cost to actual cost for a new larger natural gas service line installed at the Water Pollution Control Facility (WPCF) with Mid-American Energy. This work was completed in association with the Cedar Rapids WPCF Flood Wall Protection project (the original estimated cost was \$306,568.51; actual cost is \$338,402.89) (**FLOOD**). CIP/DID #3303101000

Background:

In June of 2008, Water Pollution Control Facility was inundated by the largest flood in the history of Cedar Rapids. Immediately after the flood a joint effort was undertaken by city employees, contractors and consultants working together to get the plant operational. Pursuant to this work HDR Engineering, Inc. performed a flood protection study of the WPCF. In that study they determined many separate items that would be required to protect the WPCF from a future flood of similar magnitude. HDR Engineering, Inc. identified approximately \$21,000,000 worth of mitigation projects that were applied for under the State of Iowa Hazard Mitigation Grant Program (HMGP) – 404 Mitigation. The specific aspects of this project being funded under 404 mitigation are: flood wall and earthen berm system surrounding the plant, re-routing of the existing diversion piping, storm sewer modifications and construction of a storm water pump station, and construction of a final effluent pump station.

On March 9, 2010 the Council authorized the City Manager to sign a Local Match Agreement with the State of Iowa. The Local Match Agreement was required for the Project Application for the CRWPCF Flood Wall Protection Project. On March 23, 2010 the Council authorized the City Manager to execute a Project Application with the Iowa Homeland Security and Emergency Management Division (HSEMD). On November 22, 2011 the Council authorized the City Manager to sign a Project Grant Agreement with the Iowa HSEMD to secure the HMGP funds, up to \$17,780,429.

All the work discussed above is being separated into two projects; Phase 1 and Phase 2. This separated phasing of work is being done to group similar work together for bidding purposes. In association with the work being completed above by contractors, a larger natural gas service line is required to properly feed two new natural gas generators associated with Phase 1 of the Flood Wall project. Mid-American Energy will complete this work.

On March 26, 2013, Resolution No. 0501-03-13, authorized the City to execute an Application Agreement to provide Customer Authorization to Mid-American Energy to complete the work at the Water Pollution Control Facility for an estimated amount of \$306,468.51. This Resolution needs to be amended to show the actual installation costs for the natural gas work.

Action / Recommendation:

The Utilities Department – WPC Division staff recommends amending the Resolution to reflect the actual costs for the installation of the new larger natural gas service line at the Water Pollution Control Facility.

Alternative Recommendation: None

Time Sensitivity: Action needed 2-25-14

Resolution Date: 2-25-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. Included in Current Budget Year: Yes, funding for CRWPCF Flood Wall Protection project is included in FY12 thru FY15 Flood budgets. Project costs will be coded to 553000-615-615000-3303101000. The City's matching contribution will be coded to 553000-615-615000-615217.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: The total project cost including engineering design and construction services for the project is anticipated to be \$20,918,152. A federal grant was received that will provide funding, the Federal share up to \$15,688,614 (75%) and the State of Iowa's share will be up to \$2,091,815 (10%). WPCF CIP funds will cover the balance. Availability of HMGP funds will reduce the direct cost to the City substantially and allow the City's portion of the funding to be split out over four fiscal years.

3. Purchasing Department used or Purchasing Guidelines followed: The work by Mid-American Energy is Sole Source work as they retain full control of their natural gas lines in and around Cedar Rapids.

Local Preference Policy Applies Exempt

Explanation: The Local Preference Policy does not apply to sole source work.

Recommend by Council Committee Yes No N/A

Explanation:

RESOLUTION NO.

WHEREAS, the Water Pollution Control Facility needs to amend Resolution No. 0501-03-13 passed on March 26, 2013. This Resolution authorized the City to execute an Application Agreement to provide Customer Authorization to Mid-American Energy to install a new and larger natural gas line at the Water Pollution Control Facility for an estimated amount of \$306,468.51, and

WHEREAS, the natural gas line installation work was completed in association with the Cedar Rapids WPCF Flood Wall Protection – Phase 1 Project, and

WHEREAS, this Resolution needs to be amended to reflect the actual installation costs of \$338,402.89 for the natural gas service line installation at the Water Pollution Control Facility, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 0501-03-13 be amended to correct the dollar amounts from the estimated cost to the actual cost for the new larger natural gas service line installed at the Water Pollution Control Facility with Mid-American Energy. The original estimated cost was \$306,568.51 and the actual cost is \$338,402.89. To be funded from the FY2012-FY2015 Flood budgets and coded to 553000-615-615000-3303101000. The City's matching contribution will be coded to 553000-615-615000-615217.

Passed this 25th day of February, 2014.



MidAmerican Energy
602 D Ave NW
Cedar Rapids IA 52405

319 298-5158 phone
319 298-5164 fax

February 3rd, 2014

Andrew Lundy
City of Cedar Rapids- Water Pollution Center
7525 Bertram Rd SE
Cedar Rapids, IA 52403
Office: (319) 286-5968

RE: WPC Main Extension Bill
CC: Brian Smith

Andrew,

We recently completed the main extension project needed to service the new capacity requirements of 81 MSCFH for the Cedar Rapids Water Pollution Control Center. The original scope of work included the replacement of 4180' of 3" steel with 4" steel, and installing 890' of new 4" gas main to establish a master meter location. The additional scope needed to complete the work included boring on roughly 1350 linear feet of rock. Below is a breakdown of the actual costs incurred by MidAmerican Energy Company.

Materials	\$44,710.91
MEC & As-Bid Contracted	
Labor	\$241,095.90
Additional Scope	\$12,788.00
Subtotal	<u>\$298,594.81</u>
Revenue Credit	<u>(\$12,007.00)</u>
Gross-up Tax @ 18.08%	\$51,815.08
Total	<u><u>\$338,402.89</u></u>

I hope that you find this explanation to be helpful in substantiating the charges. Please do not hesitate to contact me if any questions or concerns remain.

Sincerely,

Marcus Galante
Key Account Manager
MidAmerican Energy Company
1630 Lower Muscatine Road
Iowa City, IA 52240
Cell# (319) 721-5109
Office# (319) 341-4408
Email: mngalante@midamerican.com



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: Consent Agenda Regular Agenda **Yes Map**

Authorizing Change Order No. 8 Revised (Final) deducting the amount of \$117,650.96 with Vieth Construction Corporation for the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project (original contract amount was \$821,330.61; total contract amount with this amendment is \$713,455.45). CIP/DID #301665-04

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 City was unable to provide the brick pavers to complete the project so the contractor was asked to get a price for providing the pavers.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 8 Revised (Final) submitted by Vieth Construction Corporation.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA State Grant SSD005, 301665, 625884-2011045, 306202, and 321534

Local Preference Policy: Applies Exempt

Explanation: Chapter 26 of the Code of Iowa requires construction for highway, bridge, or culvert improvements to be awarded to the lowest responsive, responsible bidder.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): The project modifications were presented to the Infrastructure Committee for review and received approval in May 2011. Bid Alternate 1 was reviewed and recommended at the March 20, 2012 Infrastructure Committee meeting.

RESOLUTION NO.

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 Revised (Final) deducting the amount of \$117,650.96 with Vieth Construction Corporation for the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project, Contract No. 301665-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$782,730.61
Possible Incentive	38,600.00
Change Order No. 1	1,528.10
Change Order No. 2	20,346.75
Change Order No. 3	10,080.30
Change Order No. 4	4,384.80
Change Order No. 5	30,826.45
Change Order No. 6	1,286.40
Change Order No. 7	6,923.00
Change Order No. 8 Revised (Final)	(117,650.96)
Removal of Original Incentive Value	(34,600.00)
Addition of Disincentive/Liquidated Damages	<u>(31,000.00)</u>
Amended Contract Amount	\$713,455.45

General ledger coding for this Change Order to be as follows:

(\$58,020.79) 301-301000-301664
(\$17,414.15) 321-321000-321534
(\$ 840.00) 625-625000-625884-6252012057
(\$41,376.02) 330-330210-18511-SSD005

Passed this 25th day of February, 2014.



FEDERAL
COURTHOUSE

YMCA

PARK AND
RIDE LOT

RECONSTRUCTION LIMITS



**2ND STREET SE FROM 8TH AVE. TO 9TH AVE.
ROADWAY RECONSTRUCTION AND UTILITY IMPROVEMENTS**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Authorizing Change Order No. 8 in the amount of \$27,526.90 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,643,348.34). CIP/DID #301696-01

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 single layer cold weather protection and hot water in concrete were necessary to complete paving operations during cold temperatures. Driveway access had to remain available at 3260 Bever Avenue SW. Plans indicated that the driveway could be closed; however, the homeowner was unwilling to allow a driveway closure. This cost was necessary to restage construction to allow access. Due to the utility delays, the paving sequence was modified and added overtime was required to complete paving operations. Added costs for these items are included in this change order.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 8 submitted by Rathje Construction Company.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP 301696

Local Preference Policy: Applies Exempt

Explanation: Chapter 26 of the Code of Iowa requires construction contracts for highway, bridge, or culvert improvements be awarded to the lowest responsive, responsible bidder.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Infrastructure Committee

ENG
AUD FILE
FIN
CLK
RATHJE
SNYDER
301696-01

RESOLUTION NO.

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 \$27,526.90 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE, Contract No. 301696-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,459,777.11
Possible Incentive	70,000.00
Change Order No. 1	127.00
Change Order No. 2	18,600.00
Change Order No. 3	2,025.00
Change Order No. 4	20,892.80
Change Order No. 5	4,365.00
Change Order No. 6	20,842.98
Change Order No. 7	19,191.55
Change Order No. 8	<u>27,526.90</u>
Amended Contract Amount	\$1,643,348.34

General ledger coding for this Change Order to be as follows:

\$25,307.50	301-301000-301696
\$ 1,349.40	625-625000-625884-6252013027
\$ 870.00	655-655000-655990

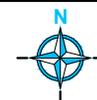
Passed this 25th day of February, 2014.



**PROJECT
LOCATION**



**BEVER AVENUE SE REHABILITATION
FROM MEMORIAL DRIVE SE TO 34TH STREET SE**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **MAP**

Authorizing Change Order No. 4 in the amount of \$15,216 plus an additional 12 Calendar Days, with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction project (original contract amount was \$7,801,500; total contract amount with this amendment is \$7,888,428). CIP/DID #635120-20

Background:

WCD = Work Change Directive

WCD #4	Roof Tie Offs	\$3,783
	ITC 22, 25, 27, 28, 31, No scope changes	\$0
	Old foundation discovered during storm drain installation	\$4,257
	Electrical Equipment Room Modifications – due to thickness of the floor topping and the door swing requirements a stair and railing was added to meet code and safety needs.	\$4,518
	Steel Bracket Clarifications – the structural support for the exterior panel system for the east elevation of the ramp was clarified.	\$2,658
	Add 12 Calendar Days to Completion Date – New Completion Date January 5, 2014	12 days

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 4 submitted by Knutson Construction Services Midwest, Inc.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local Policy does not apply in this situation.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

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KNUTSON
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635120-20

RESOLUTION NO.

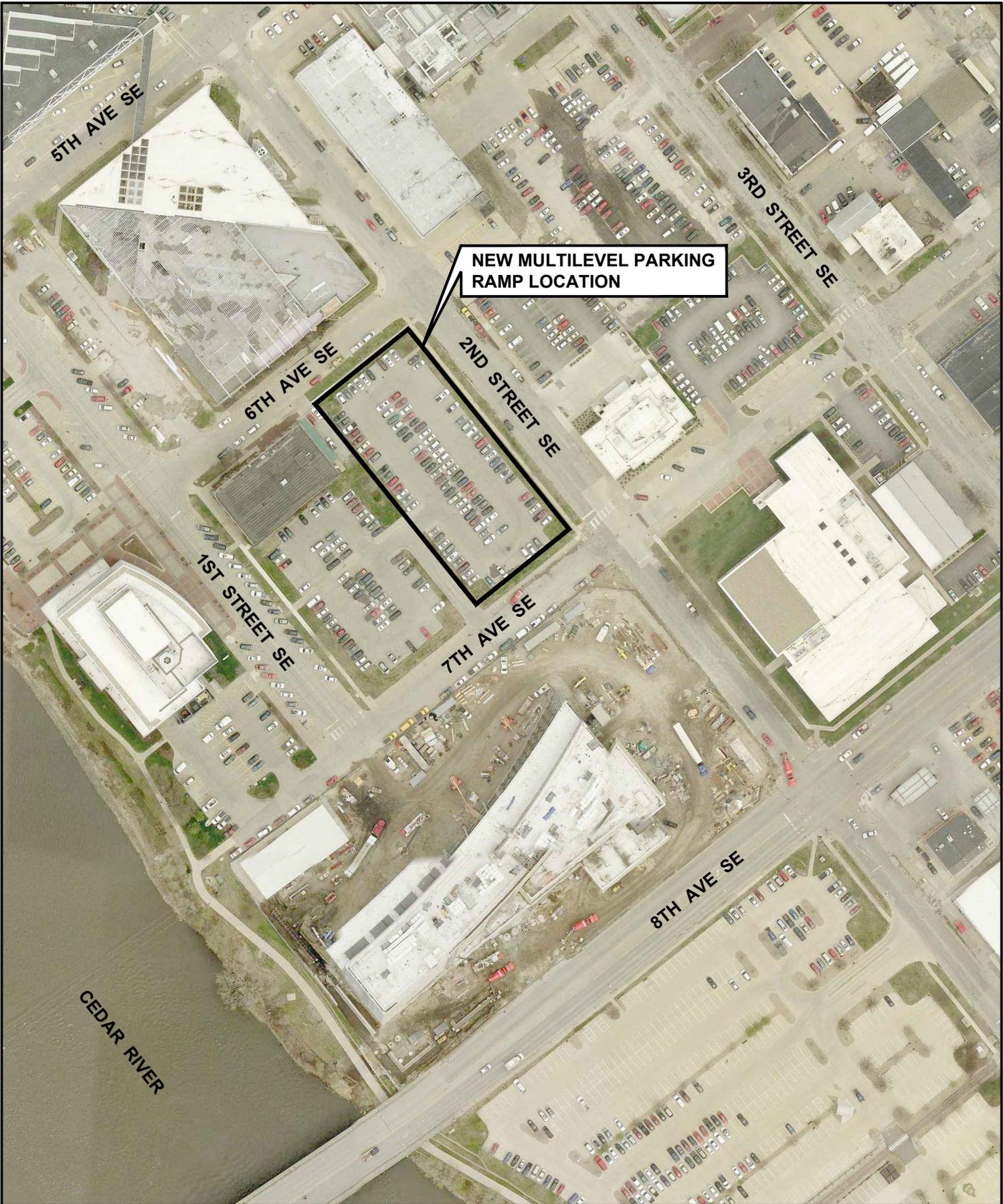
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 4 in the amount of \$15,216 plus an additional 12 Calendar Days, with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction, Contract No. 635120-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,801,500
Change Order No. 1	31,593
Change Order No. 2	23,960
Change Order No. 3	16,159
Change Order No. 4	<u>15,216</u>
Amended Contract Amount	\$7,888,428

General ledger coding for this Change Order to be as follows:

\$15,216 635-635000-635120

Passed this 25th day of February, 2014.



NEW MULTILEVEL PARKING RAMP LOCATION



**7TH AVENUE SE AND 2ND STREET SE
NEW MULTILEVEL PARKING RAMP**



0 FEET 150



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Authorizing Change Order No. 6 in the amount of \$3,019.36, with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II project (original contract amount was \$941,580.60; total contract amount with this amendment is \$1,028,534.63). CIP/DID #2011025-03

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.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 6 submitted by Rathje Construction Company.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Recommended by Council Committee: Yes No N/A

ENG
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RATHJE
SHIVE HATTERY
2011025-03

RESOLUTION NO.

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 \$3,019.36, with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II, Contract No. 2011025-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$941,580.60
Change Order No. 1	19,102.00
Change Order No. 2	1,541.40
Change Order No. 3	44,364.41
Change Order No. 4	4,840.00
Change Order No. 5	14,086.86
Change Order No. 6	<u>3,019.36</u>
Amended Contract Amount	\$1,028,534.63

General ledger coding for this Change Order to be as follows:

\$ 1,700.00	625-625000-625884-6252011025
\$ 1,319.36	301-301000-30185-301227

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Russell Betts
E-mail Address: r.betts@cedar-rapids.org

Phone Number/Extension: 5212

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes MAP**
 Authorizing Change Order No. 3 in the amount of \$30,098 with Portzen Construction, Inc. for the Cedar Rapids Animal Care & Control Building project (original contract amount was \$3,815,500; total contract amount with this amendment is \$3,885,782) (**FLOOD**). CIP/DID #PDE001-20

Background:

WCD=Work Change Directive

WCD #3	Install trap guards	\$602
	Revise Sallyport floor from polish concrete to sealed concrete	(\$1,844)
	Revise screen structure around Air Handling Units on roof	\$3,795
	Additional soffit in Animal Control Officer Bullpen	\$273
	Revise coupling material	(\$17)
	Revise IT floor from polished concrete to sealed concrete	(\$771)
	Added knox box	\$439
	Drainage revisions for Courtyard	\$2,361
	Duct revisions into Reception Area	\$529
	Additional bulkhead in Reception	\$415
	Added hot water line in Sallyport	\$1,355
	Revise all grid to aluminum	\$457
	Labor to install keyswitches	\$1,175
	Plumbing additions in surgery rooms	\$6,646
	Replace occupancy sensor with wattstopper	\$198
	Additional signage cost	\$824
	Additional letters at metal truss	\$923
	Revise 140A door to larger size	\$5,130
	Polish concrete in surgery rooms	\$6,843
	Door 151D hardware revision	\$765

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Portzen Construction, Inc.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): LOST – PDE001.

Local Preference Policy: Applies Exempt

Explanation: Capital Improvement Project

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
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PORTZEN
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PDE001-20
377545

RESOLUTION NO.

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. 3 in the amount of \$30,098 with Portzen Construction, Inc. for the Cedar Rapids Animal Care & Control Building project, Contract No. PDE001-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,815,500
Change Order No. 1	12,165
Change Order No. 2	28,019
Change Order No. 3	<u>30,098</u>
Amended Contract Amount	\$3,885,782

General ledger coding for this Change Order to be as follows:

\$30,098 330-330720-18515-PDE001-EN

Passed this 25th day of February, 2014.



**APPROXIMATE LOCATION OF
NEW ANIMAL CONTROL SITE**



**ANIMAL CONTROL SITE
Approximate Location**





Council Agenda Item Cover Sheet
FLOOD

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Russell F. Betts, P.E.
E-mail Address: r.betts@cedar-rapids.org

Phone Number/Extension: 5212

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes MAP**
Authorizing Change Order No. 3 in the amount of \$161,234 with DW Zinser Company for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Demolition & Abatement project (original contract amount was \$489,000; total contract amount with this amendment is \$682,318) (**FLOOD**). CIP/DID #PWE006-22

Background:

WCD = Work Change Directive

Demolition Added Scope – discovered Basements 1, 2, & 3	\$89,853
Additional Water Service Work	\$16,934
ITC 104, 105, 106, 107, 108, 109, 110	\$0
Additional Oils Pumping, Removal and Disposal	\$8,762
Discovery of Additional Asbestos Abatement at Buss Boxes	\$45,685

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by DW Zinser Company.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA/I-Jobs/City – PWE006

Local Preference Policy: Applies Exempt

Explanation: Capital Improvement Project

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Project update provided at June 19, 2012 Infrastructure Committee Meeting.

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PWE006-22
377545

RESOLUTION NO.

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. 3 in the amount of \$161,234 with DW Zinser Company for the Cedar Rapids City Services Center - Bid Package 2 - Phase 2 Demolition, Sitework and New Building Construction - Demolition & Abatement, FLOOD No. PWE006-22. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$489,000
Change Order No. 1	26,480
Change Order No. 2	5,604
Change Order No. 3	<u>161,234</u>
Amended Contract Amount	\$682,318

General ledger coding for this Change Order to be as follows:

\$161,234 330-330210-18515-PWE006-NG

Passed this 25th day of February, 2014.



8TH AVENUE SW

9TH AVENUE SW

7TH ST SW

10TH AVENUE SW

12TH AVENUE SW

6TH STREET SW

CITY SERVICES CENTER

4TH STREET SW

N ST SW

M ST SW

14TH AVENUE SW

15TH AVENUE SW

16TH AVENUE SW



CITY SERVICES CENTER





23k

Council Agenda Item Cover Sheet
****FLOOD****

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Authorizing Change Order No. 3 in the amount of \$6,183.81 with Rathje Construction Company for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 1 project (original contract amount was \$763,788.36; total contract amount with this amendment is \$784,124.31) (**FLOOD**). CIP/DID #SSD103-10

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 manholes were drawn with the wrong pipe sizes on the plans. The contractor had the manholes built according to the plans which made the bases wrong and they had to be rebuilt.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Rathje Construction Company.

Alternative to the 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: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA PW #SSD103

Local Preference Policy: Applies Exempt

Explanation: FEMA funded project

Recommended by Council Committee: Yes No N/A

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RATHJE
SNYDER
SSD103-10
377545

RESOLUTION NO.

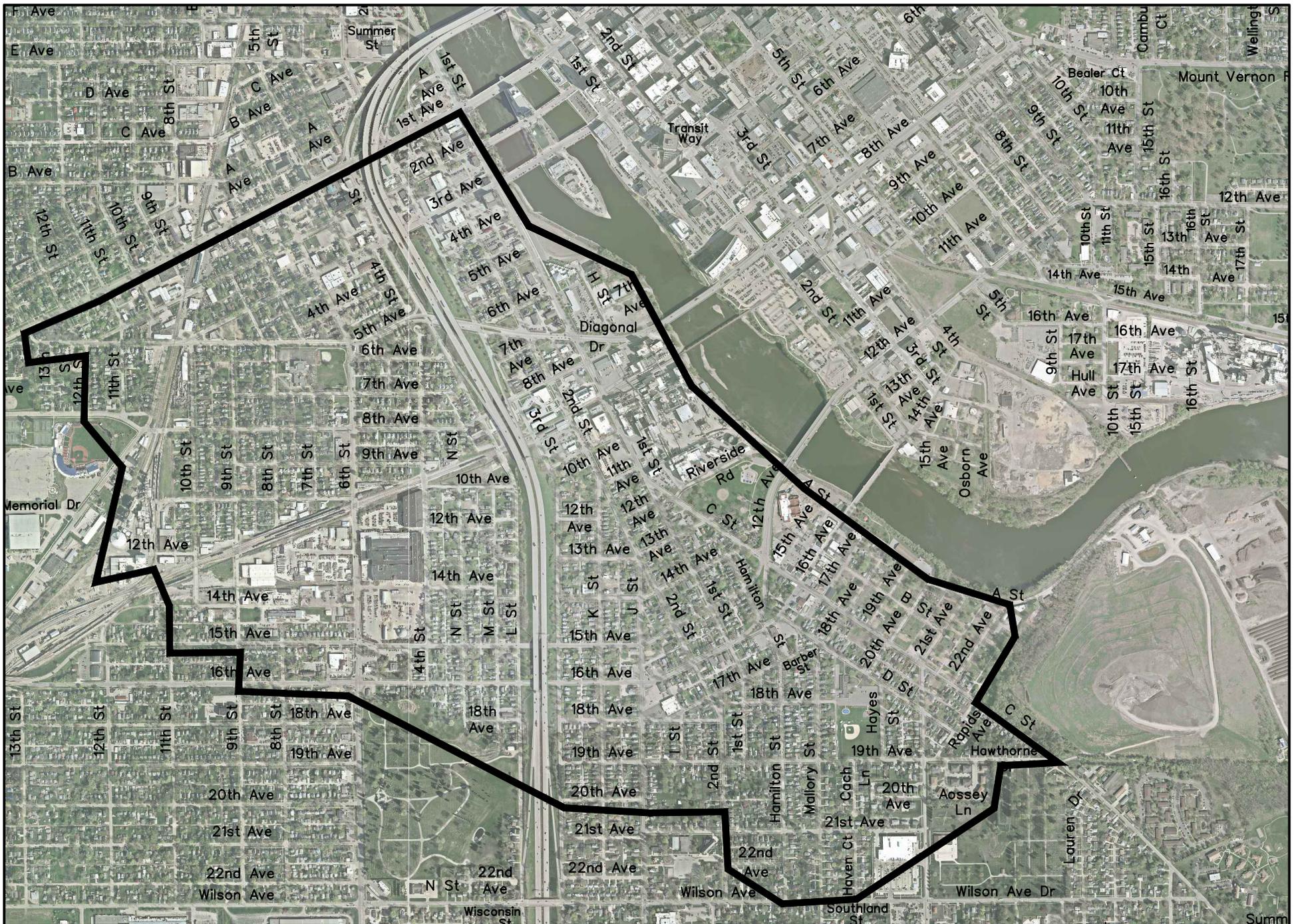
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$6,183.81 with Rathje Construction Company for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 1, Contract No. SSD103-10. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$763,788.36
Possible Incentive	30,500.00
Change Order No. 1	21,653.16
Change Order No. 2	9,998.98
Change Order No. 3	6,183.81
Removal of Original Incentive Value	(10,000.00)
Addition of Disincentive and/or Liquidated Damages	<u>(38,000.00)</u>
Amended Contract Amount	\$784,124.31

General ledger coding for this Change Order to be as follows:

\$6,183.81 330-330210-18511-SSD103

Passed this 25th day of February, 2014.



SW QUADRANT, 2008 FLOOD AREA
SANITARY SEWER RESTORATION, PHASE 1, PART 1
CONTRACT No. SSD103-10



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Veterans Memorial

Presenter at meeting: Mike Jager

Phone Number/Ext: 5039

Email: m.jager@cedar-rapids.org

Description of Agenda Item:

Authorizing Change Order No. 1 in the amount of \$24,555 with Halvorson Trane for the Veterans Memorial Controls Package project (original contract amount was \$219,250; total contract amount with this amendment is \$243,805) (**FLOOD**); CIP/DID #VME001-05

Background:

Phase 3 Modifications & South Tower New Controls – Balancing of total project count once all Ph 3 final pieces of HVAC system were accounted for; Adding of controls for the upper floors of the S tower that weren't previously incl in this or City's controls contract \$24,410.00
RTU service call – found RTU1-N tripped out on high supply duct pressure cutout; reset & RTU ramped up & tripped out again; checked fire/smoke dampers & found that dampers were closed \$145.00

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 1 to increase the contract amount for Halvorson Trane.

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:

Resolution Date: February 25, 2014

Estimated Presentation Time:

Budget Information (if applicable): VME001-05

Local Preference Policy Applies Exempt

Explanation: This is a FEMA funded project.

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HALVORSON
NEUMANN
VME001-05
FLOOD
377545

RESOLUTION NO.

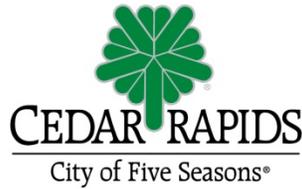
THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 1 in the amount of \$24,555 with Halvorson Trane for the Veterans Memorial Controls Package project, Contract No. VME001-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$219,250.00
Change Order No. 1	<u>24,555.00</u>
Amended Contract Amount	\$243,805.00

General ledger coding for this Change Order to be as follows:

\$24,555.00 Fund 330, Dept ID 330020, Project VME001-05

Passed this 25th day of February, 2014.



23m

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance – Fleet Services

Presenter at meeting: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Description of Agenda Item:

Fleet Services Division purchase of two 2014 Dodge Grand Caravans from Stew Hansen Dodge for use by the Neighborhood Transportation Services (NTS) program through the Transit Division, for a total amount of \$41,568. CIP/DID 4415-13

Background: This is a budgeted fleet replacement for equipment which has exceeded its lifecycle and cost-efficient life. This purchase is being made from Stew Hansen Dodge of Des Moines, Iowa who is an awarded dealer for State Bid Contract #4415-13 for "Model Year 2014 Trucks Vans SUV's" as let by the Iowa Department of Administrative Services.

Action / Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

Alternative Recommendation:

If not approved, the operating expenses for the City and end-user will continue to escalate.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Fund 073, Dept ID 073000 Project 073002

Local Preference Policy Applies Exempt

Explanation: This is a purchase from existing State of Iowa Bid Contract.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of two 2014 Dodge Caravans for a budgeted and scheduled fleet replacement for use by the Neighborhood Transportation Services (NTS) program through the Transit Division, and

WHEREAS, Stew Hansen Dodge of Des Moines, Iowa, is a current holder of the State Bid Contract No. 4415-13 for "Model Year 2014 Trucks, Vans and SUV's" as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, Stew Hansen Dodge is able to provide the requested vehicles at the State Bid contracted price, and

WHEREAS, the expenditure for said purchase will be \$20,784 each vehicle, for a total of \$41,568 budgeted in FY 2014 GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said 2014 Dodge Caravans from Stew Hansen Dodge for the amount of \$41,568,

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 vehicle from Stew Hansen Dodge as described herein.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda
Email:

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan
Email: d.hogan@cedar-rapids.org

Phone Number/Ext: 5860

Alternate Contact Person: Heather Mell
Email: h.mell@cedar-rapids.org

Phone Number/Ext: 5117

Description of Agenda Item:

Fleet Services Division purchase of twelve tandem axle chassis with labrie side loaders from Truck Country of Cedar Rapids in the amount of \$3,888,897.00. CIP/DID #1113-084

Background:

Purchasing Services solicited bids on behalf of Fleet Services for the purchase and delivery of twelve tandem axle chassis with labrie side loaders with three vendors responding. The lowest bidder, Cedar Rapids Truck Center, did not meet the specifications of the bid. Westman Freightliner did meet the specifications, but was not awarded the bid due to Truck Country of Cedar Rapids meeting the local preference requirement as outlined by City Council resolution.

Bids were received from:

Vendor	Location	Qty	Per Unit Price	Total Price
Cedar Rapids Truck Center	Cedar Rapids, IA	12	\$295,168.00	\$3,542,016.00
Base Bid		6	-\$4,744.00	-\$28,464.00
Right Hand Stand Up Drive Glass Compartment		6	\$22,760	\$136,560.00
Vulcan System		12	\$4,200	\$50,400.00
Total				
Westman Freightliner	Marshall, MN	12	\$305,428.00	\$3,665,136.00
Base Bid		6	\$2,320.00	\$13,920.00
Right Hand Stand Up Drive Glass Compartment		6	\$22,760.00	\$136,560.00
Vulcan System		12	\$4,200.00	\$50,400.00
Total				
Truck Country	Cedar Rapids, IA	12	\$307,441.15	\$3,689,293.80
Base Bid		6	\$2,107.20	\$12,643.20
Right Hand Stand Up Drive Glass Compartment		6	\$22,760.00	\$136,560.00
Vulcan System		12	\$4,200.00	\$50,400.00
Total				

Action / Recommendation:

Recommend Council approve Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 073-073000-073002

Local Preference Policy Applies Exempt

Explanation: Local Preference applies and did determine award

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for twelve tandem axle chassis with labrie side loaders on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, responses were received from three vendors; and

WHEREAS, the Fleet Services Division is making the following recommendation for award to Truck County of Cedar Rapids, which was the lowest responsive and responsible bidder; and

WHEREAS, the total cost is \$3,888,897.00.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted with Truck Country of Cedar Rapids as described herein.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Frew
E-mail Address: jfrew@frewdev.com

Phone Number/Extension: 739-4040

Alternate Contact Person: Rob Davis, PE
E-mail Address: r.davis@cedar-rapids.org

Phone Number/Extension: 5808

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Resolution accepting substantial completion of a contract completion milestone under a Professional Services Agreement and payment of milestone retainage in the amount of \$11,090.59 to Terracon Consultants, Inc. for the Cedar Rapids Convention Complex project (original contract amount was \$264,330; current contract amount is \$313,380). CIP/DID #535100-16

Background:

The terms of the executed Professional Services Agreement state that a request for retainage release shall be requested at the completion of the project, or after a mutually agreed upon milestone is completed. Professional Services called for under the terms of the Agreement have been substantially completed for the Cedar Rapids Convention Complex.

Action / Recommendation:

The Public Works Department recommends adoption of the Resolution to accept substantial completion of a contract completion milestone under a Professional Services Agreement and payment of milestone retainage in the amount of \$11,090.59 to Terracon Consultants, Inc. for the Cedar Rapids Convention Complex project.

Alternative to the Recommendation:

None.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 535 / 535000 / 535100

Local Preference Policy: Applies Exempt

Explanation: The Economic Development Administration (EDA) grant prohibits the implementation of a local preference policy on this project.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City's Project Manager confirms that a milestone has been reached for professional services on the Cedar Rapids Convention Complex project (Contract No. 535100-16), and

WHEREAS, the executed Professional Services Agreement states that "A request for retainage release shall be requested at the completion of PROJECT, or after mutually agreed upon phase milestones per phase completion", and

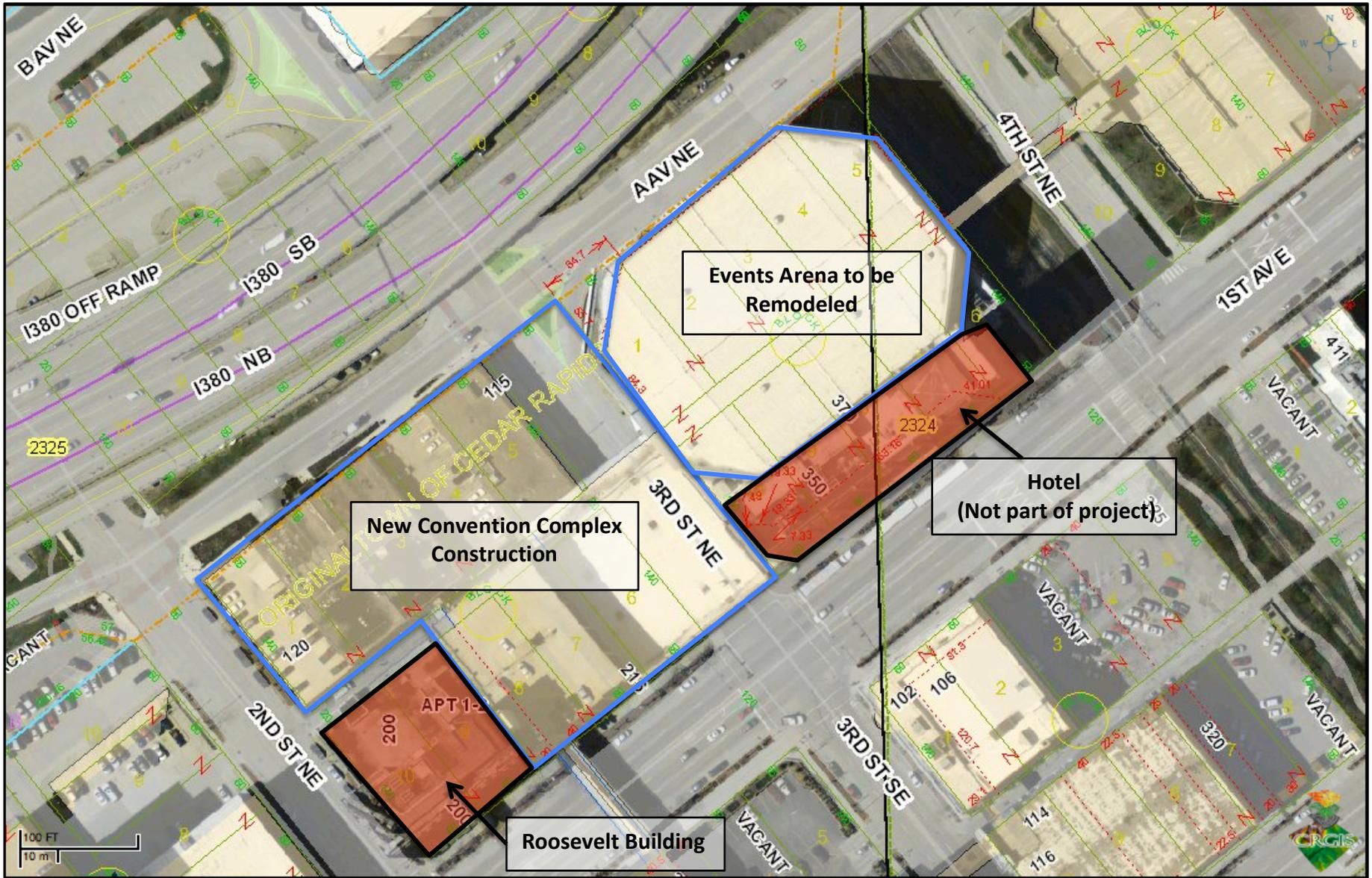
WHEREAS, the professional services agreement financial status is distributed as follows:

	Base	Contingency	TOTAL
Original Contract Amount	\$264,330	\$16,000	\$280,330
Current Contract Amount	\$313,380	\$0	\$313,380
Amount Paid to Date			\$210,721.17
In Retainage			\$0
Retainage hereby released			\$11,090.59

now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Convention Complex project, (535100-16) milestone commonly known as contract completion is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue payment of a milestone retainage in the sum of \$11,090.59 to Terracon Consultants, Inc.

Passed this 25th day of February, 2014.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE
E-mail Address: d.wilson@cedar-rapids.org

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes** **Map**

Resolution authorizing execution of a Professional Services Agreement with HR Green, Inc. for an amount not to exceed \$91,667 for design services in connection with the 4th Avenue SE Improvements from 6th Street to 19th Street project (**Paving for Progress**). CIP/DID #3012080-01

Background:

This project includes the rehabilitation of 4th Avenue SE from 6th Street to 19th Street. The work includes pavement repair/overlay, curb repairs and sidewalk handicap ramp upgrades and the conversion of traffic to two-way. This project is funded by the Local Option Sales Tax (LOST), approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with HR Green, Inc.

Alternative Recommendation:

Identify other options to complete design and construction documents for the rehabilitation of the roadways.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012080, LOST 7970

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / 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 / City Engineer has determined HR Green, 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 \$91,667 and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3012080-01 with the firm noted herein, and

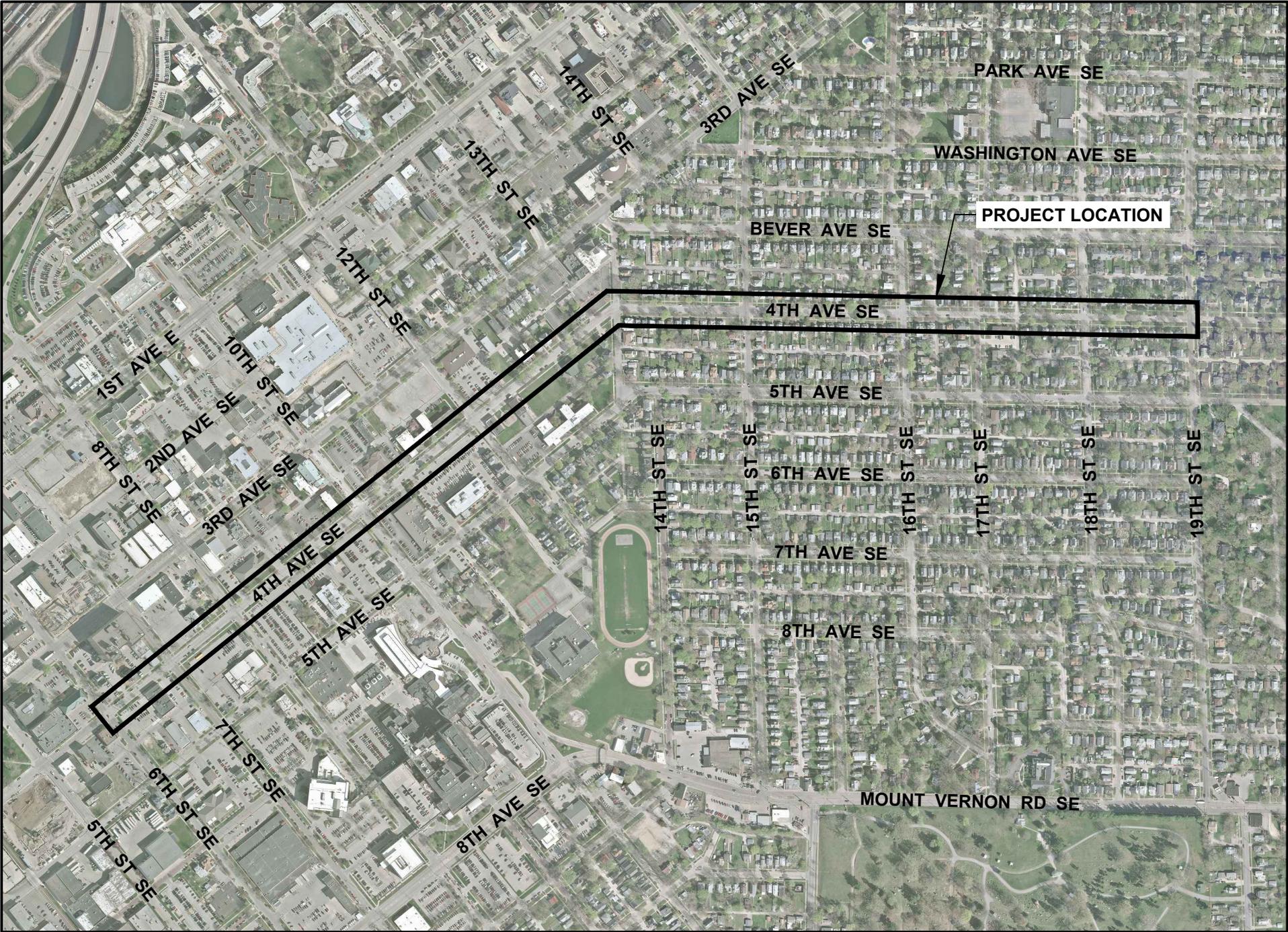
WHEREAS, the City Council has allocated funds for 4th Avenue SE Improvements from 6th Street to 19th Street project, and

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3012080	\$91,667
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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 this 25th day of February, 2014



Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012080\3012080 Council Map.dwg



**4TH AVENUE SE FROM 6TH STREET TO 19TH STREET
IMPROVEMENTS PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE
E-mail Address: d.wilson@cedar-rapids.org

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes Map**

Resolution authorizing execution of a Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$106,000 for design services in connection with the 19th Street SE, Bever Avenue SE, and Garden Drive SE Improvements (**Paving for Progress**). CIP/DID #3012081-01.

Background:

This project includes the rehabilitation of Bever Avenue SE from Memorial Drive to 22nd Street and from 19th Street to 14th Street, 19th Street SE from Mt. Vernon Road to Bever Avenue, and Garden Drive SE from Washington Avenue to Grande Avenue. The work includes pavement repair/overlay, curb repairs and sidewalk handicap ramp upgrades. This project is funded by the Local Option Sales Tax (LOST) approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Snyder & Associates, Inc.

Alternative Recommendation:

Identify other options to complete design and construction documents for the rehabilitation of the roadways.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012081, LOST 7970

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / 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 / 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 \$106,000 and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3012081-01 with the firm noted herein, and

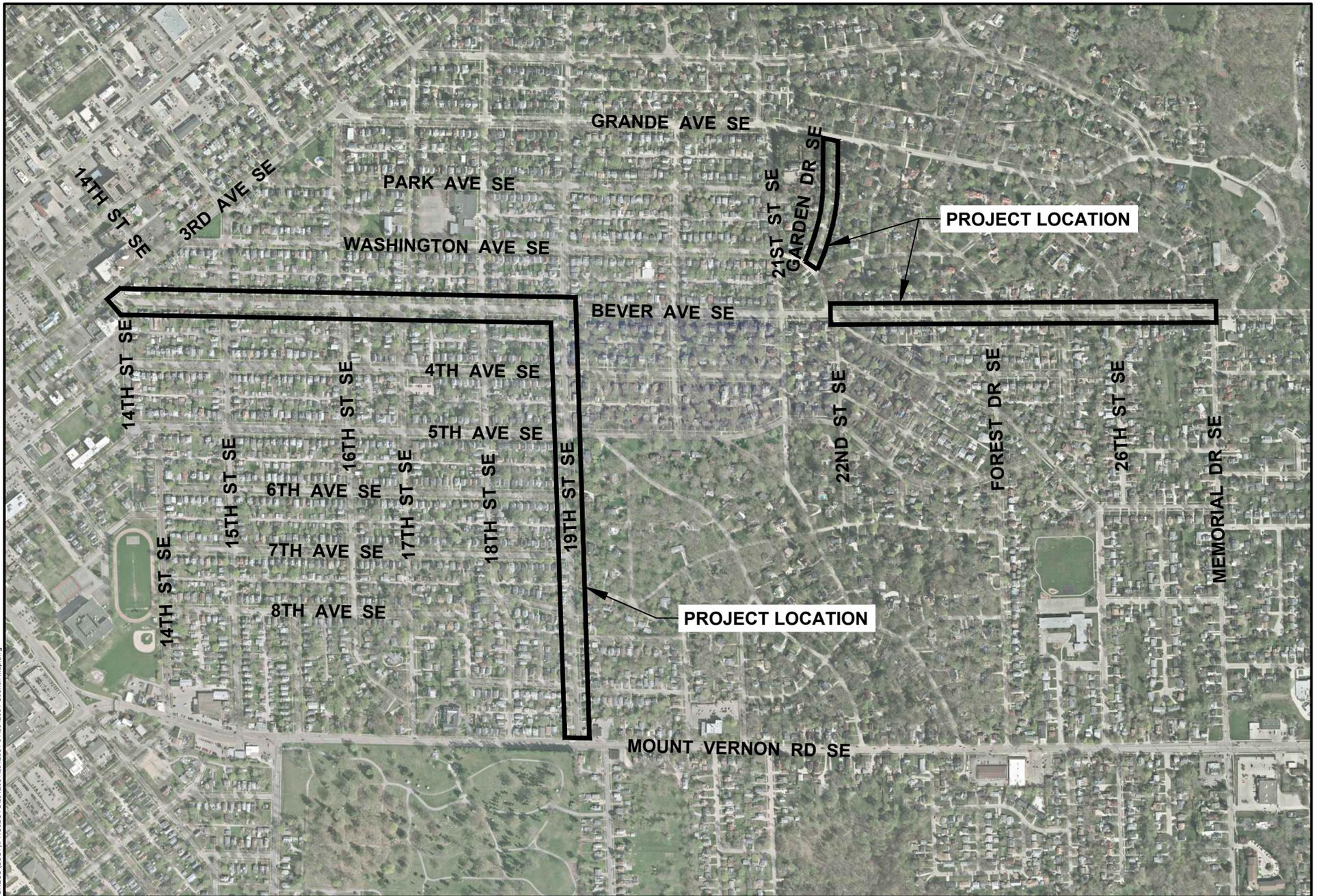
WHEREAS, the City Council has allocated funds for 19th Street SE, Bever Avenue SE, and Garden Drive SE Improvements project, and

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3012081	\$106,000
---	-----------

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 this 25th day of February, 2014



**BEVER AVENUE SE FROM MEMORIAL DRIVE TO 22ND STREET
AND FROM 19TH STREET TO 14TH STREET,
19TH STREET FROM MOUNT VERNON ROAD TO BEVER AVENUE AND
GARDEN DRIVE SE FROM WASHINGTON AVENUE TO GRANDE AVENUE
IMPROVEMENTS PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE
E-mail Address: d.wilson@cedar-rapids.org

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes** **Map**
Resolution authorizing execution of a Professional Services Agreement with Foth Infrastructure and Environment, LLC for an amount not to exceed \$118,131 for design services in connection with Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project. **(Paving for Progress)** CIP/DID #3012038-01

Background:

This project includes the rehabilitation of Diagonal Drive from I-380 to the Cedar River. The work includes pavement repair/overlay, curb repairs and sidewalk handicap ramp upgrades. This project is funded by the Local Option Sales Tax (LOST) approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Foth Infrastructure and Environment, LLC.

Alternative Recommendation:

Identify other options to complete design and construction documents for the rehabilitation of the roadways.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012038-\$118,131, LOST 7970

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / 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 / City Engineer has determined Foth Infrastructure and Environment, LLC is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$118,131, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3012038-01 with the firm noted herein, and

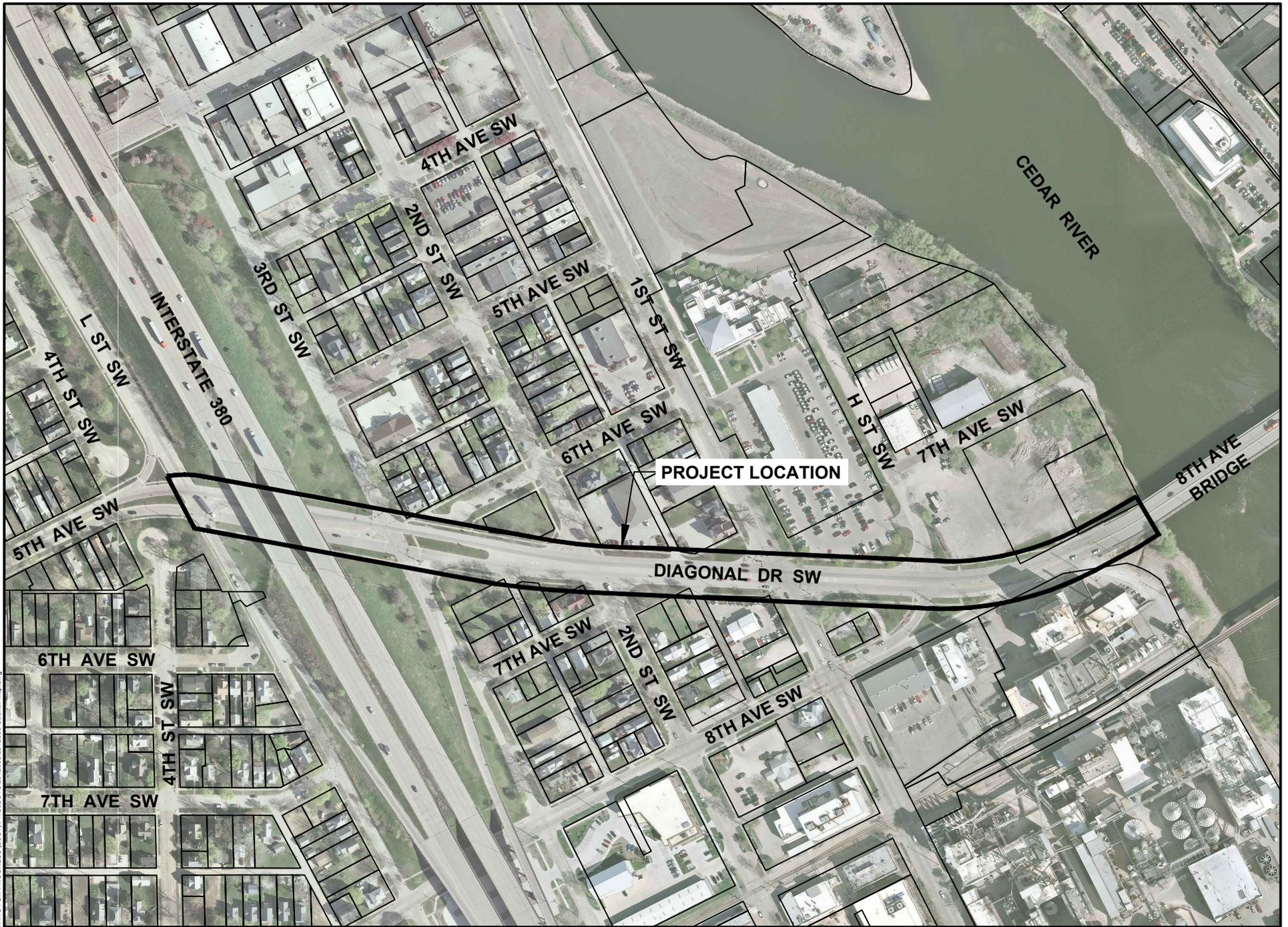
WHEREAS, the City Council has allocated funds for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project, and

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3012038	\$118,131
---	-----------

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 this 25th day of February, 2014



Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012038\3012038 Council Map.dwg



**DIAGONAL DRIVE SW IMPROVEMENTS FROM INTERSTATE 380
TO WEST 8TH AVENUE BRIDGE APPROACH PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE
E-mail Address: d.wilson@cedar-rapids.org

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **No Map**

Resolution authorizing execution of a Professional Services Agreement with Foth Infrastructure and Environment, LLC for an amount not to exceed \$148,560 for program management services in connection with the Quick Start Street Repair Program Project Management program (**PAVING FOR PROGRESS**). CIP/DID #3017970-01

Background:

This project includes providing services for the coordination, management and assistance in implementing the Quick Start Street Repair Program for construction season 2014. These services are funded by the Local Option Sales Tax (LOST) and Foth Infrastructure and Environment, LLC will distribute the fee to each project in the program.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Foth Infrastructure and Environment, LLC.

Alternative Recommendation:

Identify other options to complete design and construction documents for the rehabilitation of the roadways.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3017970, LOST 7970

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / 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 / City Engineer has determined Foth Infrastructure and Environment, LLC is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$148,560 and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3017970-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the Quick Start Street Repair Program Project Management program, and

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3017970	\$148,560
---	-----------

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 this 25th day of February, 2014



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Sarah Cook
E-mail Address: s.cook2@cedar-rapids.org

Phone Number/Extension: 5875

Alternate Contact Person: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolution establishing an easement for sanitary sewer and an easement for recreational trail on City-owned property located on vacant land, south of 4715 6th Street SW in connection with the Prairie Creek Trunk Sewer Replacement – Phase II project. CIP/DID #655028-00

Background:

Previously, the City Council approved the Prairie Creek Trunk Sewer Replacement – Phase II project. The easements are required to accommodate the proposed improvements. Establishing an easement for sanitary sewer and an easement for recreational trail on the City-owned property will protect the public improvement if redeveloped.

Action / Recommendation:

The Public Works Department recommends establishing an easement for sanitary sewer and an easement for recreational trail on the City-owned property.

Alternative to the Recommendation:

Not proceed with establishing the easement for sanitary sewer and easement for recreational trail on City-owned property, City utilities will become undocumented.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 655/655000/655028

Local Preference Policy: Applies Exempt

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for an easement for sanitary sewer and an easement for recreation trail exists in order to accommodate the Prairie Creek Trunk Sewer Replacement – Phase II project (CIP 655028), and

WHEREAS, The City of Cedar Rapids, OWNER of the real property located on vacant land, south of 4715 6th Street SW, and described as:

See Attached Permanent Sanitary Sewer Easement Exhibit
See Attached Recreational Trail Easement Exhibit

, and

WHEREAS, the Public Works Director / City Engineer recommends the City establish easements over a portion of City-owned property required for the Prairie Creek Trunk Sewer Replacement – Phase II project, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Sanitary Sewer Easement and the Recreational Trail Easement are hereby established and the attached Permanent Sanitary Sewer Easement Exhibit and the Recreational Trail Easement Exhibit shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014

PERMANENT SANITARY SEWER EASEMENT EXHIBIT

PERMANENT SANITARY SEWER EASEMENT DESCRIPTION

A part of the Northwest 1/4 of the Northwest 1/4 of Section 9, Township 82 North, Range 7 West of the 5th P.M., Linn County, Iowa described as follows:

Commencing at the North 1/4 corner of said Section 9; thence North 89°02'29" West, along the North line of said Northwest 1/4, a distance of 1,555.36 Feet to the Point of Beginning; thence South 45°43'08" West, 305.48 Feet; thence South 5°49'20" West, 354.33 Feet; thence South 44°36'43" West, 474.35 Feet; thence South 52°40'56" West, 81.18 Feet; thence North 36°07'58" East, 236.49 Feet; thence North 46°52'28" East, 279.80 Feet; thence North 6°43'01" East, 375.55 Feet; thence North 35°36'28" East, 223.22 Feet; thence North 70°20'58" East, 40.54 Feet; thence South 89°02'29" East, along the North line of the Northwest 1/4 of said Section 9, a distance of 100.30 Feet to the Point of Beginning, containing 1.28 Acres (55,854 Square Feet) more or less.

LEGEND

Survey	Found	Set
Section Corner	●	△
1/2" Rubber, Yellow Cap # 18643	○	○
(Unless Otherwise Noted)		
ROW Marker	■	□
Control Point	⊙	
Plotted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Calculated Distance	C	
Minimum Protection Elevation	MPE	
Centerline	---	
1/4 Section Line	- - - -	
1/4 Section Line	— · — · — ·	
Acquisition Area	▨	
Existing Sanitary Sewer Easement	▩	

PREPARED FOR
CITY OF CEDAR RAPIDS
PUBLIC WORKS DEPARTMENT
PRAIRIE CREEK SEWER PROJECT
CIP #655028

DATE OF SURVEY
07-28-10

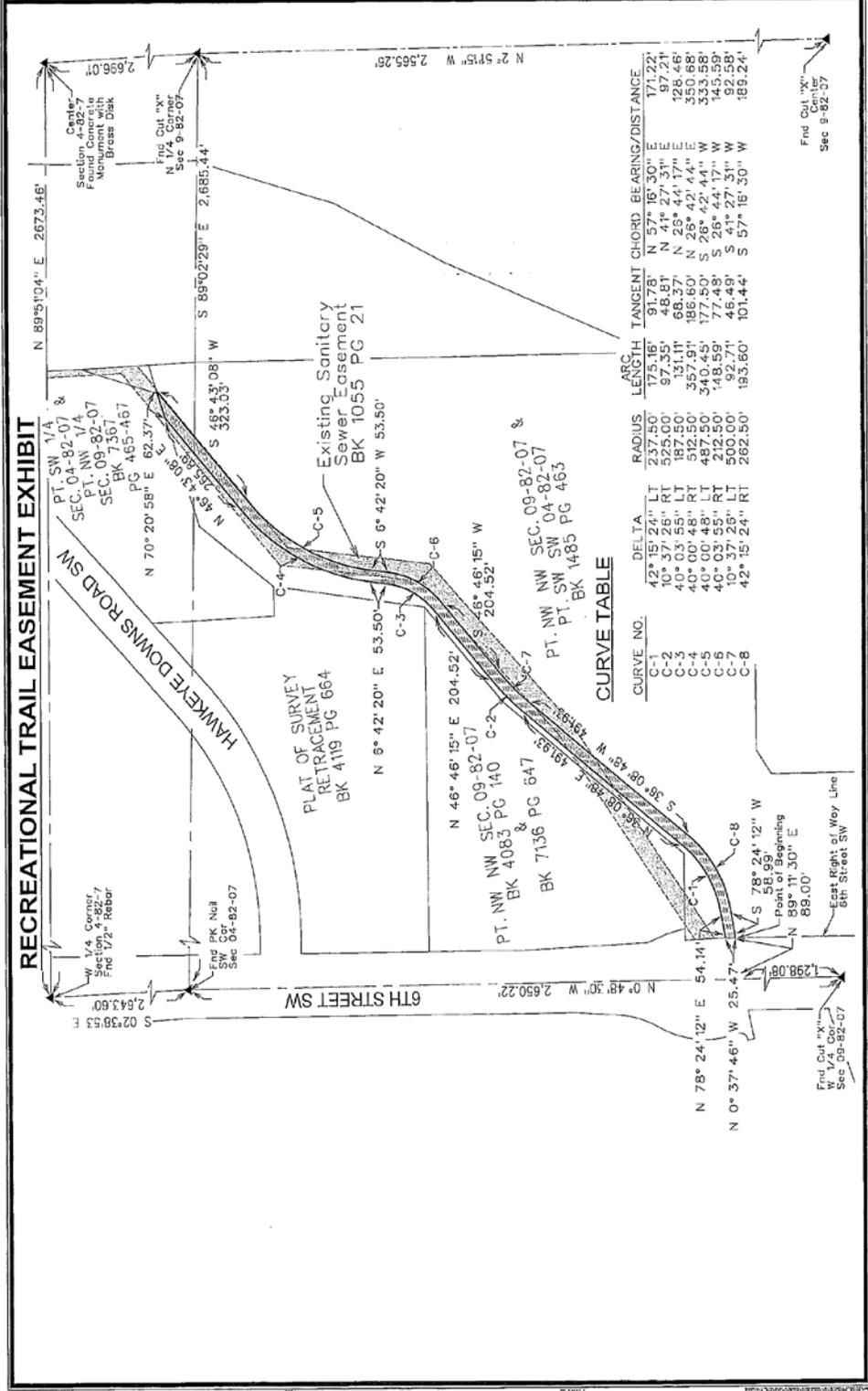
OWNER
CITY OF CEDAR RAPIDS

PREPARED BY: TIM FORNUSH, SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404, (319)932-8394
 RETURN TO: TIM FORNUSH, SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404, (319)932-8394

Sheet 1 of 2	1080928	1080928	1080928	1080928	1080928
DATE	SCALE	CHECKED BY	DRAWN BY	DATE	BY

SNYDER & ASSOCIATES
5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404
(319)932-8394

PERMANENT SANITARY SEWER EASEMENT EXHIBIT
LINN COUNTY, IOWA

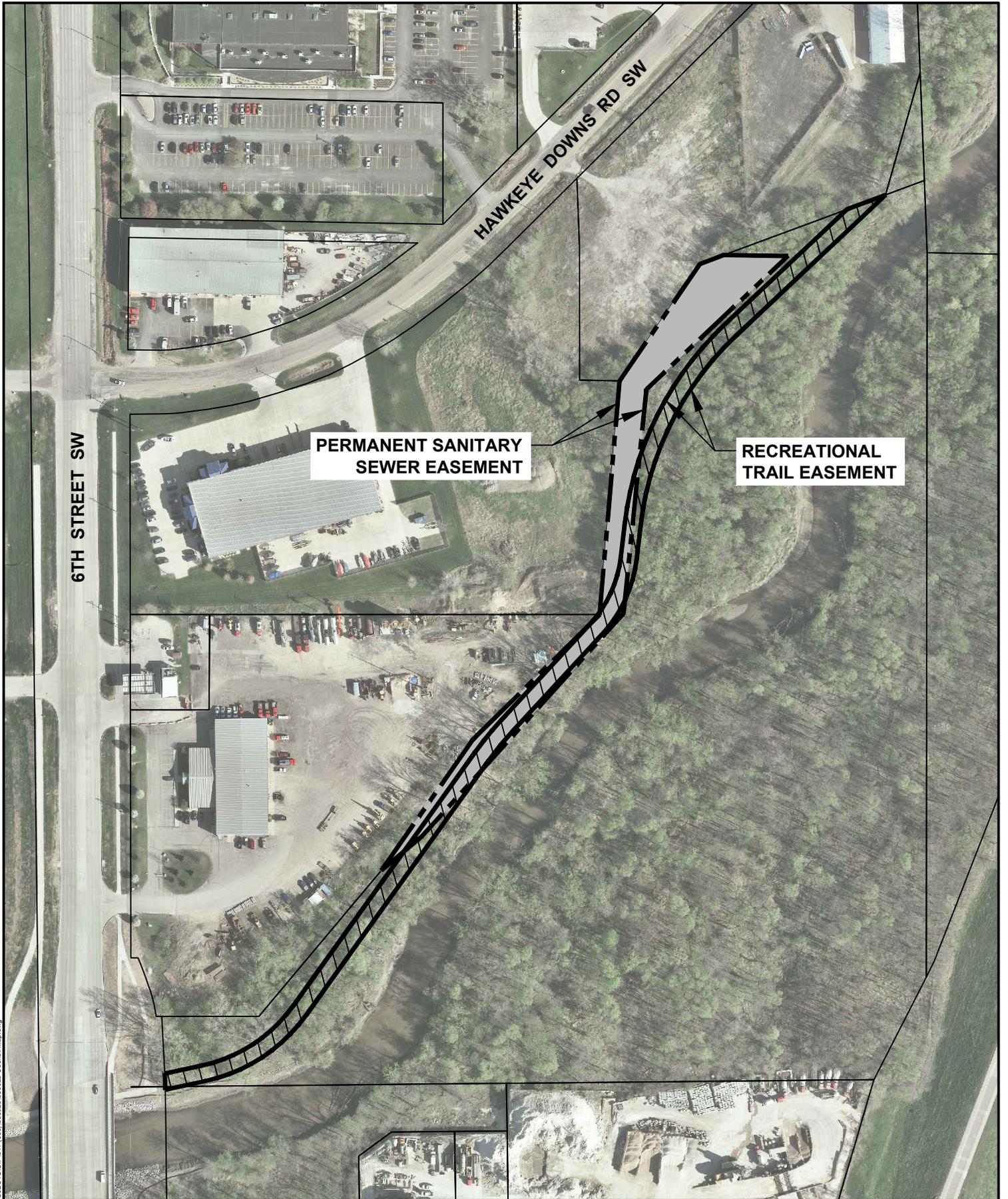


CURVE TABLE

CURVE NO.	DELTA	RADIUS	ARC LENGTH	TANGENT	CHORD	BEARING/DISTANCE
C-1	42° 15' 24" LT	237.50'	175.16'	91.78'	N 57° 16' 30" E	171.22'
C-2	10° 37' 26" RT	525.00'	97.35'	48.57'	N 25° 27' 37" E	28.26'
C-3	40° 03' 28" RT	572.50'	357.91'	188.60'	N 26° 42' 44" E	350.68'
C-4	40° 03' 48" LT	487.50'	340.45'	177.50'	S 26° 42' 44" W	333.58'
C-5	40° 03' 55" RT	212.50'	148.59'	77.48'	S 26° 44' 17" W	145.59'
C-6	10° 37' 26" RT	500.00'	92.71'	46.49'	S 41° 27' 31" W	92.58'
C-7	42° 15' 24" RT	262.50'	193.60'	101.44'	S 57° 16' 30" W	189.24'
C-8						

Find Out "x" Center
Sec 9-82-07

Find Out "x" Center
Sec 09-82-07



**PERMANENT SANITARY
SEWER EASEMENT**

**RECREATIONAL
TRAIL EASEMENT**

6TH STREET SW

HAWKEYE DOWNS RD SW

Cadd File Name: W:\PROJECTS\CIP\611 (655)655028\655028 Council Map.dwg



**PRAIRIE CREEK TRUNK SEWER REPLACEMENT PHASE 2
PERMANENT SANITARY SEWER AND
RECREATIONAL TRAIL EASEMENTS**



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Reasoner
E-mail Address: j.reasoner@cedar-rapids.org

Phone Number/Extension: 5806

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**
Resolution accepting a Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement, Easement for Utilities, and Public Right-of-Way Reservation and Construction Easement Agreement from JWB B38, LLC for property located south of K Avenue NE and east of 17th Street NE. CIP/DID #PLSV-001137-2013

Background:

JWB B38, LLC submitted the agreements in accordance with the requirements to prepare Plat of Survey No. 1837. The Public Works Department reviewed the agreements and determined they comply with applicable requirements for Plat of Survey No. 1837.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to accept the Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement, Easement for Utilities, and Public Right-of-way Reservation and Construction Easement Agreement.

Alternative to the Recommendation:

1. Defer action until additional information is provided by the property owner to address City Council requests.
2. Specify supplemental reasonable requirements to be met prior to reconsideration.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

Local Preference Policy: Applies Exempt

Explanation: Policy not applicable to Plat of Survey requirements.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on behalf of JWB B38, LLC, Terex, and Mt. Mercy University, Shive Hattery submitted to the City a request to prepare Plat of Survey No. 1837 to create a parcel of property located south of K Avenue NE and east of 17th Street NE, and

WHEREAS, as part of the requirements for review of Plat of Survey No. 1837, JWB B38, LLC has submitted the following executed agreements:

1. Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement.
 2. Easement for Utilities
 3. Public Right-of-way Reservation and Construction Easement Agreement,
- and

WHEREAS, the agreements as submitted are recommended for approval by the Public Works Director / City Engineer,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement, Easement for Utilities, and Public Right-of-way Reservation and Construction Easement Agreement submitted by JWB B38, LLC be and the same are hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.



Mt. Mercy University

Regis Middle School

PROPOSED UTILITY EASEMENT DEDICATION

PROPOSED PUBLIC RIGHT-OF-WAY RESERVATION & CONSTRUCTION EASEMENT

K AVENUE NE

J AVE NE

I AVE NE

Former CM 8 St. P RR

E AVENUE NE

20TH ST NE

PRAIRIE DR NE

G AVE NE

FRANKLIN AVE NE

CeMar Trail Ph. II

Cadd File Name: W:\PROJECTS\Non-CIP\2013\5013\PLATS OF SURVEY - ENERGY\PLSV-001137-2013 - Mount Mercy\Terra\PLSV-001137-2013 Council Map.dwg



AGREEMENTS FOR PROPOSED RIGHT-OF-WAY RESERVATION AND CONSTRUCTION EASEMENT AND UTILITY EASEMENT DEDICATION



PLSV-001137-2013



Council Agenda Item Cover Sheet

****FLOOD****

Submitting Department: Public Works Department

Presenter at meeting: Doug Carper, P.E.
E-mail Address: d.carper@cedar-rapids.org

Phone Number/Extension: 5258

Alternate Contact Person: Rob Davis, P.E.
E-mail Address: r.davis@cedar-rapids.org

Phone Number/Extension: 5808

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes Map**
Resolution authorizing release of partial final payment in the amount of \$344,250 to Knutson Construction Services Midwest, Inc. for the Cedar Rapids Public Library Project - General Contractor project (original contract amount was \$14,235,000; amended contract amount is \$15,283,575) (**FLOOD**). CIP/DID #PLE001-20

Background:

Construction has been substantially completed by Knutson Construction Services Midwest, Inc. for the Cedar Rapids Public Library Project - General Contractor project with a final construction contract amount of \$15,283,575. Funding resources for this project were approved in FY14 and prior years and the project completed within the approved budget.

Action / Recommendation:

The Public Works Department and Ryan Companies, US, Inc. (the Construction Manager) recommend the issuance of partial final payment to the contractor in the amount of \$344,250. The final release of \$419,455.95 in retainage will be held until additional work is completed.

Alternative Recommendation:

Council could decide to hold entire retainage amount until additional construction items are complete.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): FEMA

Local Preference Policy: Applies Exempt

Explanation: FEMA policy does not allow.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

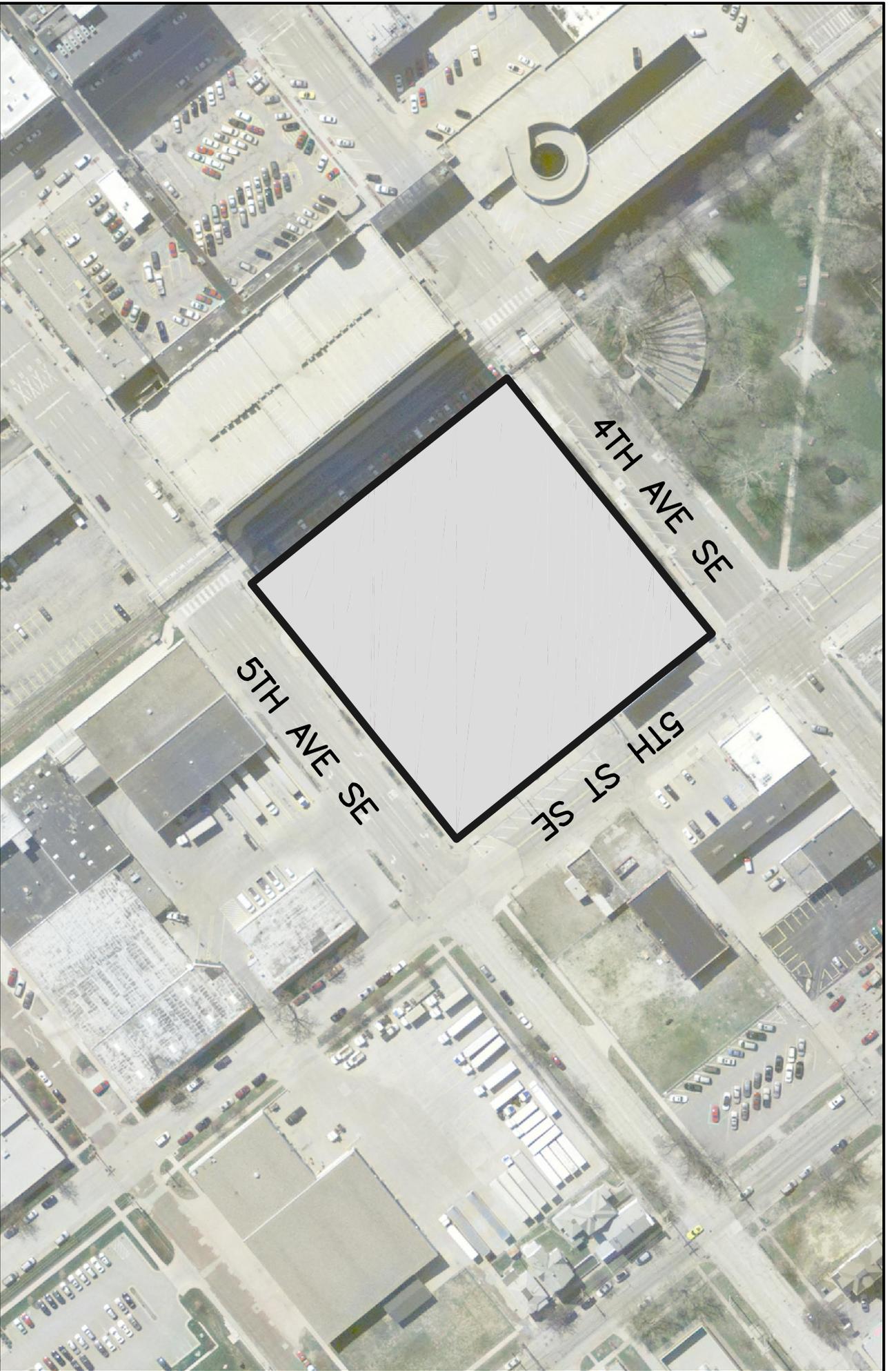
ENG
FIN
CLK
TRS
KNUTSON
OPN
PLE001-20
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Director/City Engineer certifies that the work on Cedar Rapids Public Library Project - General Contractor project (Contract No. PLE001-20), has been substantially completed in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$344,250 to Knutson Construction Services Midwest, Inc. as a partial final payment, and

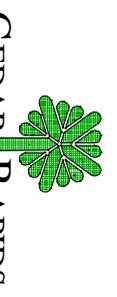
BE IT FURTHER RESOLVED that \$419,455.95 of the retainage will be held until additional work is completed.

Passed this 25th day of February, 2014.



SCALE: NONE

CEDAR RAPIDS PUBLIC LIBRARY



PLE001



23w

Council Agenda Item Cover Sheet

****FLOOD****

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell
E-mail Address: l.snell@cedar-rapids.org

Phone Number/Extension: 5804

Alternate Contact Person: Russell F. Betts, P.E.
E-mail Address: r.betts@cedar-rapids.org

Phone Number/Extension: 5212

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Resolution authorizing release of partial final payment in the amount of \$544,327.60 to Miron Construction Company, Inc. for Phase 1 (Office Building) of the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction - General Contractor project (original contract amount was \$19,185,000; amended contract amount is \$19,252,036) (**FLOOD**). CIP/DID #PWE006-21

Background:

Construction has been substantially completed by Miron Construction Company, Inc. for Phase 1 (Office Building) of the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction - General Contractor project with a final construction contract amount of \$19,252,036. Funding resources for this project were approved in FY14 and prior years and the project completed within the approved budget.

Action / Recommendation:

The Public Works Department and Ryan Companies, US, Inc. (the Construction Manager) recommend the issuance of partial final payment to the contractor in the amount of \$544,327.60. The final release of \$15,583.40 in retainage will be held until additional work is completed within Phase 1 (Office Building).

Alternative Recommendation:

Council could decide to hold entire retainage amount until additional construction items are complete.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): FEMA

Local Preference Policy: Applies Exempt

Explanation: FEMA policy does not allow.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

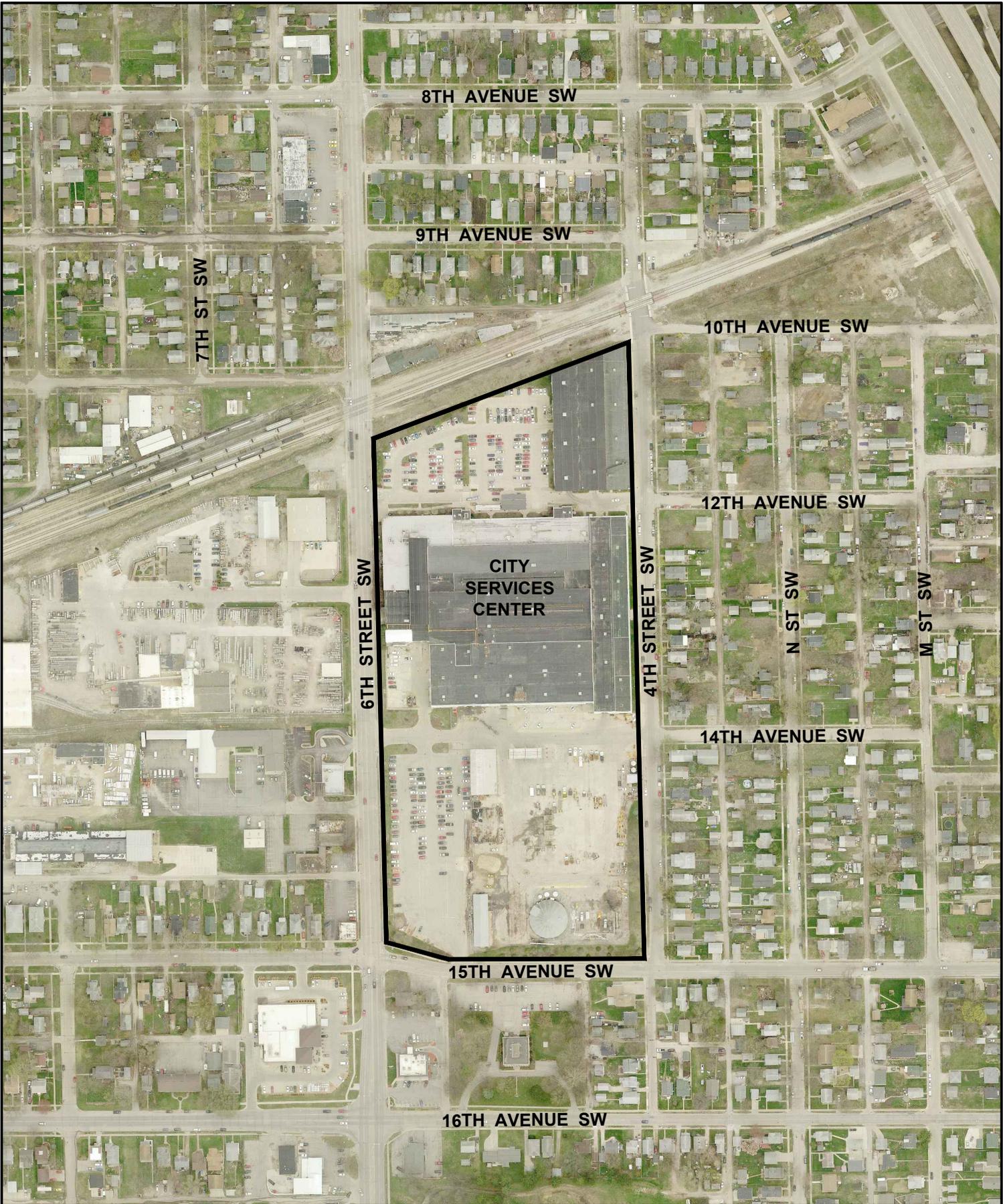
ENG
FIN
CLK
TRS
MIRON
NEUMANN
PWE006-21
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Director/City Engineer certifies that the work on Phase 1 (Office Building) of the Cedar Rapids City Services Center project Cedar Rapids City Services Center - Bid Package 2 - Phase 2 Demolition, Sitework and New Building Construction - General Contractor project (Contract No. PWE006-21), has been substantially completed in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$544,327.60 to Miron Construction Company, Inc. as a partial final payment, and

BE IT FURTHER RESOLVED that \$15,583.40 of the retainage will be held until additional work is completed within Phase 1 (Office Building).

Passed this 25th day of February, 2014.



CITY SERVICES CENTER





Council Agenda Item Cover Sheet

FLOOD ITEM

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5808

Alternate Contact Person: David Wallace
E-mail Address: d.wallace@cedar-rapids.org

Phone Number/Extension: 5814

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Yes Map**

Resolution authorizing execution of a Purchase Agreement in the amount of \$143 and accepting an Easement for Sanitary Sewer from Clinton W. Walker from land located at 414 6th Avenue SW in connection with the Sanitary Sewer SW Quadrant Flood Repairs project (**FLOOD**). CIP/DID #SSD103-00

Background:

In previous fiscal years, the City Council approved funding in connection with the Sanitary Sewer SW Quadrant Flood Repairs project.

The easement is required to accommodate the proposed improvements, including repairing damage to sanitary sewers as a result of the 2008 flood. The compensation amount proposed is based on the current City assessed land value of the subject property.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$143 and accepting an Easement for Sanitary Sewer from Clinton W. Walker.

Alternative to the Recommendation:

Do not proceed with acquiring the proposed easement for sanitary sewer and direct City staff to abandon or reconfigure sanitary sewer replacement.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information: SSD/SSD000/SSD103

Local Preference Policy: Applies Exempt

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
AUD FILE
FIN
TRS
RCR
WALKER
SSD103-00

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for an easement for sanitary sewer exists in order to accommodate the proposed facilities, and

WHEREAS, Clinton W. Walker, 414 6th Avenue SW, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

See Attached Sanitary Sewer Easement Exhibit

has agreed to convey the necessary easement for sanitary sewer for construction at 414 6th Avenue SW to the City of Cedar Rapids for \$143, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for sanitary sewer in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Sanitary Sewer SW Quadrant Flood Repairs project (Fund SSD, Dept. ID SSD000, Project SSD103), 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 Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement 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, and

BE IT FURTHER RESOLVED, that the Easement for Sanitary Sewer be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.

PREPARED BY: TIM FORINASH SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

RETURN TO: TIM FORINASH SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

SANITARY SEWER EASEMENT EXHIBIT

SANITARY SEWER EASEMENT DESCRIPTION

A part of Lot 3, Block 3, A K Murray's Addition to the City of Cedar Rapids, Linn County, Iowa, more particularly described as follows:

Commencing at the Southwest corner of the East 30.00 feet of Lot 2 said Block 3; thence North 1°20'00" West, along the West line of the East 30.00 feet of said Lot 2, a distance of 124.00 feet, to the Northwest corner of said East 30.00 feet; thence South 89°59'57" West, along the North line of said Lot 3, a distance of 39.00 feet to the Point of Beginning; thence South 1°20'00" East along the West line of the East 9.00' of said Lot 3, a distance of 7.00 feet; thence South 89°59'57" West, 51.00 feet, to a point on the West line of said Lot 3; thence North 1°20'00" West, along said West line, a distance of 7.00 feet to the Northwest corner of said Lot 3; thence North 89°59'57" East, along the North line of said Lot 3, a distance of 51.00 feet to the Point of Beginning, containing 357 Square Feet more or less.

LEGEND

<u>Survey</u>	<u>Found</u>	<u>Set</u>
Section Corner	▲	△
1/2" Rebar (Unless Otherwise Noted)	●	○
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Minimum Protection Elevation	MPE	
Section Line	_____	
Easement Line	-----	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

SW QUADRANT, 2008 FLOOD
AREA SANITARY SEWER
RESTORATION, PHASE 2, PART 2
CIP #SSD103-06

EASEMENT AREA

357 SQAURE FEET

DATE OF SURVEY

02-27-2013

OWNER

CLINTON W. WALKER

SANITARY SEWER EASEMENT EXHIBIT

CLINTON W. WALKER



SNYDER & ASSOCIATES, INC.
Engineers and Planners

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET 1 OF 2

PN: 1120878

PM: PDS

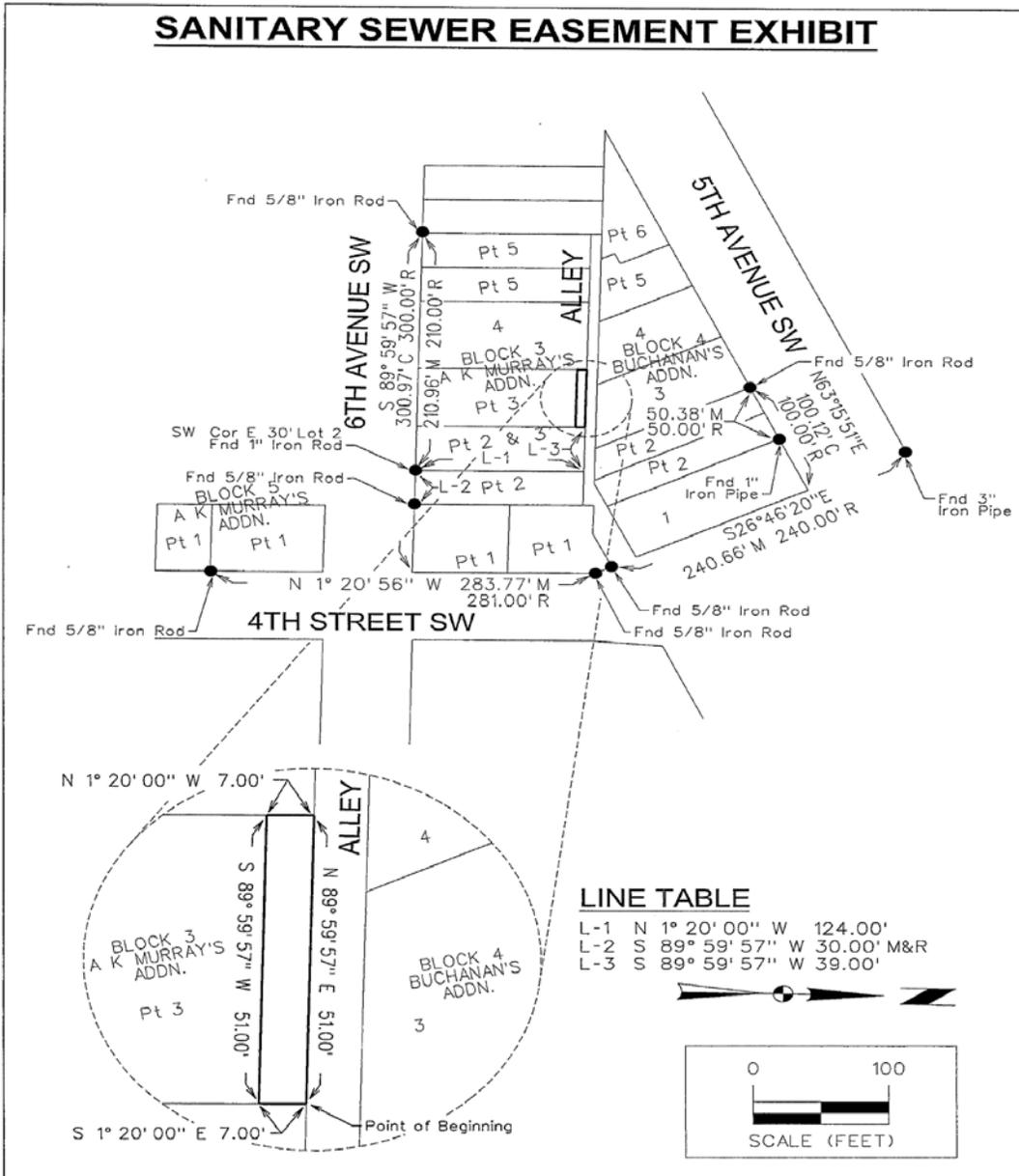
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TECH: TWF

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4/1/2013

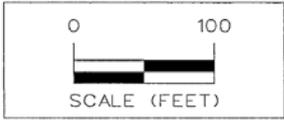
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4/1/2013

SANITARY SEWER EASEMENT EXHIBIT



LINE TABLE

L-1	N 1° 20' 00" W	124.00'
L-2	S 89° 59' 57" W	30.00' M&R
L-3	S 89° 59' 57" W	39.00'



SANITARY SEWER EASEMENT EXHIBIT		SHEET 2 OF 2
CLINTON W. WALKER		PN: 1120878
SNYDER & ASSOCIATES, INC. Engineers and Planners	5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	
	DATE: 04/01/13	
	TECH: TWF	



SANITARY SEWER EASEMENT

414 6th Ave SW

Alley

4TH STREET SW

L STREET SW

5TH AVENUE SW

6TH AVENUE SW

5TH ST SW

I-380



**414 6TH AVENUE SW - SANITARY SEWER EASEMENT
SANITARY SEWER SW QUADRANT FLOOD REPAIRS PROJECT**





23y

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Amy Schirm
E-mail Address: a.schirm@cedar-rapids.org

Phone Number/Extension: 5883

Alternate Contact Person: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Resolution accepting the established fair market value for the partial acquisitions of temporary easements for construction from property located at 1528 11th Street SW owned by Chris A. Carnahan, and property located at 930 16th Avenue SW owned by Tony C. Upah in connection with the SW Quad, Phase I - Water Main Replacement project. CIP/DID #625884-00

Background:

These easements are required to accommodate the proposed SW Quad, Phase I - Water Main Replacement project. Negotiations for both properties were unsuccessful due to a non-responsive owner and a property with no legal-living owner; therefore, the necessary easements could not be acquired. The compensation amounts offered to the property owners for the partial acquisitions of temporary easements for construction are based on the current assessed land values.

The acceptance of establishing fair market value is the first of two steps in passing a resolution to refer to the Linn County Compensation Commission in accordance with the eminent domain proceedings to allow the City to obtain easement rights. This action is an expediency to maintain the construction schedule to protect the City's project letting.

If agreements are executed with the owners and approved by City prior to convening the Linn County Compensation Commission, the eminent domain proceedings will terminate.

Action / Recommendation:

The Public Works Department recommends the City Council adopt the resolution accepting the established fair market value for the partial acquisitions of temporary easements for construction from referenced properties for the subject project.

Alternative to the Recommendation:

Not proceed with acquiring the proposed easements under the eminent domain proceedings and direct City staff to redesign the project to avoid the private properties. This redesign will impact project schedule

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 625/625000/625884

Local Preference Policy: Applies Exempt

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

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Department established the fair market value for the partial acquisitions of temporary easements for construction from properties noted below:

<u>Property Address</u>	<u>Property Owner</u>	<u>Fair Market Value</u>
1528 11 th Street SW	Chris A. Carnahan	\$125
930 16 th Avenue SW	Tony C. Upah	\$75

WHEREAS, the Public Works Department recommends that the City Council accept the established fair market values on the affected properties required for the project, and

WHEREAS, the City Council has allocated Capital Improvement funds for the SW Quad, Phase I - Water Main Replacement project, (Fund 625, Dept ID 625000, Project 625884),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council accept the fair market value for the partial acquisitions of temporary easements for construction from properties owned by Chris A. Carnahan and Tony Co. Upah in connection with the SW Quad, Phase I - Water Main Replacement project.

Passed this 25th day of February, 2014.

Cadd File Name: W:\PROJECTS\CP\625884\20110206\25884-20110201 Council Map.dwg



**SW QUAD, PHASE I - WATER MAIN REPLACEMENT
TEMPORARY CONSTRUCTION EASEMENT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Dave Wallace, PE
E-mail Address: d.wallace@cedar-rapids.org

Phone Number/Extension: 5814

Alternate Contact Person: Scott Sovers, PE
E-mail Address: s.rovers@cedar-rapids.org

Phone Number/Extension: 5547

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Resolution awarding and approving contract in the amount of \$19,439 plus incentive up to \$1,500, bond and insurance of Pirc-Tobin Construction, Inc. for the E Avenue NW at West Post Road Storm Sewer Crossing project (estimated cost is \$18,050). CIP/DID #304392-01

Background:

Pirc-Tobin Construction, Inc., Alburnett, IA	\$19,439.00
Possible Incentive	<u>\$ 1,500.00</u>
Total Award	\$20,929.00
Rathje Construction Co., Marion, IA	\$19,649.00
Connolly Construction, Inc., Peosta, IA	\$21,143.00
Tschiggfrie Excavating, Co., Dubuque, IA	\$24,999.00
Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	\$26,619.80
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$27,545.25
Ricklefs Excavating, Ltd., Anamosa, IA	\$25,252.00

Pirc-Tobin Construction, Inc. submitted the lowest of the bids received on February 3, 2014 for the E Avenue NW at West Post Road Storm Sewer Crossing project. The bid is within the approved budget. Construction work is anticipated to begin this spring and be completed within 14 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$19,439 plus incentive up to \$1,500, bond and insurance of Pirc-Tobin Construction, Inc. for the E Avenue NW at West Post Road Storm Sewer Crossing project.

Alternative to the Recommendation:

If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local Policy does not apply in this situation.

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on February 3, 2014 by the City Engineer, or designee, for the E Avenue NW at West Post Road Storm Sewer Crossing project (Contract No. 304392-01):

Pirc-Tobin Construction, Inc., Alburnett, IA	\$19,439.00
Possible Incentive	<u>\$ 1,500.00</u>
Total Award	\$20,929.00
Rathje Construction Co., Marion, IA	\$19,649.00
Connolly Construction, Inc., Peosta, IA	\$21,143.00
Tschiggfrie Excavating, Co., Dubuque, IA	\$24,999.00
Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	\$26,619.80
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$27,545.25
Ricklefs Excavating, Ltd., Anamosa, IA	\$25,252.00

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$20,929 304-304000-304392

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the competitive quotations, is hereby ratified and approved;
2. Pirc-Tobin Construction, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its competitive quotation and award the contract to it;
3. Subject to registration with the Department of Labor, the Competitive Quotation of Pirc-Tobin Construction, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Pirc-Tobin Construction, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.

Cadd File Name: W:\PROJECTS\CIP\304\304392\304392 Council Map.dwg



E AVENUE NW AT WEST POST ROAD STORM CROSSING





Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Information Technology

Presenter at meeting: Consent

Phone Number/Ext:

Email:

Alternate Contact Person: Nic Roberts

Phone Number/Ext: 5088

Email: n.roberts@cedar-rapids.org

Description of Agenda Item: (insert same wording as used on agenda summary)

Execution of a 13 month agreement with SenCommunications, Inc. for ShoreTel Hardware and Software Maintenance in the amount of \$63,275.45.

Background:

The City's current phone system is ShoreTel. Purchasing Services awarded the purchase of hardware and software to SenCommunications, Inc. Change of Record for ShoreTel Maintenance was then switched to SenCommunications, Inc. In order to receive technical support on hardware and software the City needs to have a signed agreement for ShoreTel Maintenance. The Information Technology Department recommends that all ShoreTel hardware switches and licenses are covered within this agreement.

Action / Recommendation:

Recommend Council approves the Resolution.

Alternative Recommendation:

City elects not to renew maintenance and have technical support for ShoreTel hardware and software

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0

Budget Information (if applicable): 522101-101-109420 and 522100-101-109420

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids for ShoreTel Hardware and Software to be purchased on an as needed basis for the Information Technology Department; and

WHEREAS, SenCommunications, Inc. was awarded the bid and Change of Record was made for ShoreTel Maintenance to SenCommunications, Inc; and

WHEREAS, maintenance on the purchased hardware and software is needed and funding for this operating expense will come from the Information Technology Department Budget; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager be authorized to execute a thirteen month hardware and software maintenance agreement for the time period of December 20, 13 through January 19, 2015 with SenCommunications, Inc., 1611 Alison Woods Lane, Tampa, Florida 33619 in the amount of \$63,275.45.

Passed this 25th day of February, 2014.



23bb

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Information Technology

Presenter at meeting: Consent

Phone Number/Ext:

Email:

Alternate Contact Person: Nic Roberts

Phone Number/Ext: 5088

Email: n.roberts@cedar-rapids.org

Description of Agenda Item: (insert same wording as used on agenda summary)

Execution of a 24 month agreement with Communications Engineering Company for Security Management Platform Software, Hardware and Services not to exceed \$102,000.

Background:

The City utilizes the Lenel Security Management Platform for physical security throughout the City. The Lenel System is an essential part of the security needs of the City. This agreement reflects pricing relating to hardware, software and services. List prices of hardware and software are included plus an attachment stating the hourly rate is not to exceed \$200 per hour for service.

Planned projects within this agreement are for the Police, Water and Water Pollution Control Departments' Camera Upgrade Project and the Joint Communications Monitor Upgrade Project.

Action / Recommendation:

Recommend Council approves the Resolution.

Alternative Recommendation:

City elects not to have purchase agreement for Lenel hardware, software and services.

Time Sensitivity:

Resolution Date: February 25, 2014

Estimated Presentation Time: 0

Budget Information (if applicable): Information Technology and Various City Departments

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Information Technology Department administers a City-wide Physical Security Management System and the system implemented is Lenel provided by Communications Engineering Company (CEC), and

WHEREAS, there is a need to purchase hardware, software and services to maintain a high level of security throughout City facilities; and

WHEREAS, the funding for this expense will come from the Information Technology and various departments budgets; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager be authorized to execute a two year hardware, software and services agreement for the time period of November 12, 2013 to November 12, 2015 with Communication Engineering Company, 405 Boyson, and Hiawatha, IA 52233 in an amount not to exceed \$102,000.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet
**** FLOOD ****

Submitting Department: Public Works Department

Presenter at meeting: Sven Leff
E-mail Address: s.leff@cedar-rapids.org

Phone Number/Extension: 5739

Alternate Contact Person: Douglas L. Carper
E-mail Address: d.carper@cedar-rapids.org

Phone Number/Extension: 5258

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **Map**

Report on bids and resolution awarding and approving contract in the amount of \$1,209,000 plus incentive up to \$20,000, bond and insurance of Garling Construction, Inc. for the Ushers Ferry Lodge project (estimated cost is \$1,180,000) (**FLOOD**). CIP/DID #PRE136-20

Background:

Garling Construction, Inc., Belle Plaine, IA	\$1,209,000
Alternate 1 – Precast stone veneer @ hearth	REJECTED
Incentive up to	<u>20,000</u>
Total	\$1,229,000
Kleiman Construction, Inc. Cedar Rapids, IA	
Base Bid	\$1,416,317
Alternate 1 – Precast stone veneer @ hearth	<u>10,265</u>
Total Bid	\$1,426,582
Tricon General Construction, Cedar Rapids, IA	
Base Bid	\$1,516,000
Alternate 1 – Precast stone veneer @ hearth	<u>9,000</u>
Total Bid	\$1,525,000
Unzeitig Construction Company, Cedar Rapids, IA	
Base Bid	\$1,581,500
Alternate 1 – Precast stone veneer @ hearth	<u>9,700</u>
Total Bid	\$1,591,200

Garling Construction, Inc. submitted the lowest of the bids received on February 19, 2014 for the Ushers Ferry Lodge project. The bid is within the approved budget. Construction work is anticipated to begin this spring and be completed by October 1, 2014.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$1,209,000 plus incentive up to \$20,000, bond and insurance of Garling Construction, Inc. for the Ushers Ferry Lodge project.

Alternative to the Recommendation:

If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after February 25, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable)

PRE136 (Improved Project)	\$590,153
PRE124 (Sunshade)	\$136,554
PWC007B (Roads/Sidewalks)	\$119,558
PRE123 (Contents)	\$112,261
CIP (FY'14)	\$350,000
Donations/Grants	\$45,000

Local Preference Policy: Applies Exempt

Explanation: FEMA does not allow

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):



February 19, 2014

City Council
City of Cedar Rapids

RE: Report on bids as read for the Ushers Ferry Lodge, Contract Number PRE136-20

Dear City Council:

Bids were received on February 19, 2014 for the Ushers Ferry Lodge project as follows:

Garling Construction, Inc., Belle Plaine, IA	
Base Bid	\$1,209,000
Alternate 1 – Precast stone veneer @ hearth	<u>8,000</u>
Total Bid	\$1,217,000
Kleiman Construction, Inc. Cedar Rapids, IA	
Base Bid	\$1,416,317
Alternate 1 – Precast stone veneer @ hearth	<u>10,265</u>
Total Bid	\$1,426,582
Tricon General Construction, Cedar Rapids, IA	
Base Bid	\$1,516,000
Alternate 1 – Precast stone veneer @ hearth	<u>9,000</u>
Total Bid	\$1,525,000
Unzeitig Construction Company, Cedar Rapids, IA	
Base Bid	\$1,581,500
Alternate 1 – Precast stone veneer @ hearth	<u>9,700</u>
Total Bid	\$1,591,200

The engineers cost opinion for this work is \$1,180,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in cursive script that reads "Doug Carper".

Doug Carper, P.E.
Flood Recovery Construction Coordinator

DLC/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer
Robert A. Davis, P.E., Engineering Manager

Public Works Department
1201 Sixth Street S.W. • Cedar Rapids, Iowa 52404-5836 • (319) 286-5802 • FAX (319) 286-5801

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on January 28, 2014 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Ushers Ferry Lodge public improvement project (Contract No. PRE136-20) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on February 1, 2014 pursuant to which a public hearing was held on February 11, 2014, and

WHEREAS, the following bids were received, opened and announced on February 19, 2014 by the City Engineer, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on February 25, 2014:

Garling Construction, Inc., Belle Plaine, IA	\$1,209,000
Alternate 1 – Precast stone veneer @ hearth	REJECTED
Incentive up to	<u>20,000</u>
Total	\$1,229,000

Kleiman Construction, Inc. Cedar Rapids, IA	
Base Bid	\$1,416,317
Alternate 1 – Precast stone veneer @ hearth	<u>10,265</u>
Total Bid	\$1,426,582

Tricon General Construction, Cedar Rapids, IA	
Base Bid	\$1,516,000
Alternate 1 – Precast stone veneer @ hearth	<u>9,000</u>
Total Bid	\$1,525,000

Unzeitig Construction Company, Cedar Rapids, IA	
Base Bid	\$1,581,500
Alternate 1 – Precast stone veneer @ hearth	<u>9,700</u>
Total Bid	\$1,591,200

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$860,627 330-330420-PRE136, \$136,554 330-330410-PRE124, \$112,261 330-330420-PRE123 and \$119,558 330-330210-PWC007B; and

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

1. The previous delegation to the City Engineer, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Garling Construction, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its Base Bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Base Bid of Garling Construction, Inc. be hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Garling Construction, Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 25th day of February, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Development Services Development

Presenter at meeting: Vern Zakostecky **Phone Number/Ext:** 286-5043
Email: v.zakostecky@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext:** 286-5822
Email: j.mailander@cedar-rapids.org

Description of Agenda Item: **Consent Agenda** **Regular Agenda**

Discussion and Resolution to consider the annexation of property located north of Highway 30 SW and easterly of Union Drive SW as requested by property owner, College Farms, LLC. (Vern Zakostecky) CIP/DID# ANNX-007096-2013

Background:

Property Owner, College Farms, LLC submitted a written application for voluntary annexation to the City of Cedar Rapids in January of 2014. The total area to be annexed is approximately 33.8 acres. There is no County or State right-of-way or railroad right-of-way adjoining this property that needs to be included in the annexation. The owners wish to annex at this time to allow for development of detached single family residential housing units, which will be compatible with the residential development in the general area. City sanitary sewer and water are available to the site. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits. The application has been reviewed by City departments and no major issues were identified.

Notices were mailed and published in accordance with State Code requirements. The annexation will not require approval by the Iowa Department of Economic Development City Development Board since the property is not within two miles of another jurisdiction and there is no con-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the Secretary of State for review and recordation.

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and provided comments.
Mailing of Notification	<ul style="list-style-type: none"> Certified letters have been mailed and the Notice of Consideration of Annexation has been published in the Cedar Rapids Gazette.
City Council consideration	<ul style="list-style-type: none"> Discussion and Resolution are scheduled for February 25, 2014. After Council discussion the requested annexation needs to be approved or denied by City Council Resolution.
State of Iowa	<ul style="list-style-type: none"> If approved, the application is sent to the Secretary of State for final approval and recordation.

Action / Recommendation:

City staff recommends approval of Resolution for annexation.

Time Sensitivity: N/A

Resolution Date: February 25, 2014

Estimated Presentation Time: 5 Minutes

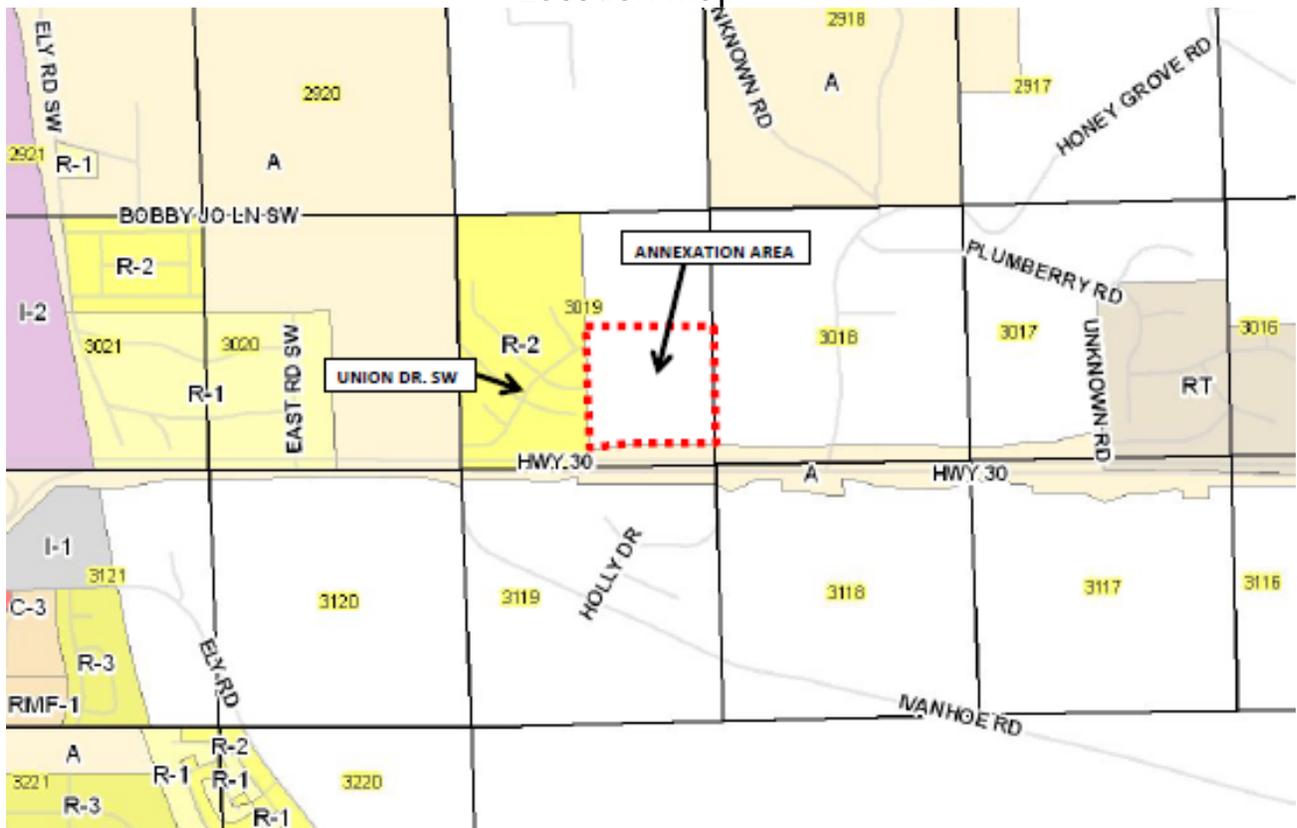
Budget Information (if applicable):

N/A

Local Preference Policy Applies Exempt

Explanation: N/A

**College Farms, LLC Annexation
Location Map**



CD	FIR	PD	WPC	UTL	TED
ENG	PKS	WTR	VOTER REG	ASR	PO
BSD	TRN	SWM	BOS	ANL	ECICOG
STR	CO ASR	JC	CO AUD	CO BLD	IDOT
AUD FILE	College Farms, LLC		ANNX-007096-2013		

RESOLUTION APPROVING THE ANNEXATION OF PROPERTY
LOCATED NORTH OF HIGHWAY 30 SW AND EAST OF UNION DRIVE SW

WHEREAS, the City of Cedar Rapids, Iowa received annexation application from College Farms, LLC for the annexation of territory located north of Highway 30 SW and east of Union Drive SW; and

WHEREAS, it is in the best interest of the City of Cedar Rapids that the property legally described as:

The Southeast Quarter of the Northwest Quarter of Section 12-82-7, Linn County, Iowa, excepting therefrom the Public Highway.

be annexed to the City of Cedar Rapids at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the territory legally described above, is hereby annexed by the City of Cedar Rapids, Iowa, in a manner provided by Chapter 368 of the Code of Iowa, 2005, and that said property shall become a part of the City of Cedar Rapids, Iowa.

BE IT FURTHER RESOLVED that the City Clerk be authorized and directed to file a copy of this resolution, together with the legal description and map of the property, with the appropriate agencies as specified by the Code of Iowa.

Passed this 25th day of February, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Seth Gunnerson

Phone Number/Ext: 319 286-5129

Email: s.gunnerson@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Description of Agenda Item: Consent Public Hearing Regular Agenda

Discussion and Resolution amending the Administrative Guide for Sidewalk Cafes to establish a fee structure and standards for the downtown Parklet Program. CIP/DID #182569

Background:

In 2013, the City installed four temporary platforms, called parklets, in the downtown along 3rd Street SE. This created additional space for sidewalk cafes along sidewalks which are otherwise too narrow to allow for outdoor seating. The parklet program was created as a cost-effective means to provide outdoor seating downtown, in lieu of a more comprehensive street reconstruction which could have cost several million dollars.

The platforms were leased to four businesses in 2013. In November staff met with the participating businesses to discuss options for the program in 2014. At its November 2013 meeting, the City Council Development Committee made recommendations for 2014 which include:

- The fee for leasing a parklet in the downtown be \$250.00. This recommendation covers the estimated costs for materials used to install the parklets each year.
- Parklets shall be placed within the Downtown SSMID boundaries. Priority will be given to businesses which are otherwise unable to have outdoor seating due to narrow sidewalk width.
- Parklets will be installed in April of each year, based on the availability of Public Works crews and weather considerations. Parklets will be removed in late October or early November.

This resolution incorporates the Development Committee's recommendations into the previously adopted Administrative Guide for Sidewalk Cafes.

Staff anticipates that that 4-5 parklets will be constructed in 2014 using available materials.. Applications will be solicited through the end of February. Any new outdoor service areas for alcohol service will be on future Council Agendas.

Timeline:

Solicit applications for Parklets in March to allow placement to occur in early to mid-April.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

City Council may table the resolution and request additional information

Time Sensitivity:

n/a

Resolution Date: February 25, 2014

Estimated Presentation Time: 5 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt N/A

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): Recommendations made by Development Committee at its November 20, 2013 meeting

RESOLUTION NO.

RESOLUTION AMENDING THE ADMINISTRATIVE GUIDE FOR SIDEWALK
CAFES TO ESTABLISH A REVISED FEE STRUCTURE AND AMENDED
STANDARDS FOR THE SIDEWALK CAFE PROGRAM

WHEREAS, Resolution No. 0332-03-06 dated and passed on March 8, 2006, established and adopted the Administrative Guide for Sidewalk Cafes to be used by appropriate City staff, as assigned by the City Manager, in the review of requests of City property for use as sidewalk cafes; and

WHEREAS, Resolution No. 0572-04-12, dated and passed on April 24, 2012, established a reduced fee for sidewalk cafes in the core of the community to encourage use of public space for outdoor cafes; and

WHEREAS, Resolution No. 0719-05-13, dated and passed on May 14, 2013, established criteria for a pilot program to place removable platforms, herein referred to as the Downtown Parklet Program, in the downtown so that they may be leased to businesses in order to encourage further development of sidewalk cafes; and

WHEREAS, the City has an interest in developing additional pedestrian space in the downtown of the community and encouraging businesses to create outdoor cafes; and

WHEREAS, the City Council Development Committee recommends continuing the Downtown Parklet Program in 2014 and in future years; and

WHEREAS, the City Council Development Committee has made recommendations on a fee to install and lease parklets to participating businesses; and

WHEREAS, the requirements of the Administrative Guide for Sidewalk Cafes should be updated to include criteria for the parklet program;

NOW THEREFORE BE IT RESOLVED, by the City Council of Cedar Rapids Iowa, that the Administrative Guide for Sidewalk Cafes is hereby repealed and shall be replaced by an amended Administrative Guide for Sidewalk Cafes, attached and made part of this resolution.

Introduced this 25th day of February, 2014.

City of Cedar Rapids, Iowa

Administrative Guide for Sidewalk Cafés

*Amended by the City of Cedar Rapids City Council
February 25, 2014*

Located in Public Right-of-Ways

(a) DEFINITIONS

1. **Buffer Area:** The area between the street curb and the unobstructed clear sidewalk area that houses the aboveground public and private utilities, and various street amenities. Street amenities include, but are not limited to, street trees, tree grates, street lights, parking meters, benches, garbage containers, flower planters and public art.
2. **Parklet:** A parklet is a type of sidewalk café which is created as a temporary space serving as an extension of the sidewalk. Parklets provide amenities and public space for individuals using the street. The extension typically covers one or more parking spaces located adjacent to the public sidewalk in front of a business to which it is leased. Parklets are constructed and installed by the City in locations as determined by the City. Parklets may be constructed using any combination of planters, barriers, removable platforms or other objects which serve to delineate a pedestrian space apart from the parking aisle and the street.
3. **Pedestrian:** Any person traveling on foot or wheelchair.
4. **Public Right-of-Way:** Any public roadway, highway, street, bicycle lane, trail, alley or public sidewalk designed for vehicular, bicycle, or pedestrian travel and dedicated to public use.
5. **Public Sidewalk:** The portion of the street between the curb lines or the lateral lines of roadway and the adjacent property lines intended for use by pedestrians. As used in this section, sidewalk also means any parklet constructed and installed by the City..
6. **Restaurant:** A business whose primary function is the service of food to customers and which meets the following criteria:
 - A. Prepares meals on the premises and provides meal service to each floor of the premises which is open to the public while the kitchen is open;
 - B. Has a food service menu from which customers may order;
 - C. Has an employee whose primary duty is the preparation of food and an employee whose primary duty is to serve food to customers;
 - D. Has a kitchen appropriately equipped with some or all of the following: a stove, a griddle, a grill or broiler, a vent hood and a

food refrigeration unit with a capacity in excess of twenty (20) cubic feet;

- E. Operates the restaurant service during at least sixty percent (60%) of the hours that the business is open to the public; and
- F. Holds itself out to be a restaurant and advertises itself as a restaurant, if it advertises.

7. **Review Committee:** A committee consisting of staff from the City's Building and Development Divisions of the Community Development Department, Engineering and Traffic Engineering Departments, and Fire and Police Departments, and/or additional staff, as assigned by the City Manager.

8. **Sidewalk Café:** A designated area located within a sidewalk that is contiguous with any side of a property wherein a café or restaurant is located and where food and beverages from the associated restaurant are served to patrons within the area.

(b) USABLE SIDEWALK CAFÉ AREA

- 1. The sidewalk café area must be contiguous to the side of a building within which the associated café, restaurant or food service provider is located, and shall be referred to as the "sidewalk café area".
- 2. The desirable width of the unobstructed sidewalk area, between the café area and the edge of the Buffer Area, is six feet (6'). A sidewalk café area may not extend onto the sidewalk in a manner that will not allow a minimum of five feet (5') of unobstructed sidewalk. If the unobstructed sidewalk is less than six feet (6'), a passing space of at least six feet (6') by six feet (6') must be available in reasonable intervals, but no more than fifty feet (50') apart. In areas of congested pedestrian activity, a wider pedestrian path may be required.
- 3. A sidewalk café shall not be located along streets with speed limits that may result in a potential safety concern for pedestrians and customers.
- 4. A sidewalk café area may not be located in street corner areas defined by building lines extended to the street or no closer than ten feet (10') of an alley.
- 5. Delineation of sidewalk café area:
 - A. Temporary: The area for a sidewalk café shall be temporarily delineated in an effective manner that is clearly visible to pedestrians. Tables, chairs, and other items are to be removed at the end of each day's operation, and the sidewalk café area shall be restored to its normal condition as a public sidewalk. No materials shall be stored on the public right-of-way. Fencing height will be limited to three feet (3').
 - B. Permanent: Sidewalk café owners may submit a request to place anchored fencing in a public sidewalk, which is subject to approval by the review committee. If stored outdoors, tables, chairs, and

other items shall be secured within the anchored fencing at the end of each day's operation so that they are unusable and shall not block or obstruct emergency exits. The owner shall be responsible for any damages to the sidewalk caused by the placement of any anchored fencing.

6. A sidewalk cafe may not utilize any public amenities such as benches, seats, tables, or trash receptacles, as an ancillary business function.

(c) REQUEST FOR SIDEWALK LEASE AGREEMENT PROCESS

1. Requests for Sidewalk Café Lease Agreements, including all supporting documentation, and application fee are submitted to the Public Works Department, Traffic Engineering Division, 500 15th Avenue SW, Cedar Rapids, IA 52404.
2. Applicants are contacted by the Public Works Department if the documentation is incomplete or additional information is necessary.
3. Fully completed submissions are then distributed to staff from various City Departments for review.
4. When the Request for Sidewalk Café Lease Agreement has been approved by of the City Manager, a Sidewalk Café Lease Agreement will be forwarded to the applicant to obtain the signature of the business and/or property owner.
5. Applicants may then submit the signed Sidewalk Café Lease Agreement, proper insurance certificate, and lease fee to the Public Works Department.
6. Upon approval of the insurance certificate and execution of the Sidewalk Café Lease Agreement by the City Manager, the Sidewalk Café may be installed only after proper permits and Outdoor Service Area Liquor License (if applicable) are obtained.

(d) FEE SCHEDULE

1. **Non-Refundable Application Fee: \$ 50.00**
2. **Lease Fee:**
 - A. Core Area \$ 10.00**
 - The Core Area is defined in Section 32.01.070.F of the Municipal Code.
 - B. Outside of Core \$ 5.00 per square foot**
 - Based on total sidewalk café area.
 - Prorated by month to reflect a nine-month service season of March through November.
 - C. Downtown Parklet \$ 250.00**
 - Parklets may only be located in the Downtown SSMID District as defined by Chapter 28 of the Municipal Code.
 - See Section (f) of this guide for specific requirements.

(e) OPERATION OF SIDEWALK CAFES

1. Sidewalk cafés may operate each day between the hours of six o'clock (6:00) A.M. and twelve o'clock (12:00) midnight. Temporary cafes shall be restored to a normal pedestrian walkway at all other times.
2. Food and beverages must be available for service to patrons in a sidewalk cafe during all hours of operation. Sidewalk cafés shall not operate when the restaurant kitchen is closed.
3. The sidewalk café, as part of a restaurant, must be licensed by the Department of Public Health or its successor.
4. Amplified sound equipment shall not be permitted in sidewalk café areas.
5. Any signage requires a permit from the City of Cedar Rapids' Building Services Department.
6. Tables, chairs, umbrellas, and any other fixtures shall be of uniform design, made of quality materials, and maintained in good condition to ensure the safety and convenience of users and to enhance the visual quality of the urban environment. Umbrellas shall not overhang the fence or obstruct or endanger the free passage or proper use by the public.
7. Safety Requirements
 - A. Occupancy limits shall be determined, as set forth in the Fire and Building Code.
 - B. Additional restroom capacity may be required to comply with local Building and Housing codes.
 - C. No additional parking shall be required for the operation of a sidewalk café.
 - D. No blockage of building entrances or exits shall be permitted in a sidewalk café area.
 - E. Exits shall be provided from the sidewalk café area to the unobstructed sidewalk, as follows:
 - (i.) Exits from all abutting buildings shall not be blocked by tables, chairs, portable signs, or other objects.
 - (ii.) The clear width of exit to the sidewalk must be at least the width of the exit door(s) of the building. Based on the maximum seating capacity, a greater clear width of exit may be required.
 - (iii.) Fenced areas must have exit doors and/or gates with hardware matching that of the building's exit, in accordance with the Fire and Building Code.
 - (iv.) If the occupant load is greater than 50, two exits from the outdoor area are required.

- (v.) If building occupants exit through the fenced area, the combined occupant load must be considered.
 - (vi.) If two exits are required, all doors and/or gates must swing in the direction of egress and shall not encroach beyond minimum code onto the unobstructed sidewalk area, in accordance with the Fire and Building Code.
- F. Emergency lights are required for the outdoor area for exiting, in accordance with the Fire and Building Code.
 - G. The Cedar Rapids Fire Department shall not be deterred or hindered from gaining immediate access to fire protection equipment or fire hydrants. Posts, fences, vehicles, trash, and other materials or objects shall not be placed or kept near fire hydrants, fire department connections, or fire protection system control valves in a manner that would prevent such equipment from being immediately discernable, in accordance with the Fire and Building Code.
 - H. Any fire panel rooms, electrical rooms, or sprinkler rooms with access directly from the sidewalk should have clear access for fire personnel, in accordance with the Fire and Building Code.
 - I. Access to Knox Box key entry systems shall not be obstructed. Relocation can be accomplished with approval from the Fire Department, in accordance with the Fire and Building Code.
 - J. Tables, chairs, umbrellas, fencing, planters, and any other fixtures shall be of uniform design and shall be made of quality materials and workmanship to ensure the safety and convenience of users and to enhance the visual quality of the urban environment.
 - K. Sidewalk café areas shall be subject to inspection by the City of Cedar Rapids Fire Department at least annually, or at any other time at the discretion of the City.
- 8. The sidewalk café owner shall be responsible for trash removal and must maintain the area in a clean and litter-free manner during all hours of operation.
 - 9. A sidewalk café which serves alcoholic beverages must have at least one employee monitoring the sidewalk café area at all times when customers are being served in the café area.
 - 10. In the event of any damage to the surface of any part of the public sidewalk lying within or immediately adjacent to the confines or boundaries of the sidewalk café area, the owner of the sidewalk café and/or the adjacent property owner shall repair the damage to the specifications of the City Engineering Department. If the sidewalk café owner fails or refuses to repair such damage immediately to eliminate safety hazards or within 30 days for other damaged areas after written notice from the City to do so, the City Engineering Department shall

cause the work to be performed and assessed to the sidewalk café owner, in accordance with Chapter 364.12 of the State Code of Iowa. Failure of the sidewalk café owner to make required sidewalk repairs shall be grounds for termination of the sidewalk café owner's lease, unless alternate arrangements are agreed to by the city.

11. The operation of any sidewalk café shall be in conformity with all other applicable federal, state, and local laws and regulations.

(f) DOWNTOWN PARKLET PROGRAM GUIDELINES:

1. The City may make available a limited number of parklets for lease by businesses each year. Parklets shall be purchased, constructed and installed by the City.
2. Parklets shall be leased to businesses to be used as either café space or to create a public gathering space.
3. Parklets may be placed where deemed appropriate by the Review Committee within the boundaries of the Downtown SSMID Business District as defined in Section 28 of the Municipal Code.
4. Parklets shall not be placed in front of businesses which are able to have at least 120 square feet of useable sidewalk café area as defined in Section (b) of this Administrative Guide.
5. A request for a parklet shall be made as part of a Request for Sidewalk Café Lease Agreement and shall be submitted to the Public Works Department, Traffic Engineering Division prior to the final Friday in February each year.
6. Businesses who lease parklets shall have the first right of refusal to lease parklets the following year.
7. The Review Committee shall evaluate each application to ensure compliance with this Administrative Guide and all other applicable federal, state, and local laws and regulations.
8. In the event that new applications to lease a parklet exceed the number of parklets available, a Selection Committee may be formed to evaluate proposals and award parklets. The Selection Committee shall be formed by the Downtown SSMID District and shall make selections based only on applications approved by the Review Committee.
9. The City shall install and remove all parklets. Installation will occur as early as weather allows each year. Installation of parklets will occur no earlier than April 1 of each year. Parklets shall be removed no later than November 15 of each year.
10. The lease rate for a parklet shall be listed in Section (d) of this document.
11. Those businesses which serve alcohol will maintain a lease of the public sidewalk between the business and the parklet for the purposes of creating a continuous service area, and shall maintain the area for use as a public sidewalk.

12. Those businesses which serve alcohol must have at least one employee monitoring the parklet area at all times when customers are being served in the café area.

13. The City may allow parklets to be used for non-sidewalk café purposes on a limited basis if the use is in the best interests of the public. Proposals for non-sidewalk café uses must be reviewed by the Selection Committee prior to a Request for Sidewalk Café Lease Agreement being filed with the City. The Selection Committee's recommendation must be included with the Request for Sidewalk Café Lease Agreement.



Council Agenda Cover Sheet
2nd and possible 3rd ORDINANCE READING
and possible Resolution

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

Alternate Contact Person: Carol Morgan
E-mail Address: c.morgan@cedar-rapids.org

Phone Number/Extension: 5092

Description of Agenda Item: Consent Agenda Regular Agenda Yes/No Map

Second and possible third reading of an Ordinance vacating public ways and grounds in and to the property described as a 9,252 square-foot parcel of excess 10th Avenue SW right-of-way located adjacent to and northeasterly of vacated 11th Street SW as requested by Cargill, Incorporated.

Resolution authorizing the disposition of the property described as a 9,252 square-foot parcel of excess 10th Avenue SW right-of-way located adjacent to and northeasterly of vacated 11th Street SW, and accepting an easement for public sanitary sewer, storm sewer and water main as requested by Cargill, Incorporated. CIP/DID #41-13-029

Background:

A Public Hearing was held on February 11, 2014 in which no objections were heard. February 11, 2014 - 1st reading of the Ordinance was held and passed.

Action / Recommendation:

February 25, 2014 - 2nd and possible 3rd reading of the Ordinance and would like to pass the resolution for the disposition of Plat of Survey No. 1822 Parcel A as requested by Cargill, Incorporated, and accept an easement for utilities.

Time Sensitivity: Normal

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
ASR
RCR
TRS
CD
TED
BSD
STR
CARGILL
41-13-029
CRMFR# 12414

ORDINANCE NO. _____

AN ORDINANCE VACATING PUBLIC WAYS AND GROUNDS REGARDING PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 HEREOF.

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

Section 1. That the public ways and grounds in and to the property hereafter described is permanently vacated:

A 9,252 square-foot parcel of right-of-way described as 10th Avenue SW located adjacent to and northeasterly of vacated 11th Street SW (also known as Plat of Survey No. 1822 Parcel A)

Section 2. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 11th day of February, 2014.

Passed this 25th day of February, 2014.

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CARGILL
41-13-029

RESOLUTION NO.

WHEREAS, a notice has been given and a public hearing held as required by law, and

WHEREAS, the public use has been vacated by ordinance for the following described City property:

A 9,252 square-foot parcel of excess 10th Avenue SW right-of-way located adjacent to and northeasterly of vacated 11th Street SW (also known as Plat of Survey No. 1822 Parcel A as shown in Book 8793, Page 312 and recorded on September 11, 2013 at the Office of the Linn County Recorder)

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

1. The City Manager and City Clerk shall execute a Quit Claim Deed conveying the property hereafter described to Cargill, Inc., P. O. Box 5626, Minneapolis, MN 55440-5626:

Plat of Survey No. 1822 Parcel A as shown in Book 8793, Page 312 and recorded on September 11, 2013 at the Office of the Linn County Recorder

2. The Council determines the fair consideration required for the aforescribed conveyance to be \$18,306, plus a standard 5% closing fee of \$915.
3. This conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors, and assigns as follows:
 - a. Grantee shall save the City of Cedar Rapids harmless from damage or injury or loss of access or diminishing of the value of improved property, under Section 364.15 of the Iowa Code as the result of the vacation and the disposition of said property hereinbefore described to said grantee.
4. The City shall accept an Easement for Public Sanitary Sewer, Storm Sewer and Water Main over a portion of the vacated right-of way.

5. The grantee, Cargill, Inc., be required to submit a combined tax statement to the City Assessor's Office, since the square footage does not constitute a buildable lot area in and of itself.
6. The grantee, Cargill, Inc., shall pay the City Clerk all costs connected with this matter.

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this conveyance and accept the Easement for Public Sanitary Sewer, Storm Sewer and Water Main, and that the same are hereby approved and accepted, and that they shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

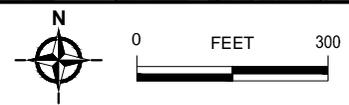
Passed this 25th day of February, 2014



Cadd File Name: W:\PROJECTS\Non-CIP\2013\4113029 Cargill 10m Ave SW E from 11th St to alley\41-13-029 Council Map.dwg



10TH AVENUE SW RIGHT-OF-WAY VACATION





Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Development Services

Presenter at meeting: Joe Mailander **Phone Number/Ext:** 319 286-5822
Email: j.mailander@cedar-rapids.org

Alternate Contact Person: Vern Zakostelecky **Phone Number/Ext:** 319 286-5822
Email: v.zakostelecky@cedar-rapids.org

Description of Agenda Item: Consent Ordinance Regular Agenda

Second and possible Third Reading granting a change of zone for property at 3135 J Street SW from R-3, Single Family Residence Zone District and O-S, Office/Service Zone District to C-3, Regional Commercial Zone District as requested by JKLR LLC and James M. Hoke. CIP/DID #RZNE-007161-2013

Background:

The request for a Future Land Use Map Amendment and rezoning of this property was reviewed by the City Planning Commission on January 2, 2014 and recommended for approval on a 5 to 2 vote. This motion to set a public hearing was originally presented to Council on January 14, 2014. City Council requested more information about the project and deferred the motion.

The property is currently undeveloped and the applicant is requesting rezoning to allow development of the property for a self-service storage facility. The applicant has also submitted an application for a Future Land Use Map Amendment (FLUMA) in the City’s Comprehensive Plan from Office and Low Density Residential to Commercial. The applicant held a neighborhood meeting on October 29, 2013 and no issues or concerns were expressed. The Preliminary Site Development Plan consists of the following improvements:

- Total site area-85,224 s. f. (0.69 acres).
- Total number of proposed buildings-5.
- Total area of proposed commercial buildings-25,075 s. f.
- Total proposed hard surface area-including buildings, parking, & drives-58,360 s. f.
- Total proposed parking-13 spaces including 1-handicap space-required-15 spaces.
- Total open/green spaces- 26,864 s. f. (31.5% of total site area).
- Access from will be from J Street SW.
- Screen fencing is proposed along the north property line.
- Decorative fencing is proposed along J Street SW.
- Storm water management will be provided at the southeast corner of the site.

City Planning Commission FLUMA Findings:

City Planning Commission recommended approval for the FLUMA based on the following:

- The proposed use will provide a low intensity use and will give residents and businesses in the general area an option of storage of personal belongs and business equipment and products.
- Provides a transition use from the major arterial street traffic and non-residential development to the south and west of the single-family residential in the area.
- Provides for non-residential user at the corner of the intersection of 2-major arterial streets.

Two Commissions member where in opposition for the following reason:

- The C-3 Zoning District would allow other uses too intense next to single-family residential.
- The development plan for the site calls for removal of existing trees and no plan was provided for tree mitigation.
- Uncomfortable with topography of the site and proposed development plan.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> • City staff reviewed the application and recommended revisions, which were made.
City Planning Commission review	<ul style="list-style-type: none"> • The City Planning Commission reviewed both applications on January 2, 2014 and recommended approval of both by a 5 to 2 vote. A portion of those minutes are included as Attachment A. • There were no objectors and this is not a flood related item.
City Council consideration	<ul style="list-style-type: none"> • A public hearing, a vote on the FLUMA Resolution and First Reading of the Ordinance are scheduled for February 11, 2014 and allow for public input. • Approval of the Future Land Use Map Amendment would require a majority City Council vote on a resolution. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. • Approval of the rezoning will be subject to the conditions stated in the attached Ordinance.

Action / Recommendation:

City staff recommends approval of the Second and possible Third Reading.

Alternative Recommendation:

City Council may table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

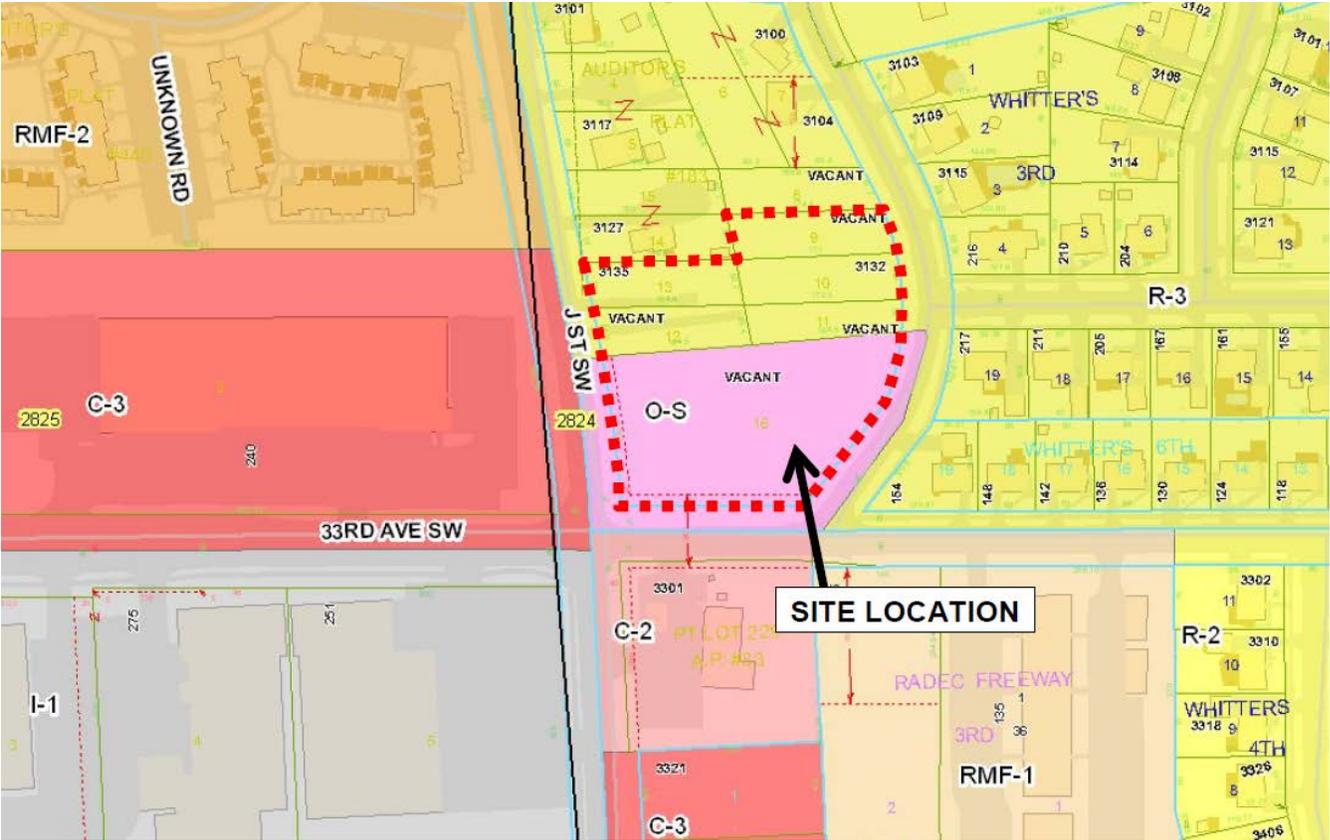
Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

Location Map





Attachment A
City Planning Commission
City of Cedar Rapids
101 First Street SE
Cedar Rapids, IA 52401
Telephone: (319) 286-5041

Minutes
CITY PLANNING COMMISSION MEETING
Thursday, January 2, 2014 @ 3:00 p.m.
Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present: Scott Overland, Chair
Jim Halverson, Vice – Chair
Allan Thoms
Samantha Dahlby
Carletta Knox-Seymour
Richard Pankey
Kim King

Members Absent: Mike Tertinger
Virginia Wilts

DSD Staff: Joe Mailander, Manager
Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff: Seth Gunnerson, Planner
Betty Sheets, Administrative Assistant

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Commissioner Overland introduced the newest member of the City Planning Commission, Kim King stating the Commission was happy to welcome Kim. Roll call was answered with seven (7) Commissioners present.

Commissioner Overland called for any additions or corrections to the minutes. Commissioner Overland stated with no additions or corrections, the December 12, 2013 Minutes stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Thoms stated the letter from Hall & Hall Engineers, Inc. requesting the March 1, 2013 date be extended for one year was an incorrect date and asked that a corrected letter be resent. The corrected letter is attached to these minutes. Commissioner Overland stated with one correction, the agenda stands approved.

REGULAR AGENDA

1. Case Name: 3135 J Street SW (FLUMA and Rezoning)

- a) Recommendation for an amendment to the Future Land Use Map in the City's Comprehensive Plan from Office and Low Density Residential to Commercial as requested by JKLR LLC (Applicant) and James H. Hoke (Titleholder).
Case No: FLUMA-007527-2013; Case Manager: Vern Zakostelecky

- b) Recommendation for approval of a rezoning from R-3, Single Family Residential Zone District and O-S, Office/Service Zone District to C-3, Regional Commercial Zone District as requested by JKLR LLC (Applicant) and James H. Hoke (Titleholder).
Case No: RZNE-007161-2013; Case Manager: Vern Zakostelecky

Mr. Mailander stated this application is to rezone to the C-3 Regional Commercial Zone District. Currently the property is vacant and is proposing to construct temperature controlled self-storage on the site. Mr. Mailander provided a preliminary site plan, aerial map and building renderings and pointed out fencing along J Street. The FLUMA shows it is low density. A meeting of the neighborhood was held with no one in attendance.

Commissioner Overland called for questions of Mr. Mailander.

Commissioner Thoms stated there were a lot of trees on the property and the topography is very difficult and steep and how much of the property would be used. Mr. Mailander stated that the preliminary site plan would be getting into the tree area and taken to the north property. Commissioner Thoms stated that was a lot of grading and lot of change in topography. Commissioner Thoms also questioned why stacked buildings in a residential neighborhood.

Commissioner Overland called for a representative of the applicant.

Dan Schmidt, Brain Engineering, Inc., 1540 Midland Court NE stated regarding the topography: the two middle buildings would be a walk out at the top and at the bottom and designed to work with the topography as opposed to a slab on grade. The only entrance to the site is on J Street. The east side adjacent to the residential will be a fenced and landscaped per code. There is one home on at the northwest corner and this will also be screened with fencing and landscaping. The northern two proposed buildings are smaller.

Commissioner Thoms stated that lots 8, 9, 10, 11, 12 and 16 would be affected. Mr. Schmidt stated that not lot 8 but lots 9, 10, 11, 12 and 16 would be part of the development site. Commissioner Thoms stated he was parked on Redwood and was looking straight up and asked if there was going to retaining walls. Mr. Schmidt stated yes, there would be retaining walls to work with grade.

Commissioner Pankey asked what the fencing along the north side would be, such as vegetation fence or vinyl type fence. Mr. Schmidt stated there were a couple options, there will be a fence regardless either privacy or chain link, but this hasn't been determined.

Commissioner King asked what the plans for lighting are. Mr. Schmidt referred to the developer.

Jim Schmitt, 185 Morgan Court stated that the lighting will be outdoor lighting for self-storage, some sort of LED lighting with some lights on all the time and some motion censored when customers arrive on the property. Commissioner Halverson asked if the lighting would be

straight down and Mr. Schmitt stated it would be. Commissioner Pankey asked if it would be controlled access. Mr. Schmitt stated that yes it would be controlled access.

Mr. Schmitt stated that they own the property west of this property, the Republic building and to the south of that on 33rd is Hupp Electric and across the street to the south is the convenience store and south of that are industrial uses. The titleholder James Hoke lives out of the area and is interested in selling the property and this would never be developed as residential.

Commissioner Knox-Seymour stated she lives and walks in that area and it has been an undesirable area for some time but why a storage facility. Mr. Schmitt stated that on the property acquired earlier there is warehouse space adjoins the Republic warehouse space and the plan is to convert that 15,000 sq ft to climate controlled storage and adding this property.

Commissioner Dahlby asked if sidewalks would be added. Mr. Schmitt stated that has been discussed.

Commissioner Overland called for members of the public who wished to speak. No members of the public wished to speak.

Commissioner Knox-Seymour asked why no neighbors attended the meeting. Mr. Mailander stated that staff had sent out the notice and no one responded.

Commissioner Overland called for a motion to approve the Future Land Use Map Amendment. Commissioner Pankey made a motion to approve the Future Land Use Map in the City's Comprehensive Plan from Office and Low Density Residential to Commercial. Commissioner King seconded the motion.

Commissioner Overland called for discussion on the motion.

Commission Thoms stated he feels this is way over doing that particular embankment is startling and tearing out many trees for storage buildings and it is surrounded by residential, a lot of dirt that needed to be removed and would not support this motion.

Commissioner Overland called for a vote on the motion. The motion passed with five approving and two opposing.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Halverson made a motion to approve the rezoning from R-3, Single Family Residential Zone District and O-S, Office/Service Zone District to C-3, Regional Commercial Zone District. Commissioner Pankey seconded the motion.

Commissioner Overland called for discussion on the motion. Commissioner Thoms stated for the very same reason he would not support this motion.

Commissioner Overland called for a vote on the motion. The motion passed with five approving and two opposing.

The meeting was adjourned at 4:10 P.M.

Respectfully Submitted, Betty Sheets, Administrative Assistant, Community Development

INTERNAL MEMORANDUM

TO: Joe O'Hern
FROM: Joe Mailander, Development Services Department (DSD)
DATE: January 23, 2014
RE: Proposed rezoning of property located at J Street and 33rd Avenue SW from O/S to C-3

Joe,

A request to rezone property located at the northeast corner of the J Street SW and 33rd Avenue intersection from Office/Service to Regional Commercial (C-3) was submitted to the City on November 21, 2013. The other three corners of this intersection are zoned C-3, I-1 and C-2. The proposed plan would add temperature-controlled storage garages at this location. Please see the attached site plan and rendering.

The applicant, Jim Schmitt, held a public information meeting on November 26th to discuss the project with surrounding neighbors. Unfortunately no neighbors attended this meeting. The rezoning request was presented to City Planning Commission on January 2, 2014 and was recommended for approval on a 5-2 vote. At this time the City has not received any objection letters to this project.

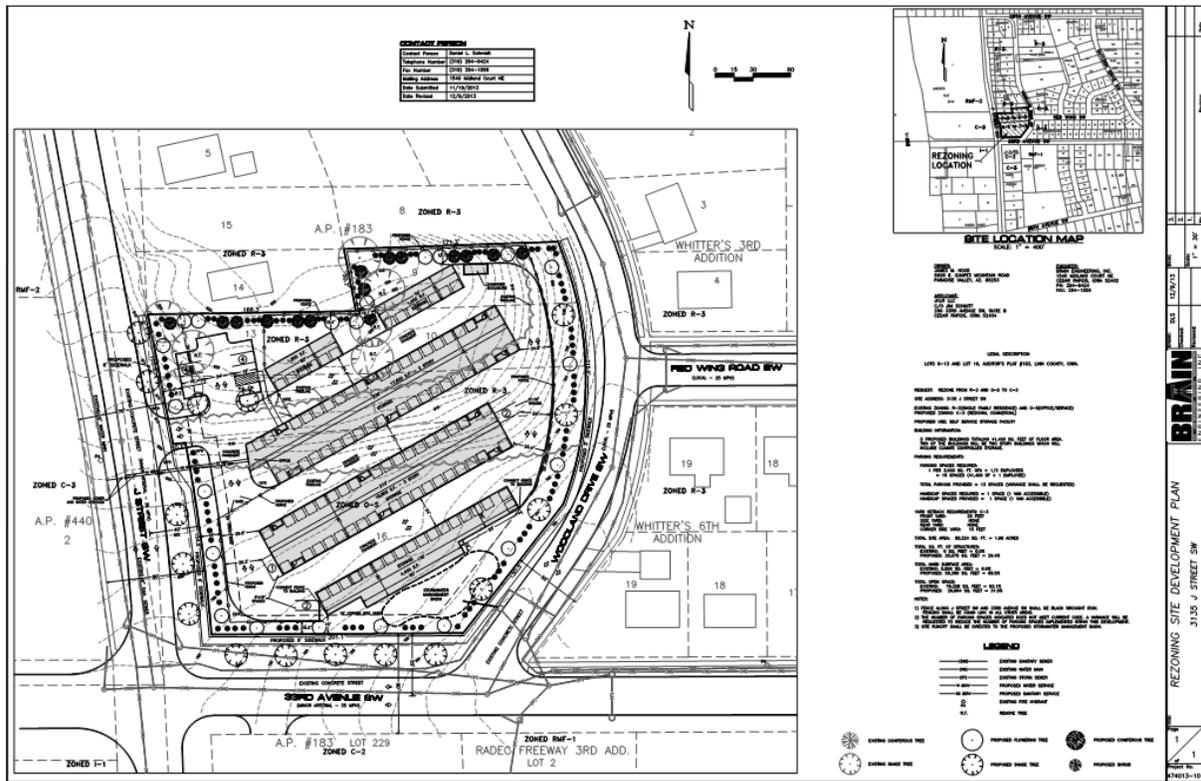
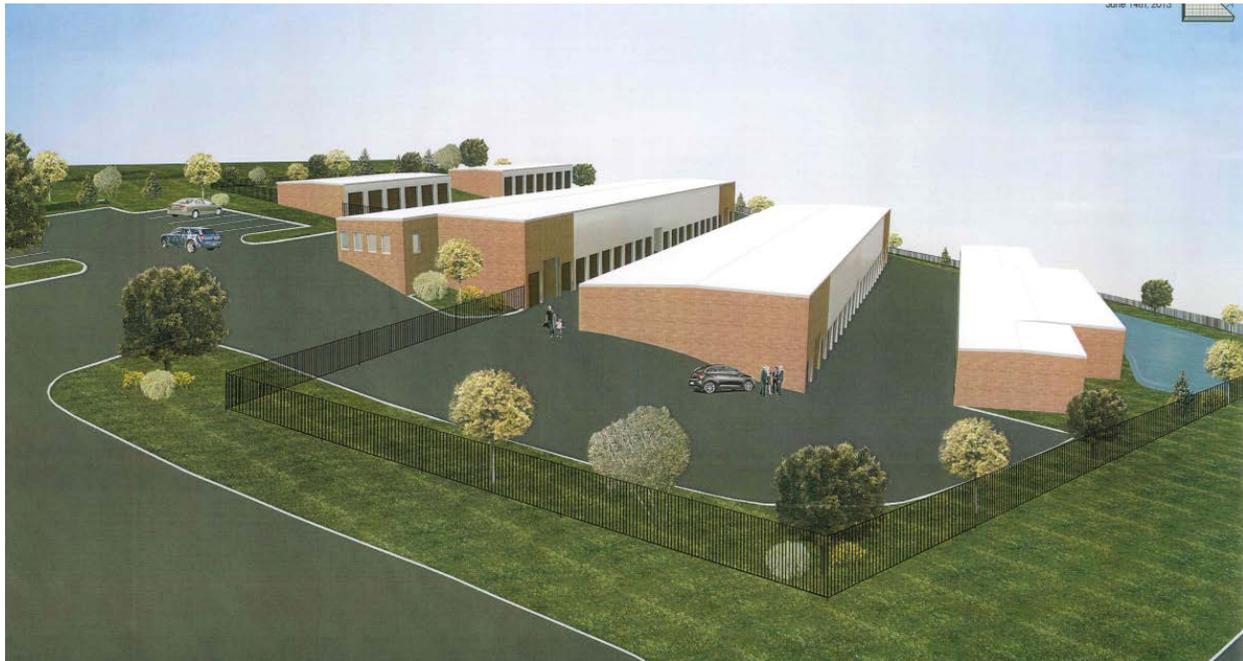
Development Services is working with the applicant to address concerns noted at both the CPC meeting and the January 14th Council meeting. The current site plan attempts to work with the existing grade of the site by terracing the individual buildings. The two central buildings will be similar to a walk out homes with the northern access approximately 10' higher than the southern access. In doing so the developer is trying to reduce any retaining walls as much as possible. Also the storm water treatment area shown on the site plan meets the treatment and detention requirements of the City. It is likely however, that due to existing grades additional storm drain inlets will be needed.

Staff has discussed with the applicant the need to use high quality building materials on this site, and the proposed design includes brick along J Street and Woodland Drive. The site will be surrounded by a black iron fence for security and will need to meet the screening and landscaping requirements of the City. Staff recommends, that should this project be approved, a Condition will be added to ensure that the final structures built match the renderings shown.

The motion to set the public hearing has been scheduled for the January 28th Council meeting. If there are any questions about this project please contact Development Services at 319-286-5822.

Sincerely,

Joe Mailander, PE
Development Services Program Manager



ORDINANCE NO.

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;

Lots 9-13 and Lot 16, Auditor's Plat No. 183, Linn County, Iowa

and located at 3135 J Street SW, now zoned R-3, Single Family Residence Zone District and O-S, Office /Service Zone District, and as shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Agreement for Private Storm Water Detention. The City Public Works Department shall provide a copy of the Agreement form upon request by the property owner.
2. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to construct 5' wide concrete sidewalk along Woodland Drive SW adjoining this site. The property owner shall construct the sidewalk improvements in accordance with City Standards, ADA requirements, and improvement plans accepted by the City Public Works Director/City Engineer. The property owner may request deferral of the sidewalk installation requirement if in accordance with the sidewalk installation policy. If a deferral is requested, please submit a formal request with documentation verifying deferral eligibility (cross sections, drawings, etc.).
3. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to construct 6' wide concrete sidewalk along J Street SW and 33rd Avenue SW adjoining this site. The City will reimburse the property owner for a 1' wide portion of the 6' wide sidewalk in accordance with City policy. The property owner shall construct the sidewalk improvements in accordance with City Standards, ADA requirements, and improvement plans accepted by the City Public Works Director/City Engineer. The property owner may request deferral of the sidewalk installation requirement if in accordance with the sidewalk installation policy. If a deferral is requested, please submit a formal request with documentation verifying deferral

eligibility (cross sections, drawings, etc.).

4. Said lots are to be combined so as to constitute a single zoning lot and tax parcel.
5. Effective screening shall be provided and maintained per provisions of the Zoning Ordinance where adjacent to an "R" District or a variance be obtained.
6. No fence, wall, or combinations of such items exceeding a height of 3 feet above ground level shall be erected within the required front yard or a variance must be obtained.
7. The enclosure for the dumpster will need be a full screen enclosure including the gates and preferably designed using the same building material as the principal building as per Subsection 32.05.030.A.7. of the Zoning Ordinance.
8. Design guidelines and standards as specified in Subsection 32.05.030.C. shall be met or a variance must be obtained.
9. Lighting fixtures shall be shielded in a manner that shall not direct illumination on adjacent residential properties, or on any public right-of-way as per Subsection 32.05.030.B. of the Zoning Ordinance.
10. That all parking, drives, and storage areas be surfaced per provisions of the Zoning Ordinance. Surfacing to include asphalt, concrete, brick or asphaltic macadam.

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

Introduced this 11th day of February, 2014.

ACCEPTANCE OF CONDITIONS OF REZONING

ORDINANCE NO.

I/we hereby agree to the terms and conditions set out in the attached Ordinance dated this

_____ day of _____, 2014

James ^m ~~W~~ Hoke ^{gmh}

BY James m Hoke

James m Hoke
(Please Print Name and Title)



Council Agenda Item Cover Sheet

Council Meeting Date: February 25, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Seth Gunnerson

Phone Number/Ext: 319 286-5129

Email: s.gunnerson@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Description of Agenda Item: **Ordinance** **Public Hearing** **Regular Agenda**

An ordinance amending Chapter 9 of the Municipal Code of the City of Cedar Rapids, Iowa; Streets, Alleys and Sidewalks, to update definitions for Sidewalk Cafes. CIP/DID #182569

Background:

The proposed ordinance updates the definition for a Sidewalk Café in Section 9.28 to specify that a café may be located on extensions of the sidewalk or other areas of the public right of way as deemed appropriate. The updated definition also clarifies that parklets and sidewalk cafes may be used by businesses other than restaurants, provided that the use meets the requirements of the Administrative Guide.

The recommendations for the Parklet Program in 2014 are covered in a separate resolution on the February 25th City Council Agenda. The resolution updates the Administrative Guide for Sidewalk Cafes to include standards for the parklet program.

Staff recommends adoption of the ordinance to ensure that definitions within the Municipal Code remain consistent with those in the Administrative Guide for Sidewalk Cafes.

Timeline:

Solicit applications for Parklets in 2014 to prepare for installation in early to mid-April.

Action / Recommendation:

City staff recommends adoption of the ordinance.

Alternative Recommendation:

City Council may table the resolution and request additional information

Time Sensitivity: N/A

Resolution Date: February 25, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt N/A

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): Recommendations made by Development Committee at its November 20, 2013 meeting

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 9 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, STREETS, ALLEYS AND SIDEWALKS, PROVIDING FOR THE USE OF PUBLIC RIGHT OF WAY FOR SIDEWALK CAFES

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

Section 1. Chapter 9 of the Municipal Code entitled, “Streets, Alleys and Sidewalks” is hereby amended by deleting Section 9.28 – Use for Sidewalk Cafes therefrom and enacting in lieu thereof a new Section 9.28 – Use for Sidewalk Cafes as follows:

9.28 USE FOR SIDEWALK CAFES.

(a) **Definitions.**

1. Administrative Guide for Sidewalk Cafes. Administrative Guide for Sidewalk Cafes means a guide adopted, and amended from time to time, by resolution of the City Council establishing rules and regulations relating to the application for a Sidewalk Café Lease Agreement, operation of a sidewalk café and a fee schedule.
2. Parklet. Parklet means a sidewalk café located on a temporary space constructed and installed by the City in the public right of way to provide food and beverages to the customers from the associated restaurant, as well as other amenities and public space for pedestrians. Parklets will be constructed and installed by the City as determined by the City Manager or designee using any combination of planters, barriers, removable platforms or other objects which serve to delineate a pedestrian space apart from the parking aisle and the street.
3. Sidewalk. Sidewalk means that portion of the street between the curb lines or the lateral lines of roadway and the adjacent property lines intended for use by pedestrians. As used in this section, sidewalk also means any parklet constructed and installed by the City.

4. Sidewalk Café. Sidewalk café means a designated area located within a sidewalk that is contiguous with any side of a property wherein a café or restaurant is located and where food and beverages from the associated restaurant are served to patrons within the area. Other uses for a sidewalk café may be considered for approval provided that the request meets the provisions of the Administrative Guide for Sidewalk Café.

(b) **Lease Agreement Required.**

Use of a sidewalk for a sidewalk café is unlawful without a Sidewalk Café Lease Agreement. No person shall operate a sidewalk café without first obtaining a Sidewalk Café Lease Agreement and paying the fees therefor to the City.

(c) **Permitted Uses of Sidewalk Cafes.**

Sidewalk cafes will be permitted only in Commercial Zoning Districts, as identified in Chapter 32 of this Code. Sidewalk cafes shall be operated pursuant to the requirements and conditions, as specified in the Administrative Guide for Sidewalk Cafes and Sidewalk Café Lease Agreement.

(d) **Sidewalk Cafe Request for Lease Agreement.**

1. An applicant for a Sidewalk Café Lease Agreement shall submit a fully completed Sidewalk Cafe Request for Lease Agreement packet on forms provided by the city and containing all pertinent information, as the city may require. Applications shall be submitted in accordance with the Administrative Guide for Sidewalk Cafes.
2. All requests shall be accompanied by a nonrefundable application fee as set forth in the Administrative Guide for Sidewalk Cafes.

(e) **Review and Approval Process.**

1. Sidewalk Cafe Requests for Lease Agreement shall be reviewed by the City Manager, or designee
2. Upon recommendation of approval by the City Manager, or designee, a Sidewalk Cafe Lease Agreement will be prepared, signed by the applicant and property owner, if a different person, and then forwarded to the City Manager for signature.

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

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

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

Introduced this 25th day of February, 2014.