

*“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, June 24, 2014 at 4:00 p.m. in the Council Chambers, 3<sup>rd</sup> 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:
  - ❖ Proclamation – designating July 2014 as Parks & Recreation Month (Sven Leff)
  - ❖ Presentation – SAFE-CR Rental Business Training Update (Amanda Grieder)
  - ❖ Presentation – MedQ Report (John Albert, Vice Chair, Medical SSMID Commission)

## **PUBLIC HEARINGS**

1. A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the River Ridge North Urban Renewal Area (Jennifer Pratt).
  - a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the River Ridge North Urban Renewal Area. CIP/DID #OB1214405
2. A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the Rockwell Collins Urban Renewal Area (Jennifer Pratt).
  - a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the Rockwell Collins Urban Renewal Area. CIP/DID #OB1214406
3. A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the Village Urban Renewal Area (Jennifer Pratt).
  - a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the Village Urban Renewal Area. CIP/DID #OB1214407

4. A public hearing will be held on the proposed Amendment No. 3 to the Urban Renewal Plan for the Amended and Restated Southwest Urban Renewal Area (Jennifer Pratt).
  - a. Resolution approving Amendment No. 3 to the Urban Renewal Plan for the Amended and Restated Southwest Urban Renewal Area. CIP/DID #OB669673
  
5. A public hearing will be held to consider a change of zone for property at 821 and 825 Shaver Road NE from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments, LLC and the City of Cedar Rapids (Joe Mailander).
  - a. First Reading: Ordinance granting a change of zone for property at 821 and 825 Shaver Road NE from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments, LLC and the City of Cedar Rapids. CIP/DID #RZNE-009245-2014
  
6. A public hearing will be held to consider a change of zone for 12 City-owned properties for the Single Family New Construction Program from R-3, Single Family Residence Zone District, RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by the City of Cedar Rapids (Joe Mailander).
  - a. First and possible Second and Third Readings: Ordinance granting a change of zone for 12 City-owned properties for the Single Family New Construction Program from R-3, Single Family Residence Zone District, RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by the City of Cedar Rapids. CIP/DID #RZNE-010381-2014
  
7. A public hearing will be held to consider the vacation of a 10-foot wide utility easement located at 4825 Johnson Avenue NW as requested by Hy-Vee, Inc. (Rita Rasmussen).
  - a. Resolution vacating a 10-foot wide utility easement located at 4825 Johnson Avenue NW as requested by Hy-Vee, Inc. CIP/DID #41-14-008
  
8. 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**) (Erika Kubly). CIP/DID #OB540257
  
9. A public hearing will be held to consider the disposition of City-owned commercial property at 400 12<sup>th</sup> Avenue SE (former Iowa Iron Works site) and inviting redevelopment proposals (**FLOOD**) (Caleb Mason). CIP/DID #OB675513
  
10. A public hearing will be held to consider the disposition of City-owned vacant property at the corner of Zika Avenue NW and 16<sup>th</sup> Street NW (commonly called the Chipping Green site) and inviting redevelopment proposals (**FLOOD**) (Caleb Mason). CIP/DID #OB1241850
  
11. A public hearing will be held to consider the disposition of City-owned commercial property at 1919, 1915, 1895 and 1871 Ellis Boulevard NW and inviting redevelopment proposals (**FLOOD**) (Caleb Mason). CIP/DID #OB1241851

## 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.**

12. Motion to approve minutes.

13. Motions setting public hearing dates for:

- a. July 8, 2014 – to consider an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW; CIP/DID #49-14-037
- b. July 8, 2014 – to consider the vacation and disposition of public ways and grounds described as a 20-foot wide alley between 2<sup>nd</sup> Street and 3<sup>rd</sup> Street SW and between 5<sup>th</sup> Avenue and 6<sup>th</sup> Avenue SW; an 80-foot wide portion of 6<sup>th</sup> Avenue SW right-of-way between 2<sup>nd</sup> Street and 3<sup>rd</sup> Street SW and a portion of alley right-of-way between 2<sup>nd</sup> Street and 3<sup>rd</sup> Street SW; and southeasterly of and adjacent to 6<sup>th</sup> Avenue SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

14. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Diagonal Drive SW Improvements from Interstate 380 to West 8<sup>th</sup> Avenue Bridge Approach project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,315,000) **(Paving for Progress)**. CIP/DID #3012038-02

15. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Wiley Boulevard SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW and Edgewood Road SW from Williams Boulevard to 16<sup>th</sup> Avenue Pavement Rehabilitation project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,430,000) **(Paving for Progress)**. CIP/DID #3012084-02

16. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,800,000) **(Paving for Progress)**. CIP/DID #3012086-02

17. Motion filing specifications, form of contract, estimated cost, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project and authorizing the Purchasing Manager, or designee, to receive and open bids and publicly announce the results on July 9, 2014 (estimated cost is \$940,000) (**FLOOD**). CIP/DID #0514-199
18. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. 3<sup>rd</sup> Street Saloon, 1202 ½ 3<sup>rd</sup> Street SE (transfer to McGrath Powersports, 4645 Center Point Road NE, for an event on July 31 – August 1, 2014);
  - b. 3<sup>rd</sup> Street Saloon, 1202 ½ 3<sup>rd</sup> Street SE (transfer to McGrath Powersports, 4645 Center Point Road NE, for an event on August 28-29, 2014);
  - c. Best Western Cooper's Mill, 100 F Avenue NW;
  - d. Cedar Rapids BPO Elks Lodge 251, 801 33<sup>rd</sup> Avenue SW;
  - e. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1<sup>st</sup> Street SW (McGrath Amphitheatre Cedar Rapids), for an event on July 11, 2014);
  - f. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1<sup>st</sup> Street SW (McGrath Amphitheatre Cedar Rapids), for an event on July 18, 2014);
  - g. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1<sup>st</sup> Street SW (McGrath Amphitheatre Cedar Rapids), for an event on July 25, 2014);
  - h. Checkers Tavern & Eatery, 3120 6<sup>th</sup> Street SW;
  - i. Fraternal Order of Eagles Post #2272, 1735 11<sup>th</sup> Street NW (outdoor service for an event on July 4-5, 2014);
  - j. Goodwill of the Heartland, 1410 South 1<sup>st</sup> Avenue, Iowa City (5-day permit for an event at 50 2<sup>nd</sup> Avenue Bridge (Veterans Memorial Building) for an event on June 28, 2014);
  - k. Grape Hustlers Fine Wines & Brews, 3260 Southgate Place SW (new – formerly retail space);
  - l. Hawkeye Convenience Store – 16<sup>th</sup> Avenue, 250 16<sup>th</sup> Avenue SW (new – new ownership);
  - m. Hawkeye Convenience Store – 1<sup>st</sup> Avenue, 1581 1<sup>st</sup> Avenue SE (new – new ownership);
  - n. Hawkeye Convenience Store – Johnson Avenue, 4830 Johnson Avenue NW (new – new ownership);
  - o. Hawkeye Convenience Store – Old Marion Road, 1120 Old Marion Road NE (new – new ownership);
  - p. Hawkeye Convenience Store – Wiley Boulevard, 2330 Wiley Boulevard SW (new – new ownership);
  - q. Hotel at Kirkwood, 7725 Kirkwood Boulevard SW;
  - r. Hy-Vee #7 Club Room, 5050 Edgewood Road NE (outdoor service for an event on July 11, 2014);
  - s. Hy-Vee Food Store #3, 20 Wilson Avenue SW;
  - t. Hy-Vee Food Store #4, 1556 1<sup>st</sup> Avenue NE;
  - u. Hy-Vee Food Store #5, 3235 Oakland Road NE;
  - v. Hy-Vee Food Store #6, 4035 Mount Vernon Road SE;
  - w. Juke Joint, 1736 16<sup>th</sup> Avenue SW (outdoor service for an event on July 4-6, 2014);
  - x. Los Compadres Mexican Bar & Grill, 2825 6<sup>th</sup> Street SW;
  - y. Millstream Brewhaus, 2121 Arthur Collins Parkway SW;
  - z. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW (outdoor service for an event on July 12-13, 2014);
  - aa. New Shack Tavern, 2545 Old River Road SW (new – new ownership);
  - bb. Nick's Bar & Grill, 4958 Johnson Avenue NW;
  - cc. Otis' Tailgators Sports Bar, 3969 Center Point Road NE (outdoor service for an event on July 3-4, 2014);
  - dd. Phong Lan Vietnamese Restaurant, 216 8<sup>th</sup> Street SE;

- ee. Press Cafe, 450 5<sup>th</sup> Avenue SE (new – new ownership);
- ff. Puerto Vallarta Bar & Grill, 588 Boyson Road NE (new – formerly Cactus Mexican Grill & Cantina);
- gg. Red Lobster, 163 Collins Road NE (new – changed from GMRI, Inc. to Red Lobster, LLC);
- hh. Red's Public House, 112 2<sup>nd</sup> Street SE;
- ii. Sag Wagon, 827 Shaver Road NE;
- jj. Smokin' Joe's Tobacco & Liquor Outlet #14, 225 Edgewood Road NW.

19. Resolutions (2) approving payment of bills and payroll. CIP/DID #OB1143566

20. Resolutions approving appointments, reappointments and thanking the following individuals:

- a. Reappointing Barbara Beets (effective through June 30, 2017) to the Cedar Rapids ADA Advisory Committee; CIP/DID #OB775389
- b. Reappointing Patrick Baird and Joshua Schamberger (effective through June 30, 2017) to the Airport Commission; CIP/DID #OB541939
- c. Reappointing William Vernon (effective through June 30, 2019) to the Board of Adjustment; CIP/DID #OB26303
- d. Reappointing Bill Vincent (effective through June 30, 2017) to the Cedar Rapids Board of Ethics; CIP/DID #OB232112
- e. Reappointing William Knapp and Gary Landhauser (effective through June 30, 2017) to the Building/Fire Board of Appeals; CIP/DID #OB375368
- f. Reappointing Michelle Jensen, Kathy McCauley and Mary Meisterling (effective through June 30, 2017) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission; CIP/DID #OB720222
- g. Reappointing Jared Hills and Susan Millar (effective through June 30, 2019) to the City Band Commission; CIP/DID #OB631365
- h. Reappointing Virginia Wilts (effective through June 30, 2017) to the City Planning Commission; CIP/DID #OB572803
- i. Reappointing Leland Freie, Salma Igram, Laura O'Leary and Ruth White (effective through June 30, 2017) to the Civil Rights Commission; CIP/DID #OB629963
- j. Reappointing Lijun Chadima, James Piersall and Dale Todd (effective through June 30, 2017) to the Design Review Technical Advisory Committee; CIP/DID #OB715322
- k. Reappointing Jon Dusek, Christopher Lindell and Randall Rings, and appointing Judy Eckman, Nancy Kasperek and Marty Hoeger (effective through June 30, 2017) to the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission; CIP/DID #OB572853
- l. Reappointing Scott Saylor and James Spicer (effective through June 30, 2017) to the Electrical Board of Appeals; CIP/DID #OB572823
- m. Reappointing Brenda Blevins, Danielle Rings, and appointing Sean Newlin (effective through June 30, 2015) to the Grants and Programs Citizen Advisory Committee; CIP/DID #OB534302
- n. Reappointing Robert Grafton and Amanda McKnight Grafton, and appointing Samuel Bergus, Caitlin Hartman and Bethany Jordan (effective through June 30, 2017) to the Cedar Rapids Historic Preservation Commission; CIP/DID #OB691376
- o. Reappointing Garry Grimm and Craig Stump (effective through June 30, 2017) to the Housing Code Board of Appeals; CIP/DID #OB372485
- p. Reappointing Harriet Kalinsky and Hilery Livengood, and appointing Randy Ramlo (effective through June 30, 2020) to the Library Board of Trustees; CIP/DID #OB572830
- q. Appointing Kristi Hill to the Section 8 Housing Choice Voucher (HCV) Program Resident Advisory Board; CIP/DID #OB400545

- r. Appointing Russell Allen (effective through June 30, 2017) to the Mechanical Board of Appeals; CIP/DID #OB572849
  - s. Appointing Jackie Thompson-Oster, Bill Unger and Tammi Janey (effective through June 30, 2015), and Ron Gonder, Jeff McLaud, Deborah Schroeder and Don Clow (effective through June 30, 2016), and Barb Hannon, Felicia Wyrick, Michelle Barker and Darrel Wridler (effective through June 30, 2017) to the Parks, Waterways & Recreation Commission; CIP/DID #OB1181380
  - t. Reappointing Allison Antes and appointing Jennifer Pickar (effective through June 30, 2017) to the Parking Violation Administrative Review Panel; CIP/DID #OB499676
  - u. Reappointing Michael Dryden and Carole Teator, and appointing Linda Seger (effective through June 30, 2017) to the Cedar Rapids Stormwater Commission; CIP/DID #OB566514
  - v. Appointing Barbara Green, Mary Ottoson and Kimberly Vogel (effective through June 30, 2017) to the Visual Arts Commission; CIP/DID #OB572855
  - w. Vote of thanks to Christopher Thoms for serving on the Cedar Rapids ADA Advisory Committee; CIP/DID #OB775389
  - x. Vote of thanks to Allan Thoms for serving on the City Planning Commission; CIP/DID #OB572803
  - y. Vote of thanks to Tom Capo for serving on the Civil Rights Commission; CIP/DID #OB629963
  - z. Vote of thanks to Larry Helling and Randy Ramlo for serving on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission; CIP/DID #OB572853
  - aa. Vote of thanks to Jennifer Draper and Laura Schamberger for serving on the Grants and Programs Citizen Advisory Committee; CIP/DID #OB534302
  - bb. Vote of thanks to Mary Elizabeth Spreitzer for serving on the Cedar Rapids Historic Preservation Commission; CIP/DID #OB691376
  - cc. Vote of thanks to Paul Pelletier for serving on the Library Board of Trustees; CIP/DID #OB572830
  - dd. Vote of thanks for Michael Dawson, Elizabeth Hladky and Linda Seger for serving on the Local Option Sales Tax Citizen Oversight Committee; CIP/DID #OB406356
  - ee. Vote of thanks to Michael Gumm and Paul Sabotta for serving on the Mechanical Board of Appeals; CIP/DID #OB572849
  - ff. Vote of thanks for Timothy Crile, Nicholas Gearhart, Ronald Gonder, Barbara Hannon, Julienne Hardin, Jackie Thompson-Oster and Darrel Wridler for serving on the Parks & Recreation Commission; CIP/DID #OB1181380
  - gg. Vote of thanks to Elizabeth Hoskins for serving on the Parking Violation Administrative Review Panel; CIP/DID #OB499676
  - hh. Vote of thanks for Donald Clow, Carl Cortez, Thomas Furnish, Jr., Robin Hines, Jeff McLaud, Kavi Parupally and Felicia Wyrick for serving on the River Recreation Commission; CIP/DID #OB1181380
  - ii. Vote of thanks to Sarah Else for serving on the Veterans Memorial Commission; CIP/DID #OB572854
  - jj. Vote of thanks to James Kern and Lisa Lindley for serving on the Visual Arts Commission. CIP/DID #OB572855
21. Resolution dissolving the Cedar Rapids Local Option Sales Tax (LOST) Citizen Oversight Committee. CIP/DID #OB406356
22. Resolution granting 12 ambulance vehicle licenses to Area Ambulance Service at 2730 12<sup>th</sup> Street SW. CIP/DID #OB936300

23. Resolutions approving the special event applications for:
- a. Boat Club Annual July 3<sup>rd</sup> Fireworks Display in the Ellis Park area (includes road closures) on July 3, 2014; CIP/DID #SPEC-020002-2014
  - b. Cedar Rapids Freedom Festival Celebration of Freedom fireworks and entertainment events in downtown Cedar Rapids (includes road closures) on July 4, 2014; CIP/DID #SPEC-019349-2014
  - c. Cedar Rapids Fire Department and Muscular Dystrophy Association “Fill the Boot” events on six separate dates: July 18, August 1, August 27, August 28, August 29 and August 30, 2014. CIP/DID #SPEC-019958-2014
24. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste & Recycling – clean-up costs – two properties; CIP/DID #OB1276983
  - b. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties; CIP/DID #OB1187169
  - c. Levy assessment – Housing – nuisance abatement charges – two properties; CIP/DID #OB1277192
  - d. Levy assessment – nuisance property abatement charges – eight properties; CIP/DID #OB1277194
  - e. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 53 properties; CIP/DID #OB1277131
  - f. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 28 properties. CIP/DID #OB1187049
25. Resolutions accepting projects, approving Performance Bonds and/or authorizing issuance of final payments:
- a. Incinerator Stack Replacement project, final payment in the amount of \$5,115.17 and 2-Year Performance Bond submitted by Modern Sheet Metal, Inc. (original contract amount was \$93,690; final contract amount is \$102,303.36); CIP/DID #0913-054
  - b. Environmental Remediation and Demolition Services for Flood-Damaged Structures and Parcels project, final payment in the amount of \$3,873.50 and 2-year Performance Bond submitted by BWC Excavating, LC (original contract amount was \$77,470; final contract amount is \$77,470) (**FLOOD**). CIP/DID #1113-089
26. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned property participating in the fourth round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257
- a. Premiere Developers, Inc. for property at 416 8<sup>th</sup> Avenue SW;
  - b. Premiere Developers, Inc. for property at 441 8<sup>th</sup> Avenue SW;
  - c. Premiere Developers, Inc. for property at 805 3<sup>rd</sup> Avenue SW.
27. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned properties participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257
- a. S&J Homes, LLC for property at 1406 M Street SW;
  - b. Cedar Ridge Homes, Inc. for property at 948 N Street SW.
28. Preliminary Resolution for the construction of sidewalk improvements in connection with the 2015 Sidewalk Infill project. CIP/DID #3012074-01

29. Resolution setting a public hearing date for July 22, 2014 to consider the Resolution of Necessity (Proposed) for the construction of the Alley between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street Portland Cement Concrete Pavement project. CIP/DID #3012104-00
30. Resolution approving the installation of a stop sign at the intersection of Terry Drive SE and 30<sup>th</sup> Street SE, stopping westbound vehicle traffic on Terry Drive SE for 30<sup>th</sup> Street SE vehicle traffic. CIP/DID #60-14-031
31. Resolution establishing a 10-foot wide no-build easement on City-owned property located at 212 3<sup>rd</sup> Avenue SW in connection with redevelopment at this location. CIP/DID #49-14-034
32. Resolution rejecting bids for the 16<sup>th</sup> Avenue SW (400-Ft East of 23<sup>rd</sup> Street SW to Williams Blvd SW) Water Main Rehabilitation project (estimated cost is \$460,000). CIP/DID #2011061-02
33. Resolution authorizing the Housing and Redevelopment Manager and the Community Development Director to establish escrow accounts and approve payments from escrow accounts for various housing and redevelopment programs. CIP/DID #OB1277276
34. Resolution adopting an Administrative Plan for the Sixth Round of the Multi-family New Construction (MFNC) Program (**FLOOD**). CIP/DID #OB1277330
35. Resolution establishing two regular, full-time FTEs for the Police Department for the School Resource Officer Program. CIP/DID #OB1276987
36. Resolutions approving actions regarding Purchases/Contracts/Agreements:
  - a. Amendment No. 8 to the Standard Agreement with Alt Architecture and Research Associates by adding new subcontractors for no additional fee in connection with the Veterans Memorial Building project (original contract amount was \$2,896,000; total contract amount with this amendment is \$4,085,123.17) (**FLOOD**); CIP/DID #VME001-01
  - b. Amendment No. 4 to the contract for GIS One-Call Utility Locate System with Pro-West & Associates, Inc. to reflect the additional cost for change of scope for an amount not to exceed \$5,500 (original contract amount was \$43,000, total contract amount with this amendment is \$61,050); CIP/DID #1209-125
  - c. Amendment No. 3 to renew Contract for Marketing Communications Services with Amperage Marketing (formerly ME&V) for the Communications Division for an annual amount not to exceed \$150,000 (original contract amount was \$150,000; renewal contract amount is \$150,000); CIP/DID #0412-199
  - d. Amendment No. 4 to renew Contract for Recycling Carts with Rehrig Pacific Company for Solid Waste and Recycling for an annual amount not to exceed \$262,000 (original contract amount was \$350,000; renewal contract amount is \$262,000); CIP/DID #0709-010
  - e. Amending Resolution No. 0876-10-08 for an increase in Land Application and Hauling of Biosolids with Wulfekuhle Injection & Pumping, Inc. from the original estimated annual amount of \$170,000 to \$200,000 for the Water Pollution Control Facility; CIP/DID #0808-053
  - f. Change Order No. 7 in the amount of \$2,373.30 with Rathje Construction Co. for the Willowbrook-Georgia Water & Sewer Improvements project (original contract amount was \$567,244.60; total contract amount with this amendment is \$606,971.40); CIP/DID #2012027-02
  - g. Change Order No. 1 (Revised) in the amount of \$40,817.28 with Hardscape Solutions of Iowa, Inc. for the FY 2013 Downtown Streetscape Paver Brick Repair Program project (original contract amount was \$29,372; total contract amount with this amendment is \$70,189.28); CIP/DID #321500-01

- h. Change Order No. 11 in the amount of \$955.17 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34<sup>th</sup> Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,689,010.17); CIP/DID #301696-01
- i. Change Order No. 4 in the amount of \$5,309 with Justice Electric Company for the 2<sup>nd</sup> Street SE Parking Ramp at 7<sup>th</sup> Avenue – Electrical project (original contract amount was \$362,060; total contract amount with this amendment is \$418,039); CIP/DID #635120-22
- j. Change Order No. 2 in the amount of \$4,353.98 with S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 – Phase 2 Reconstruction project (original contract amount was \$1,835,940.67; total contract amount with this amendment is \$1,866,710.65); CIP/DID #655625-05
- k. Change Order No. 2 in the amount of \$27,900.30 with L.L. Pelling Company, Inc. for the H Street SW From Diagonal Drive SW to North of 7<sup>th</sup> Avenue SW Pavement Rehabilitation project (original contract amount was \$103,819; total contract amount with this amendment is \$135,256.29); CIP/DID #3012072-01
- l. Change Order No. 9 in the amount of \$44,633 with Modern Piping, Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Mechanical & Plumbing project (original contract amount was \$4,570,000; total contract amount with this amendment is \$4,650,889) (**FLOOD**); CIP/DID #PWE006-23
- m. Change Order No. 8 for an increased amount of \$3,711,808.81 with Harris Corporation in support of a 7-year maintenance agreement with a 3-year renewal at fixed cost for the Linn County Radio Project (original contract amount was \$18,875,324.00; total contract amount with this amendment is \$22,856,298.51); CIP/DID #OB660990
- n. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$40,692 for design services in connection with the Edgewood Road & Edgewood Parkway SW Traffic Signal Installation project; CIP/DID #306163-01
- o. Tenant Purchase Agreement in the amount of \$1 with Hertz Equipment Rental Corporation, authorizing execution of a Purchase Agreement in the amount of \$20,500 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Gee Investments, L.L.C. from land located at 4715 6<sup>th</sup> Street SW in connection with the Prairie Creek Trunk Sewer Replacement – Phase II project; CIP/DID #655028-00
- p. Purchase Agreement in the amount of \$15,700 and accepting a Quit Claim Deed from the Cedar Rapids and Iowa City Railway Company from vacant land located east of 381 Hawkeye Downs Road SW, west of Interstate 380 in connection with the Prairie Creek Trunk Sewer Replacement – Phase I project; CIP/DID #655028-00
- q. Purchase Agreement in the amount of \$1 and accepting a Warranty Deed for right-of-way from Prairie Valley Property, LLC from land located at 3110 Prairie Valley Court SW in connection with the Prairie Valley Court SW Sidewalk Extension project; CIP/DID #301083-00
- r. Purchase Agreement in the amount of \$3,265 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for Construction from Mark E. Pooley and Laurie K. Pooley from land located at 552 Valley Brook Drive SE in connection with the Valley Brook Drive SE Channel Restoration Improvements project; CIP/DID #304141-00
- s. Total Acquisition Purchase Agreement in the amount of \$1,346,675 with Larry L. and Sharon Kay Ditch for vacant real property located just south of Murphy Lake between Highway 13 and the Union Pacific Railroad tracks, required for the Water Pollution Control facility; CIP/DID #615243-00
- t. Agreement for a Surface Transportation Program project with the Iowa Department of Transportation (IDOT) in the amount of \$321,000 in connection with the Edgewood Road NW Multiuse Pathway project; CIP/DID #325008-00

- u. Awarding and approving contract in the amount of \$24,748, plus incentive up to \$300, bond and insurance of Rathje Construction Company for the 2829 12<sup>th</sup> Street SW Sanitary Sewer Point Repair project (estimated cost is \$23,000); CIP/DID #655955-01
- v. Software agreement contract extension with CLEAR Services in the amount of \$25,872.63; CIP/DID #OB657050
- w. Contract for lime sludge disposal with McMurrin Trucking, Inc. for the Utilities Department – Water Operations for an annual amount not to exceed \$310,000; CIP/DID #0514-181
- x. Letter of Agreement Renewal with B. G. Brecke, Inc. for the Replacement of Fire Hydrants and Blow Off Completes FY15 (original contract amount was \$53,340; renewal contract amount is \$53,340); CIP/DID #2014037-01
- y. Awarding and approving contract in the amount of \$353,930.55, bond and insurance of Rathje Construction Co. for the Ushers Ferry Road Transmission Main Extension from Highway 100 to Blairs Ferry Road project; CIP/DID #625542-2014058-02
- z. Sponsorship Agreement between the City's McGrath Amphitheatre Cedar Rapids, VenuWorks of Cedar Rapids, LLC and Fleck Sales for a term of six years in the amount of \$115,000; CIP/DID #OB1277032
- aa. Purchase of AutoDesk software licenses and maintenance from DLT Solutions to bring the City into licensing compliance and convert to network version in the amount of \$70,970.98; CIP/DID #OB1277073
- bb. Renewal of the Service Contract for Oracle Database Software Maintenance (original contract amount was \$37,373.91; renewal contract amount is \$38,495.14). CIP/DID #OB569172
- cc. Special Warranty Deed with Noleshawk Investments, LLC for the disposition of City-owned property at 821 and 825 Shaver Road NE acquired through the Voluntary Property Acquisition program (**FLOOD**). CIP/DID #OB983050

## **REGULAR AGENDA**

- 37. Report on bids for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project (estimated cost is \$690,000) (Rob Davis). CIP/DID #310333-10
- 38. Report on bids for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW project (estimated cost is \$1,766,000) (Rob Davis). CIP/DID #305121-02
- 39. Report on bids for the 29<sup>th</sup> Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project (estimated cost is \$334,000) (Rob Davis). CIP/DID #306204-02
- 40. Report on bids for the 19<sup>th</sup> Street SE, Bever Avenue SE, And Garden Drive SE Pavement Rehabilitation Improvements project (estimated cost is \$1,428,000) (**Paving for Progress**) Rob Davis). CIP/DID #3012081-02
- 41. Report on bids for the 42<sup>nd</sup> Street NE and I-380 Intersection Improvements project (estimated cost is \$423,000) (Rob Davis). CIP/DID #301614-02
- 42. Report on bids for the FY 2015 Curb Repair Project – Contract 1 project (estimated cost is \$330,000) (Rob Davis). CIP/DID #301998-06

43. Report on bids for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project (estimated cost is \$133,000) (Rob Davis).
- a. Resolution awarding and approving contract in the amount of \$125,993.50 plus incentive up to \$3,500, bond and insurance of BWC Excavating, LC for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project. CIP/DID #3017015-01
44. Report on bids for the 1<sup>st</sup> Street SW Alley from 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs project (estimated cost is \$132,000) (Rob Davis).
- a. Resolution awarding and approving contract in the amount of \$190,979.29 plus incentive up to \$7,000, bond and insurance of Zinser Grading & Excavating, LLC for the 1<sup>st</sup> Street SW Alley from 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs project (**FLOOD**). CIP/DID #SSD103-13
45. Report on bids for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II project (estimated cost is \$220,000) (Rob Davis).
- a. Resolution awarding and approving contract in the amount of \$214,000 plus incentive up to \$5,000, bond and insurance of Iowa State Contractors, Inc. for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II project. CIP/DID #314338-04
46. Report on bids for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project (estimated cost is \$60,000) (Steve Hershner).
- a. Resolution awarding and approving contract in the amount of \$55,708.68, bond and insurance of B.G. Brecke, Inc. for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project. CIP/DID #2014046-01
47. Discussion and Resolution authorizing adoption of four proposed Economic Development Programs to encourage growth in the city (Jennifer Pratt). CIP/DID #OB341824
48. Discussion and Resolution authorizing the commencement of negotiations for Professional Design Service Agreements with Stanley Consultants, Inc. and HR Green, Inc. in connection with the Cedar River Flood Mitigation Program Development Project (Dave Elgin). CIP/DID #331100-00

## **ORDINANCES**

### **(Second and possible Third Readings)**

49. Ordinance granting a change of zone for property at 1023 and 1027 6<sup>th</sup> Street SE from R-TN, Traditional Neighborhood Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C. CIP/DID #RZNE-008869-2014
50. Ordinance granting a change of zone for property at 1140 C Street SW and 1223 1<sup>st</sup> Street SW from O-S, Office/Service Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C. and the City of Cedar Rapids. CIP/DID #RZNE-008870-2014

51. Ordinance amending Chapter 12 of the Municipal Code, Water Service, to clarify the intent and implementation of the water connection fee. CIP/DID #OB1214393
52. Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, to clarify the intent and implementation of the sanitary sewer connection fee. CIP/DID #OB1214394

**(First and possible Second and Third Readings)**

53. An ordinance adopting temporary regulations to be effective on June 21 and 26-29, 2014; July 4, 10, 12 and 26, 2014; August 2, 5, 9, 16 and 23, 2014; and September 9 and 20, 2014 for events to be held at the McGrath Amphitheatre Cedar Rapids. CIP/DID #OB1183850

**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:

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*\*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](http://www.cedar-rapids.org)*

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt  
**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5047

**Alternate Contact Person:** Kirsty Sanchez  
**Email:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5428

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

A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the River Ridge North Urban Renewal Area.

- a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the River Ridge North Urban Renewal Area. CIP/DID #OB1214405

**Background:**

Amendment No. 1 to the Urban Renewal Plan for the River Ridge North Urban Renewal Area is necessary in order to provide public improvements in the vicinity of the Blairs Ferry Road and Ushers Ferry Road NE intersection. The additional property is public right-of-way. The proposed amendment under consideration by City Council is described as follows:

The River Ridge North TIF District Extension is all of the Right of Way of Ushers Ferry Road NE from the Westerly extension of the North line of River Ridge North Office Park 5<sup>th</sup> Addition, said line also being the former Southerly Right of Way line of the Chicago, Milwaukee, St Paul and Pacific Railroad, North to the South Right of Way line of Blairs Ferry Road NE.

And

All of the existing Right of Way of Blairs Ferry Road NE from the Southerly extension of the West Right of Way line of Gibson Road NE to the Northerly extension of the East Right of Way line of Buffalo Road NE lying within the Corporate Limits of the City of Cedar Rapids.

The River Ridge North Urban Renewal area was established in 1996 to stimulate, through public involvement and commitment, private investments in economic development activities and to create a sound economic base for community development. The area is generally located west of the intersection of Interstate 380 and Highway 100 in the City of Cedar Rapids.

The process to amend the River Ridge North Urban Renewal Area plan have included the following steps:

- 05/27/2014 Set public hearing
- 06/17/2014 Consultation with affected taxing agencies
- 06/19/2014 City Planning Commission
- 06/24/2014 Public Hearing

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of resolution.

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE RIVER RIDGE NORTH  
URBAN RENEWAL PLAN

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, by Resolution No. 1989-09-96, adopted September 25, 1996, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the River Ridge North Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the River Ridge North Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment; and

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the River Ridge North Urban Renewal Area; and

WHEREAS, this proposed Amendment to the River Ridge North Urban Renewal Area adds land, as follows:

The River Ridge North TIF District Extension is all of the Right of Way of Ushers Ferry Road NE from the Westerly extension of the North line of River Ridge North Office Park 5<sup>th</sup> Addition, said line also being the former Southerly Right of Way line of the Chicago, Milwaukee, St Paul and Pacific Railroad, North to the South Right of Way line of Blairs Ferry Road NE.

And

All of the existing Right of Way of Blairs Ferry Road NE from the Southerly extension of the West Right of Way line of Gibson Road NE to the Northerly extension of the East Right of Way line of Buffalo Road NE lying within the Corporate Limits of the City of Cedar Rapids.

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment No. 1 to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council thereof; and

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council approval of such Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, adoption of Amendment No. 1 to the River Ridge North Plan has been approved by Planning Commission for the City as being in conformity with the general plan for development of the City as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects, and incorporated herein by this reference; and

WHEREAS, by resolution, this Council directed that a consultation be held with the designated representative of all affected taxing entities to discuss the proposed Amendment and division of revenue described therein, and that notice of the consultation and a copy of the proposed Amendment be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the City Council and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Development Director filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by resolution adopted on May 27, 2014, this Council also set a public hearing on the adoption of the proposed Amendment No. 1 to the River Ridge North Plan for this meeting of the Council, and due and proper notice of the public hearing was given, as provided by law, by timely publication in the *Cedar Rapids Gazette*, which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Amendment No.1 to the River Ridge North Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and the public hearing has been closed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

Section 1. That the findings and conclusions set forth or contained in Amendment No. 1 concerning the area of the City of Cedar Rapids, State of Iowa, described in the preamble hereof, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 2. This Council further finds:

- A. A feasible method exists for the relocation of any families who may be displaced from the Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

- B. The Plan and Amendment No. 1 to the River Ridge North Plan conform to the general plan for the development of the City as a whole; and
- C. With reference to any portion of the Urban Renewal Area, as amended, which is to be developed for non-residential uses, the City Council hereby determines that such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objectives.

Section 3. That the Plan, as amended, continues to be an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

Section 4. That Amendment No. 1 to the River Ridge North Plan of the City of Cedar Rapids, State of Iowa, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as "Amendment No. 1 to the River Ridge North Plan for the City of Cedar Rapids, State of Iowa"; Amendment No. 1 to the River Ridge North Plan of the City of Cedar Rapids, State of Iowa, is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of Amendment No. 1 with the proceedings of this meeting.

Section 5. That, notwithstanding any resolution, ordinance, plan, amendment or any other document, the original River Ridge North Plan, and the Plan as amended, shall be in full force and effect from the date of this Resolution until the Council amends or repeals Amendment No. 1. The proposed Amendment No. 1 to the River Ridge North Plan shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Linn County, Iowa, to be filed and recorded in the manner provided by law.

Section 6. That all other provisions of the Plan not affected or otherwise revised by the terms of Amendment No. 1, as well as all resolutions previously adopted by this City Council related to the Plan be and the same are hereby ratified, confirmed and approved in all respects.

Passed this 24<sup>th</sup> day of June, 2014.



**AMENDMENT NO. 1 TO THE  
RIVER RIDGE NORTH URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

## **TABLE OF CONTENTS**

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  - 1.1 Purpose and Background
  - 1.2 Amendments
  - 1.3 Relationship to the Comprehensive Plan
- 2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES
- 3.0 AREA BEING ADDED
- 4.0 EFFECTIVE DATE

## 1.0 INTRODUCTION

### 1.1 Purpose and Background

The purpose and intent of this Amendment No. 1 to the River Ridge North Urban Renewal Plan (the "Amendment") is to expand the size of the urban renewal area described in the River Ridge North Urban Renewal Plan as adopted by the City Council on September 25, 1996 (Resolution No. 1989-09-96) (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

### 1.2 Amendments

Section 11.0 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### 1.3 Relationship to the Comprehensive Plan

Cedar Rapids has adopted the Comprehensive Plan for Cedar Rapids which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Section 2.2 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$463,611,401 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$337,485,000.

## **3.0 AREA BEING ADDED TO URBAN RENEWAL AREA**

The area being added to the Urban Renewal Area will be a sub-area designation. Redevelopment and revitalization activities contemplated under the Urban Renewal Plan will be conducted with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the River Ridge North Urban Renewal Area described therein:

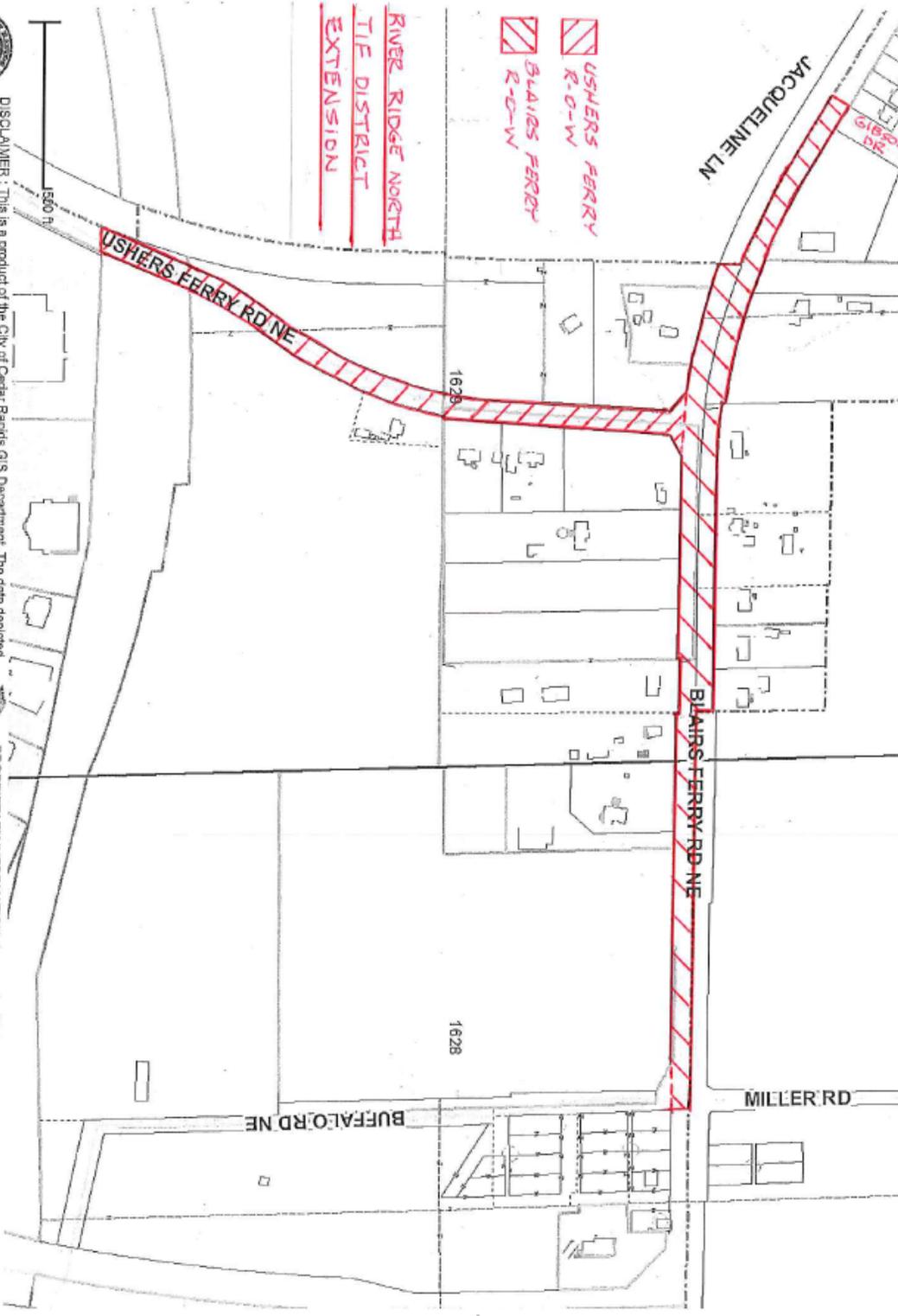
The River Ridge North TIF District Extension is all of the Right of Way of Ushers Ferry Road NE from the Westerly extension of the North line of River Ridge North Office Park 5<sup>th</sup> Addition, said line also being the former Southerly Right of Way line of the Chicago, Milwaukee, St Paul and Pacific Railroad, North to the South Right of Way line of Blairs Ferry Road NE.

And

All of the existing Right of Way of Blairs Ferry Road NE from the Southerly extension of the West Right of Way line of Gibson Road NE to the Northerly extension of the East Right of Way line of Buffalo Road NE lying within the Corporate Limits of the City of Cedar Rapids.

## **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.



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PROPRIETARY INFORMATION: Any reuse of this information is prohibited, except in accordance with a use agreement with the City of Cedar Rapids.

Thu May 8 7:27:45 CDT 2014

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Kirsty Sanchez

**Phone Number/Ext:** 319 286-5428

**Email:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

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

A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the Rockwell Collins Urban Renewal Area.

- a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the Rockwell Collins Urban Renewal Area. CIP/DID #OB1214406

### **Background:**

Amendment No. 1 to the Urban Renewal Plan for the Rockwell Collins Urban Renewal Area is necessary in order to fund the C Avenue NE public improvements. The proposed amendment under consideration by City Council is described as follows:

Commencing at the northeast corner of Section 2, Township 83 North, Range 7 West of the Fifth Principal Meridian. Thence southerly approximately 806 feet along said the east line of said section. Thence westerly 43 feet to a point on the westerly right-of-way line of "C" Avenue NE, thence southerly along the said westerly right-of-way line approximately 2,271 feet to the northern right-of-way line of Collins Avenue NE, thence westerly approximately 330 feet along said northern right-of-way line, thence northerly along a line that parallels the westerly right-of-way line of "C" Avenue NE approximately 2,290 feet to the southerly right-of-way line of Blairs Ferry Road NE, thence easterly along said southerly right-of-way line approximately 333 feet to the point of beginning.

The Rockwell Collins Urban Renewal area was established in 2006 to stimulate, through public actions, financings and commitments, private investment in the urban renewal project area. The area is generally located east of the intersection of Interstate 380 and Highway 100 in the City of Cedar Rapids.

The process to amend the Rockwell Collins Urban Renewal Area plan have included the following steps:

- 05/27/2014 Set public hearing
- 06/17/2014 Consultation with affected taxing agencies
- 06/19/2014 City Planning Commission
- 06/24/2014 Public Hearing

### **Action / Recommendation:**

City staff recommends setting the public hearing and approval of resolution.

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE ROCKWELL COLLINS  
URBAN RENEWAL PLAN

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, by Resolution No. 1120-08-06, adopted August 9, 2006, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Rockwell Collins Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the Rockwell Collins Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment; and

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Rockwell Collins Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Rockwell Collins Urban Renewal Area adds land, as follows:

Commencing at the northeast corner of Section 2, Township 83 North, Range 7 West of the Fifth Principal Meridian. Thence southerly approximately 806 feet along said the east line of said section. Thence westerly 43 feet to a point on the westerly right-of-way line of "C" Avenue NE, thence southerly along the said westerly right-of-way line approximately 2,271 feet to the northern right-of-way line of Collins Avenue NE, thence westerly approximately 330 feet along said northern right-of-way line, thence northerly along a line that parallels the westerly right-of-way line of "C" Avenue NE approximately 2,290 feet to the southerly right-of-way line of Blairs Ferry Road NE, thence easterly along said southerly right-of-way line approximately 333 feet to the point of beginning.

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment No. 1 to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council

thereof; and

WHEREAS, adoption of Amendment No. 1 to the Rockwell Collins Plan has been approved by Planning Commission for the City as being in conformity with the general plan for development of the City as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects, and incorporated herein by this reference; and

WHEREAS, by resolution, this Council directed that a consultation be held with the designated representative of all affected taxing entities to discuss the proposed Amendment and division of revenue described therein, and that notice of the consultation and a copy of the proposed Amendment be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the City Council and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Development Director filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by resolution adopted on May 27, 2014, this Council also set a public hearing on the adoption of the proposed Amendment No. 1 to the Rockwell Collins Plan for this meeting of the Council, and due and proper notice of the public hearing was given, as provided by law, by timely publication in the *Cedar Rapids Gazette*, which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Amendment No.1 to the Rockwell Collins Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and the public hearing has been closed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

Section 1. That the findings and conclusions set forth or contained in Amendment No. 1 concerning the area of the City of Cedar Rapids, State of Iowa, described in the preamble hereof, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 2. This Council further finds:

A. A feasible method exists for the relocation of any families who may be displaced from the Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

B. The Plan and Amendment No. 1 to the Rockwell Collins Plan conform to the general plan for the development of the City as a whole; and

C. With reference to any portion of the Urban Renewal Area, as amended, which is to be developed for non-residential uses, the City Council hereby determines that such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objectives.

Section 3. That the Plan, continues to be an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

Section 4. That Amendment No. 1 to the Rockwell Collins Plan of the City of Cedar Rapids, State of Iowa, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as "Amendment No. 1 to the Rockwell Collins Plan for the City of Cedar Rapids, State of Iowa"; Amendment No. 1 to the Rockwell Collins Plan of the City of Cedar Rapids, State of Iowa, is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of Amendment No. 1 with the proceedings of this meeting.

Section 5. That, notwithstanding any resolution, ordinance, plan, amendment or any other document, the original Rockwell Collins Plan, and the Plan as amended, shall be in full force and effect from the date of this Resolution until the Council amends or repeals Amendment No. 1. The proposed Amendment No. 1 to the Rockwell Collins Plan shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Linn County, Iowa, to be filed and recorded in the manner provided by law.

Section 6. That all other provisions of the Plan not affected or otherwise revised by the terms of Amendment No. 1, as well as all resolutions previously adopted by this City Council related to the Plan be and the same are hereby ratified, confirmed and approved in all respects.

Passed this 24<sup>th</sup> day of June, 2014.



**AMENDMENT NO. 1 TO THE  
ROCKWELL COLLINS URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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- 3.0 AREA BEING ADDED
- 4.0 EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 1 to the Rockwell Collins Urban Renewal Plan* (the "Amendment") is to expand the size of the urban renewal area described in the Rockwell Collins Urban Renewal Plan as adopted by the City Council on August 9, 2006 (Resolution No. 1120-08-06), ("Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

### **1.2 Amendments**

Section XII of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted the *Comprehensive Plan for Cedar Rapids* which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Section III of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$463,611,401 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$337,485,000.

### **3.0 AREA BEING ADDED TO URBAN RENEWAL AREA**

The area being added to the Urban Renewal Area will be a sub-area designation. Redevelopment and revitalization activities contemplated under the Urban Renewal Plan will be conducted with appropriate allocation of resources.

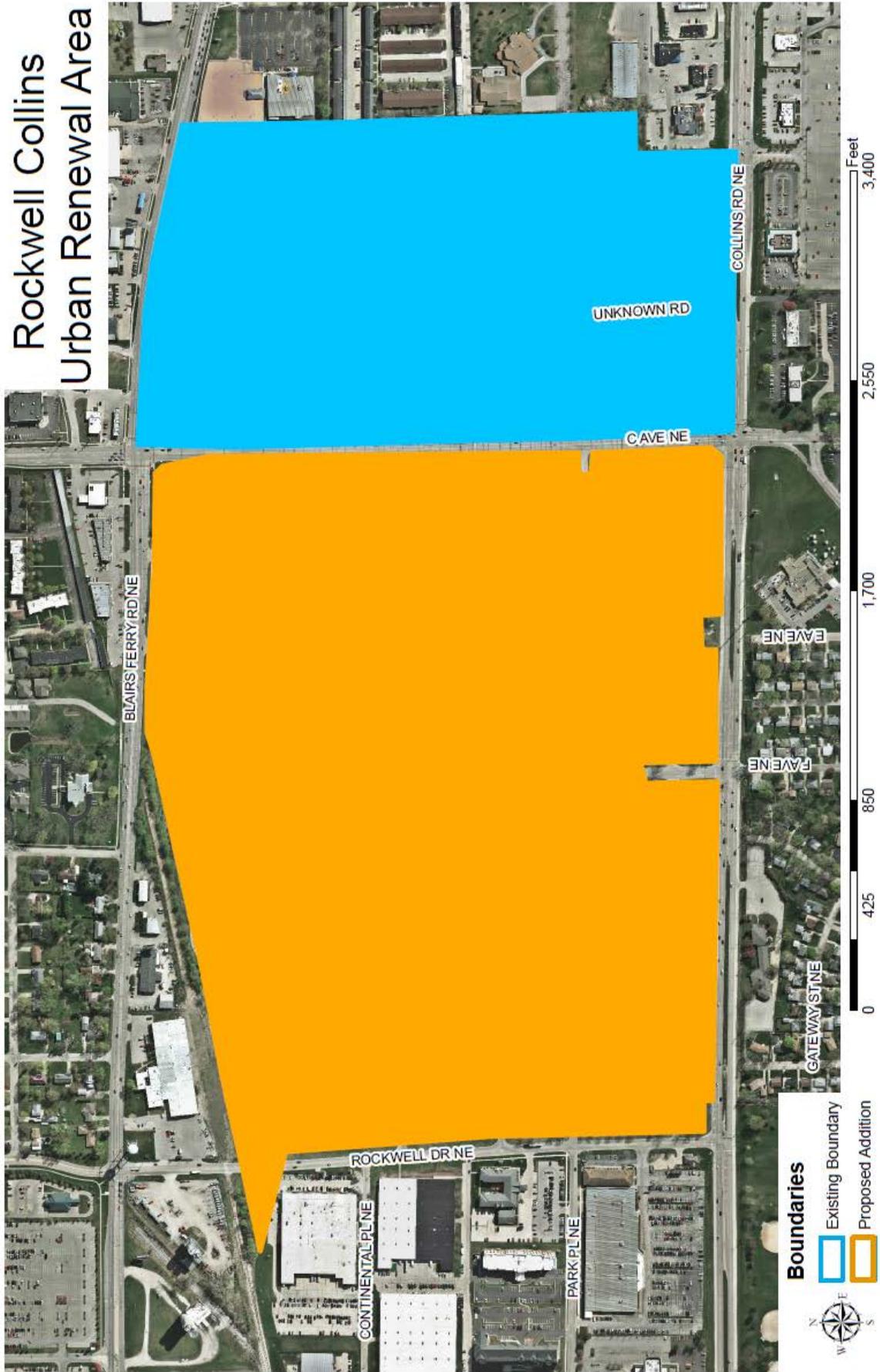
In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the Rockwell Collins Urban Renewal Area described therein:

Commencing at the northeast corner of Section 2, Township 83 North, Range 7 West of the Fifth Principal Meridian. Thence southerly approximately 806 feet along said the east line of said section. Thence westerly 43 feet to a point on the westerly right-of-way line of "C" Avenue NE, thence southerly along the said westerly right-of-way line approximately 2,271 feet to the northern right-of-way line of Collins Avenue NE, thence westerly approximately 330 feet along said northern right-of-way line, thence northerly along a line that parallels the westerly right-of-way line of "C" Avenue NE approximately 2,290 feet to the southerly right-of-way line of Blairs Ferry Road NE, thence easterly along said southerly right-of-way line approximately 333 feet to the point of beginning.

### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

# Rockwell Collins Urban Renewal Area



## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Kirsty Sanchez

**Phone Number/Ext:** 319 286-5428

**Email:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

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

A public hearing will be held on the proposed Amendment No. 1 to the Urban Renewal Plan for the Village Urban Renewal Area.

- a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the Village Urban Renewal Area. CIP/DID #OB1214407

### **Background:**

Amendment No. 1 to the Urban Renewal Plan for the Village Urban Renewal Area is necessary in order to add the area legally described below to the Urban Renewal Area in order to use available resources to fund Tower Terrace Road Improvements:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE, the realignment of East Main Street NE and proposed Tower Terrace Road NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa.

The Village Urban Renewal area was established in 1999 to promote economic development in the City of Cedar Rapids by providing public and quasi-public improvements within a newly developing area of the community. The area is generally located east of the intersection of Interstate 380 and Boyson Road in the City of Cedar Rapids.

The process to amend the Village Urban Renewal Area plan have included the following steps:

- 05/27/2014 Set public hearing
- 06/17/2014 Consultation with affected taxing agencies
- 06/19/2014 City Planning Commission
- 06/24/2014 Public Hearing

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of resolution.

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION ADOPTING AMENDMENT NO. 1 TO THE VILLAGE  
URBAN RENEWAL PLAN

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, by Resolution No. 1086-6-99, adopted June 2, 1999, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Village Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the Village C Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment; and

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Village Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Village Urban Renewal Area adds land, as follows:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE, the realignment of East Main Street NE and proposed Tower Terrace Road NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa.

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment No. 1 to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council thereof; and

WHEREAS, adoption of Amendment No. 1 to the Village Plan has been approved by Planning Commission for the City as being in conformity with the general plan for development of the City as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects, and incorporated herein by this reference; and

WHEREAS, by resolution, this Council directed that a consultation be held with the designated representative of all affected taxing entities to discuss the proposed Amendment and division of revenue described therein, and that notice of the consultation and a copy of the proposed Amendment be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the City Council and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Development Director filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by resolution adopted on May 27, 2014, this Council also set a public hearing on the adoption of the proposed Amendment No. 1 to the Village Plan for this meeting of the Council, and due and proper notice of the public hearing was given, as provided by law, by timely publication in the *Cedar Rapids Gazette*, which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Amendment No.1 to the Village Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and the public hearing has been closed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

Section 1. That the findings and conclusions set forth or contained in Amendment No. 1 concerning the area of the City of Cedar Rapids, State of Iowa, described in the preamble hereof, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 2. This Council further finds:

- A. A feasible method exists for the relocation of any families who may be displaced from the Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;
- B. The Plan and Amendment No. 1 to the Village Plan conform to the general plan for the development of the City as a whole; and
- C. With reference to any portion of the Urban Renewal Area, as amended, which is to be developed for non-residential uses, the City Council hereby determines that such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objectives.

Section 3. That the Plan, as amended, continues to be an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

Section 4. That Amendment No. 1 to the Village Plan of the City of Cedar Rapids, State of Iowa, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as "Amendment No. 1 to the Village Plan for the City of Cedar Rapids, State of Iowa"; Amendment No. 1 to the Village Plan of the City of Cedar Rapids, State of Iowa, is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of Amendment No. 1 with the proceedings of this meeting.

Section 5. That, notwithstanding any resolution, ordinance, plan, amendment or any other document, the original Village Plan, and the Plan as amended, shall be in full force and effect from the date of this Resolution until the Council amends or repeals Amendment No. 1. The proposed Amendment No. 1 to the Village Plan shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Linn County, Iowa, to be filed and recorded in the manner provided by law.

Section 6. That all other provisions of the Plan not affected or otherwise revised by the terms of Amendment No. 1, as well as all resolutions previously adopted by this City Council related to the Plan be and the same are hereby ratified, confirmed and approved in all respects.

Passed this 24<sup>th</sup> day of June, 2014.



**AMENDMENT NO. 1 TO THE  
VILLAGE URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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- 3.0 AREA BEING ADDED
- 4.0 EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 1 to the Village Urban Renewal Plan* (the "Amendment") is to expand the size of the urban renewal area described in the Village Urban Renewal Plan as adopted by the City Council on June 2, 1999 (Resolution No. 1086-6-99)( the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

### **1.2 Amendments**

Section 11.0 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted the *Comprehensive Plan for Cedar Rapids* which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Section 2.2 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$463,611,401 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$337,485,000.

### **3.0 AREA BEING ADDED TO URBAN RENEWAL AREA**

The area being added to the Urban Renewal Area will be a sub-area designation. Redevelopment and revitalization activities contemplated under the Urban Renewal Plan will be conducted with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the Village Urban Renewal Area described therein:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE, the realignment of East Main Street NE and proposed Tower Terrace Road NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa.

### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.



DISCLAIMER : This is a product of the City of Cedar Rapids GIS Department. The data depicted here has been developed by the City of Cedar Rapids for city purposes. Any use is at the sole risk and responsibility of the User. There are no warranties, expressed or implied, associated with the use of this map.



PROPRIETARY INFORMATION: Any resale of this information is prohibited, except in accordance with a use agreement with the City of Cedar Rapids.



**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Kirsty Sanchez

**Phone Number/Ext:** 319 286-5428

**Email:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

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

A public hearing will be held on the proposed Amendment No. 3 to the Urban Renewal Plan for the Amended and Restated Southwest Urban Renewal Area.

- a. Resolution approving Amendment No. 3 to the Urban Renewal Plan for the Amended and Restated Southwest Urban Renewal Area. CIP/DID #OB669673

**Background:**

Amendment No. 3 to the Urban Renewal Plan for the Amended and Restated Southwest Urban Renewal Area is necessary in order to provide public improvements to a sanitary sewer that currently serves a large portion of the Urban Renewal Area. The additional property includes both public right-of-way and private property. The proposed amendment under consideration by City Council is described as follows:

The Southwest TIF District Extension includes part of Parcel A, P.O.S. #712, part of Hawkeye Industrial Park First Addition, part of Hawkeye Industrial Park Second Addition, part of Waconia Avenue SW, part of Willow Creek Drive SW, all of Downs Boulevard SW, part of the Northwest Quarter of the Southwest Quarter of Section 8 and part of the Northeast Quarter of the Southeast Quarter of Section 7, all in Township 82 North, Range 7 West of the 5<sup>th</sup> PM in the City of Cedar Rapids, Linn County, Iowa

The Amended and Restated Southwest Urban Renewal area was established in 1997 and expanded in 2002 to combine three separate TIF districts, Southwest, Waconia, and the Airport Industrial Park No. 1. The district was created to facilitate new economic development and infrastructure installation. The area is generally located west of the intersection of Interstate 380 and Highway 30 in the City of Cedar Rapids.

The process to amend the Amended and Restated Southwest Urban Renewal Area plan have included the following steps:

- 06/10/2014 Set public hearing
- 06/17/2014 Consultation with affected taxing agencies
- 06/19/2014 City Planning Commission
- 06/24/2014 Public Hearing

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of resolution.

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION ADOPTING AMENDMENT NO. 3 TO THE AMENDED AND RESTATED  
SOUTHWEST URBAN RENEWAL PLAN

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, by Resolution No. 2456-01-02, adopted November 13, 2002, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Amended and Restated Southwest Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, by Resolution No. 1840-12-13 adopted December 3, 2013, this City Council approved and adopted Amendment No. 2 to the Plan; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 3 to the Plan for the Amended and Restated Southwest Urban Renewal Area described therein, which proposed Amendment No. 3 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment; and

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Amended and Restated Southwest Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Amended and Restated Southwest Urban Renewal Area adds land, as follows:

The Southwest TIF District Extension includes part of Parcel A, P.O.S. #712, part of Hawkeye Industrial Park First Addition, part of Hawkeye Industrial Park Second Addition, part of Waconia Avenue SW, part of Willow Creek Drive SW, all of Downs Boulevard SW, part of the Northwest Quarter of the Southwest Quarter of Section 8 and part of the Northeast Quarter of the Southeast Quarter of Section 7, all in Township 82 North, Range 7 West of the 5<sup>th</sup> PM in the City of Cedar Rapids, Linn County, Iowa.

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment No. 3 to the Planning Commission for review and recommendation as to its

conformity with the general plan for the development of the City as a whole prior to City Council thereof; and

WHEREAS, adoption of Amendment No. 3 to the Amended and Restated Plan has been approved by Planning Commission for the City as being in conformity with the general plan for development of the City as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects, and incorporated herein by this reference; and

WHEREAS, by resolution, this Council directed that a consultation be held with the designated representative of all affected taxing entities to discuss the proposed Amendment and division of revenue described therein, and that notice of the consultation and a copy of the proposed Amendment be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the City Council and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Development Director filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by resolution adopted on June 10, 2014, this Council also set a public hearing on the adoption of the proposed Amendment No. 3 to the Amended and Restated Southwest Plan for this meeting of the Council, and due and proper notice of the public hearing was given, as provided by law, by timely publication in the *Cedar Rapids Gazette*, which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Amendment No. 3 to the Amended and Restated Southwest Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and the public hearing has been closed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

Section 1. That the findings and conclusions set forth or contained in Amendment No. 3 concerning the area of the City of Cedar Rapids, State of Iowa, described in the preamble hereof, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 2. This Council further finds:

A. A feasible method exists for the relocation of any families who may be displaced from the Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

B. The Amended and Restated Southwest Plan, as amended, and Amendment No. 3 to the Amended and Restated Southwest Plan conform to the general plan for the development of the City as a whole; and

C. With reference to any portion of the Urban Renewal Area, as amended, which is to be developed for non-residential uses, the City Council hereby determines that such non-residential uses are necessary and appropriate to facilitate the proper growth and

development of the City in accordance with sound planning standards and local community objectives.

Section 3. That the Amended and Restated Southwest Plan, as amended, continues to be an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

Section 4. That Amendment No. 3 to the Amended and Restated Southwest Plan of the City of Cedar Rapids, State of Iowa, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as "Amendment No. 3 to the Amended and Restated Southwest Plan for the City of Cedar Rapids, State of Iowa"; Amendment No. 3 to the Amended and Restated Southwest Plan of the City of Cedar Rapids, State of Iowa, is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of Amendment No. 3 with the proceedings of this meeting.

Section 5. That, notwithstanding any resolution, ordinance, plan, amendment or any other document, the original Amended and Restated Southwest Plan, and the Plan as amended, shall be in full force and effect from the date of this Resolution until the Council amends or repeals Amendment No. 3. The proposed Amendment No. 3 to the Amended and Restated Southwest Plan shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Linn County, Iowa, to be filed and recorded in the manner provided by law.

Section 6. That all other provisions of the Plan not affected or otherwise revised by the terms of Amendment No. 3, as well as all resolutions previously adopted by this City Council related to the Plan be and the same are hereby ratified, confirmed and approved in all respects.

Passed this 24<sup>th</sup> day of June, 2014.



**AMENDMENT NO. 3 TO THE  
AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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- 4.0 EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 3 to the Amended and Restated Southwest Urban Renewal Plan* (the "Amendment") is to expand the size of the urban renewal area described in the Amended and Restated Southwest Urban Renewal Plan as adopted by the City Council on November 13, 2002 (Resolution No. 2456-01-02) (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

### **1.2 Amendments**

Section 10.0 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 3 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted the *Comprehensive Plan for Cedar Rapids* which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 3 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Section 2.2 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$463,611,401 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$337,485,000.

### **3.0 AREA BEING ADDED TO URBAN RENEWAL AREA**

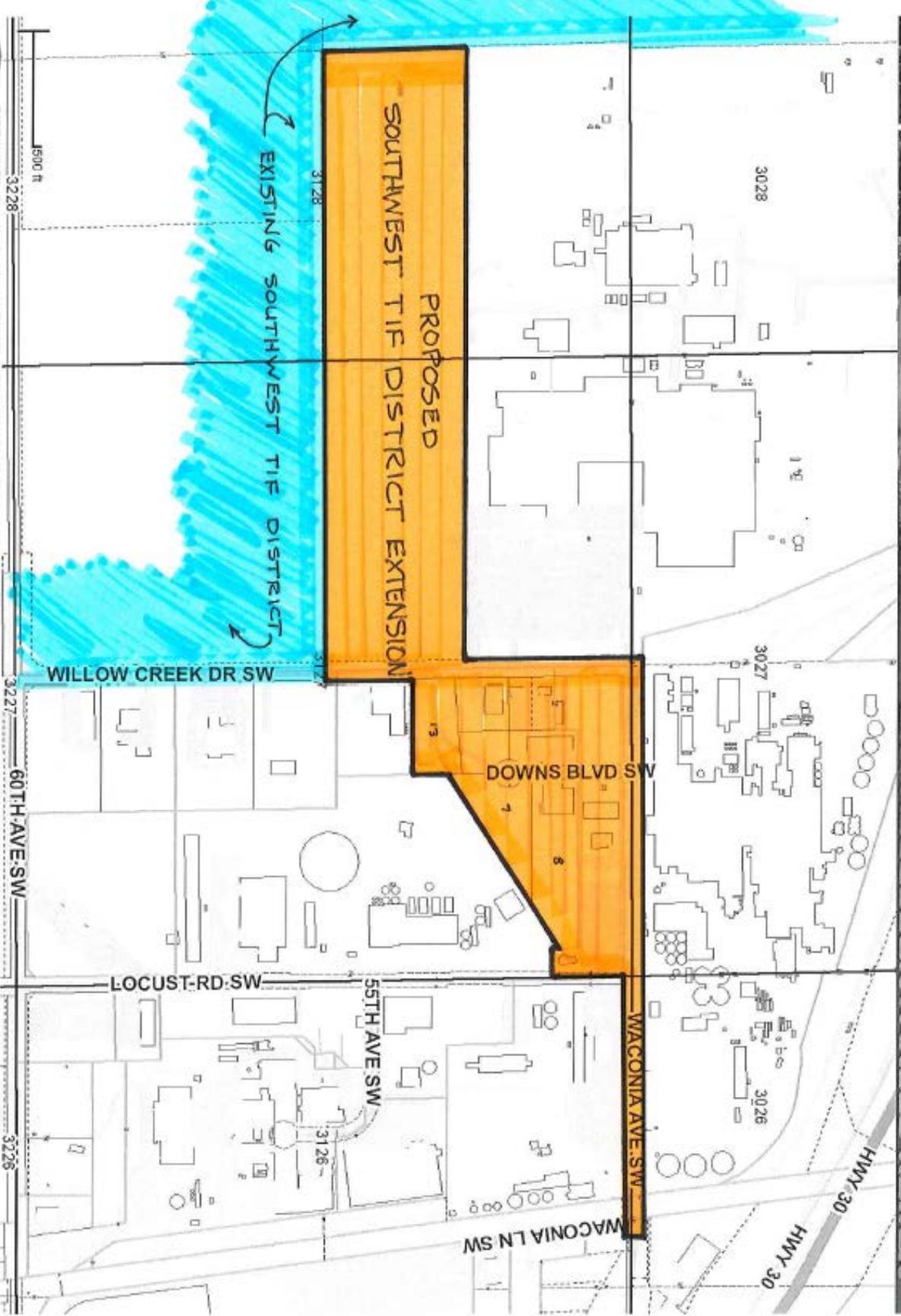
The area being added to the Urban Renewal Area will be a sub-area designation. Redevelopment and revitalization activities contemplated under the Urban Renewal Plan will be conducted with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the Amended and Restated Southwest Urban Renewal Area described therein:

The Southwest TIF District Extension includes part of Parcel A, P.O.S. #712, part of Hawkeye Industrial Park First Addition, part of Hawkeye Industrial Park Second Addition, part of Waconia Avenue SW, part of Willow Creek Drive SW, all of Downs Boulevard SW, part of the Northwest Quarter of the Southwest Quarter of Section 8 and part of the Northeast Quarter of the Southeast Quarter of Section 7, all in Township 82 North, Range 7 West of the 5<sup>th</sup> PM in the City of Cedar Rapids, Linn County, Iowa.

### **4.0 EFFECTIVE DATE**

This Amendment No. 3 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 3 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.



DISCLAIMER: This is a product of the City of Cedar Rapids GIS Department. The data depicted here has been developed by the City of Cedar Rapids for city purposes. Any use is at the sole risk and responsibility of the User. There are no warranties, expressed or implied, associated with the use of this map.



PROPRIETARY INFORMATION: Any resale of this information is prohibited, except in accordance with a use agreement with the City of Cedar Rapids.

Thu May 29 9:42:56 CDT 2014



**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services

**Presenter at meeting:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Alternate Contact Person:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

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

A public hearing will be held to consider a change of zone for property at 821 and 825 Shaver Road NE from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments, LLC and City of Cedar Rapids. RZNE-009245-2014

**Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on May 29, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The applicant is applying for a Rezoning to allow for construction of addition parking for an existing restaurant at 827 Shaver Road NE and to also allow expansion of the outdoor service area. The applicant has also submitted for Conditional Use approval to allow the expansion of the outdoor area for patrons to eat and have Outdoor Service Area. The goal of the restaurant owner would be to cater to bicyclists who use the Cedar Lake Trail. It should be noted that the applicant is purchasing the property from the City of Cedar Rapids and there is a restriction on the two parcels that no permanent structure can be constructed due to the parcels being in the 100-year flood plain.

**Application Process/Next Steps:**

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on May 29, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A.</li> <li>There were no objectors and this is a flood related item.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance will be held on June 24, 2014 to allow for public input.</li> <li>Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.</li> <li>Approval of the rezoning will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of a possible First Reading.

**Alternative Recommendation:**

City Council may table this item and request further 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:**

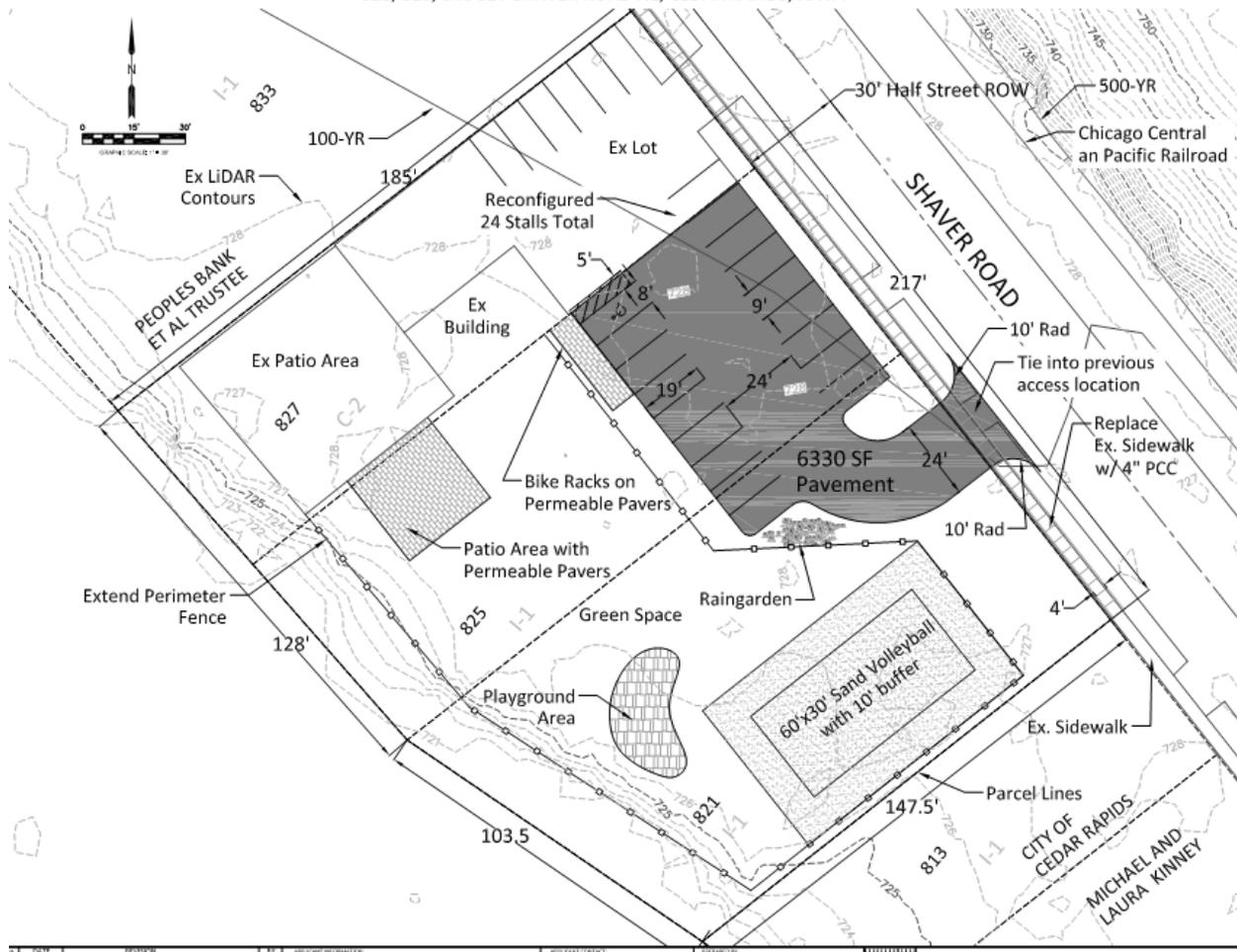
**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

**Location Map**

**REZONING WITH PRELIMINARY SITE PLAN AND CONDITIONAL USE FOR OUTDOOR SERVICE AREA- SAG WAGON**

821, 825, and 827 SHAVER ROAD NE, CEDAR RAPIDS, IOWA





**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, May 29, 2014 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms  
Kim King

Member Absent: Virginia Wilts

DSD Staff: Joe Mailander, Manager  
Dave Houg, Plats & Zoning Conditions Coordinator

CD Staff: Seth Gunnerson, Planner  
Jeff Hintz, 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.

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 May 8, 2014 Minutes stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

***1. Case Name: 821 and 825 Shaver Road NE (Rezoning)***

Consideration of a Rezoning from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments LLC (Applicant) and City of Cedar Rapids (Titleholder)

***Case No: RZNE-009245-2014; Case Manager: Vern Zakostelecky***

Mr. Mailander said that as stated this was both a Rezoning and Conditional Use request for property at 821 and 825 Shaver Road NE. Mr. Mailander showed a Zoning Location Map. Current use is a Sag Wagon Restaurant. The Rezoning is currently I-1, Light Industrial Zone

District and an Outdoor Service Area is not allowed in an I-1 Zone District so the request is to rezone to commercial and then asking for a Conditional Use for an Outdoor Service Area. The property is currently being purchased from the City of Cedar Rapids. There will be no permanent structures, they have adequate parking and seating for 20 people. They will expand the existing parking lot and add a sand volley ball court, green space and bike racks

Commissioner Overland called for questions of Mr. Mailander.

Commissioner Halverson asked if there was not going to be a permanent structure being built on the property. Mr. Mailander stated that was correct.

Commissioner Overland called for a representative of the applicant.

Marty Hoeger, Neighborhood Development Corporation, 225 2<sup>nd</sup> Street SE stated he would be happy to answer any questions.

Commissioner Overland called for questions of the applicant.

Commissioner Dahlby asked if most of the customer drive their cars or bike to this facility. Mr. Hoeger said that there is a mix of both car and bicycle traffic, thus the reason they are extending the parking lot and there are 105 bicycle racks that are full on the weekend and an additional 50 racks will be added. The parking lot is being extended to give a better flow of traffic.

Commissioner Dahlby stated that the city has parking requirements and in this case if the applicant was adding the parking because they had to or because it was needed. Mr. Hoeger stated that because of the site they added the additional parking to avoid requesting variance.

Commissioner Knox-Seymour asked why Conditional No. 5 stated that the outdoor service area is to be inspected by the Police Department. Mr. Mailander stated that this was a standard condition for outdoor service areas so that the height of the fence is adequate so drinks are not passed outside the area.

Commissioner Overland called for members of the public who wished to speak. No members of the public wished to speak.

Commissioner Overland called for a motion to approve the Rezoning. Commissioner Halverson made a motion to approve the rezoning from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District. Commissioner Dahlby seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

## **2. Case Name: 821 and 825 Shaver Road NE (Conditional Use)**

Consideration of a Conditional Use for an Outdoor Service Area in a C-2, Community Commercial Zone District as requested by Noleshawk Investments LLC (Applicant) and City of Cedar Rapids (Titleholder)

*Case No: COND-009248-2014; Case Manager: David Houg*

Commissioner Overland called for a motion to approve the Conditional Use. Commissioner Pankey made a motion to approve the Conditional Use for an Outdoor Service Area in a C-2, Community Commercial Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:19 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant  
Community Development

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;

Auditor's Plat #49, Lots 11 and SE 68' of Lot 10

and located at 821 and 825 Shaver Road NE, now zoned I-1, Light Industrial Zone District, and as shown on the "District Map," be rezoned and changed to C-2, Community Commercial Zone District, and that the property be used for such purposes as outlined in the C-2, Community 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. That this site shall be developed in compliance with the provisions of the Flood Plain Management Ordinance. Improvements over 50% of the value of the structure will require flood-proofing of the building.
2. Said lots are to be combined so as to constitute a single zoning lot and tax parcel.
3. That approval of this site development plan is subject to the Conditional Use review process and that no Certificate of Occupancy shall be issued for the proposed outdoor alcohol service until such use is approved by the Board of Adjustment.

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 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostecky **Phone Number/Ext:** 319 286-5043  
**Email:** [v.zakostecky@cedar-rapids.org](mailto:v.zakostecky@cedar-rapids.org)

**Alternate Contact Person:** Joe Mailander **Phone Number/Ext:** 319 286-5822  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

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

A public hearing will be held to consider a change of zone for 12 City-owned properties for the Single Family New Construction Program from R-3, Single Family Residence Zone District, RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by The City of Cedar Rapids. CIP/DID #RZNE-010381-2014

**Background:**

The request for rezoning of these properties was reviewed by the City Planning Commission on May 29, 2014 and the Commission recommended approval unanimously on a 6 to 0 vote.

This is the eighth round of City owned properties brought before the City Planning Commission for rezoning. These properties are being requested for rezoning to R-TN, Traditional Neighborhood Residence Zone District, in order to remove technical barriers to redevelopment. The properties are at 1024 K Avenue NW, 926 N Street SW, 930 N Street SW, 430 9th Avenue SW, 1069 G Avenue NW, 508 9th Street SW, 507 7th Avenue SW, 453 9th Avenue SW, 609 3rd Avenue SW, 948 N Street SW, 709 3rd Street SW and 820 F Avenue NW.

It is anticipated that these properties will be developed as part of the City's ROOTs Program. The Administrative Plan directed by City Council limited the program to infill within the Neighborhood Revitalization Area., the area outside the Construction/Study Area and Greenway as well as the 100-year floodplain. In addition, the City would utilize lots that are being acquired through the Voluntary Acquisition Program and provide those to developers at no cost and in exchange for consideration of the reinvestment of new housing.

**Rezoning:**

The 11 properties being brought forward by a City-initiated rezoning are in areas of residential redevelopment identified through the Neighborhood Planning Process. These properties are zoned R-3, RMF-2 and C-2. As is the case with nearly all of the lots, the current zoning classification is not an appropriate match for the size and square footage of the lots making them legal non-conforming lots. The rezoning to the R-TN Zoning District will allow new housing to blend into the neighborhood context in terms of meeting setbacks of the neighborhood. In addition, it is important that there are no issues, such as the need for variances in current zoning or

being legal non-conforming lots, which might create financing issues with lenders, future buyers or with homeowners insurance. The rezoning of the lots were established prior to the City's adoption of the R-TN Zoning District, which was used in the Oakhill/Jackson Neighborhood as part of the City's Housing and Neighborhood Development (HAND) Program. In mimicking the results that were achieved through the HAND Project, staff is initiating rezoning on all City-owned lots to the R-TN Zoning District prior to deeding of the properties to the identified developers for in-fill construction of new flood replacement housing. The attached map provided an overview of where the properties are located that are proposed for rezoning.

**Application Process/Next Steps:**

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on May 29, 2014 and recommended approval on a 6 to 0 vote. A portion of the minutes are included as Attachment A.</li> <li>There were no objectors and this is not a flood related item.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance are scheduled for June 24, 2014 to allow for public input.</li> <li>Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.</li> <li>Approval of the rezoning will be subject to the conditions stated in the attached Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of a possible First, Second and 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:** 5 minutes

**Budget Information (if applicable):** N/A

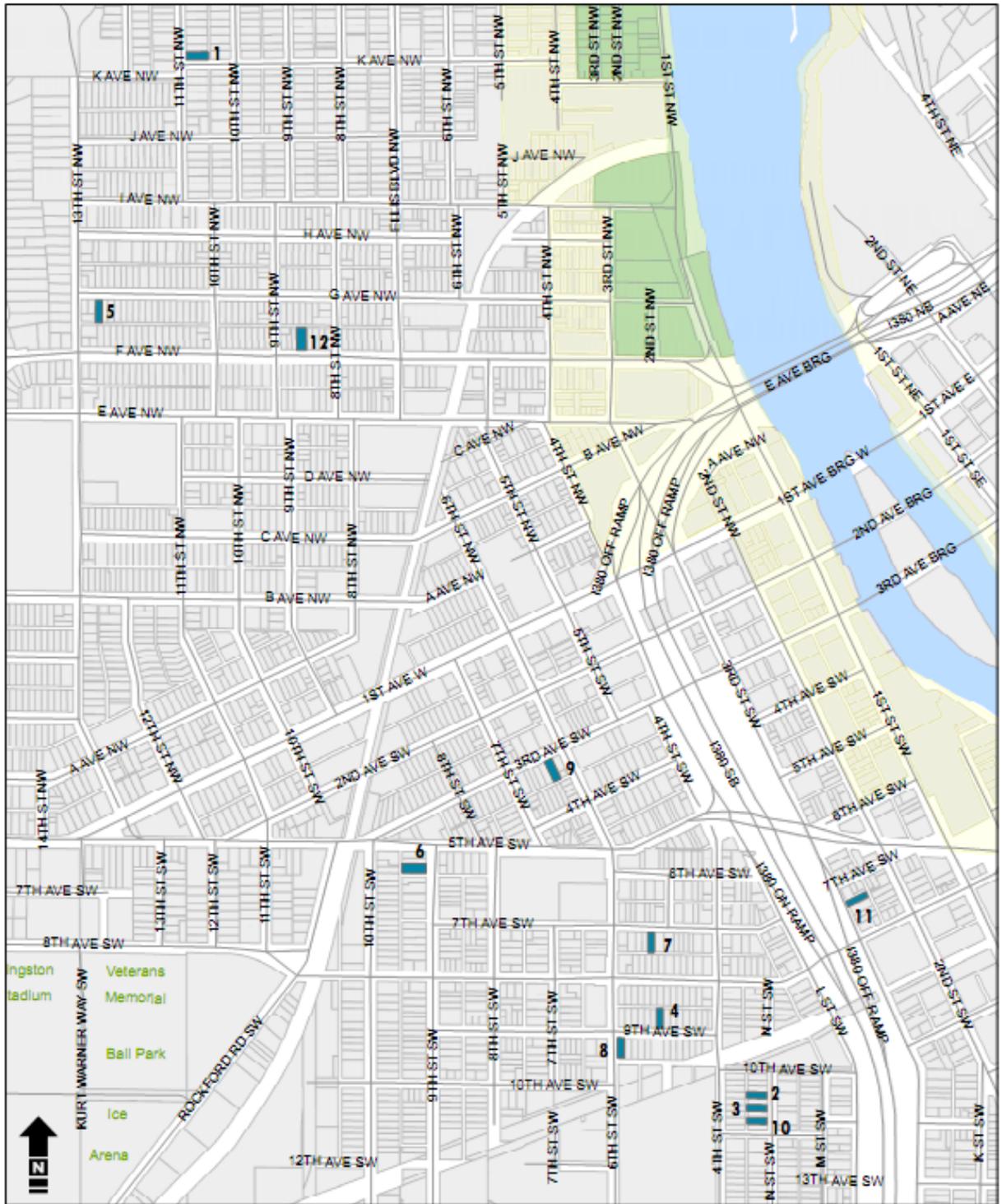
**Local Preference Policy** Applies  Exempt

**Explanation:**

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

# Location Maps



## SFNC Round 4 - Rezoning

- Parcels to be Rezoned
- Construction/Study Area
- Greenway

City of Cedar Rapids  
 Community Development  
 101 First Street SE  
 Cedar Rapids, Iowa 52401



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 REGULAR MEETING,**  
**Thursday, May 29, 2014 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms  
Kim King

Member Absent: Virginia Wilts

DSD Staff: Joe Mailander, Manager  
Dave Houg, Plans & 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.

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 May 8, 2014 Minutes stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

**Case Name: City ROOTs Lots (Rezoning)**

Consideration of a Rezoning from R-3, Single Family Residence Zone District, RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to R-TN, Traditional Neighborhood Residence Zone District for properties at 1024 K Avenue NW, 926 N Street SW, 930 N Street SW, 430 9th Avenue SW, 1069 G Avenue NW, 508 9th Street SW, 507 7th Avenue SW, 453 9th Avenue SW, 609 3rd Avenue SW, 948 N Street SW and 709 3rd Street SW as requested by the City of Cedar Rapids

**Case No: RZNE-010381-2014; Case Manager: Joe Mailander**

Mr. Mailander stated this is another round of rezoning's that are part of the City's ROOTs program. The R-TN allows for narrower lots. The 11 City-owned lots will be given to developers at no charge and then sold to a homeowner who qualifies.

Commissioner Overland called for questions of Mr. Mailander. No questions were asked of Mr. Mailander.

Commissioner Overland called for a motion to approve the Rezoning. Commissioner Halverson made a motion to approve the Rezoning from RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to R-TN, Traditional Neighborhood Residence Zone District for properties at 1024 K Avenue NW, 926 N Street SW, 930 N Street SW, 430 9th Avenue SW, 1069 G Avenue NW, 508 9th Street SW, 507 7th Avenue SW, 453 9th Avenue SW, 609 3rd Avenue SW, 948 N Street SW and 709 3rd Street SW. Commissioner Pankey seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:19 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant  
Community Development

DSD            BSD  
ENG            STR  
FIR            RCR  
TITLEHOLDER WTR  
CONTACT       TED  
CLK            PKS  
RZNE-010381-2014

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;

Lot 1, Block 13, O N Hulls Third Addition to the City of Cedar Rapids, Linn County, Iowa

Lot 6, Block 2, James C. Young's First Addition to Cedar Rapids, Linn County, Iowa

Lot 4, Block 2 James C. Young's First Addition to Cedar Rapids, Linn County, Iowa

Lot 21, Block 9, A.K. Murray's Fourth Addition to Cedar Rapids, Linn County, Iowa

Lot 77, Belmont Park Addition to Cedar Rapids, Iowa

The rear or Southerly 60 feet of Lots 1, 2, and 3, Block 4, Reeds Second Addition to Cedar Rapids, Linn County, Iowa

East 40 feet of Lot 7, Block 8, A.K. Murray's Third Addition to Cedar Rapids, Linn County, Iowa

Lot 14, Block 10, A.K. Murray's Fourth Addition to Cedar Rapids, Linn County, Iowa

SW-LY 10 FEET OF LOT 1 AND NE-LY 40 FEET OF LOT 2, BLOCK 48, "BROWNS ADDITION

TO WEST CEDAR RAPIDS, LINN COUNTY, IOWA

Lot 2, Block 2, James C. Young's First Addition to Cedar Rapids, Linn County, Iowa

S-ly feet of Lot 9, Block 5, "May and Covells Addition to Kingston" (Name of which addition was by Acts of the Legislature of 1855 Altered to West Cedar Rapids)

and located at 1024 K Avenue NW, 926 N Street SW, 930 N Street SW, 430 9th Avenue SW, 1069 G Avenue NW, 508 9th Street SW, 507 7th Avenue SW, 453 9th Avenue SW, 609 3rd Avenue SW, 948 N Street SW & 709 3rd Street SW, now zoned R-3, Single Family Residence Zone District, RMF-2, Multiple Family Residence Zone District and C-2, Community Commercial Zone District to, and as shown on the "District Map," be rezoned and changed to R-TN, Traditional Neighborhood Residence Zone District, and that the property be used for such

purposes as outlined in the R-TN, Traditional Neighborhood Residence 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:

*No conditions applied*

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 24<sup>th</sup> day of June, 2014.

## **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  Yes  Map

Public Hearing to consider the vacation of a 10-foot wide utility easement located at 4825 Johnson Avenue NW as requested by Hy-Vee, Inc.

Resolution vacating a 10-foot wide utility easement located at 4825 Johnson Avenue NW as requested by Hy-Vee, Inc. CIP/DID #41-14-008

**Background:**

Hy-Vee is requesting the vacation in order to accommodate the expansion of their building at this location. The only existing utility in this easement is a gas line, which will be relocated as part of Hy-Vee's expansion project.

**Action / Recommendation:**

The Public Works Department recommends approving the vacation of said easement.

**Alternative to the Recommendation:**

If the Council does not vote to vacate this easement, Hy-Vee will be required to revise their site plan for this location.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

June 24, 2014 – Public Hearing

June 24, 2014 – If no objections, recommend passing the resolution on same date as public hearing.

**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  
AUD FILE  
FIN  
ASR  
RCR  
CLK  
TRS  
TED  
BSD  
STR  
CD  
HY-VEE  
41-14-008

RESOLUTION NO.

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

WHEREAS, the City of Cedar Rapids does possess a 10-foot wide utility easement on the following described property:

Plat of Survey No. 1847 Parcel B and Plat of Survey No. 1848 Parcel B  
(located at 4825 Johnson Avenue NW)

, and

WHEREAS, Hy-Vee, Inc., 5820 Westown Parkway, West Des Moines, Iowa 50266, has requested the City of Cedar Rapids vacate the public's interest in and to said easement, and

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

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

1. The Council determines the 10-foot wide utility easement as shown on "Exhibit A", attached hereto and made a part thereof no longer serves the public interest, and said public interest and use held by the City of Cedar Rapids in and to the property herein described is hereby vacated.
2. The Council determines the fair consideration required for the aforescribed vacation is the value, if any, of the new easements as approved by the Public Works Department, plus a standard \$100 closing fee, payable to the City Treasurer.
3. The 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. Hy-Vee, Inc. 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 of said utility easement hereinbefore described to said property owner.

4. The grantee, Hy-Vee, Inc., shall pay the City Clerk all publication and recording fees associated with this easement vacation.

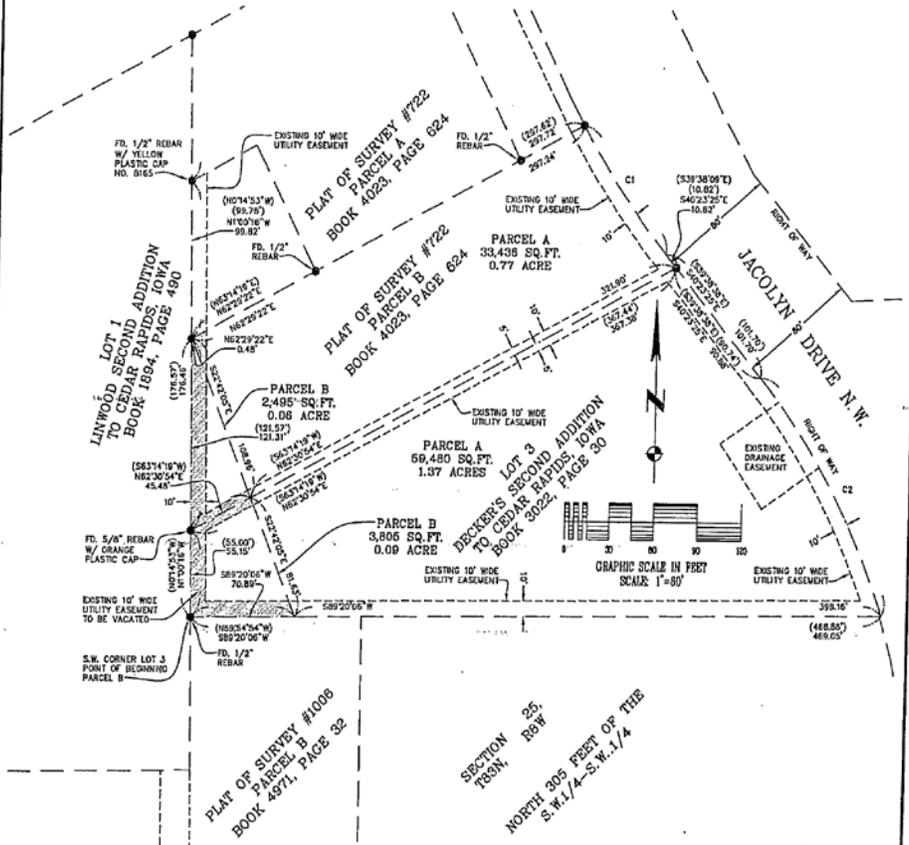
BE IT FURTHER RESOLVED that this resolution shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 24<sup>th</sup> day of June, 2014.

# EXHIBIT A

## UTILITY EASEMENT VACATION

LOT 3, DECKER'S SECOND ADDITION AND  
PART OF PARCEL B, PLAT OF SURVEY #722  
CEDAR RAPIDS, LINN COUNTY, IOWA



**SURVEY LEGEND**

- FD. 1/2" REBAR W/ PLASTIC CAP NO. 14676 UNLESS NOTED RECORDED AS
- ( )
- EASEMENT LINE
- PLAT OR SURVEY BOUNDARY
- EXISTING LOT LINE

**SURVEY PREPARED FOR:**  
HY-VEE FOOD STORES, INC.

**OWNERS:**  
JOHN A AND CHRISTINE A. ROBSON  
100 JACOLYN DRIVE N.W.  
CEDAR RAPIDS, IOWA 52405

BERNARD L. AND MARY A. CEJKA  
120 JACOLYN DRIVE N.W.  
CEDAR RAPIDS, IOWA 52405

**SURVEYOR:**  
RYAN R. REMLING P.L.S.  
HALL & HALL ENGINEERS, INC.  
1800 BOYSSON ROAD  
HIAMATHA, IOWA 52233  
(319)-352-9548

**SURVEY FIELD WORK PERFORMED:**  
5/22/13

Curve Table Measured						
Curve	Delta	Tangent	Length	Radius	Chord	Chord Brg
C1	10° 31' 26"	49.73'	88.16'	540.00'	89.56'	535° 07' 05"E
C2	21° 37' 08"	87.83'	173.67'	460.00'	172.54'	528° 30' 05"E

Curve Table Recorded						
Curve	Delta	Tangent	Length	Radius	Chord	Chord Brg
C1	10° 31' 58"	49.78'	89.27'	540.00'	88.13'	534° 23' 23"E
C2	21° 37' 03"	87.82'	173.56'	460.00'	172.53'	528° 30' 06"E

10036

Project Number: 1 of 1  
Sheet: 1 of 1  
Scale: 1"=40'  
Field Book No: 201, 202 & 208

Sheet Title: EXHIBIT  
**UTILITY EASEMENT VACATION**  
LOT 3, DECKER'S SECOND ADDITION AND  
PART OF PARCEL B, PLAT OF SURVEY #722  
CEDAR RAPIDS, LINN COUNTY, IOWA

HALL & HALL ENGINEERS, INC.  
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CIVIL ENGINEERING • LANDSCAPE ARCHITECTURE  
LAND SURVEYING • LAND DEVELOPMENT PLANNING  
www.halleh.com  
Designed by: DLK | Drawn by: DLK | Checked by:

CAD File: L:\projects\10000\10036-Hy-Vee-Johnson Avenue\DWG\10036 EASEMENT VACATION 302313.dwg Date Plotted: May 28, 2014 - 12:57pm Plotted By: SUSAN FOREMAN

Cadd File Name: W:\PROJECTS\New-CIP\2014\114\Right-of-Way\_Mgmt\008\_Jaclyn Dr NW (100 & 120) - Hy-Vee, Inc\41-14-008 Council Map.dwg



**4825 JOHNSON AVENUE NW  
UTILITY EASEMENT VACATION**



**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Erika Kubly  
**Email:** [e.kubly@cedar-rapids.org](mailto:e.kubly@cedar-rapids.org)

**Phone Number/Ext:** (319) 286-5406

**Alternate Contact Person:** Paula Mitchell  
**Email:** [p.mitchell@cedar-rapids.org](mailto: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):

430 9 <sup>th</sup> Avenue SW	926 N Street SW
930 N Street SW	948 N Street SW
378 8 <sup>th</sup> Avenue SW	619 9 <sup>th</sup> Avenue SW
621 9 <sup>th</sup> Avenue SW	1069 G Avenue NW
709 3 <sup>rd</sup> Street SW	709 G Avenue NW
708 G Avenue NW	453 9 <sup>th</sup> Avenue SW
507 7 <sup>th</sup> Avenue SW	508 9 <sup>th</sup> Street SW
1420 N Street SW	609 3 <sup>rd</sup> Avenue SW
1100 K Street SW	1104 K Street SW
1116 K Street SW	1016 2 <sup>nd</sup> Street SW
1016 K Street SW	435 8 <sup>th</sup> Avenue SW
1033 10 <sup>th</sup> Street NW	190 14 <sup>th</sup> Avenue SW
624 9 <sup>th</sup> Avenue SW	629 8 <sup>th</sup> Avenue SW

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 103 properties were identified by 26 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:** June 24, 2014

**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:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Caleb Mason

**Phone Number/Ext:** (319) 286-5188

**Email:** [c.mason@cedar-rapids.org](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** (319) 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto: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 commercial property at 400 12th Avenue SE (former Iowa Iron Works site) and inviting redevelopment proposals (**FLOOD**). CIP/DID #OB675513

### **Background:**

The Development Committee is recommending to initiate the Request for Proposal (RFP) process for City owned property at 400 12<sup>th</sup> Avenue SE, commonly called the Iowa Iron Works site, less an approximately 58,200 square foot portion of the site on the SW corner being leased to the NewBo Market for parking shown on the attached Location Map. The City has received formal interest in redeveloping the site.

The City acquired the property in 2001 following the participation in a Brownfields Pilot Initiative in 1998 providing funds for environmental due-dilligence to be performed on the site. The site was encolled in the State of Iowa's Land Recycling Program throught the Department of Natural Resources (DNR) to remediate contaminates identified on the site. A Letter of No Further Action was received from the DNR on May 23, 2011 certifying the remediation of site contaminates, and allowing the property to be available for redevelopment.

A portion of the site, approximately 58,200, is being leased to the NewBo Market for parking. The Market has the option to purchase the property beginning January 2016. The Market has indicated to staff a willingness to work with interested proposers on identifying a masterplan for the entire site with the possibility of parking to be integrated into a development plan. Proposers will work with the Market directly to negotiate a mutually beneficial solution for both parties and incorporate into the redevelopment proposal.

Because of the size of the site and location of the property within the emerging New Bohemia district, the RFP will emphasize to proposers to identify the master plan for the entire site, phasing development as necessary. Proposals are also required to address the following criteria:

1. Demonstrated capacity and experience of the development team;
2. Master plan development which identifies redevelopment and use of the entire site;
3. Marketing Feasibility

- a. Marketing plan including citations of current market conditions;
  - b. Identified tenants (as applicable)
4. Financial feasibility
  - a. Financial capacity of the developer/owner;
  - b. Documentation from a lending institution of their understanding of the project and partnership in the project;
  - c. Sources and uses of funds and pro forma for on-going leasing of residential/commercial space
5. Economic impact
  - a. Estimated jobs created/retained
  - b. Total estimated project investment
  - c. Post-Development property valuation
6. Community Benefits including amenities or services provided in the project
7. Projects shall be consistent with City Council objectives and Czech Bohemia Overlay District guidelines including:
  - a. Quality exterior materials and architectural design that enhances the historic character of the neighborhood
  - b. Building setbacks that address street frontages, with parking to the rear of the site or buildings
  - c. Sustainable site and building design features
  - d. Plan to address on-site parking, as well as shared parking arrangements
  - e. Provides a mix of uses, including market rate housing options
  - f. Encourages walkability with connections within the development and to the neighborhood
  - g. Promotes social interaction with green space and public gathering areas
8. Timeline for development, including any phasing of development built-out
9. Offer Price

The following is the timeline for the next steps:

June 10	Motion Setting a Public Hearing
June 24	Public Hearing
June 27	Informational Meeting
September 5	Proposal Deadline
September 9	Stakeholder panel review of proposals
September 23	City Council consideration of preferred Developer (Resolution to pursue a Development Agreement)

**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:** June 24, 2014

**Estimated Presentation Time:** 5 Minutes

Budget Information (if applicable): N/A

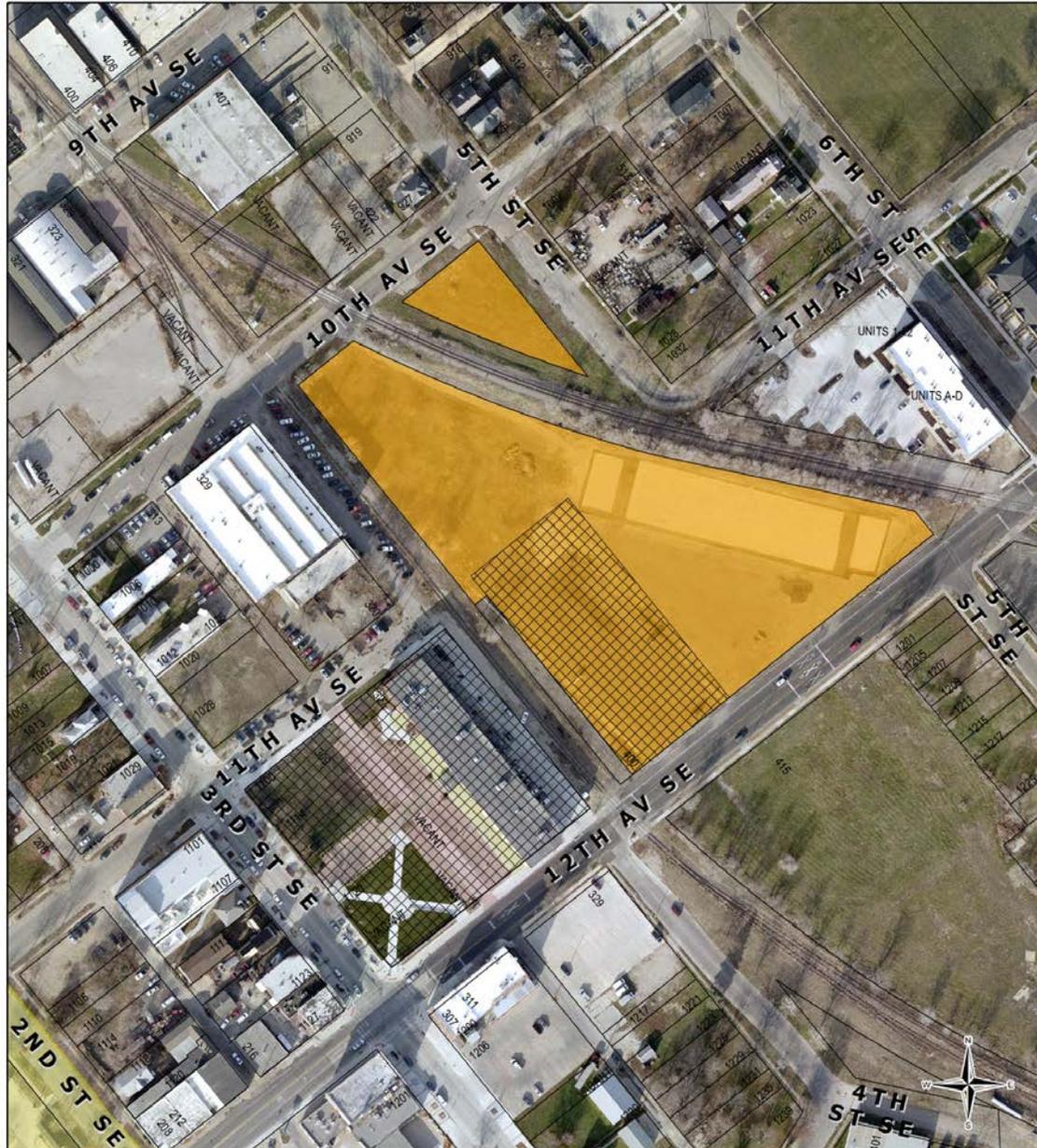
Local Preference Policy Applies  Exempt

Recommended by Council Committee Yes  No  N/A

**Explanation (if necessary):**

On May 21, 2014 the Development Committee reviewed the request to initiate the disposition process and recommends moving forward with requesting proposals for the site.

**Location Map**

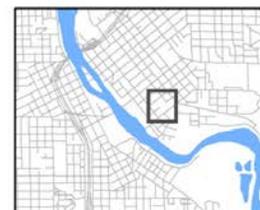


**Iowa Iron Works Site  
400 12th Avenue SE**

-  Iowa Iron Works Site - 400 12th Ave SE
-  NewBo Market - lease to purchase



City of Cedar Rapids  
Community Development and Planning  
101 First Street SE  
Cedar Rapids, Iowa 52401  
(319) 286-5041  
www.CityofCR.com



## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Caleb Mason

**Phone Number/Ext:** (319) 286-5188

**Email:** [c.mason@cedar-rapids.org](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** (319) 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto: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 vacant property at the corner of Zika Avenue NW and 16<sup>th</sup> Street NW (commonly called the Chipping Green site) and inviting redevelopment proposals (**FLOOD**). CIP/DID #OB1241850

### **Background:**

The Development Committee is recommending to initiate the Request for Proposal (RFP) process for City-owned property at the corner of Zika Avenue NW and 16<sup>th</sup> Street NW, commonly called the Chipping Green site. The City has received formal interest in redeveloping the site.

The site is situated between the Ellis Golf Course and Ellis Park. Currently the property is not used for organized recreational activity. Formerly the property was used as a chipping green as part of the Ellis Golf Course, however, the chipping green was relocated elsewhere on the course.

Because of the size, site and location, the RFP will emphasize to proposers to identify the master plan for the entire site, phasing development as necessary with residential density commensurate with adjacent housing developments. Proposals are also required to address the following criteria:

1. Demonstrated capacity and experience of the development team;
2. Marketing plan for proposed project;
3. Financial feasibility
  - a. Financial capacity of the developer/owner;
  - b. documentation from a lending institution of their understanding of the project and partnership in the project;
4. Neighborhood amenities offered in the development;
5. Master plan for the entire site:
  - a. Density in keeping with adjacent residential;
  - b. Provides a mix of housing styles, types and price points with a priority given to projects that incorporate the City's ROOTs program;
  - c. Sustainable building and development practices;
  - d. Provides a walkable neighborhood with pedestrian connections within the

- development and the surrounding neighborhood;
- e. Architectural design that promotes pedestrian activity and minimizes auto-orientation
- 6. Timeline for Development and build-out;
- 7. Offer Price;

The following is the timeline for the next steps:

June 10	Motion Setting a Public Hearing
June 24	Public Hearing
June 27	Informational Meeting
August 1	Proposal Deadline
August 5	Stakeholder panel review of proposals
August 12	City Council consideration of preferred Developer (Resolution to pursue a Development Agreement)

**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:** June 24, 2014

**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 May 21, 2014 the Development Committee reviewed the request to initiate the disposition process and recommends moving forward with requesting proposals for the site.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Thomas Smith

**Phone Number/Ext:** (319) 286-5161

**Email:** [t.smith@cedar-rapids.org](mailto:t.smith@cedar-rapids.org)

**Alternate Contact Person:** Caleb Mason

**Phone Number/Ext:** (319) 286-5188

**Email:** [c.mason@cedar-rapids.org](mailto: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 1919, 1915, 1895 and 1871 Ellis Boulevard NW and inviting redevelopment proposals (**FLOOD**). CIP/DID #OB1241851

### **Background:**

The Development Committee is recommending to initiate the Request for Proposal (RFP) process for 1919, 1915, 1895, and 1871 Ellis Boulevard NW and invite based on a letter of interest to open an RFP process for redevelopment of these properties. The properties are part of a State-designated Viable Business Corridor and were included in the Ellis Area Plan developed during the fall of 2013. The Ellis Plan indicates that permission for development on these properties is contingent on the development integrating flood protection infrastructure. This must be constructed in compliance with Army Corps of Engineers standards, so it becomes part of the City's future flood management system.

The properties at 1895 and 1871 Ellis Boulevard NW are located within the Ellis Area Overlay District. A single structure utilizing the four lots would need to comply with the overlay district guidelines.

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

1. Demonstrated capacity and experience of the development team
2. Marketing plan for proposed project
3. Financial feasibility
4. Financial capacity of the developer/owner
5. Documentation from a lending institution of their understanding of the project and partnership in the project
6. Proposed integration with the City's flood management system
7. Consistency with the Ellis Area Plan and Ellis Area Overlay District requirements
8. Community benefits offered by the development
9. Master plan for the site:
  - o Sustainable building and development practices
  - o Mix of uses

- o Architectural design that promotes pedestrian activity and minimizes auto-orientation
  - o Provision of public access to the riverfront and connection to existing and proposed trails in the immediate vicinity
10. Timeline for development and build-out
11. Offer price

The following is the timeline for the next steps:

June 24, 2014	Public hearing on disposition and inviting proposals
June 27, 2014	Informational meeting
August 15, 2014	Proposal deadline
August 18, 2014	Stakeholder panel review
August 26, 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 May 21, 2014 staff previewed a request with the Development Committee that the City received to initiate the competitive proposal process on City-owned property.





## Council Agenda Cover Sheet Motion Setting Public Hearing

**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**

Motion to set a public hearing for July 8, 2014, to consider the execution of an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW. CIP/DID #49-14-037

### **Background:**

The City of Cedar Rapids has received a request from Iowa Land and Building Company to grant a permanent 34-foot wide access easement to Iowa Land and Building's airport parking area, located on City-owned land northerly of and adjacent to 9400 Shepard Court SW. The City has waived the cost of the easement because the parking lot access has always been provided; however, there was no recorded Access Easement agreement. The applicant has paid a \$250 application fee in connection with this application, and the Eastern Iowa Airport Commission has approved granting this easement.

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 Access Easement agreement to Iowa Land and Building Company.

### **Alternative to the Recommendation:**

Deny vehicular access to Iowa Land and Building's airport parking lot.

**Time Sensitivity:** Normal

**Resolution Date:** July 8, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** N/A

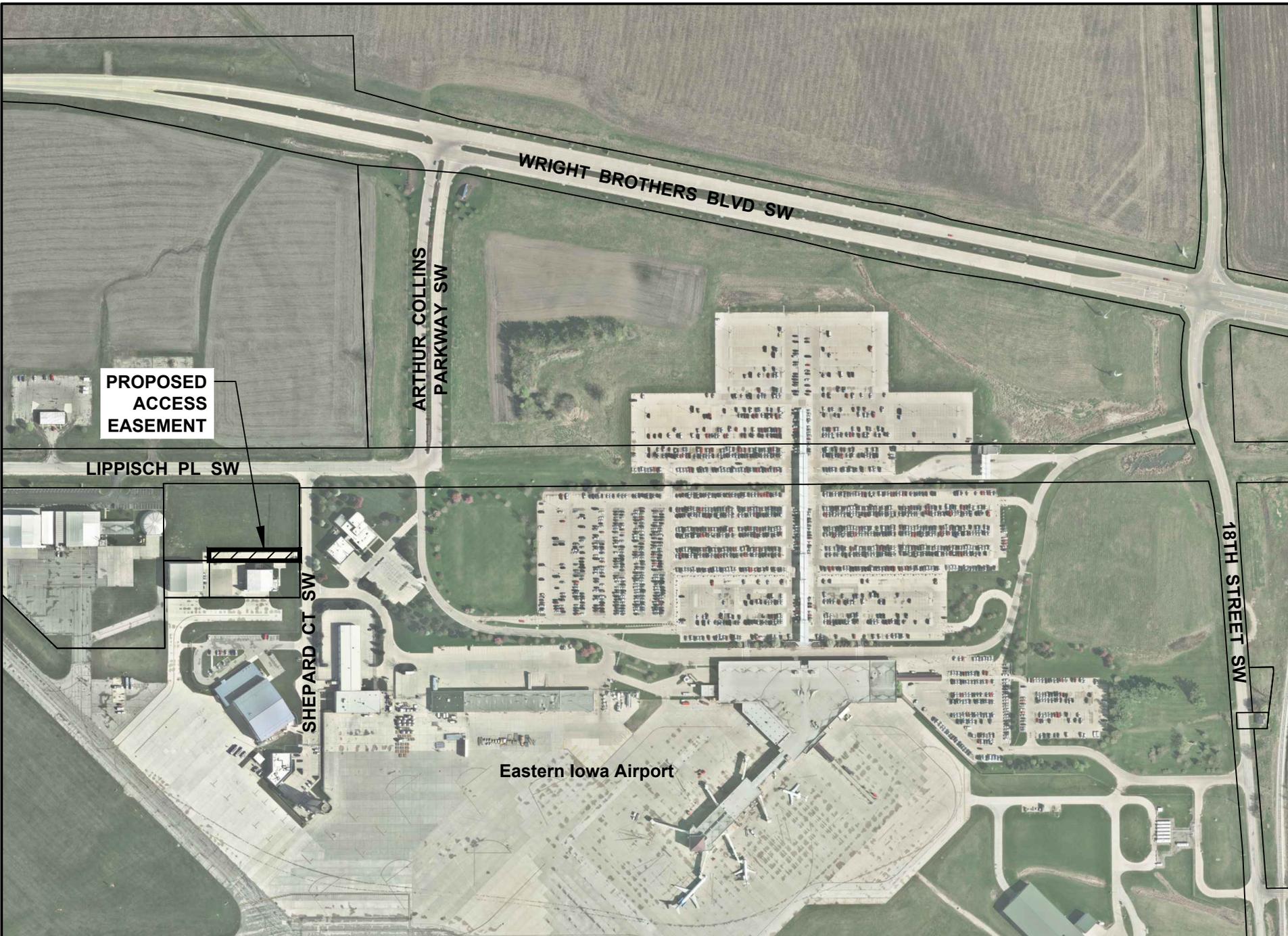
**Local Preference Policy:** Applies  Exempt

**Explanation:** Local preference policy does not apply to the granting of easements.

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**

Cadd File Name: W:\PROJECTS\Non-CIP\2014\014037 Shepard Ct SW (940) - Access Easmt (support) - Iowa Land & Blg\9-14-037 Council Map.dwg



**PROPOSED  
ACCESS  
EASEMENT**

LIPPISCH PL SW

ARTHUR COLLINS  
PARKWAY SW

WRIGHT BROTHERS BLVD SW

SHEPARD CT SW

18TH STREET SW

Eastern Iowa Airport



**PROPOSED ACCESS EASEMENT  
SHEPARD COURT SW**





13b

**Council Agenda Item Cover Sheet**  
**MOTION TO SET PUBLIC HEARING**

**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**

Motion to set a public hearing for July 8, 2014 to consider the vacation and disposition of public ways and grounds described as the 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

**Background:**

Kingston Village, LLC has requested the vacation and disposition of this excess right-of-way to accommodate a 64-unit housing project at this location. The applicant is granting a sanitary sewer easement to the City as a part of the vacation process.

**Action / Recommendation:**

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

**Alternative to the Recommendation:**

Require Kingston Village to revise the plans for their housing project at this location.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

Public Hearing Date and possible 1st, 2nd and 3rd readings of Ordinance, and possible resolution passing: July 8, 2014

**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):**

Cadd File Name: W:\PROJECTS\New-CIP\2013\4113037 City of CR - 6th Ave SW Urban Diagonal Dr. & 2nd St SW\41-13-037 Council Map.dwg



**PLAT OF SURVEY No. 1927,  
PLAT OF SURVEY No. 1928  
AND SANITARY SEWER EASEMENT**



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

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5808

**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**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Diagonal Drive SW Improvements from Interstate 380 to West 8<sup>th</sup> Avenue Bridge Approach project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,315,000) (**Paving for Progress**). CIP/DID #3012038-02

### **Background:**

Diagonal Drive SW from Interstate 380 to the west 8<sup>th</sup> Avenue bridge approach is in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, asphalt surface rehabilitation, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements.

### **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 July 8, 2014 and advertising for bids by publishing notice to bidders for the project.

### **Alternative to the Recommendation:**

Defer action on the motion setting the public hearing for the resolution to adopt plans and specifications, form of contract and estimated cost; direct staff to repackage the project into multiple smaller projects; or abandon the project.

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

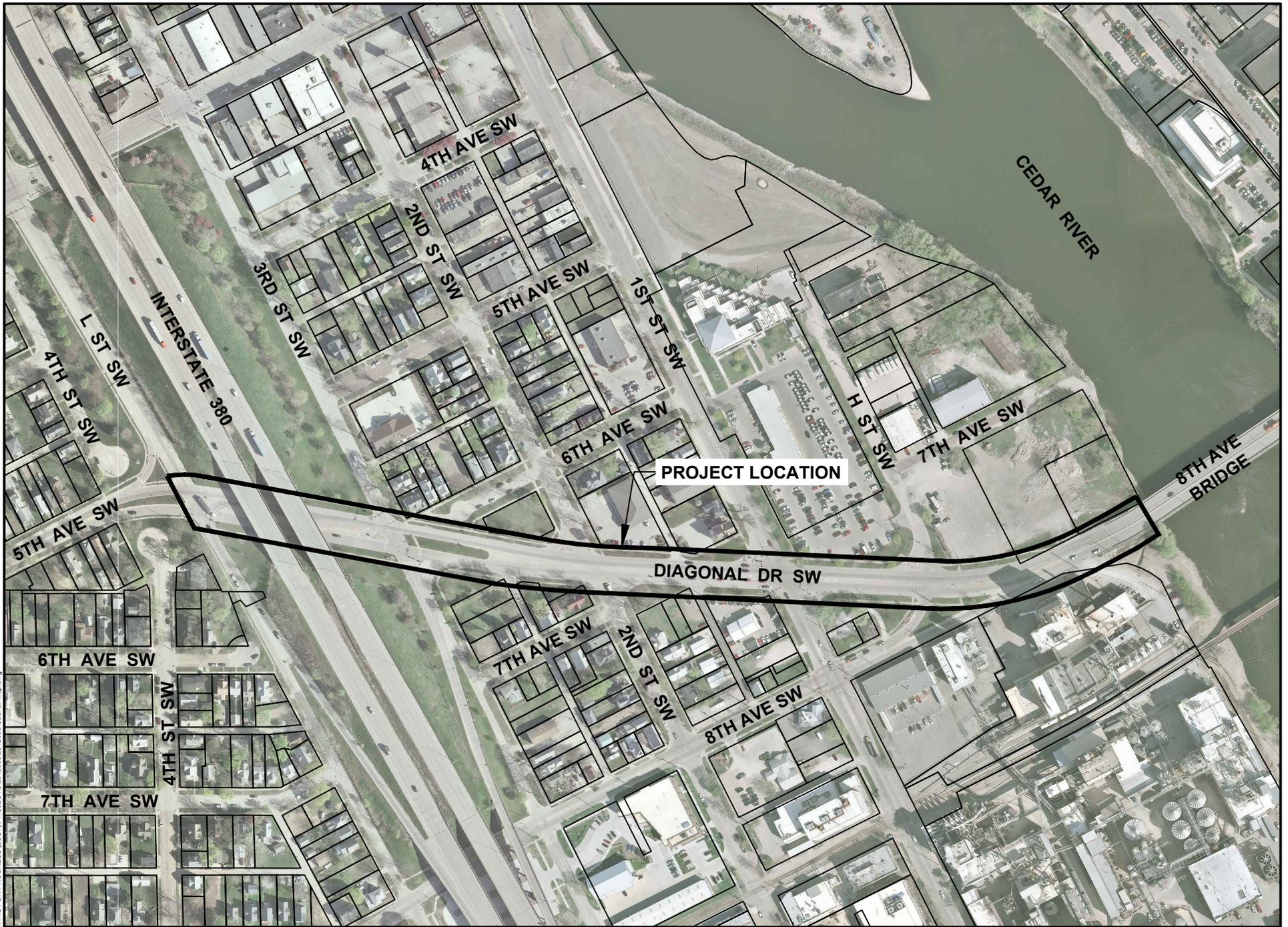
**Budget Information (if applicable):** CIP's 3012038 (Streets), 321 (Medians)

**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):** Part of the "Paving for Progress" list of streets identified for repair.



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

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5808

**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**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW Pavement Rehabilitation Improvements project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,430,000) (**Paving for Progress**). CIP/DID #3012084-02

**Background:**

Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW are both in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, asphalt surface rehabilitation, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements.

**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 July 8, 2014 and advertising for bids by publishing notice to bidders for the project.

**Alternative to the Recommendation:**

Defer action on the motion setting the public hearing for the resolution to adopt plans and specifications, form of contract and estimated cost; direct staff to repackage the project into multiple smaller projects; or abandon the project.

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

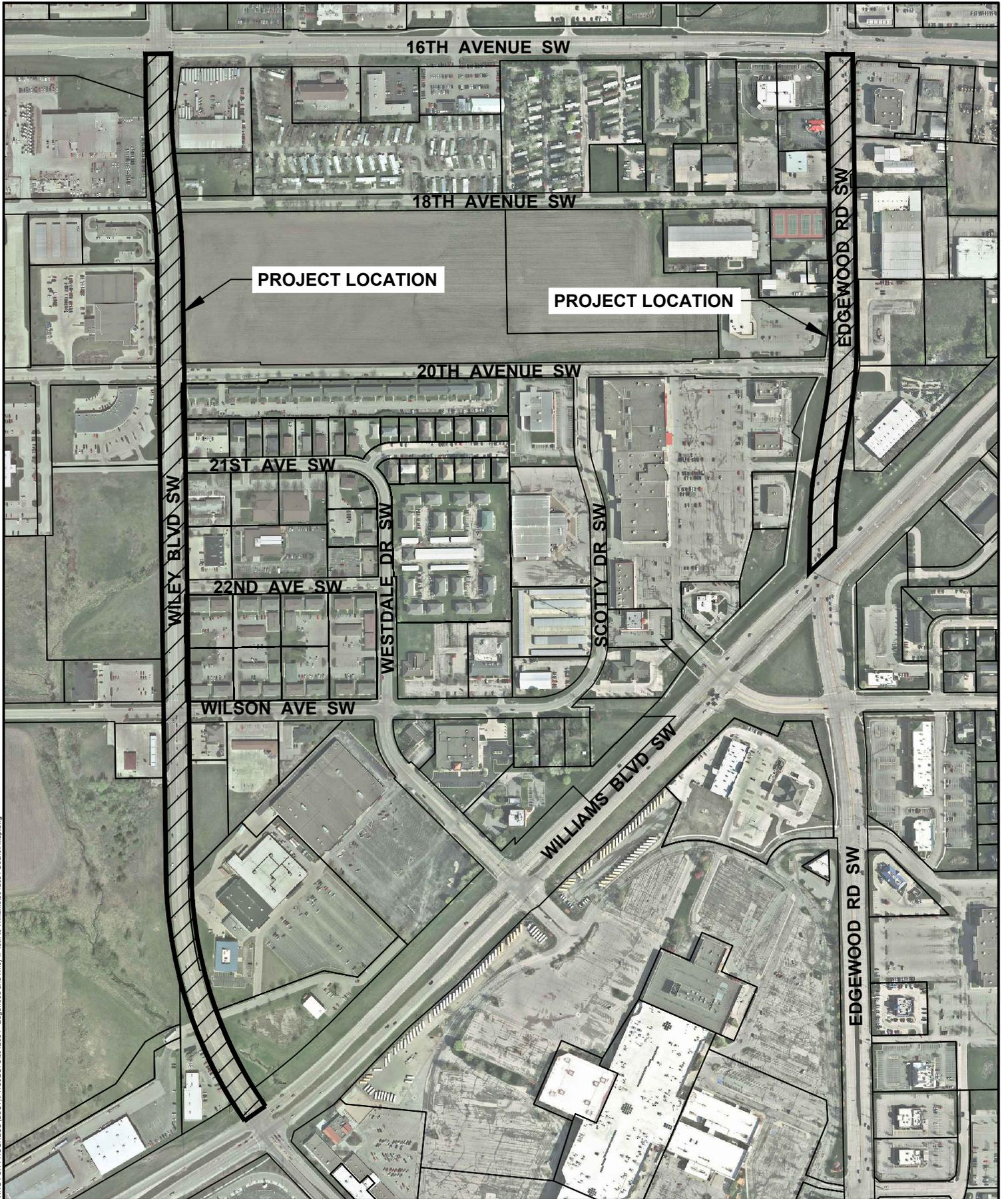
**Budget Information (if applicable):** CIP's 3012084 (Streets) 304996 (Storm)

**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):** Part of the "Paving for Progress" list of streets identified for repair.



PROJECT LOCATION

PROJECT LOCATION



**EDGEWOOD ROAD AND WILEY BOULEVARD SW FROM  
16TH AVENUE TO WILLIAMS BOULEVARD SW  
IMPROVEMENTS PROJECT**





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

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5808

**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**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 16, 2014 (estimated cost is \$1,800,000) (**Paving for Progress**). CIP/DID #3012086-02

### **Background:**

Glass Road NE from Edgewood Road to Wenig Road is in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements.

### **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 July 8, 2014 and advertising for bids by publishing notice to bidders for the project.

### **Alternative to the Recommendation:**

Defer action on the motion setting the public hearing for the resolution to adopt plans and specifications, form of contract and estimated cost; direct staff to repackage the project into multiple smaller projects; or abandon the project.

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP's 3012086 (Streets) 2014081

**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):** Part of the "Paving for Progress" list of streets identified for repair.

Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012086 - Glass Rd fr Edgewood to Wenig Rd\3012086 Council Map.dwg



**GLASS ROAD NE FROM EDGEWOOD ROAD TO WENIG ROAD NE  
IMPROVEMENTS PROJECT**



## Council Agenda Item Cover Sheet

**Council Meeting Date:** 06-24-14

**Submitting Department:** Finance-Purchasing Services

**Presenter at meeting:** consent  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** John Riggs  
**Email:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)

**Phone Number/Ext:** 5981

### **Description of Agenda Item:**

Motion filing specifications, form of contract, estimated cost, setting a public hearing date for July 8, 2014 and advertising for bids by publishing notice to bidders for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels Project and authorizing the Purchasing Manager, or designee, to receive and open bids and publicly announce the results at the Office of the City Clerk, City Hall, at 11:00 am on July 9, 2014. (Estimate of cost is \$940,000) (**FLOOD**). CIP/DID # 0514-199

### **Background:**

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for thirteen (13) flood-damaged parcels consisting of 8 main structures and 10 accessory structures, all funded through the Community Development Block Grant (CDBG) Program. Payment for environmental remediation and demolition services rendered shall be based on a firm fixed price basis. The estimated cost for remediation and demolition is \$316,000.00. The estimated cost for the contaminated soil removal is \$624,000.00. The total estimated cost for this project is \$940,000.00.

On June 28, 2011 Council passed a resolution authorizing the abatement and demolition of specified CDBG acquired commercial properties. Properties have been added to and removed from that list by subsequent resolutions. Three commercial properties have been acquired that staff recommend adding to the list of authorized demolitions: 413 H Ave NW, 501 3<sup>rd</sup> Ave SW, and 505 3<sup>rd</sup> Ave SW. On December 12, 2013, City staff discussed these properties with the Historic Preservation Commission (HPC). HPC did not make any requests that staff seek development proposals on these properties. The property at H Avenue NW is in the 100 Year Floodplain Neighborhood Revitalization Area and is rated at 2. Both of the properties on 3<sup>rd</sup> Ave SW are in the 500 Year Floodplain Neighborhood Revitalization Area and are rated at 2, both of the 3<sup>rd</sup> Ave SW parcels have contaminated soils beneath the structures that shall be removed and this requires demolition to be completed.

### **Action / Recommendation:**

Recommend City Council set a public hearing date for July 8, 2014 to advertise for bids by publishing notice to bidders for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels Project and authorizing the Purchasing Manager, or designee, to receive and open bids and publicly announce the results at the Office of the City Clerk, City Hall, at 11:00 am on July 9, 2014.

**Alternative Recommendation:** none

**Time Sensitivity:** Time Sensitive. A delay in the project will impact the neighborhoods.

**Resolution Date:** 06-24-14

**Estimated Presentation Time:** consent

**Budget Information (if applicable):**

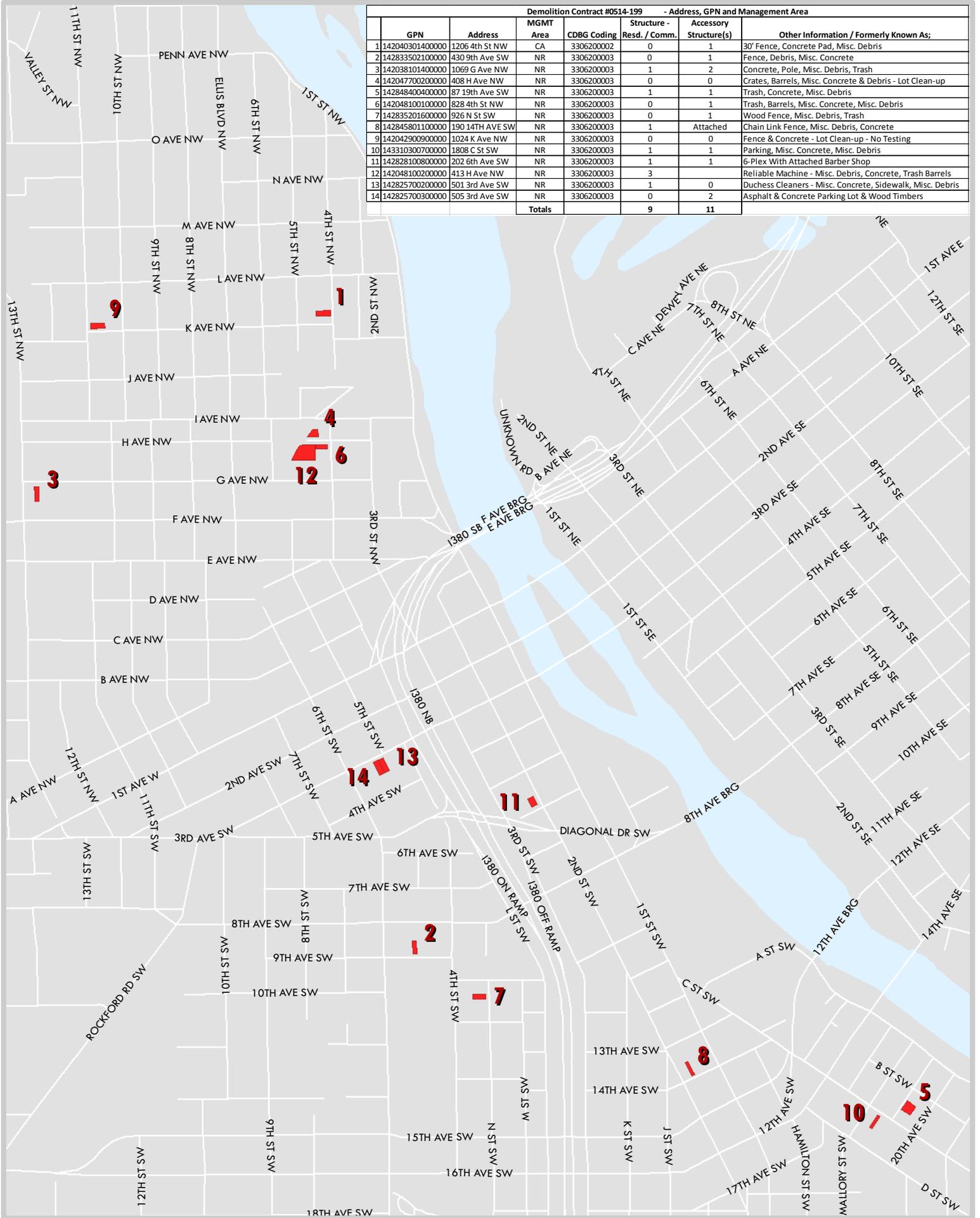
**Local Preference Policy** Applies  Exempt

**Explanation:** CDBG funded

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):** Federal Funds-CDBG

Demolition Contract #0514-199 - Address, GPN and Management Area								
	GPN	Address	MGMT Area	CDBG Coding	Structure - Resd. / Comm.	Accessory Structure(s)	Other Information / Formerly Known As;	
1	142040301400000	1206 4th St NW	CA	3306200002	0	1	30' Fence, Concrete Pad, Misc. Debris	
2	142833502100000	430 9th Ave SW	NR	3306200003	0	1	Fence, Debris, Misc. Concrete	
3	142038101400000	1069 G Ave NW	NR	3306200003	1	2	Concrete, Pole, Misc. Debris, Trash	
4	142047700200000	408 H Ave NW	NR	3306200003	0	0	Crates, Barrels, Misc. Concrete & Debris - Lot Clean-up	
5	142848400400000	87 19th Ave SW	NR	3306200003	1	1	Trash, Concrete, Misc. Debris	
6	142048100100000	828 4th St NW	NR	3306200003	0	1	Trash, Barrels, Misc. Concrete, Misc. Debris	
7	142835201600000	926 N St SW	NR	3306200003	0	1	Wood Fence, Misc. Debris, Trash	
8	142845801100000	190 14th Ave SW	NR	3306200003	1	Attached	Chain Link Fence, Misc. Debris, Concrete	
9	142042900900000	1024 K Ave NW	NR	3306200003	0	0	Fence & Concrete - Lot Clean-up - No Testing	
10	143310300700000	1808 C St SW	NR	3306200003	1	1	Parking, Misc. Concrete, Misc. Debris	
11	142828100800000	202 6th Ave SW	NR	3306200003	1	1	6-Plex With Attached Barber Shop	
12	142048100200000	413 H Ave NW	NR	3306200003	3		Reliable Machine - Misc. Debris, Concrete, Trash Barrels	
13	142825700200000	501 3rd Ave SW	NR	3306200003	1	0	Duchess Cleaners - Misc. Concrete, Sidewalk, Misc. Debris	
14	142825700300000	505 3rd Ave SW	NR	3306200003	0	2	Asphalt & Concrete Parking Lot & Wood Timbers	
					<b>Totals</b>	<b>9</b>	<b>11</b>	



Contract #0514-199

 Parcels

1:13,864

 Cedar Rapids IT-GIS  
3601 42nd St NE  
Cedar Rapids, IA 52402  
Date: 6/4/2014



DISCLAIMER: This is a product of the City of Cedar Rapids GIS Division. The data depicted here has been developed by the City for city purposes. Any use is at the sole risk and responsibility of the User. There are no warranties, expressed or implied, associated with the use of this map.

## COUNCIL AGENDA ITEM COVER SHEET

**Meeting Date:** 6/24/2014

**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:

- a. 3<sup>rd</sup> Street Saloon, 1202 ½ 3<sup>rd</sup> Street SE (transfer to McGrath Powersports, 4645 Center Point Road NE, for an event on July 31 - August 1, 2014);
- b. 3<sup>rd</sup> Street Saloon, 1202 ½ 3<sup>rd</sup> Street SE (transfer to McGrath Powersports, 4645 Center Point Road NE, for an event on August 28-29, 2014);
- c. Best Western Cooper's Mill, 100 F Avenue NW;
- d. Cedar Rapids BPO Elks Lodge 251, 801 33<sup>rd</sup> Avenue SW;
- e. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1st Street SW (McGrath Amphitheater Cedar Rapids), for an event on July 11, 2014);
- f. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1st Street SW (McGrath Amphitheater Cedar Rapids), for an event on July 18, 2014);
- g. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at 475 1st Street SW (McGrath Amphitheater Cedar Rapids), for an event on July 25, 2014);
- h. Checkers Tavern & Eatery, 3120 6<sup>th</sup> Street SW;
- i. Fraternal Order of Eagles Post #2272, 1735 11<sup>th</sup> Street NW (outdoor service for an event on July 4-5, 2014);
- j. Goodwill of the Heartland, 1410 South First Avenue, Iowa City (5-day permit for an event at 50 2nd Avenue Bridge (Veteran's Memorial Building), for an event on June 28, 2014);
- k. Grape Hustlers Fine Wines & Brews, 3260 Southgate Place SW (new- formerly retail space);
- l. Hawkeye Convenience Store - 16<sup>th</sup> Avenue, 250 16<sup>th</sup> Avenue SW (new - new ownership);
- m. Hawkeye Convenience Store - 1<sup>st</sup> Avenue, 1581 1<sup>st</sup> Avenue SE (new-new ownership);
- n. Hawkeye Convenience Store - Johnson Avenue, 4830 Johnson Avenue NW (new-new ownership);
- o. Hawkeye Convenience Store - Old Marion Road, 1120 Old Marion Road NE (new- new ownership);
- p. Hawkeye Convenience Store - Wiley Blvd, 2330 Wiley Boulevard SW (new-new ownership);
- q. Hotel at Kirkwood, 7725 Kirkwood Boulevard SW;
- r. Hy-Vee #7 Club Room, 5050 Edgewood Road NE (outdoor service for an event on July 11, 2014);
- s. Hy-Vee Food Store #3, 20 Wilson Avenue SW;
- t. Hy-Vee Food Store #4, 1556 1<sup>st</sup> Avenue NE;
- u. Hy-Vee Food Store #5, 3235 Oakland Road NE;
- v. Hy-Vee Food Store #6, 4035 Mount Vernon Road SE;
- w. Juke Joint, 1736 16<sup>th</sup> Avenue SW (outdoor service for an event on July 4-6, 2014);
- x. Los Compadres Mexican Bar & Grill, 2825 6<sup>th</sup> Street SW;
- y. Millstream Brewhaus, 2121 Arthur Collins Parkway SW;

- z. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW (outdoor service for an event on July 12-13, 2014);
- aa. New Shack Tavern, 2545 Old River Road SW (new-new ownership);
- bb. Nick's Bar & Grill, 4958 Johnson Avenue NW;
- cc. Otis' Tailgators Sports Bar, 3969 Center Point Road NE (outdoor service for an event on July 3-4, 2014);
- dd. Phong Lan Vietnamese Restaurant, 216 8<sup>th</sup> Street SE;
- ee. Press Cafe, 450 5<sup>th</sup> Avenue SE (new- new ownership);
- ff. Puerto Vallarta Bar & Grill, 588 Boyson Road NE (new-formerly Cactus Mexican Grill & Cantina);
- gg. Red Lobster, 163 Collins Road NE (New-changed from GMRI, Inc. to Red Lobster, LLC);
- hh. Red's Public House, 112 2<sup>nd</sup> Street SE;
- ii. Sag Wagon, 827 Shaver Road NE;
- jj. Smokin' Joe's Tobacco & Liquor Outlet #14, 225 Edgewood Road NW.

**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    **X**

**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:** 6/24/2014

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
3rd Street Saloon 1202 1/2 3RD ST SE	12	0	0	0
3rd Street Saloon 1202 1/2 3RD ST SE	12	0	0	0
Best Western Cooper's Mill 100 F AVE NW	8	0	0	1
Cedar Rapids BPO Elks Lodge 251 801 33RD AVE SW	11	0	0	1
Cedar Rapids Jaycees 225 5TH AVE SW	0	0	0	0
Cedar Rapids Jaycees 225 5TH AVE SW	0	0	0	0
Cedar Rapids Jaycees 475 1ST ST SW	0	0	0	0
Checkers Tavern & Eatery 3120 6TH ST SW	18	0	0	6
Fraternal Order of Eagles Post #2272 1735 11TH ST NW	3	0	0	0
Goodwill of the Heartland 50 2nd AVE	0	0	0	0
Grape Hustlers Fine Wines & Brews 3260 SOUTHGATE PL SW	0	0	0	0
Hawkeye Convenience Store - 16th Avenue 250 16TH AVE SW	0	0	0	0
Hawkeye Convenience Store - 1st Avenue 1581 1ST AVE SE	0	0	0	0

Hawkeye Convenience Store - Johnson Ave 4830 JOHNSON AVE NW	0	0	0	0
Hawkeye Convenience Store - Old Marion Road 1120 OLD MARION RD NE	0	0	0	0
Hawkeye Convenience Store - Wiley Blvd 2330 WILEY BLVD SW	0	0	0	0
Hotel at Kirkwood 7725 KIRKWOOD BLVD SW	29	1	0	0
Hy-Vee #7 Club Room 5050 EDGEWOOD RD NE	85	0	0	2
Hy-Vee Food Store #3 20 WILSON AVE SW	341	6	1	10
Hy-Vee Food Store #4 1556 1ST AVE NE	601	6	2	70
Hy-Vee Food Store #5 3235 OAKLAND RD NE	110	0	1	5
Hy-Vee Food Store #6 4035 MT VERNON RD SE	53	0	1	3
Juke Joint 1736 16TH AVE SW	123	0	0	21
Los Compadres Mexican Bar & Grill 2825 6TH ST SW	24	1	1	0
Millstream Brewhaus 2121 ARTHUR COLLINS PKWY SW	0	0	0	0
National Czech & Slovak Museum & Library 1400 INSPIRATION PL SW	17	0	0	1
New Shack Tavern 2545 OLD RIVER RD SW	0	0	0	0
Nick's Bar & Grill 4958 JOHNSON AVE NW	27	0	0	3
Otis' Tailgators Sports Bar 3969 CENTER POINT RD NE	59	0	1	5
Phong Lan Vietnamese Restaurant 216 8TH ST SE	4	0	0	1
Press Cafe 450 5TH Ave SE	0	0	0	0
Puerto Vallarta Bar & Grill 588 BOYSON RD NE	0	0	0	0
Red Lobster	0	0	0	0

163 COLLINS RD NE

Red's Public House

79 3 0 11

112 2ND ST SE

Sag Wagon

28 0 0 2

827 SHAVER RD NE

Smokin' Joe's Tobacco & Liquor Outlet #14

14 1 0 1

225 EDGEWOOD RD NW

RESOLUTION NO.

WHEREAS, the attached listing of bills dated June 24, 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 24<sup>th</sup> day of June, 2014.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** City Clerk's Office

**Presenter at meeting:** Amy Stevenson

**Phone Number/Ext:** 319-286-5061

**Email:** [AmyS@cedar-rapids.org](mailto:AmyS@cedar-rapids.org)

**Alternate Contact Person:** Bridget McMenemy

**Phone Number/Ext:** 319-286-5272

**Email:** [b.mcmenemy@cedar-rapids.org](mailto:b.mcmenemy@cedar-rapids.org)

### **Description of Agenda Item:**

Resolutions appointing, reappointing and thanking the following individuals:

- a. Reappointing Barbara Beets (effective through June 30, 2017) to the Cedar Rapids ADA Advisory Committee; CIP/DID #OB775389
- b. Reappointing Patrick Baird (effective through June 30, 2017) and reappointing Joshua Schamberger (effective through June 30, 2017) to the Airport Commission; CIP/DID #OB541939
- c. Reappointing William Vernon (effective through June 30, 2019) to the Board of Adjustment; CIP/DID #OB26303
- d. Reappointing Bill Vincent (effective through June 30, 2017) to the Cedar Rapids Board of Ethics; CIP/DID #OB232112
- e. Reappointing William Knapp (effective through June 30, 2017) and Gary Landhauer (effective through June 30, 2017) to the Building/Fire Board of Appeals; CIP/DID #OB375368
- f. Reappointing Michelle Jensen (effective through June 30, 2017), reappointing Kathy McCauley (effective through June 30, 2017) and reappointing Mary Meisterling (effective through June 30, 2017) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission; CIP/DID #OB720222
- g. Reappointing Jared Hills (effective through June 30, 2019) and reappointing Susan Millar (effective through June 30, 2019) to the City Band Commission; CIP/DID #OB631365
- h. Reappointing Virginia Wilts (effective through June 30, 2017) to the City Planning Commission; CIP/DID #OB572803
- i. Reappointing Leland Freie (effective through June 30, 2017), reappointing Salma Igram (effective through June 30, 2017), reappointing Laura O'Leary (effective through June 30, 2017) and reappointing Ruth White (effective through June 30, 2017) to the Civil Rights Commission; CIP/DID #OB629963
- j. Reappointing Lijun Chadima (effective through June 30, 2017), reappointing James Piersall (effective through June 30, 2017) and reappointing Dale Todd (effective through June 30, 2017) to the Design Review Technical Advisory Committee; CIP/DID #OB715322
- k. Reappointing Jon Dusek (effective through June 30, 2017), appointing Judy Eckman (effective through June 30, 2017), appointing Marty Hoeger (effective through June 30, 2017), appointing Nancy Kasperek (effective through June 30, 2017), reappointing Christopher Lindell (effective through June 30, 2017) and reappointing Randall Rings (effective through June 30, 2017) to the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission; CIP/DID #OB572853

- l. Reappointing Scott Saylor (effective through June 30, 2017) and reappointing James Spicer (effective through June 30, 2017) to the Electrical Board of Appeals; CIP/DID #OB572823
- m. Reappointing Brenda Blevins (effective through June 30, 2015), appointing Sean Newlin (effective through June 30, 2015) and reappointing Danielle Rings (effective through June 30, 2015) to the Grants and Programs Citizen Advisory Committee; CIP/DID #OB534302
- n. Appointing Samuel Bergus (effective through June 30, 2017), reappointing Robert Grafton (effective through June 30, 2017), reappointing Amanda McKnight Grafton (effective through June 30, 2017), appointing Caitlin Hartman (effective through June 30, 2017) and appointing Bethany Jordan (effective through June 30, 2017) to the Cedar Rapids Historic Preservation Commission; CIP/DID #OB691376
- o. Reappointing Garry Grimm (effective through June 30, 2017) and reappointing Craig Stump (effective through June 30, 2017) to the Housing Code Board of Appeals; CIP/DID #OB372485
- p. Reappointing Harriet Kalinsky (effective through June 30, 2020), reappointing Hilery Livengood (effective through June 30, 2020) and appointing Randy Ramlo (effective through June 30, 2020) to the Library Board of Trustees; CIP/DID #OB572830
- q. Appointing Kristi Hill to the Section 8 Housing Choice Voucher (HCV) Program Resident Advisory Board; CIP/DID #OB400545
- r. Appointing Russell Allen (effective through June 30, 2017) to the Mechanical Board of Appeals; CIP/DID#OB572849
- s. Appointing Jackie Thompson-Oster (effective through June 30, 2015), appointing Bill Unger (effective through June 30, 2015), appointing Tammi Janey (effective through June 30, 2015), appointing Ron Gonder (effective through June 30, 2016), appointing Jeff McLaud (effective through June 30, 2016), appointing Deborah Schroeder (effective through June 30, 2016), appointing Don Clow (effective through June 30, 2016), appointing Barb Hannon (effective through June 30, 2017), appointing Felicia Wyrick (effective through June 30, 2017), appointing Michelle Barker (effective through June 30, 2017) and appointing Darrel Wrider (effective through June 30, 2017) to the Parks, Waterways & Recreation Commission; CIP/DID #OB1181380
- t. Reappointing Allison Antes (effective through June 30, 2017) and appointing Jennifer Pickar (effective through June 30, 2017) to the Parking Violation Administrative Review Panel; CIP/DID #OB499676
- u. Reappointing Michael Dryden (effective through June 30, 2017), appointing Linda Seger (effective through June 30, 2017) and reappointing Carole Teator (effective through June 30, 2017) to the Cedar Rapids Stormwater Commission; CIP/DID #OB566514
- v. Appointing Barbara Green (effective through June 30, 2017), appointing Mary Ottoson (effective through June 30, 2017) and appointing Kimberly Vogel (effective through June 30, 2017) to the Visual Arts Commission; CIP/DID #OB572855
- w. Vote of thanks to Christopher Thoms for serving on the Cedar Rapids ADA Advisory Committee; CIP/DID #OB775389
- x. Vote of thanks to Allan Thoms for serving on the City Planning Commission; CIP/DID #OB572803
- y. Vote of thanks to Tom Capo for serving on the Civil Rights Commission; CIP/DID #OB629963
- z. Vote of thanks to Larry Helling and Randy Ramlo for serving on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission; CIP/DID #OB572853
- aa. Vote of thanks to Jennifer Draper and Laura Schamberger for serving on the Grants and Programs Citizen Advisory Committee; CIP/DID #OB534302
- bb. Vote of thanks to Mary Elizabeth Spreitzer for serving on the Cedar Rapids Historic Preservation Commission; CIP/DID #OB691376
- cc. Vote of thanks to Paul Pelletier for serving on the Library Board of Trustees; CIP/DID #OB572830
- dd. Vote of thanks for Michael Dawson, Elizabeth Hladky and Linda Seger for serving on

- the Local Option Sales Tax Citizen Oversight Committee; CIP/DID #OB406356
- ee. Vote of thanks to Michael Gumm and Paul Sabotta for serving on the Mechanical Board of Appeals; CIP/DID #OB572849
  - ff. Vote of thanks for Timothy Crile, Nicholas Gearhart, Ronald Gonder, Barbara Hannon, Julianne Hardin, Jackie Thompson-Oster and Darrel Wridler for serving on the Parks & Recreation Commission; CIP/DID #OB1181380
  - gg. Vote of thanks to Elizabeth Hoskins for serving on the Parking Violation Administrative Review Panel; CIP/DID #OB499676
  - hh. Vote of thanks for Donald Clow, Carl Cortez, Thomas Furnish, Jr., Robin Hines, Jeff McLaud, Kavi Parupally and Felicia Wyrick for serving on the River Recreation Commission; CIP/DID #OB1181380
  - ii. Vote of thanks to Sarah Else for serving on the Veterans Memorial Commission; CIP/DID #OB572854
  - jj. Vote of thanks to James Kern and Lisa Lindley for serving on the Visual Arts Commission; CIP/DID #OB572855

**Background:**

Many board and commission terms expire on June 30, 2014. This agenda includes appointments, reappointments and votes of thanks.

**Action / Recommendation:**

Approve resolutions as presented.

**Alternative Recommendation:**

Request additional information regarding the appointments.

**Time Sensitivity:** None

**Resolution Date:** June 24, 2014

**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):**

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the Cedar Rapids ADA Advisory Committee for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Barbara Beets	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Barbara Beets to the Cedar Rapids ADA Advisory Committee for the term indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Airport Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Joshua Schamberger	07/01/14	06/30/17
Patrick Baird	07/01/14	06/30/17

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Patrick Baird and Joshua Schamberger to the Airport Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the Board of Adjustment for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
William Vernon	07/01/2014	06/30/2019

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of William Vernon to the Board of Adjustment for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the (Cedar Rapids) Board of Ethics for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Bill Vincent	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Bill Vincent to the (Cedar Rapids) Board of Ethics for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Building/Fire Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
William Knapp	07/01/2014	06/30/2017
Gary Landhauser	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of William Knapp and Gary Landhauser to the Building/Fire Board of Appeals for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Michelle Jensen	07/01/2014	06/30/2017
Kathy McCauley	07/01/2014	06/30/2017
Mary Meisterling	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Michelle Jensen, Kathy McCauley and Mary Meisterling to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the City Band Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Jared Hills	07/01/2014	06/30/2019
Susan Millar	07/01/2014	06/30/2019

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Jared Hills and Susan Millar to the City Band Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the City Planning Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Virginia Wilts	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Virginia Wilts to the City Planning Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint Leland Freie, Salma Igram, Laura O'Leary and Ruth White to serve on the Civil Rights Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Leland Freie	07/01/2014	06/30/2017
Salma Igram	07/01/2014	06/30/2017
Laura O'Leary	07/01/2014	06/30/2017
Ruth White	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointments of Leland Freie, Salma Igram, Laura O'Leary and Ruth White to the Civil Rights Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Design Review Technical Advisory Committee for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Lijun Chadima	07/01/14	06/30/17
James Piersall	07/01/14	06/30/17
Dale Todd	07/01/14	06/30/17

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Lijun Chadima, James Piersall and Dale Todd to the Design Review Technical Advisory Committee for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Jon Dusek	07/01/2014	06/30/2017
Judy Eckman	07/01/2014	06/30/2017
Marty Hoeger	07/01/2014	06/30/2017
Nancy Kasparek	07/01/2014	06/30/2017
Christopher Lindell	07/01/2014	06/30/2017
Randall Rings	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Judy Eckman, Marty Hoeger and Nancy Kasparek and reappointment of Jon Dusek, Christopher Lindell and Randall Rings to the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Electrical Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Scott Saylor	07/01/2014	06/30/2017
James Spicer	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Scott Saylor (fire) and James Spicer (elec. engineer) to the Electrical Board of Appeals for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint Sean Newlin and reappoint Brenda Blevins and Danielle Rings to serve on the Grants and Programs Citizens Advisory Committee for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Brenda Blevins	07/01/2014	06/30/2015
Sean Newlin	07/01/2014	06/30/2015
Danielle Rings	07/01/2014	06/30/2015

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Sean Newlin and reappointment of Brenda Blevins and Danielle Rings to the Grants and Programs Citizens Advisory Committee for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Cedar Rapids Historic Preservation Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Samuel Bergus	07/01/2014	06/30/2017
Robert Grafton	07/01/2014	06/30/2017
Amanda McKnight Grafton	07/01/2014	06/30/2017
Caitlin Hartman	07/01/2014	06/30/2017
Bethany Jordan	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Samuel Bergus, Caitlin Hartman and Bethany Jordan and reappointment of Robert Grafton and Amanda McKnight Grafton to the Cedar Rapids Historic Preservation Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Housing Code Board of Appeals.

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Garry Grimm	07/01/2014	06/30/2017
Craig Stump	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Garry Grimm and Craig Stump to the Housing Code Board of Appeals for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Library Board of Trustees for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Harriet Kalinsky	07/01/14	06/30/20
Hilery Livengood	07/01/14	06/30/20
Randy Ramlo	07/01/14	06/30/20

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Randy Ramlo and reappointment of Harriet Kalinsky and Hilery Livengood to the Library Board of Trustees for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Resident Advisory Board for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Kristi Hill	07/01/2014	None

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Kristi Hill to the Resident Advisory Board for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Mechanical Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Russell Allen	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Russell Allen (Mechanical engineer) to the Mechanical Board of Appeals for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individuals to serve on the Parks, Waterways & Recreation Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Jackie Thompson-Oster (Parks & Trails)	07/01/14	06/30/15
Bill Unger (Golf)	07/01/14	06/30/15
Tammi Janey (At-Large)	07/01/14	06/30/15
Ron Gonder (Recreation & Aquatics)	07/01/14	06/30/16
Jeff McLaud (Waterways & Conservation)	07/01/14	06/30/16
Deborah Schroeder (Partners)	07/01/14	06/30/16
Don Clow (At-Large)	07/01/14	06/30/16
Barb Hannon (Recreation & Aquatics)	07/01/14	06/30/17
Felicia Wyrick (Waterways & Conservation)	07/01/14	06/30/17
Michelle Barker (Parks & Trails)	07/01/14	06/30/17
Darrel Wridner (At-Large)	07/01/14	06/30/17

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Jackie Thompson-Oster, Bill Unger, Tammi Janey, Ron Gonder, Jeff McLaud, Deborah Schroeder, Don Clow, Barb Hannon, Felicia Wyrick, Michelle Barker and Darrel Wridner to the Parks, Waterways & Recreation Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Parking Violation Administrative Review Panel until a successor is appointed and qualified:

<u>Review Panel Member</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Allison Antes	07/01/2014	06/30/17
Jennifer Pickar	07/01/2014	06/30/17

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Jennifer Pickar and reappointment of Allison Antes to the Parking Violation Administrative Review Panel until a successor is appointed and qualified.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the (Cedar Rapids) Stormwater Commission for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Michael Dryden	07/01/2014	06/30/2017
Linda Seger	07/01/2014	06/30/2017
Carole Teator	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Linda Seger and the reappointment of Michael Dryden and Carole Teator to the (Cedar Rapids) Stormwater Commission for the term indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint Barbara Green, Mary Ottoson and Kimberly Vogel to serve on the Visual Arts Commission for the terms as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Barbara Green	07/01/2014	06/30/2017
Mary Ottoson	07/01/2014	06/30/2017
Kimberly Vogel	07/01/2014	06/30/2017

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Barbara Green, Mary Ottoson and Kimberly Vogel to the Visual Arts Commission for the terms indicated above is hereby given.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Christopher Thoms has devoted considerable time and effort as a member of the Cedar Rapids ADA Advisory Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Christopher Thoms for serving as a member of the Cedar Rapids ADA Advisory Committee.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Allan Thoms has devoted considerable time and effort as a member of the City Planning Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Allan Thoms for serving as a member of the City Planning Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Tom Capo has devoted considerable time and effort as a member of the Civil Rights Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Tom Capo for serving as a member of the Civil Rights Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Larry Helling and Randy Ramlo have devoted considerable time and effort as members of the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Larry Helling and Randy Ramlo for serving as members of the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Jennifer Draper and Laura Schamberger have devoted considerable time and effort as members of the Grants and Programs Citizens Advisory Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Jennifer Draper and Laura Schamberger for serving as members of the Grants and Programs Citizens Advisory Committee.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Mary Elizabeth Spreitzer has devoted considerable time and effort as a member of the Cedar Rapids Historic Preservation Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Mary Elizabeth Spreitzer for serving as a member of the Cedar Rapids Historic Preservation Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Paul Pelletier has devoted considerable time and effort as a member of the Library Board of Trustees,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Paul Pelletier for serving as a member of the Library Board of Trustees.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Michael Dawson, Elizabeth Hladky and Linda Seger have devoted considerable time and effort as members of the Local Option Sales Tax Citizen Oversight Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Michael Dawson, Elizabeth Hladky and Linda Seger for serving as members of the Local Option Sales Tax Citizen Oversight Committee.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Michael Gumm and Paul Sabotta have devoted considerable time and effort as members of the Mechanical Board of Appeals,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Michael Gumm and Paul Sabotta for serving as members of the Mechanical Board of Appeals.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Timothy Crile, Nicholas Gearhart, Ronald Gonder, Barbara Hannon, Julienne Hardin, Jackie Thompson-Oster and Darrel Wrider have devoted considerable time and effort as members of the Parks & Recreation Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Timothy Crile, Nicholas Gearhart, Ronald Gonder, Barbara Hannon, Julienne Hardin, Jackie Thompson-Oster and Darrel Wrider for serving as members of the Parks & Recreation Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Elizabeth Hoskins has devoted considerable time and effort as a member of the Parking Violation Administrative Review Panel,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Elizabeth Hoskins for serving as a member of the Parking Violation Administrative Review Panel.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Donald Clow, Carl Cortez, Thomas Furnish, Jr., Robin Hines, Jeff McLaud, Kavi Parupally and Felicia Wyrick have devoted considerable time and effort as members of the River Recreation Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Donald Clow, Carl Cortez, Thomas Furnish, Jr., Robin Hines, Jeff McLaud, Kavi Parupally and Felicia Wyrick for serving as members of the River Recreation Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Sarah Else has devoted considerable time and effort as a member of the Veterans Memorial Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Sarah Else for serving as a member of the Veterans Memorial Commission.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, James Kern and Lisa Lindley have devoted considerable time and effort as members of the Visual Arts Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to James Kern and Lisa Lindley for serving as members of the Visual Arts Commission.

Passed this 24<sup>th</sup> day of June, 2014.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance Department

**Presenter at Meeting:** Casey Drew

**Phone:** 5097

**Email:** c.drew@cedar-rapids.org

**Alternate Contact Person:**

**Phone:**

**Email:**

### **Description of Agenda Item:**

Resolution dissolving the Cedar Rapids Local Option Sales Tax Citizen Oversight Committee.

### **Background:**

The City Council adopted the Cedar Rapids Local Option Sales Tax Citizen Oversight Committee on February 11, 2009 by Resolution No. 0148-02-09. The local option tax will sunset on June 30, 2014 and the remaining LOST funds to be received arising from the March 3, 2009 election have already been committed or spent by the City. The voters have subsequently approved another local option sales tax to start on July 1, 2014 and pursuant to that ballot's language those proceeds have been dedicated to fund maintenance, repair, construction and reconstruction of public streets (Cedar Rapids "Paving for Progress" program). The work of the Oversight Committee is finished and should be dissolved effective June 30, 2014 with the appreciation of the entire community. The City Manager will make a final report regarding the expenditures of the 2009 LOST funds on or before December 31, 2014.

### **Action/Recommendation:**

Approve resolution as presented.

### **Alternative Recommendation:**

### **Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** N/A

### **Budget Information (if applicable):**

**Local Preference Policy** Applies  Exempt

**Explanation:**

**Recommended by Council Committee**

Yes

No

N/A

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION DISSOLVING THE CEDAR RAPIDS  
LOCAL OPTION SALES TAX CITIZEN OVERSIGHT COMMITTEE

WHEREAS, on February 11, 2009 the City Council adopted Resolution No. 0148-02-09 which, among other things, created the Cedar Rapids Local Option Sales Tax Citizen Oversight Committee; and

WHEREAS, the local option tax approved by the voters on March 3, 2009 will sunset on June 30, 2014; and

WHEREAS, the remaining LOST funds to be received arising from the March 3, 2009 election have already been committed or spent by the City; and

WHEREAS, the voters have subsequently approved another local option sales tax to start on July 1, 2014 and pursuant to that ballot's language those proceeds have been dedicated to fund maintenance, repair, construction and reconstruction of public streets (Cedar Rapids "Paving for Progress" program); and

WHEREAS, the work of the Oversight Committee is finished and should be dissolved with the appreciation of the entire community.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CEDAR RAPIDS CITY COUNCIL AS FOLLOWS:

1. The Cedar Rapids Local Option Sales Tax Citizen Oversight Committee is hereby dissolved to be effective June 30, 2014.
2. The City Manager will make a final report regarding the expenditures of the 2009 LOST funds on or before December 31, 2014.
3. All current and former Oversight Committee members are given the City's deepest thanks and gratitude.

Passed this 24th day of June, 2014.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** City Clerk

**Presenter at meeting:** Chief Mark English  
**Email:** [M.English@cedar-rapids.org](mailto:M.English@cedar-rapids.org)

**Phone Number/Ext:** 319-286-5220

**Alternate Contact Person:** Bridget McMenemy  
**Email:** [b.mcmenemy@cedar-rapids.org](mailto:b.mcmenemy@cedar-rapids.org)

**Phone Number/Ext:** 319-286-5272

**Description of Agenda Item:**

Resolution granting 12 ambulance vehicle licenses to Area Ambulance Service at 2730 12<sup>th</sup> Street SW.

**Background:**

Area Ambulance's application package was approved by Chief Hopper from CRFD. Area Ambulance provided vehicle inspections and Sgt. Wallerstedt signed off on inspections. The final step is licensing.

**Action / Recommendation:**

Adopt resolution to complete licensing process.

**Alternative Recommendation:**

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 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, Bob Ugarph, Authorized Representative of Area Ambulance Authority dba Area Ambulance Service, located at 2730 12<sup>th</sup> Street SW, has applied for Ambulance Vehicle Licenses for the following vehicles: A-34, A-35, A-36, A-37, A-38, A-39, A-40, A-41, A-42, A-43, A-44, A-45, and

WHEREAS, said application has been approved and inspection of vehicles submitted, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Clerk is hereby authorized and directed to issue twelve Ambulance Vehicle Licenses expiring June 30, 2015 to the above applicant.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** City Manager's Office

**Presenter at meeting:** Angie Charipar  
**Email:** s.fowler@cedar-rapids.org

**Phone Number/Ext:** 319-286-5090

**Alternate Contact Person:** Kim Greene  
**Email:** [kimg@cedar-rapids.org](mailto: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 special event applications for:

- a) Cedar Boat Club Annual July 3<sup>rd</sup> Fireworks Display in the Ellis Park area (includes road closures) on July 3, 2014. CIP/DID #SPEC-020002-2014
- b) Cedar Rapids Freedom Festival Celebration of Freedom fireworks and entertainment events in downtown Cedar Rapids (includes road closures) on July 4, 2014. CIP/DID #SPEC-019349-2014
- c) Resolution approving Cedar Rapids Fire Department and Muscular Dystrophy Association "Fill the Boot" events on six separate dates: July 18, August 1, August 27, August 28, August 29 and August 30, 2014. CIP/DID #SPEC-019958-2014

### **Background:**

Referencing the Special Event applications received for the above special events which are requesting permission to hold activities with street closures, 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:** June 24, 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, Jeff McLaud on behalf of the Cedar Boat Club, has requested approval to hold the "Cedar Boat Club Annual July 3<sup>rd</sup> Fireworks Display" over the Cedar River adjacent to Ellis Park, with the actual fireworks discharge site on the east side of the Cedar River approximately 1000 feet south of the Mohawk Park Pavilion on Thursday, July 3, 2013 from 1 PM to 11 PM (including setup and teardown times), with actual fireworks shoot to occur at approximately dusk and lasting about one half hour, 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. For vehicular and pedestrian traffic safety purposes, the City shall establish temporary "NO PARKING – TOW AWAY ZONE" on both sides of Ellis Boulevard NW in the Ellis Park area as determined to be needed. The Public Works Department will install the temporary "NO PARKING" signs on Type II barricades to be placed on the road shoulders as needed; and the Cedar Boat Club will string caution tape between the barricades to highlight and better define the no parking zone.
2. Applicant shall obtain approval from, and comply with all requirements, of the Parks Department for use of Ellis and Mohawk Parks. Applicant has approval to solicit donations in the area during the event.
3. Applicant shall provide a minimum of sixteen portable restrooms to be placed throughout the event venue.
4. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (319-286-5438) to arrange officers.
  - a. Applicant will be required to hire one (1) Commander and fifteen (15) Officers  
One (1) Commander (\$54/hr) 6.5 hours  
Thirteen (13) Officers (\$49/hr) 6 hours  
Two (2) Officers (\$49/hr) 8 hours

Total Estimate \$4,957.00 however is dependent upon time officers are able to leave in the evening hours.

5. Ellis Boulevard NW will be closed to traffic from Ellis Lane to 16th Street NW beginning at 6:30 PM, including access to Ellis Park from Zika Avenue at 16th Street. The remainder of Ellis Boulevard from 16th Street to Edgewood Road, and the area of 20th Street NW from Zika Avenue to Hidden Hollow Lane, will be closed at a time to be determined by the Police Department.
6. Applicant shall provide written notification to all property owners adjacent to the street closure. Written notification shall include the location and dates of the event, time required for street closure, and the name and telephone number of the applicant's contact person. A copy of the notification shall be provided to the City Manager's office

7. Applicant shall provide an ambulance at the event site.
8. Applicant and food vendors shall meet all applicable requirements of both the Linn County Health Dept. and the City Code.
9. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.
10. Applicant shall upon completion of the event, clean up all areas associated with the event and shall reimburse the City for damage to any portion of public property. Cleanup shall include portions of Ellis Park and Robins Lake that are used by event participants. Adequate additional trash cans and event trash management must be provided by the applicant during the event.
11. Applicant agrees to obtain a pyrotechnics permit which is required from the Cedar Rapids Fire Department (Contact Fire Marshal Vance McKinnon at 319-286-5862).
12. If cooking using LP, an LP permit is required also from Fire Marshal McKinnon.
13. Applicant agrees that if any level of perchlorate contamination is detected in the vicinity of current display site -- all future displays will take place at another location agreed to between the City and Cedar Boat Club.
14. Applicant agrees that the number of soil and water sampling tests will be agreed to between both parties in advance of the fireworks shoot event. The costs incurred for the testing/analysis will be shared equally. Contact Tariq Baloch 319-286-5283 to schedule a time to discuss.
15. Applicant agrees to allow Utilities Department (Water Division) employees observe the fireworks display in order to view setup and display practices.
16. Applicant agrees that 100% of personnel are educated specifically on the importance of non-contamination and that tarps and protective materials are used to protect the soil from contaminants, provide trailer or container to secure dunnage and waste material.
17. 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.
18. That the applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and place on file a liability insurance certificate in limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Liz Neff, on behalf of the Cedar Rapids Freedom Festival, has requested approval for the "Celebration of Freedom" fireworks and entertainment event in downtown Cedar Rapids on Friday, July 4, 2014, from 4 PM until 10:30 PM (not including setup and teardown time), and

WHEREAS, the applicant requests approval to close city streets as follows:

- 1<sup>st</sup> Avenue (between 1<sup>st</sup> Street SW and 1<sup>st</sup> Street SE) from 6 PM on Thursday, July 3, 2014 until 2 AM on Saturday, July 5, 2014.
- 1<sup>st</sup> Avenue (between 1<sup>st</sup> Street SW and 2<sup>nd</sup> Street SW) from 9:30 PM on Friday, July 4, 2014 until 11 PM on Friday, July 4, 2014.
- 1<sup>st</sup> Street SW (between A Avenue NW and 2<sup>nd</sup> Avenue SW) 9:30 PM on Friday, July 4, 2014 until 11 PM on Friday, July 4, 2014.
- 8<sup>th</sup> Avenue SW (between 1<sup>st</sup> Street SW and 2<sup>nd</sup> Street SE) from before the fireworks display (time of closure depends on crowd present) at the Police Department or Sheriff's Department discretion, on Friday, July 4, 2014 until approx. 30 minutes after the fireworks display on Friday, July 4, 2014.
- 2<sup>nd</sup> Avenue (between 1<sup>st</sup> Street SE and 1<sup>st</sup> Street SW) from 6 PM on Thursday, July 3, 2014 until 4 AM on Saturday, July 5, 2014.
- 2<sup>nd</sup> Avenue SE (between 1<sup>st</sup> Street SE and 2<sup>nd</sup> Street SE) lane closures from 6 PM on Thursday, July 3, 2014 until 4 AM on Saturday, July 5, 2014. At least one lane to remain open for access to Alliant and United Fire.
- 3<sup>rd</sup> Avenue (between 1<sup>st</sup> Street SE and 1<sup>st</sup> Street SW) from 6 PM on Thursday, July 3, 2014 until 4 AM on Saturday, July 5, 2014.
- 1<sup>st</sup> Street SE (between 2<sup>nd</sup> Avenue SE and 3<sup>rd</sup> Avenue SE) from 6 PM on Thursday, July 3, 2014 until 4 AM on Saturday, July 5, 2014.
- 1<sup>st</sup> Street SE (between 1<sup>st</sup> Avenue and 2<sup>nd</sup> Avenue SE) lane closures from 6 PM on Thursday, July 3, 2014 until 4 AM on Saturday, July 5, 2014. One lane to remain open for access to United Fire.

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

1. Applicant agrees upon completion of the events to clean up all areas associated with the events, prior to opening public streets and to reimburse the City for damage to any portion of public property.

2. 2nd and 3rd Avenues will be closed to traffic between 1st Street SE and 1st Street SW from 6:00 PM on Thursday, July 3, 2014, until 4:00 AM on Saturday, July 5, 2014 (including setup, tear down and cleanup times).
  - a. The Public Works Department will provide barricades as needed to supplement those provided by the Applicant's insured traffic control contractor to establish a perimeter closure of the entire fireworks event area.
  - b. Applicant shall provide off-duty police officers at barricade and other locations as determined by the Cedar Rapids Police Department.
  - c. Applicant shall provide adequate monitoring and control personnel at various locations as may be specified by the City.
3. Applicant is approved to solicit funds, through the placement of contribution containers located as may be approved by the City.
4. Applicant shall provide, install and maintain adequate vehicular and pedestrian restriction devices, such as orange plastic security fence with vertical support stanchions, standard barricade and channelizing devices, etc., for all designated restricted areas as may be prescribed by the City, including but not limited to:
  - a. Security fence with vertical support shall be used on the 3rd Avenue Bridge to establish a police emergency lane on the south side of the bridge extending from 1st Street SE to and including the east drive of the Linn County Courthouse. The closure shall also include the south curb line of 3rd Avenue from 1st Street SE to the bridge rail on the west edge of the river trail between Smulekoff's and the river, thereby enclosing the lane and still permitting access to the sidewalk adjacent to Smulekoff's and the river trail.
  - b. Security fence with vertical support shall be provided as perimeter fencing for the fireworks shoot site. This fence is a safety zone intended to keep all pedestrians outside the required fireworks safety perimeter and shall be installed to meet the specifications of the Fire Marshall's office.
5. Applicant shall contact and hire an insured traffic control contractor at least 30 days prior to the event date. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering one week prior to the event.
6. Applicant shall provide an ambulance and EMT personnel at the event site for the event.
7. Applicant shall provide adequate restroom facilities.
8. Applicant shall require each food and beverage vendor to comply with all applicable laws and regulations pertaining to such operations specifically including the Cedar Rapids City Code those regulations enforced by the Linn County Public Health Department.
9. Any vendor request to sell, offer, or promote within the event area be subject to review of the Cedar Rapids Freedom Festival, subject to all applicable Municipal Codes, and subject to approval of the City Council.
10. Regarding the use of tents, stages, etc. on public property:

Applicant shall adhere to City guidelines established for items requiring supports and/or restraints:

- a. Applicant shall obtain City approval before any drilling, excavation, or construction is begun on City property. Applicant shall initiate advance contact with Public Works Department to provide exact locations of any potential new holes on public property prior to drilling.
  - b. Applicant shall contact Iowa One Call, well in advance of the event, for all underground utility locations relative to any required drilling.
  - c. Applicant shall utilize the same holes previously drilled in street and sidewalk surfaces (both asphalt and concrete) for all support and restraint devices when possible.
  - d. Applicant shall contact Public Works Department for details of required post-event treatment of surfaces. Applicant shall complete required post-event treatment of all areas of drilling, excavation, or construction.
11. Applicant shall contact the City Public Works Department to provide advance notice regarding any crane or other heavy equipment usage to determine bridge and road load restrictions and related traffic control.
  12. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering one week prior to the event.
  13. Traffic Engineering Division will implement a July 4 special event traffic signal timing plan to expedite dispersion of pedestrian and vehicular traffic following the fireworks event.
  14. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
  15. Applicant shall provide adequate access for Fire Department emergency equipment and personnel in their event layout and shall provide documentation of their vendor layout for city review.
  16. Applicant shall not obstruct the public sidewalk or impede normal pedestrian traffic. A minimum sidewalk clearance width of five (5) feet shall be maintained on all public sidewalks adjacent to the event site.
  17. Applicant shall comply with all existing parking regulations on all adjacent areas of public property.
  18. Applicant agrees that any pavement markings 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.
  19. Participants shall observe all traffic control devices and traffic regulations unless otherwise directed by a uniformed police officer.
  20. Applicant shall provide written event notification to all businesses adjacent to the areas of street closures. Notification shall include the location and dates of the event, time required for the street closures, and the name and telephone number of the applicant's contact person. A copy of the notification shall be provided to the Traffic Engineering Division in advance of the event.
  21. Applicant shall contact ParkCR (319-365-7275) to reserve the parking lot south of 1st Street SE (between 2nd Avenue SE and 3rd Avenue SE) and any meter hoods and any other downtown parking related requests.

22. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers.

Applicant will be required to hire the following off-duty police officers and commanders:

a.	Bridge Patrol			
	July 3, 8 pm to midnight	1 officer at \$49	6 hrs	\$294
	July 4, midnight – 4 am	1 officer at \$69	4 hrs	\$276
	4 am – 8 am	1 officer at \$69	4 hrs	\$276
	8 am – 12noon	2 officers at \$69	8 hrs	\$552
	12 noon – 4 pm	2 officers at \$69	8 hrs	\$552
	11 pm – 4 am	1 officer at \$69	5 hrs	\$345
b.	Fire Works			
	July 4 4 pm – 11 pm	1 Lieutenant at \$74	7 hrs	\$518
		2 Sergeants at \$74 (East & West)	14 hrs	\$1036
		4 Bike Officers at \$69 (2 East & 2 West)	28 hrs	\$1932
		6 Roving Officers at \$69	42 hrs	\$2898
	(3 East & 3 West)			
		16 Officers at \$69	112hrs	\$7728
	(Traffic Posts & Roving)			
	TOTAL ESTIMATED COST			\$16407

23. Due to the massive crowds drawn to this event, cleanup of River Front Parks after the event will be needed for: Five Seasons Plaza, Riverfront West Parks, Vets Memorial Plaza, Amphitheatre (including the river bank and levee) and Festival Grounds. All of these park areas should be free of trash, cigarettes, etc. per a cleanup plan by Freedom Festival.

24. If cooking using LP, an LP permit is required. Contact Fire Marshal Vance McKinnon at 319-286-5862.

25. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.

26. Applicant will contact Fire Marshal Vance McKinnon at 319-286-5862 to acquire an Outdoor Place of Assembly permit as required for the outdoor service area and request the appropriate inspections prior to the event taking place.

27. 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.

28. Access for fire-fighting purposes in the neighborhood shall be maintained, therefore the street may not be blocked with any items not easily moved.

29. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and place on file a liability insurance policy in limits satisfactory to the City

Council naming the City of Cedar Rapids, Iowa and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 24<sup>th</sup> day of June, 2014.

RESOLUTION NO.

WHEREAS, Paul Bagby, on behalf of the Cedar Rapids Fire Department and the Muscular Dystrophy Association of Eastern Iowa, has requested approval to conduct the "Fill the Boot" events to solicit donations from motorists in Cedar Rapids on six separate dates Friday, July 18, Friday, August 1, Wednesday, August 27, Thursday, August 28, Friday, August 29 and Saturday, August 30, 2014 (rain date), and

WHEREAS, two of the events (Friday, July 18, 2013 and Friday, August 1, 2014) request three hours total each date (3 PM to 6 PM) utilizing only off-duty fire department personnel and Local #11 personnel at the intersection of C Avenue NE and 35<sup>th</sup> Street NE, the intersection of Wiley Blvd NW and E Avenue NW, and on private property at the Lindale Hy-Vee located at 279 Collins Rd NE, and

WHEREAS, three of the events (Wednesday, August 27, Thursday, August 28, and Friday, August 29, 2014), request three hours total each date (3 PM to 6 PM) and for one event (Saturday, August 30, 2014 rain date), the request is for five hours total (10 AM to 3 PM) utilizing on-duty Fire Department personnel at the following locations:

- Ellis Blvd NW and O Ave NW
- J St SW and 33<sup>rd</sup> Ave SW
- Oakland Rd NE and H Ave NE
- Wal-Mart East at 2645 Blairs Ferry Rd NE (private property)
- Wilson Ave SW and Bowling St SW
- Bever Ave SE and 34<sup>th</sup> St SE
- Forest Dr SE and Cottage Grove SE
- Wiley Blvd NW and E Ave NW
- Golf St NE and 42<sup>nd</sup> St NE
- C Ave NE and 35<sup>th</sup> St NE

WHEREAS, three of the events (Wednesday, August 27, Thursday, August 28, and Friday, August 29, 2014), request three hours total each date (3 PM to 6 PM) and for one event (Saturday, August 30, 2014 rain date), the request is for five hours total (10 AM to 3 PM), utilizing off-duty Fire Department personnel at the following locations:

- C Ave NE and 35<sup>th</sup> St NE
- Wiley Blvd NW and E Ave NW
- Lindale Hy-Vee at 279 Collins Rd NE

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. Any volunteer or off-duty solicitation sites staffed with personnel must wear safety vests or some similarly recognizable attire for traffic safety reasons.
2. 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.

3. Applicant agrees to 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 employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** 6-24-14

**Submitting Department:** Solid Waste & Recycling

**Presenter at meeting:** Mark Jones

**Phone Number/Ext:** 4791

**Email:** [m.jones@cedar-rapids.org](mailto:m.jones@cedar-rapids.org)

**Alternate Contact Person:** Sarah

**Phone Number/Ext:** X4786

**Email:** [s.augustine@cedar-rapids.org](mailto:s.augustine@cedar-rapids.org)

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

1. Resolutions approving assessment actions:  
Intent to assess – Solid Waste & Recycling – clean-up costs – two properties.

### **Background:**

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

### **Action / Recommendation:**

The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

### **Alternative Recommendation:**

The City Council could decide not to assess.

### **Time Sensitivity:**

**Resolution Date:** 6-24-14

**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.

INTENT TO ASSESS

WHEREAS, NUISANCE ABATEMENTS have been made among various properties within the City of Cedar Rapids, Iowa, and,

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City's invoice, and,

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and

BE IT RESOLVED, by the City Council of the City of Cedar Rapids, Iowa, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 p.m., July 23, 2014.

Passed this 24th day of June, 2014.

City of Cedar Rapids  
Solid Waste & Recycling Department  
Intent To Assess List  
4/8/14 - 6/4/14

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
4/8/2014	A01690	141647701900000 (pursuant to Iowa Code 384.84(4)(a)(3))	Sylvia	Hinchliffe	824	Oakland Rd	NE	16	9	\$2,828.28	
6/4/2014	A01716	142220601500000	Tara J.	Rahe	1618	2nd Ave	SE	11	1	\$ 344.75	
										<u>\$3,173.03</u>	

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Solid Waste & Recycling

**Presenter at meeting:** Mark Jones

**Phone Number/Ext:** 4791

**Email:** [m.jones@cedar-rapids.org](mailto:m.jones@cedar-rapids.org)

**Alternate Contact Person:** Sarah

**Phone Number/Ext:** X4786

**Email:** [s.augustine@cedar-rapids.org](mailto: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 – two 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 May 13, 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. 0549-05-14 passed on May 13, 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:** 6-24-14

**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 24th day of June, 2014.

City of Cedar Rapids  
Solid Waste & Recycling Department  
Special Assessment List  
Service Dates: 4-8-14 - 4-15-14

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
4/15/2014	A00466	143210700500000	Adu	Saarah-Mensah	637	16th Ave	SW	9	18	\$ 336.75	
4/15/2014	A00466	141538601000000	Adu	Saarah-Mensah	1642	B Ave	NE	19	9	\$ 516.75	
										<u>\$ 853.50</u>	



**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance Department

**Presenter at meeting:** Casey Drew  
**Email:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Phone Number/Ext:** 5097

**Alternate Contact Person:** Judy Jones  
**Email:** [j.jones2@cedar-rapids.org](mailto:j.jones2@cedar-rapids.org)

**Phone Number/Ext:** 5134

**Description of Agenda Item:**

Levy assessment – housing nuisance abatement charges – two (2) properties.

**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 Housing Chapter 29.

Notice of violation and abatement was issued for all properties. Costs were invoiced to the property owners, including notice that unpaid costs would be assessed against the property for collection in the same manner as property tax. The levied amount totals \$36,709.31.

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:** June 24, 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 two (2) properties for nuisance abatement according to Municipal Code Housing Chapter 29;

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 \$36,709.31, 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	1627 D Ave NE	Martin Construction Services Inc	15,655.59	7/24/12-6/04/14	141538401000000	CED_00037483
2	1301 9 <sup>th</sup> Ave SW	John G Brune	21,053.72	5/16/13-6/04/14	143227700100000	CED_00037482

Passed this 24th day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance Department

**Presenter at meeting:** Casey Drew  
**Email:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Phone Number/Ext:** 5097

**Alternate Contact Person:** Judy Jones  
**Email:** [j.jones2@cedar-rapids.org](mailto:j.jones2@cedar-rapids.org)

**Phone Number/Ext:** 5134

**Description of Agenda Item:**

Levy assessment - nuisance property abatement charge – 8 properties.

**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 properties in question were designated Nuisance Properties, with notice issued as outlined in Chapter 22A. Founded calls for service occurred between April 14, 2014 and May 18, 2014. Costs were billed to the property owners and included notice that unpaid costs would be assessed against the properties. The levied amount totals \$6282.96.

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:** June 24, 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 eight (8) properties 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 \$6282.96, 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 <sup>th</sup> St NE Apt 1	Keith A & Marleen E Nemecek	2688.40	5/11/14	142220701000000	PD_NA_000 36406
			676.80	5/09/14		PD_NA_000 36517
2	110 16 <sup>th</sup> St NE Apt 3	Keith A & Marleen E Nemecek	47.00	5/03/14	142220701000000	PD_NA_000 36013
			68.62	4/29/14		PD_NA_000 36024
			63.92	5/08/14		PD_NA_000 36252
3	110 16 <sup>th</sup> St NE Apt 4	Keith A & Marleen E Nemecek	188.00	5/02/14	142220701000000	PD_NA_000 36008
4	1509 B Ave NE	Jeramie J Cadle Et Al	1128.00	4/24/14	142223100400000	PD_NA_000 36237
5	393 15 <sup>th</sup> St SE	Mark A Bolton	233.12	5/14/14	142230203300000	PD_NA_000 36583
6	41 Florida Ct SW	Kirkwood Investment Assoc LLC	335.58	5/08/14	191610502300000	PD_NA_000 36437
			139.12	5/18/14		PD_NA_000 36633
7	521 Longwood Dr NE	Elizabeth Vriezelaar	338.40	4/14/14	141543202300000	PD_NA_000 34714
			47.00	4/29/14		PD_NA_000 36064
8	716 4 <sup>th</sup> Ave SE	718 4 <sup>th</sup> Avenue Residential Coop Inv	329.00	4/14/14	142148001500000	PD_NA_000 34724

Passed this 24th day of June, 2014.

**Council Agenda Item Cover Sheet**

**Consent Agenda**       **Regular Agenda**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Utilities – Water Division

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

**Alternate Contact:** Kevin Kirchner      **Phone No.:** 5902    **E-mail:** [k.kirchner@cedar-rapids.org](mailto:k.kirchner@cedar-rapids.org)

**Description of Agenda Item:**

Resolutions approving assessment actions:

- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 53 properties; CIP/DID #OB

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:** 6/24/14

**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 12<sup>th</sup> day of August, 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., August 12, 2014.

Passed this 24<sup>th</sup> day of June, 2014.

**LIEN INTENTS (SPECIAL ASSESSMENTS) 6/24/14**

				<b>LIEN INTENTS 6/24/14</b>	
<b>#</b>		<b>Balance Due</b>		<b>Premise Address</b>	
1	\$	218.57		26 FLORIDA CT SW	
2	\$	80.55		66 MILLER AVE SW #6	
3	\$	129.43		75 MILLER AVE SW #J	
4	\$	204.08		145 37TH ST NE	
5	\$	97.27		148 BOWLING ST SW	
6	\$	107.04		206 22ND ST NW	
7	\$	122.26		220 HANOVER RD SW	
8	\$	174.20		321 GREEN VALLEY TER SE	
9	\$	252.46		365 21ST ST SE	
10	\$	221.21		367 26TH AVE SW	
11	\$	41.38		371 19TH ST SE	
12	\$	127.00		407 18TH ST SE	
13	\$	73.80		410 16TH ST SE	
14	\$	162.26		415 GWENDOLYN DR NE	
15	\$	136.86		524 4TH ST SW #A	
16	\$	220.37		535 10TH ST SW	
17	\$	218.39		588 BOYSON RD NE #124	
18	\$	166.98		612 18TH AVE SW	
19	\$	149.94		825 15TH ST SE	
20	\$	166.98		852 OAKLAND RD NE	
21	\$	91.24		860 OAKLAND RD NE	
22	\$	150.02		877 OAKLAND RD NE	
23	\$	107.18		1017 A AVE NW	
24	\$	277.70		1021 DANIELS ST NE	
25	\$	242.66		1045 25TH ST NE	
26	\$	89.45		1102 WESTWOOD DR NW	
27	\$	96.93		1222 33RD ST SE	
28	\$	238.70		1225 20TH AVE SW	
29	\$	251.59		1242 3RD AVE SE	
30	\$	84.38		1244 WILSON AVE SW	
31	\$	396.48		1255 18TH AVE SW	
32	\$	183.75		1291 ELMHURST DR NE	
33	\$	128.08		1411 WASHINGTON AVE SE (LOWER)	
34	\$	229.66		1435 K ST SW	
35	\$	45.20		1545 1ST AVE SE	
36	\$	179.49		1612 K AVE NE	
37	\$	196.05		1700 1ST AVE NW	
38	\$	102.33		1700 A AVE NE	
39	\$	121.42		1700 SHERBROOK DR NE	
40	\$	130.09		1713 7TH AVE SE	
41	\$	166.56		1722 O AVE NW	
42	\$	348.69		1739 A AVE NE	
43	\$	215.49		1915 C AVE NE	
44	\$	325.78		2030 6TH ST SW	

<b>LIEN INTENTS 6/24/14</b>			
<b>#</b>	<b>Balance Due</b>	<b>Premise Address</b>	
45	\$ 202.73	2119 D AVE NE	
46	\$ 169.71	2317 MALLORY ST SW #B	
47	\$ 104.35	2425 12TH AVE SE	
48	\$ 285.58	3225 12TH ST SW	
49	\$ 261.41	3734 REDBUD RD NE	
50	\$ 220.63	4518 TWIN PINE DR NE	
51	\$ 252.19	6001 BETHPAGE CIR SW	
52	\$ 102.36	6224 ARAPAHOE DR NE	
53	\$ 225.10	7414 WORCESTER RD, PALO	
	<b>\$ 4,029.28</b>	<b>Grand Total</b>	
	<b>53</b>	<b>Number of Properties</b>	
	<b>\$ 41.38</b>	<b>Balance Due - Low</b>	
	<b>\$ 396.48</b>	<b>Balance Due - High</b>	

## Council Agenda Item Cover Sheet

Consent Agenda       Regular Agenda

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Utilities – Water Division

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

**Alternate Contact:** Kevin Kirchner      **Phone No.:** 5902      **E-mail:** [k.kirchner@cedar-rapids.org](mailto:k.kirchner@cedar-rapids.org)

### **Description of Agenda Item:**

Resolutions approving assessment actions:

- a. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 28 properties. CIP/DID #OB1187049

The property address listing is included with the resolution. [**Note:** The Intent to Assess Resolution was approved at the May 13<sup>th</sup> 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. 0550-05-14 on May 13, 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:** 6/24/14

**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 24<sup>th</sup> day of June, 2014.

## SPECIAL ASSESSMENTS (TO BE LIENED) 6-24-14

			<b>SPECIAL ASSESSMENTS 6-24-14</b>
			<b>LIEN INTENTS 5/13/14</b>
<b>#</b>	<b>Balance Due</b>	<b>Premise Address</b>	
1	\$ 658.20	71 DEVONWOOD AVE SW	
2	\$ 228.25	283 RAY DR NW	
3	\$ 162.99	416 NORWICK RD SW	
4	\$ 54.09	442 9TH AVE SW - LOWER	
5	\$ 211.59	524 12TH ST SE	
6	\$ 646.93	629 A AVE NW	
7	\$ 250.45	800 12TH ST NE	
8	\$ 64.21	827 9TH ST SW	
9	\$ 594.01	849 14TH ST NE	
10	\$ 177.51	1210 20TH AVE SW	
11	\$ 226.12	1257 5TH AVE SE - UPPER	
12	\$ 179.00	1312 H AVE NE	
13	\$ 354.49	1332 C ST SW	
14	\$ 128.05	1400 STAUB CT NE	
15	\$ 103.80	1516 C AVE NE - LOWER	
16	\$ 76.69	1555 6TH AVE SE	
17	\$ 210.26	1807 WILLIAMS BLVD SW	
18	\$ 60.10	1923 MT VERNON RD SE	
19	\$ 155.63	1968 B AVE NE	
20	\$ 243.77	2018 SUGAR CREEK DR NW #B	
21	\$ 175.11	2116 HAMILTON ST SW	
22	\$ 83.16	2135 29TH ST NW #10	
23	\$ 106.57	3000 SPRUCE AVE SE	
24	\$ 490.67	3515 BANAR DR SW #C	
25	\$ 193.72	3712 H AVE NE	
26	\$ 219.18	5029 LOUISA ST NE	
27	\$ 246.79	6514 TENNESSEE CT SW	
28	\$ 93.67	6605 BRENTWOOD DR NE	
	<b>\$ 6,395.01</b>	<b>Grand Total</b>	
	<b>28</b>	<b>Number of Properties</b>	
	<b>\$ 54.09</b>	<b>Balance Due - Low</b>	
	<b>\$ 658.20</b>	<b>Balance Due - High</b>	

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Alternate Contact Person:** Andrew Lundy

**Phone Number/Ext:** 5968

**Email:** a.lundy@cedar-rapids.org

**Alternate Contact Person:** Diane Rodenkirk

**Phone Number/Ext:** 5023

**Email:** d.rodenkirk@cedar-rapids.org

**Description of Agenda Item:**

Resolution accepting project and Performance Bond and authorizing issuance of final payment in the amount of \$5,115.17 and approving the 2-Year Performance Bond submitted by Modern Sheet Metal, Inc. for the Incinerator Stack Replacement project at the Water Pollution Control Facility. (original contract amount was \$93,690; final contract amount is \$102,303.36). CIP/DID #0913-054

**Background:**

This project is for the incinerator stack replacement at the Water Pollution Control Facility. City Council awarded the project to Modern Sheet Metal, Inc. by Resolution No. 1765-11-13. The Water Pollution Control Facility has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated November 5, 2013 in the amount of \$93,690 covering said work filed by Modern Sheet Metal, Inc. and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to release final payment to Modern Sheet Metal, Inc. of \$5,115.17.

**Contract summary:**

Original Contract, Resolution No. 1765-11-13	\$93,690.00
Amendment No. 1, signed by the City Manager on April 2, 2014	\$8,613.36
<b>Contract Total</b>	<b>\$102,303.36</b>

**Action / Recommendation:** Recommend Council approve the Resolution

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 553000-615-615000-615219

**Local Preference Policy** Applies  Exempt

**Explanation:** Modern Sheet Metal, Inc. is a certified local vendor

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids and Modern Sheet Metal, Inc. are parties to a Contract for the incinerator stack replacement project at the Water Pollution Control Facility, authorized by Resolution No. 1765-11-13; and

WHEREAS, the Water Pollution Control Facility has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications; and

WHEREAS, a Performance Bond dated November 5, 2013 in the amount of \$93,690 covering said work filed by Modern Sheet Metal, Inc. and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the two-year correction period as provided by the Performance Bond commences on this date; and

A cost summary of the contract for this project is as follows:

Original Contract, Resolution No. 1765-11-13	\$93,690.00
Amendment No. 1, signed by the City Manager on April 2, 2014	\$8,613.36
<b>Contract Total</b>	<b>\$102,303.36</b>

AND BE IT FURTHER RESOLVED that based on the recommendation by the Water Pollution Control Facility that the project be and the same is hereby accepted as being substantially completed and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$5,115.17 to Modern Sheet Metal, Inc.; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** 06-24-14

**Submitting Department:** Finance-Purchasing Services Division

**Presenter at meeting:** consent **Phone Number/Ext:**  
**Email:**

**Alternate Contact Person:** John Riggs **Phone Number/Ext:** x5981  
**Email:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)

**Description of Agenda Item:**

Resolution accepting project and Performance Bond and authorizing issuance of final payment in the amount of \$3,873.50 and approving the 2-year Performance Bond submitted by BWC Excavating, LC for the Environmental Remediation and Demolition Services for Flood-Damaged Structures and Parcels project (original contract amount was \$77,470; final contract amount is \$77,470) (**FLOOD**). CIP/DID #1113-089

**Background:**

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for ten (10) flood-damaged parcels consisting of 7 main structures and 7 accessory structures, all funded through the Community Development Block Grant (CDBG) Program. Payment for environmental remediation and demolition services rendered shall be based on a firm fixed price basis.

The construction contract work on the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels (Contract No. 1113-089), has now been substantially completed in accordance with the approved specifications.

**Summary of contract:**

Original Contract	\$ 77,470	Resolution No. 0095-01-14
Amendment No. 1	\$ 0	To extend term through April 4, 2014
Amendment No. 2	\$ 0	To extend term through April 30, 2014
Total	<u>\$ 77,470</u>	Final Project Cost

**Action / Recommendation:**

That a sum of \$3,873.50 be issued to BWC Excavating, LC as final payment of amounts retained on work completed.

**Alternative Recommendation:** None

**Time Sensitivity:**

**Resolution Date:** 06-24-14

**Estimated Presentation Time:** consent

**Budget Information (if applicable):** Federally Funded - CDBG  
Structures in the Greenway Area: 3306200001  
Structures in the Construction Study Area: 3306200002  
Structures in the Neighborhood Revitalization Area: 3306200003

**Local Preference Policy** Applies  Exempt   
**Explanation:** Federal Funds - CDBG

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

PUR  
BSD  
CLK  
FIN  
AUD FILE  
BWC  
1113-089  
OB377545

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and BWC Excavating, LC are parties to a Contract for Environmental Remediation and Demolition Services for Flood-Damaged Structures and Parcels, authorized by Resolution No. 0095-01-14; and

WHEREAS, construction contract work has been substantially completed on the Environmental Remediation and Demolition Services for Flood-Damaged Structures and Parcels (Contract No. 1113-089) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$77,470 and funding for these services is covered under the flood related budgets, the GL coding is Structures in the Greenway Area: 3306200001, Structures in the Construction Study Area: 3306200002 and Structures in the Neighborhood Revitalization Area: 3306200003; and

WHEREAS, a Performance Bond, dated January 20, 2014 in the amount of \$77,470 covering said work filed by BWC Excavating, LC and executed by United Fire and Casualty Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED that based on the Flood Recovery Program Manager's recommendation, the Environmental Remediation and Demolition Services for Flood-Damaged Structures and Parcels, (1113-089) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$3,873.50 to BWC Excavating, LC; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.

Passed this 24th day of June 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Tony Lerud

**Phone Number/Ext:** 319 286-5817

**Email:** [a.lerud@cedar-rapids.org](mailto:a.lerud@cedar-rapids.org)

**Alternate Contact Person:** Paula Mitchell

**Phone Number/Ext:** 319 286-5852

**Email:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned property participating in the fourth round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

- a. Premiere Developers, Inc. for property at 416 8<sup>th</sup> Avenue SW
- b. Premiere Developers, Inc. for property at 441 8<sup>th</sup> Avenue SW
- c. Premiere Developers, Inc. for property at 805 3<sup>rd</sup> Avenue SW

### **Background:**

The resolutions for City Council consideration provide for the execution of Development Agreements and deeds with the above listed developers and associated properties through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developers are ready to execute the Development Agreements and deeds to allow construction on the homes to begin. To date, 160 such agreements and deeds for City property have been executed for the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

- a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
- b. Developer agrees to commence construction within one year of the execution of the agreement and complete all projects prior to the end of the program in December 2014;
- c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and state codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The administrative plan limits development of homes to lots within the “Neighborhood Revitalization Area” of the flood inundation area. The administrative plan further directs the use of 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, members of the Home Builders Association, and the Neighborhood Planning Process Steering Committee evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

A total of 103 properties were identified by 26 developers in the current phase of property allocation for this program.

**Action / Recommendation:**

City staff recommends approval of the resolutions.

**Alternative Recommendation:**

City Council may table the items and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt  N/A

**Explanation:** Federal grant funds

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT  
AND SPECIAL WARRANTY DEED WITH PREMIERE DEVELOPERS, INC. FOR  
CITY-OWNED PROPERTY AT 416 8<sup>TH</sup> AVENUE SW PARTICIPATING IN THE  
FOURTH ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 416 8<sup>th</sup> Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on July 10, 2012 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on July 24, 2012 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Premiere Developers, Inc.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

Passed this 24<sup>th</sup> Day of June, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT  
AND SPECIAL WARRANTY DEED WITH PREMIERE DEVELOPERS, INC. FOR  
CITY-OWNED PROPERTY AT 441 8<sup>TH</sup> AVENUE SW PARTICIPATING IN THE  
FOURTH ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 441 8<sup>th</sup> Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on September 13, 2011 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on September 27, 2011 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Premiere Developers, Inc.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

Passed this 24<sup>th</sup> Day of June, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT  
AND SPECIAL WARRANTY DEED WITH PREMIERE DEVELOPERS, INC. FOR  
CITY-OWNED PROPERTY AT 805 3<sup>RD</sup> AVENUE SW PARTICIPATING IN THE  
FOURTH ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 805 3<sup>rd</sup> Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on April 12, 2011 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on April 26, 2011 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Premiere Developers, Inc.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

Passed this 24<sup>th</sup> Day of June, 2014

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Tony Lerud

**Phone Number/Ext:** 319 286-5817

**Email:** [a.lerud@cedar-rapids.org](mailto:a.lerud@cedar-rapids.org)

**Alternate Contact Person:** Paula Mitchell

**Phone Number/Ext:** 319 286-5852

**Email:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned properties participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

- a. Cedar Ridge Homes, Inc. for property at 948 N Street SW
- b. S&J Homes, LLC for property at 1406 M Street SW

### **Background:**

The resolutions for City Council consideration provide for the execution of Development Agreements and deeds with the above listed developer and associated property through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developers are ready to execute the Development Agreements and deeds to allow construction on the homes to begin. To date, 160 such agreements and deeds for City property have been executed for the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

- a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
- b. Developer agrees to commence construction within one year of the execution of the agreement and complete all projects prior to the end of the program in December 2014;
- c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and state codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, by Resolution No. 1306-11-10, the City Council approved the Administrative Plan for the Single Family New Construction (SFNC) Program. The administrative plan limits development of homes to lots within the "Neighborhood Revitalization Area" of the flood inundation area. The administrative plan further directs the use of 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, members of the Home Builders Association, and the Neighborhood Planning Process Steering Committee evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

A total of 178 properties were identified by 23 developers through three phases of property allocation for this round of the program.

**Action / Recommendation:**

City staff recommends approval of the resolutions.

**Alternative Recommendation:**

City Council may table the items and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt  N/A

**Explanation:** Federal grant funds

**Recommended by Council Committee** Yes  No  N/A

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT  
AND SPECIAL WARRANTY DEED WITH S&J HOMES, LLC FOR CITY-OWNED  
PROPERTY AT 1406 M STREET SW PARTICIPATING IN THE THIRD ROUND OF  
THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 1406 M Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on August 13, 2013 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on August 27, 2013 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with S&J Homes, LLC

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

Passed this 24<sup>th</sup> Day of June, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT  
AND SPECIAL WARRANTY DEED WITH CEDAR RIDGE HOMES, INC. FOR  
CITY-OWNED PROPERTY AT 948 N STREET SW PARTICIPATING IN THE  
THIRD ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 948 N Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on June 10, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on June 24, 2014 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Cedar Ridge Homes, Inc.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

Passed this 24<sup>th</sup> Day of June, 2014



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Kevin Vrchoticky

**Phone Number/Extension:** 5896

**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Alternate Contact Person:** Rob Davis, PE

**Phone Number/Extension:** 5808

**E-mail Address:** r.davis@cedar-rapids.org

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

Preliminary resolution for the construction of sidewalk improvements for the 2015 Sidewalk Infill project. CIP/DID #3012074-00

### Background:

This project will construct sidewalk in infill locations to remove gaps between existing sidewalks. The majority of these locations are beyond the five-year allowable grace period for when sidewalks are required to be installed per the Subdivision Ordinance, or fulfill conditions of a sidewalk Petition and Assessment Agreement.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit and the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values, and specific proposed assessments. In the meantime, for order of magnitude budgetary purposes, the total cost is approximately \$500,000.

### Action / Recommendation:

Public Works Department recommends adoption of the preliminary resolution for the construction of sidewalk improvements in the City of Cedar Rapids, Iowa for the 2015 Sidewalk Infill Project.

### Alternative Recommendation (if applicable):

If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP No. 3012074

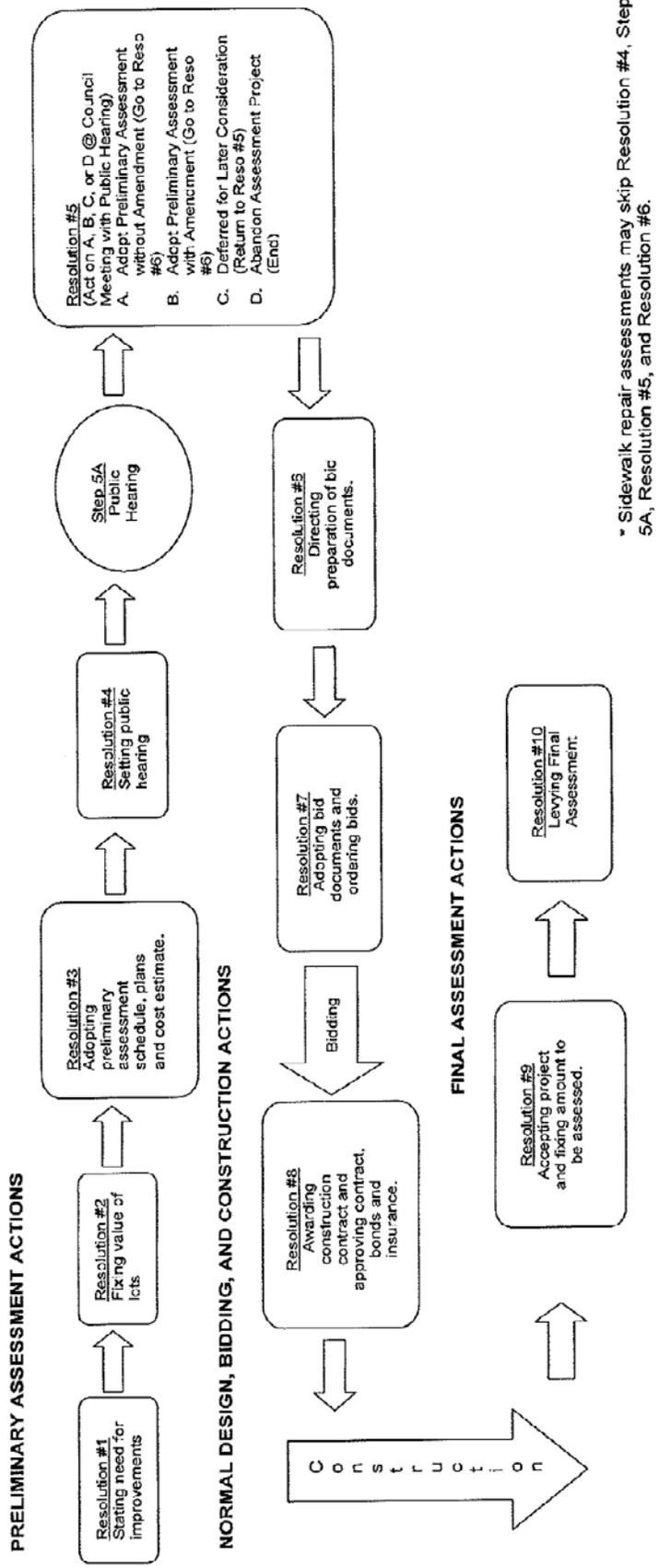
**Local Preference Policy:** Applies  Exempt

**Explanation:** Project is for sidewalk construction. In accordance with Code of Iowa, if bids are solicited and received, City Council must either award contract to the lowest responsive, responsible bidder or reject all bids.

**Recommended by Council Committee:** Yes  No  N/A

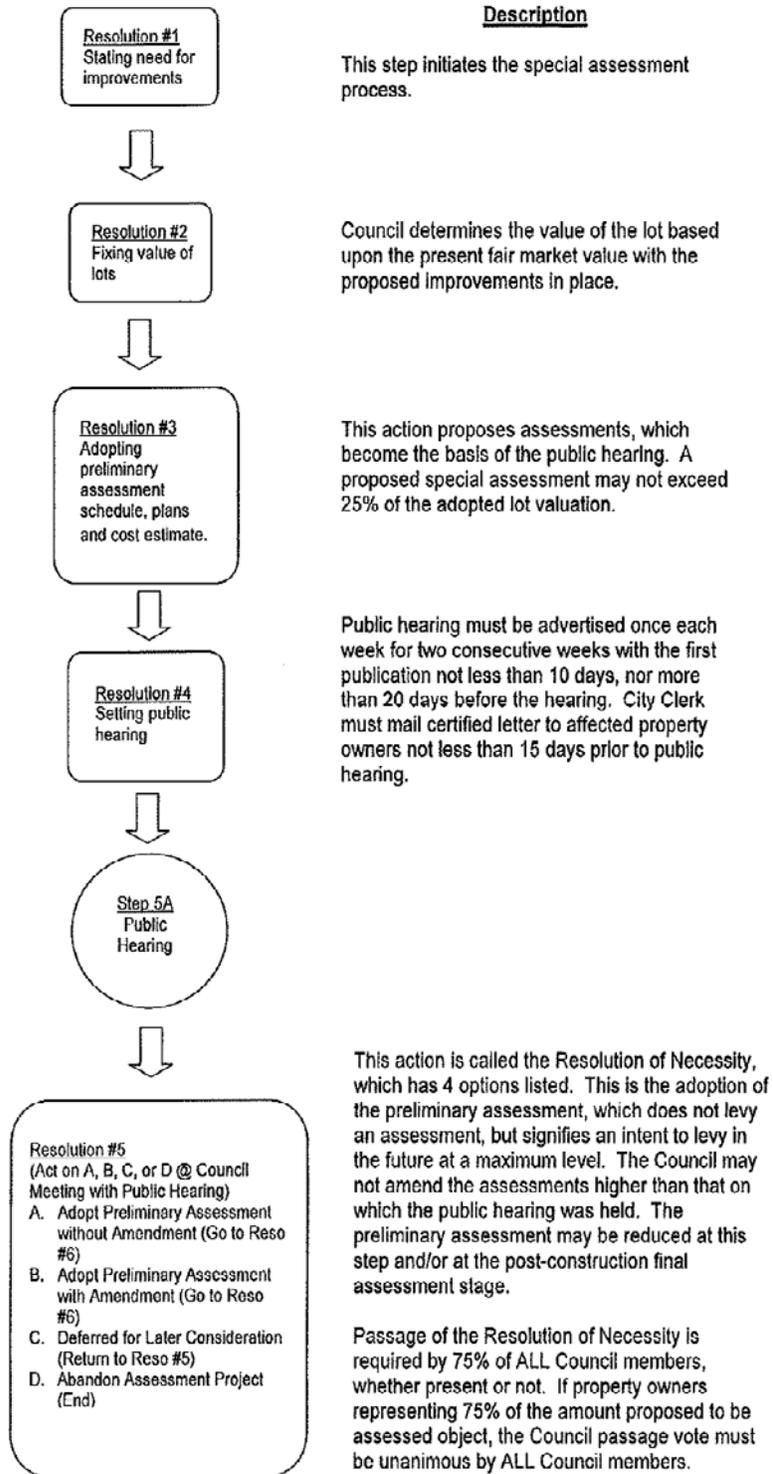
**Explanation** (if necessary):

**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.

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION  
OF SIDEWALK IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is necessary and desirable that Portland Cement Concrete sidewalk be constructed within Cedar Rapids, Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids, Iowa, construct Portland Cement Concrete sidewalk as hereinafter described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements shall be as follows:

Multiple locations within the City of Cedar Rapids

,and

BE IT FURTHER RESOLVED that David J. Elgin, P.E., L.S. of the Public Works Department, Cedar Rapids, Iowa, having authorized a professional engineering firm to prepare estimates, plans and specifications and Hall & Hall Engineers, Inc. to prepare plats and schedules and otherwise to act in said capacity with respect to said project is hereby ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within the area hereinafter described will be specially benefited by said improvements, to-wit:

GPN	Legal Description
13362-76008-00000	LANDMARK 3RD STR/LB 2
20011-77001-00000	BANAR 1ST STR/LB 1
20011-03001-00000	LANDS (LESS STS) LYG S'LY OF WILEY BLVD & S'LY OF 33RD AVE NE NE STR/LB 1 82 8
19062-76009-00000	W 1/2 SE NW W 172.5' N 188' E 10 AC W 16 AC EX RD STR/LB 6 82 7
19062-76015-00000	REMINGTON WEST 1ST STR/LB 1
13122-01053-00000	Cedar Bluffs 4th Str/LB 9
13122-51029-00000	COTTAGE HILL 3RD STR/LB 13
13122-51030-00000	COTTAGE HILL 3RD STR/LB 14
13122-51025-00000	COTTAGE HILL 3RD STR/LB 9
13122-51022-00000	COTTAGE HILL 3RD STR/LB 6
13122-28001-00000	COTTAGE HILL 3RD STR/LB 17
13122-51010-00000	COTTAGE HILL 2nd STR/LB 3

13122-51009-00000	COTTAGE HILL 2nd STR/LB 2
13122-79012-00000	COTTAGE HILL 2nd STR/LB 14 EX P.O.S. #1587
13122-79013-00000	COTTAGE HILL 2ND LOT 13 EX P.O.S. #1587
13122-51019-00000	COTTAGE HILL 2nd STR/LB 12
14312-51013-00000	WILLIAMS PLAZA 3RD STR/LB 1
19113-52001-00000	WHEATLAND PARK 1ST STR/LB 24
19113-51014-01033	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-4 (MUIRFIELD DR SW)
19113-51014-01013	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5817-4
19113-51014-01072	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-1
19113-51014-01049	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5901-2
19113-51014-01015	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-2
19113-51014-01048	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5901-1
19113-51014-01014	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-1
19113-51014-01003	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5805-4
19113-51014-01027	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-4 (MUIRFIELD DR SW)
19113-51014-01030	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-1 (MUIRFIELD DR SW)
19113-51014-01036	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5919-1
19113-51014-01058	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5913-1
19113-51014-01042	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5943-3
19113-51014-01043	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5943-4
19113-51014-01057	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-6
19113-51014-01028	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-5 (MUIRFIELD DR SW)
19113-51014-01052	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-1
19113-51014-01001	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5805-2
19113-51014-01060	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5913-3
19113-51014-01070	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-5
19113-51014-01074	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-3
19113-51014-01077	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-6
19113-51014-01047	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5931-4
19113-51014-01053	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-2
19113-51014-01006	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-3
19113-51014-01056	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-5

19113-51014-01039	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5919-4
19113-51014-01046	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5931-3
19113-51014-01020	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5823-1 (MUIRFIELD DR SW)
19113-51014-01040	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5943-1
19113-51014-01063	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5925-2
19113-51014-01016	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-3
19113-51014-01071	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-6
19113-51014-01059	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5913-2
19113-51014-01069	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-4
19113-51014-01029	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-6 (MUIRFIELD DR SW)
19113-51014-01045	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5931-2
19113-51014-01061	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5913-4
19113-51014-01073	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-2
19113-51014-01044	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5931-1
19113-51014-01066	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-1
19113-51014-01005	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-2
19113-51014-01054	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-3
19113-51014-01018	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-5
19113-51014-01055	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5907-4
19113-51014-01076	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-5
19113-51014-01068	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-3
19113-51014-01010	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5817-1
19113-51014-01067	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5937-2
19113-51014-01075	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5841-4
19113-51014-01011	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5817-2
19113-51014-01009	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-6
19113-51014-01031	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-2 (MUIRFIELD DR SW)
19113-51014-01023	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5823-4 (MUIRFIELD DR SW)
19113-51014-01025	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-2 (MUIRFIELD DR SW)
19113-51014-01004	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-1

19113-51014-01008	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-5
19113-51014-01037	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5919-2
19113-51014-01022	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5823-3 (MUIRFIELD DR SW)
19113-51014-01064	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5925-3
19113-51014-01065	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5925-4
19113-51014-01032	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-3 (MUIRFIELD DR SW)
19113-51014-01019	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-6
19113-51014-01007	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5811-4
19113-51014-01017	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5829-4
19113-51014-01041	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5943-2
19113-51014-01012	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5817-3
19113-51014-01000	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5805-1
19113-51014-01026	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-3 (MUIRFIELD DR SW)
19113-51014-01024	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5835-1 (MUIRFIELD DR SW)
19113-51014-01002	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5805-3
19113-51014-01038	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5919-3
19113-51014-01050	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5901-3
19113-51014-01035	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-6 (MUIRFIELD DR SW)
19113-51014-01051	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5901-4
19113-51014-01034	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5847-5 (MUIRFIELD DR SW)
19113-51014-01021	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5823-2 (MUIRFIELD DR SW)
19113-51014-01062	WHEATLAND PARK TOWNHOMES CONDOMINIUM UNIT 5925-1
13241-54006-00000	JACKSON PARK 1ST ADD STR/LB 11
13241-54007-00000	JACKSON PARK 1ST ADD STR/LB 12
13241-54008-00000	JACKSON PARK 2ND ADD STR/LB 13
13241-53014-00000	JACKSON PARK 2ND ADD STR/LB 33
13241-52005-00000	JACKSON PARK 1ST ADD STR/LB A
13123-51028-00000	COTTAGE RIDGE SOUTH STR/LB 14
13123-51016-00000	COTTAGE RIDGE SOUTH STR/LB 2
14311-26011-00000	INVESTMENT PROPERTIES LOT 1 & P.O.S. #1615 PARCEL A
14311-26010-00000	INVESTMENT PROPERTIES EX P.O.S. #1615 LOT 2
14311-26004-00000	TH PT DESC V1828 P48 & V1707 P361 LYG IN SW SE 30-83-7 & NW NE 31-83-7 BNG E'LY 70' W'LY 870' MEAS ON N'LY LN HWY 30 & INVESTMENT PROPERTIES LOT A STR/LB

14304-52014-00000	LANDS (LESS PT DESC B 1828 P 48) & (LESS PT DESC B 1707 P 361) THAT PT DESC B 1706 P 285 LYG IN BOTH SW SE 30-83-7 & NW NE 31-83-7 BNG E'LY 200' W'LY 1000' MEAS ON N'LY LN HWY 30 & BNG S'LY 500' N OF & ADJ TO SAID HWY STR/LB
14311-26003-00000	LANDS N OF RD W 123.28' E 325' ON N LN BNG W 100' E 330' ON S LN NW NE STR/LB 31 83 7
14311-26002-00000	LANDS N OF RD W 100' E 201.72' ON N LN BNG W 100' E 230' ON S LN NW NE STR/LB 31 83 7
14311-26001-00000	LANDS N OF RD E 101.72' ON N LN BNG E 130' ON S LN NW NE & N OF RD W 88.68' ON N LN BNG W 60' ON S LN NE NE STR/LB 31 83 7
14312-02006-00000	P.O.S. #999 PARCEL STR/LB B
14312-02001-00000	LANDS E 250' N 500' OF THAT PT NE NW LYG S OF U S 30 STR/LB 31 83 7
14311-28004-00000	LANDS S OF RD (LESS RD) W 250' MEAS ON S LN OF HWY BNG N 350' ON W LN NW NE STR/LB 31 83 7
14311-28003-00000	LANDS S OF RD (LESS RD) E 250' W 500' MEAS ON S LN OF HWY BNG N 308' MEAS ON E LN NW NE STR/LB 31 83 7
14311-28002-00000	HUGHES INDUSTRIAL 3RD STR/LB 1
14311-28001-00000	HUGHES INDUSTRIAL 2ND STR/LB 1
14311-27003-00000	HUGHES INDUSTRIAL 1ST W 175' STR/LB 1
14311-27002-00000	HUGHES INDUSTRIAL 1ST (LESS W 175') LOT 1 & ALL STR/LB 2
14171-26002-00000	APPLEWOOD MESA 12TH STR/LB 194
11343-51009-00000	DRY CREEK PARK 1ST REPLAT OF ADDN (LESS W 40') STR/LB 3
13264-78003-00000	AIKEN & DYER 1ST STR/LB 1
14252-80024-00000	WINDHAM WOODS 1ST STR/LB 9
14252-80023-00000	WINDHAM WOODS 1ST STR/LB 8
14252-80021-00000	WINDHAM WOODS 1ST STR/LB 6
14252-80020-00000	WINDHAM WOODS 1ST STR/LB 5
14252-80018-00000	WINDHAM WOODS 1ST STR/LB 3
14252-80030-00000	WINDHAM WOODS 1ST STR/LB 15
14252-80017-00000	WINDHAM WOODS 1ST STR/LB 2
14252-80016-00000	WINDHAM WOODS 1ST STR/LB 1
14081-80012-00000	S 5AC SE NE ALL E OF GLASS RD-EX TR DESC V1356/P575 & EX TR DESC V7032/P217 STR/LB 8 83 7
14071-80014-00000	P.O.S. #1272 PARCEL STR/LB A
14071-78002-00000	LIFE INVESTORS OFFICE PARK SIXTH STR/LB 1
14071-80004-00000	SIGNAL RIDGE 1ST STR/LB 1
13251-01001-00000	IRR SUR NE 25-83-8 A T COOPER'S SUBDIV (LESS STS) STR/LB 49
13361-01011-00000	VIANDS' 1ST STR/LB 2
13361-02001-00000	LANDS (LESS STS) N 250' E 283' S 1/2 N 1/2 NE STR/LB 36 83 8

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as the "2015 Sidewalk Infill Project", and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

Passed this 24<sup>th</sup> day of June, 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:** Glenn Vosatka, PE  
**E-mail Address:** g.vosatka@cedar-rapids.org

**Phone Number/Extension:** 5821

**Description of Agenda Item:**  **Consent Agenda**  **Regular Agenda**  **Yes**  **No** **MAP**  
Resolution setting a public hearing date for July 22, 2014 to consider the Resolution of Necessity (Proposed) for the construction of the Alley between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street Portland Cement Concrete Pavement project. CIP/DID #3012104-00

### Background:

This project proposes to construct Portland Cement Concrete pavement in the alley between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any TIF (Tax Incremental Financing) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment.

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

A public hearing is proposed for July 22, 2014 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

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

**Action / Recommendation:**

The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on July 22, 2014 to receive public comments.

**Alternative to the Recommendation:**

If resolution is not adopted, the assessment will not proceed. The project will then require funding by TIF, general obligation funds or the project abandoned.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

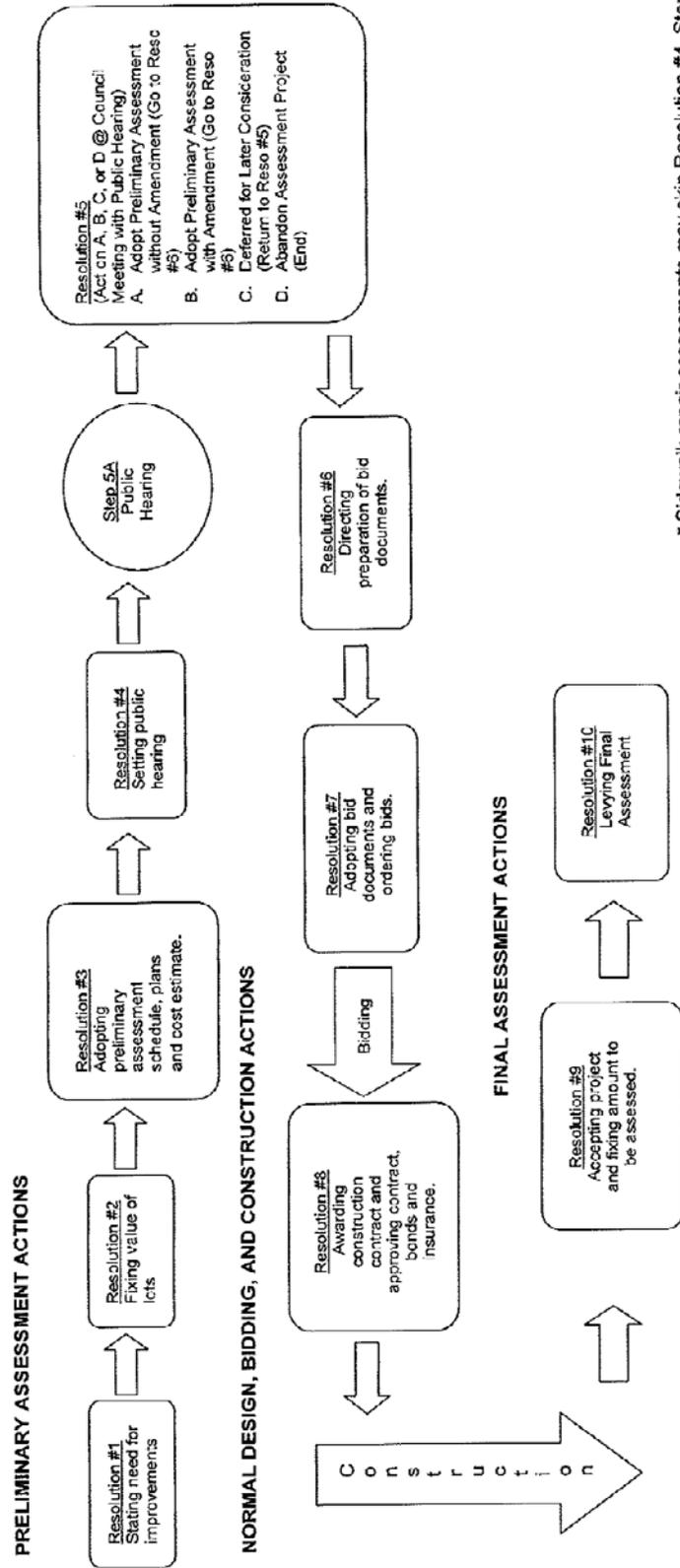
**Local Preference Policy:** Applies  Exempt

**Explanation:**

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**

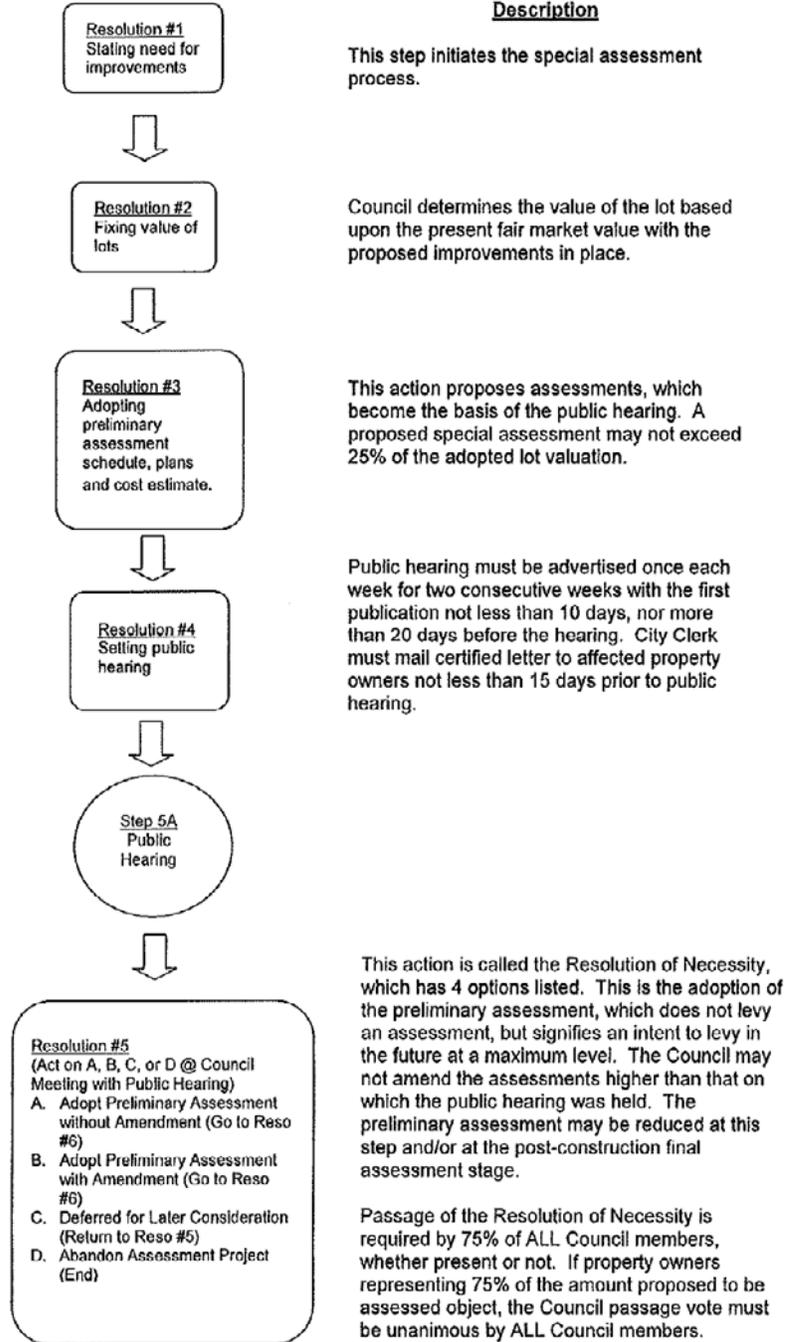
**FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS\*  
SUMMARY**



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

UPDATED 6.29.07

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



UPDATED 8.29.07

Page 2 of 2

RESOLUTION NO.

RESOLUTION SETTING A PUBLIC HEARING DATE FOR JULY 22, 2014 TO CONSIDER THE  
RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the Alley between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street Portland Cement Concrete Pavement project as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the Alley between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street Portland Cement Concrete Pavement in Cedar Rapids, Iowa.

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

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

The method of construction shall be by contract.

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

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

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

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 4:00 p.m., on the 22nd day of July, 2014 at Council Chambers, City Hall, 3<sup>rd</sup> Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of

the district. Unless a property owner files objections with the Clerk at the time of the hearing on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

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

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the Alley Between F Avenue and G Avenue NW from 9<sup>th</sup> Street to 8<sup>th</sup> Street Portland Cement Concrete Pavement of the types and in the location as follows:

GPN & Legal Description:

14204-60007-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 8, BLOCK 22
14204-60006-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 7, BLOCK 22
14204-60005-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 6, BLOCK 22
14204-60004-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 5, BLOCK 22
14204-60003-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 4, BLOCK 22
14204-60018-00000	BROWN'S 3 <sup>RD</sup> ADDITION, SOUTH 46 2/3' EACH LOTS 1,2 & 3, BLOCK 22
14204-60017-00000	BROWN'S 3 <sup>RD</sup> ADDITION, NORTH 60' LOT 16, BLOCK 22
14204-60015-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 15, BLOCK 22
14204-60014-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 14, BLOCK 22
14204-60013-00000	BROWN'S 3 <sup>RD</sup> ADDITION, LOT 13, BLOCK 22
14204-60012-00000	BROWN'S 3 <sup>RD</sup> ADDITION, EAST 20' LOT 11 AND ALL LOT 12, BLOCK 22
14204-60011-00000	BROWN'S 3 <sup>RD</sup> ADDITION, EAST 10' LOT 10 AND WEST 20' LOT 11, BLOCK 22
14204-60010-00000	BROWN'S 3 <sup>RD</sup> ADDITION, SOUTH 105' WEST 20' & WEST 10' EAST 20' LOT 10, BLOCK 22
14204-60008-00000	BROWN'S 3 <sup>RD</sup> ADDITION, NORTH 35' LOT 9 & NORTH 35' WEST 20' LOT 10, BLOCK 22

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

Construction of Portland Cement Concrete pavement and any necessary work such as grading and pavement replacement to complete said construction

The Cedar Rapids City Council will meet at 4:00 p.m., on the 22nd day of July, 2014 at the Cedar Rapids Council Chambers, 3<sup>rd</sup> floor of City Hall, 101 1<sup>st</sup> Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

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

Amy Stevenson  
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)

INTRODUCED AND PROPOSED at a meeting held on the 24th day of June, 2014.



Cadd File Name: W:\PROJECTS\CIP\3012104\3012104 Council Map.dwg



**ALLEY BETWEEN F AVENUE AND G AVENUE NW FROM  
9TH STREET TO 8TH STREET PORTLAND CEMENT CONCRETE PAVEMENT**



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Thomas Peterson  
**E-mail Address:** t.peterson@cedar-rapids.org

**Phone Number/Extension:** 5847

**Alternate Contact Person:** Scott Hamlin  
**E-mail Address:** s.hamlin@cedar-rapids.org

**Phone Number/Extension:** 5171

**Description of Agenda Item:**  **Consent Agenda**  **Regular Agenda** **Yes MAP**  
Resolution approving the installation of a stop sign at the intersection of Terry Drive SE and 30<sup>th</sup> Street SE, stopping westbound vehicle traffic on Terry Drive SE for 30<sup>th</sup> Street SE vehicle traffic.  
CIP/DID #60-14-031

**Background:**

This intersection is a “T” intersection. Installing a stop sign will improve the safety of drivers traveling westbound on Terry Drive SE, entering the intersection with 30<sup>th</sup> Street SE.

**Action / Recommendation:**

The Public Works Department recommends approving the resolution to install a stop sign at Terry Drive SE and 30<sup>th</sup> Street SE, stopping westbound traffic on Terry Drive SE at the intersection with 30<sup>th</sup> Street SE.

**Alternative Recommendation:**

Should Council not approve the resolution, the intersection will remain uncontrolled.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** Minute(s)

**Budget Information (if applicable):**

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that a stop sign be installed at the intersection of Terry Drive SE and 30<sup>th</sup> Street SE such that westbound vehicle traffic on Terry Drive SE stops for 30<sup>th</sup> Street SE,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the installation of a stop sign at the intersection of Terry Drive SE and 30<sup>th</sup> Street SE, stopping westbound vehicle traffic on Terry Drive SE for 30<sup>th</sup> Street SE, be and the same is hereby approved.

Passed this 24<sup>th</sup> day of June, 2014



**INSTALLATION OF STOP SIGN  
(STOPPING TERRY DR SE  
FOR 30TH STREET SE)**

PARK VIEW CT SE

TERRY DR SE

RIDGEMORE DR SE

30TH STREET SE

31ST ST SE

LINDSAY LN SE

BEVER AVE SE



**INSTALLATION OF STOP SIGN AT  
TERRY DRIVE SE AND 30TH STREET SE  
(STOPPING TERRY DRIVE SE FOR 30TH STREET SE)**





## Council Agenda Item Cover Sheet

**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 Map**  
Resolution establishing a 10-foot wide no-build easement on City-owned property located at 212 3<sup>rd</sup> Avenue SW in connection with redevelopment at this location. CIP/DID #49-14-034

**Background:**

The City has determined a need for a 10-foot wide no-build easement at this location to accommodate the proposed development agreement and proposed site plan for this parcel. Establishing the easement on this City-owned parcel will allow for increased open space between improvements at this location and the adjacent parcel at 222 3<sup>rd</sup> Avenue SW.

**Action / Recommendation:**

The Public Works Department recommends establishing a 10-foot wide no-build easement on this City-owned property.

**Alternative to the Recommendation:**

Deny the easement and allow for redevelopment closer than 10 feet from property line.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** NA

**Local Preference Policy:** Applies  Exempt

**Explanation:** Local Preference Policy does not apply.

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**

ENG  
CLK  
AUD FILE  
FIN  
TRS  
RCR  
IT  
49-14-034

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for a 10-foot wide no-build easement exists in order to accommodate redevelopment at 212 and 222 3<sup>rd</sup> Avenue SW, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, is the OWNER of the real property located at 212 3<sup>rd</sup> Avenue SW, and described as:

The southwest 10 feet of Lot 8, Block 5, West Cedar Rapids,  
Formerly Village or Town of Kingston, Linn County Iowa

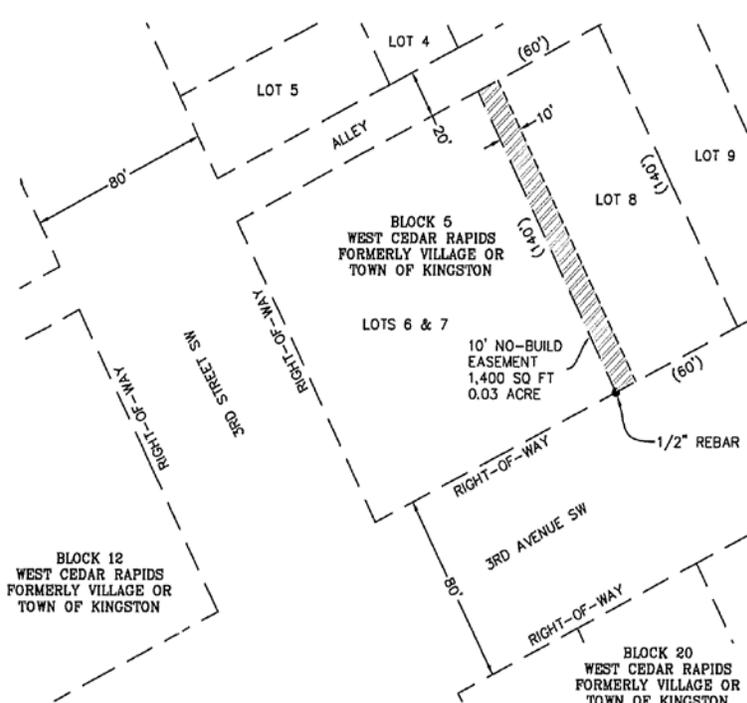
, and

WHEREAS, the Public Works Director / City Engineer recommends the City establish a 10-foot wide no-build easement on City-owned property per the attached Exhibit A, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 10-foot wide no-build Easement is hereby established and shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 24<sup>th</sup> day of June, 2014.

EXHIBIT A  
**10' NO-BUILD EASEMENT**  
 LOT 8, BLOCK 5, WEST CEDAR RAPIDS FORMERLY VILLAGE OR TOWN OF KINGSTON  
 CEDAR RAPIDS IOWA



**LEGAL DESCRIPTION - 10' NO-BUILD EASEMENT**

THE SOUTHWEST 10 FEET OF LOT 8, BLOCK 5, WEST CEDAR RAPIDS, FORMERLY VILLAGE OR TOWN OF KINGSTON, LINN COUNTY IOWA AS RECORDED IN BOOK 7909, PAGE 353 IN THE OFFICE OF THE LINN COUNTY RECORDER.  
 SAID PARCEL CONTAINS 1,400 SQUARE FEET, 0.03 ACRE SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

**SURVEY PREPARED FOR:**

OPC ALLAN INVESTMENTS LLC  
 % PAUL BRUNDELL  
 350 MILLER ROAD SUITE 2  
 HIAWATHA IA 52233

**OWNER:**

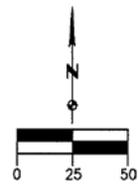
CITY OF CEDAR RAPIDS  
 101 FIRST STREET S.E.  
 CEDAR RAPIDS, IOWA 52401

**ENGINEER:**

KEN DEKEYSER, P.E.  
 HALL & HALL ENGINEERS, INC.  
 1860 BOYSON ROAD  
 HIAWATHA, IOWA 52233  
 (319)-362-9548

**SURVEY LEGEND**

- FD. 1/2" REBAR
- - - - - EASEMENT LINE
- [Hatched Box] NO-BUILD EASEMENT
- - - - - EXISTING LOT LINE
- ( ) RECORDED AS



Project Number: <b>10088-1</b>	Sheet: 1 of 1	Scale: 1" = 50'	Date: 7/21/14	Field Book No: 205	Sheet Title: EXHIBIT A <b>10' NO-BUILD EASEMENT</b> LOT 8, BLOCK 5, WEST CEDAR RAPIDS FORMERLY VILLAGE OR TOWN OF KINGSTON CEDAR RAPIDS IOWA	HALL & HALL ENGINEERS, INC. Located at East Zephyrus Street #213 1860 BOYSON ROAD, HIAWATHA, IOWA 52233 PHONE: (319) 362-9548 / FAX: (319) 362-1695 CIVIL ENGINEERS • LANDSCAPE ARCHITECTURE LAND SURVEYING • LAND DEVELOPMENT PLANNING www.halleng.com Designed by: KWD Drawn by: KWD Checked by: DLK
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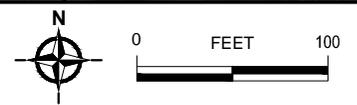
CAD File: I:\projects\10088 Barron Redevelopment\10088 EASEMENT.dwg Date Plotted: Jun 02, 2014 - 11:57am Plotted By: SUSAN-FORMUSH



Cadd File Name: W:\PROJECTS\Non-CIP\2014\814\034\_3rd Ave SW (212) - Drainage Easmt - Allen Custom Home\49-14-034 Council Map.dwg



**212 3RD AVENUE SW  
10' NO-BUILD EASEMENT REQUEST**



**Council Agenda Item Cover Sheet**

Consent Agenda       Regular Agenda

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Utilities – Water

**Presenter at meeting:** Steve Hershner    **Phone:** 5281    **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Justin Koller            **Phone:** 5994    **E-mail:** [j.koller@cedar-rapids.org](mailto:j.koller@cedar-rapids.org)

**Description of Agenda Item:**

Resolution rejecting bids for the 16<sup>th</sup> Avenue SW (400-Ft East of 23<sup>rd</sup> Street SW to Williams Blvd SW) Water Main Rehabilitation project (estimated cost is \$622,000). CIP/DID #2011061-02

**Background:**

The Utilities Department – Water Division intends to replace approximately 2300 feet of water main on 16<sup>th</sup> Ave SW between (Williams Blvd SW and 400-ft East of 23<sup>rd</sup> Street SW). The existing 10-inch water main was installed in the 1940's and has a history of multiple breaks, service disruptions and street closures for maintenance and repair.

One (1) bid was received on June 4, 2014 for the 16<sup>th</sup> Avenue SW (400-Ft East of 23<sup>rd</sup> Street SW to Williams Blvd SW) Water Main Rehabilitation project (Contract 2011061-02), the result reported at the June 10, 2014 Council meeting was:

Bidder	Total Bid
1. Rathje Construction Co. Marion, IA	\$678,540.30

The Utilities Department - Water Engineering Division intends to re-evaluate the construction schedule and scope of work, make corrections to quantity tables in the plan set, and rebid the project at a later date.

**Action / Recommendation:**

The Utilities Department – Water Division staff recommends rejecting all bids received on June 4, 2014 for the 16<sup>th</sup> Avenue SW (400-Ft East of 23<sup>rd</sup> Street SW to Williams Blvd SW) Water Main Rehabilitation project.

**Alternative Recommendation:** N/A

**Time Sensitivity:** Request action during the June 24, 2014 City Council meeting in an effort to pursue a timely rebid schedule.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** N/A

**Local Preference Policy**                      **Applies**       **Exempt**

**Explanation:** N/A

**Recommended by Council Committee**

**Explanation (if necessary):** N/A

RESOLUTION NO.

WHEREAS, on May 13, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 16<sup>th</sup> Avenue SW (400-Ft East of 23<sup>rd</sup> Street SW to Williams Blvd SW) Water Main Rehabilitation project (Contract No. 2011061-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, other addenda to the plans, specifications, form of contract and estimated cost have also been filed in the Office of the City Clerk, and

WHEREAS, a public hearing has been held on the plans, specifications, form of contract and estimated cost as originally filed, and

WHEREAS, one bid was received on this project on June 4, 2014 and a report thereon has been given that one bid was received and it was at an amount that was substantially higher than the estimated cost, and

WHEREAS, a recommendation has been made to reject the bid received, and

WHEREAS, it appears to be in the public's best interest to accept the recommendation, now therefore,

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

1. The one bid received is hereby rejected.
2. The bid bond of the bidder shall be returned to the bidder as soon as is practicable.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at Meeting:** Paula Mitchell **Phone:** 319 286-5852  
**Email:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt **Phone:** 319 286-5047  
**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

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

Resolution authorizing the Housing and Redevelopment Manager and the Community Development Director to establish escrow accounts and approve payments from escrow accounts for various housing and redevelopment programs. NEW

### **Background:**

The Housing Services Division of the Community Development and Planning Department operates various housing rehabilitation and redevelopment programs, including:

- Owner Occupied Housing Rehabilitation
- Lead Hazard Control Grant Program
- Various projects involving disposition of City-owned property for redevelopment

The housing rehabilitation programs often require property owners to contribute a percentage of the cost of rehabilitation for their home. These funds are held in an escrow account (currently at Hills Bank) until project completion. When the owner approves the work, the escrowed funds are released to pay the contractor. In addition, the City Council has directed staff to collect demolition surety for projects proposing the redevelopment of flood-damaged structures, which is also held in escrow until the project is satisfactorily completed. Once the work is complete, the escrowed funds are released back to the developer.

Recently, the City was notified by Hills Bank that FDIC regulations require them to obtain a resolution that specifically authorizes staff to establish and release funds from escrow accounts. This action formally authorizes the actions staff has been previously directed to carry out in order to meet the requirements of the financial institution.

### **Action/Recommendation:**

City staff recommends approval of the resolution.

### **Alternative Recommendation:**

City Council may table the items and request additional information.

**Time Sensitivity:**

Staff will be unable to establish escrow accounts until a resolution is provided to the financial institution.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

There is no impact on the general fund budget. Funds covered by this action are funds collected from third parties participating in City programs, held in trust until project completion.

**Local Preference Policy** Applies  Exempt

**Explanation:** No goods or services are being purchased.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION AUTHORIZING THE HOUSING AND REDEVELOPMENT MANAGER AND THE  
COMMUNITY DEVELOPMENT DIRECTOR TO ESTABLISH ESCROW ACCOUNTS AND  
APPROVE PAYMENTS FROM ESCROW ACCOUNTS FOR VARIOUS HOUSING AND  
REDEVELOPMENT PROGRAMS

WHEREAS, the City of Cedar Rapids, Iowa, receives Federal and State Funds through the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, the Lead Hazard Control Grant Program, which are used in part to administer housing rehabilitation programs; and

WHEREAS, the City from time to time engages in the disposition and redevelopment of City-owned properties when determined by the City Council to meet the public's interest; and

WHEREAS, in the administration of these programs, the City collects escrow payments from private individuals and entities who are participating in the programs, to secure their share of projects costs, or to secure the public's interest; and

WHEREAS, escrowed funds are held in trust until project completion, at which time they are released to pay project costs or returned to the development entity pursuant to the terms of a written agreement;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the Housing and Redevelopment Manager and the Community Development and Planning Director are hereby authorized to establish escrow accounts and release payments from escrow accounts for eligible costs for budgeted projects and activities approved by the City Council for funding by the Community Development Block Grant Program and the HOME Investment Partnership Program, the Lead Hazard Control Grant Program, and for redevelopment activities pursuant to an approved development agreement..

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at Meeting:** Paula Mitchell

**Phone:** 319 286-5852

**Email:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

**Alternate Contact Person:** Caleb Mason

**Phone:** 319 286-5188

**Email:** [c.mason@cedar-rapids.org](mailto:c.mason@cedar-rapids.org)

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

Resolution adopting an Administrative Plan for the Sixth Round of the Multi-family New Construction (MFNC) Program (**FLOOD**). NEW

### **Background:**

On June 18, 2014 the Development Committee of City Council recommended adoption of an administrative plan for the Sixth Round of the Multi-family New Construction (MFNC) program offered in conjunction with the Iowa Economic Development Authority (IEDA). The program is funded with Community Development Block Grant Disaster Recovery funding and is intended to replace units lost as a result of the 2008 flood. Highlights of the proposed administrative plan include:

- Development targeted to expanded “Tier 1” boundary area shown on attached map. This includes the City’s core urban neighborhoods and is consistent with the State’s current emphasis on projects that propose infill, historic preservation, and adaptive re-use. Projects previously funded within Tier 1 are also shown.
- Design guidelines for infill development consistent with guidelines for existing Overlay Districts.
- City-owned lots offered in areas eligible for redevelopment and where identified for Multi-family or mixed use through the Neighborhood Planning Process (NPP).

Applications from eligible communities are due to IEDA on September 2, 2014. Approximately \$50 million is available statewide on a competitive basis, with approximately \$30 million of that dedicated to projects in entitlement communities with populations of \$50,000 and up. There are no substantive changes from the administrative plan that was adopted for Round 5, which resulted in 7 projects and 118 units in Cedar Rapids receiving funding.

The proposed timeline is as follows:

- June 24, 2014 – City Council consideration of Administrative Plan.
- June 25, 2014 – Builder orientation meeting.
- August 8, 2014 – Proposals due to City.
- August 11-15, 2014 – Proposals evaluated by stakeholder review committee.
- August 20, 2014 – Recommendations presented to Development Committee.
- August 27, 2014 – Recommendations considered by full City Council.
- September 2, 2014 – Applications due to IEDA.

**Action/Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

City Council may table the items and request additional information.

**Time Sensitivity:**

Proposals are due to the State by September 2, 2014; the proposed timeline is designed to give the development community the maximum time possible to assemble quality proposals.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies  Exempt

**Explanation:** No goods or services are being purchased.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**



RESOLUTION NO.

RESOLUTION ADOPTING THE ADMINISTRATIVE PLAN FOR  
THE SIXTH ROUND OF THE MULTI-FAMILY NEW  
CONSTRUCTION PROGRAM

WHEREAS, The City of Cedar Rapids is a disaster grantee eligible to receive Community Development Block Grant Disaster Recovery (CDBG-DR) funds through the Iowa Economic Development Authority (IEDA) in order to replace rental housing units lost as a result of the flood of 2008; and

WHEREAS, the City of Cedar Rapids is currently administering prior rounds of the Multi-Family New Construction Program which consists of \$33 million in CDBG-DR funds that is producing 547 units through 2015; and

WHEREAS, IEDA has announced \$30 million in available funding for metropolitan communities statewide for a Sixth Round of the Multi-Family New Construction Program; and

WHEREAS, the City of Cedar Rapids is desirous of providing a range of affordable housing options throughout the city; and

WHEREAS, the City Council provided direction to staff regarding local criteria for projects in the Sixth Round of the Multi-Family New Construction program:

- Development limited to lots within the core "Tier 1" neighborhoods of the City;
- Prioritization of projects that provide infill, historic preservation, adaptive re-use;
- Development projects shall adhere to local design standards for the program;
- The projects shall meet a demonstrated market demand that is not currently being met.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Cedar Rapids, Iowa adopts the attached Administrative Plan and program guidelines for the Sixth Round of the Multi-Family New Construction Program and further authorizes staff to submit projects that meet the criteria outlined in plan to the Iowa Economic Development Authority for funding approval.

Passed this 24th day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Police Department

**Presenter at meeting:** Captain Bernard Walther    **Phone Number/Extension:** 5470  
**E-mail Address:** b.walther@cedar-rapids.org

**Alternate Contact Person:** Sgt. Mark Andries    **Phone Number/Extension:** 5438  
**E-mail Address:** m.andries@cedar-rapids.org

**Description of Agenda Item:**

Resolution establishing two regular, FTEs for the Police Department for the School Resource Officer Program.

**Background:**

28E agreements were signed on June 10, 2014 by the Cedar Rapids Community School District (Reso No. 0770-06-14), and College Community School District (Reso No. 0769-06-14) to provide law enforcement on school grounds. The Agreements are effective July 1, 2014 through June 30, 2016.

Per the 28E agreement, the City of Cedar Rapids and the Cedar Rapids Community School District, as well as the College Community School District, share a mutual desire to provide law enforcement and related services to the public schools within the City. To ensure and help maintain an atmosphere in the public schools, where school staff and students feel safe and free from intimidation, the Cedar Rapids Police Department is requesting the addition of 2.0 FTEs. The respective School Districts will pay 50% of the positions and the Police Department budget will absorb the rest of the cost.

**Action / Recommendation:**

The Police Department recommends the City Council authorize the creation of two FTEs for the Cedar Rapids Police Department.

**Alternative Recommendation (if applicable):** N/A

**Time Sensitivity:**

June 30, 2014 offers need to be made to police officer applicants, to meet Basic Police Academy deadline.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 minutes

**Budget Information (if applicable):** N/A

RESOLUTION NO.

WHEREAS, the Cedar Rapids Police Department has signed a 28E agreement to provide law enforcement for the Cedar Rapids Community School District (Reso No. 0770-06-14), and College Community School District (Reso No. 0769-06-14), and

WHEREAS, the term of the agreements between the Cedar Rapids Police Department and the school districts is from July 1, 2014 through June 30, 2016, and

WHEREAS, the respective School Districts will pay 50% of the positions and the Police Department budget will absorb the rest of the cost;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to establish two FTEs in the Cedar Rapids Police Department.

Passed this 24<sup>th</sup> day of June, 2014

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Veterans Memorial

**Presenter at meeting:** Consent Agenda  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Mike Jager  
**Email:** M.Jager@cedar-rapids.org

**Phone Number/Ext:** 5039

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

Resolution approving Amendment No. 8 to the Standard Agreement with Alt Architecture and Research Associates, by adding new subcontractor's for no additional fee in connection with the Veterans Memorial Building project (original contract amount was \$2,896,000; total contract amount with this amendment is \$4,085,123.17) (**FLOOD**); CIP/DID #VME001-01

**Background:**

The City has a standard agreement with Alt Architecture and Research Associates for architectural/engineering services for the Veterans Memorial Building project.

The proposed resolution is hereby adding the following subcontractor's to the agreement: Boelter is being added to provide construction documents and specifications for the serving kitchen; Terracon is being added to provide core samples for auditorium existing floor and alleyway (not reconstructed); and Threshold Acoustics is being added to provide acoustical design specifications and construction documents for auditorium sound clouds (not installed). This will be a \$0 addition to the Agreement and Alt will pay Boelter, Terracon and Threshold Acoustics out of the current Agreement fee.

The Stipulated fee (Section 6.1) will change the Not to Exceed amount from \$3,008,828.32 to \$3,007,828.32 and the Reimbursable expenses (Exhibit D) will change the Not to Exceed amount from \$64,600 to \$65,600.

**Action / Recommendation:**

Adopt the resolution allowing this amendment.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:**

**Budget Information (if applicable):** VME001-01

**Local Preference Policy** Applies  Exempt

**Explanation:** FLOOD

**Recommended by Council Committee**  
**Explanation (if necessary):**

Yes

No

N/A

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT NO. 8

WHEREAS, the City of Cedar Rapids, Iowa (“the Owner”) and Alt Architecture and Research Associates (“the Architect”) entered into that certain standard Agreement between Owner and Architect (VME001-01) (“the Agreement”) for the purpose of establishing the terms and conditions by which the Architect would provide architectural/engineering services for the owner’s Veterans Memorial Building project; and

WHEREAS, the Owner and Architect now desire to add new subcontractor’s to the Agreement; now

WHEREAS, it is agreed by the Owner and Architect that the following subcontractor’s shall be added to the Agreement:

Boelter is being added for the purpose of providing construction documents and specifications for a serving kitchen.

Boelter for a lump sum of \$4,000.

Terracon is being added for the purpose of providing core samples for auditorium existing floor and alleyway (not reconstructed).

Terracon for a lump sum of \$7,500.

Threshold Acoustics is being added for the purpose of providing acoustical design specifications and construction documents for auditorium sound clouds (not installed).

Threshold Acoustics for a lump sum of \$7,000.

This will be a \$0 addition to the Agreement and Alt will pay Boelter, Terracon and Threshold Acoustics out of the current Agreement fee.

WHEREAS, it is agreed by the Owner and Architect that the following terms and conditions shall become part of the Agreement and the Agreement shall be amended accordingly as follows:

1. Stipulated fee (Section 6.1) will change from a Not to Exceed amount of \$3,008,828.32 to a Not to Exceed amount of \$3,007,828.32.
2. Reimbursables (Exhibit D) will change from a Not to Exceed amount of \$64,600 to a Not to Exceed amount of \$65,600.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to execute Amendment No. 8 to the standard agreement for architectural/engineering services between the City of Cedar Rapids, Iowa and Alt Architecture and Research Associates.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

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

**Alternate Contact Person:** Russ Camp      **Phone Number/Ext:** x5086  
**Email:** [russc@cedar-rapids.org](mailto:russc@cedar-rapids.org)

**Description of Agenda Item:**

Amendment No. 4 to the contract for GIS One-Call Utility Locate System with Pro-West & Associates, Inc. to reflect the additional cost to scope change for an amount not to exceed \$5,500 (original contract amount was \$43,000, total contract amount with this amendment is \$61,050). CIP/DID #1209-125

**Background:**

Proposals were solicited on behalf of the Utilities, Public Works and Information Technology Departments for the GIS One-Call Utility Locate System with six (6) firms responding. Award was made to Pro-West & Associates, Inc. as the firm who submitted the most responsive proposal of best value to the City.

This Amendment No. 4 amends the scope of work for an additional amount not to exceed \$5,500. The additional expenditure is to add a positive response module for all city locate tickets, including fiber, in order to bring the system into compliance with State code. These revisions bring the revised total for this Contract to \$61,050.

Original contact amount:	\$ 43,000	Resolution No. 0415-04-10
Amendment No. 1:	\$ 0	Renewal within original \$43,000; no Reso
Amendment No. 2:	\$ 10,250	Amended Scope; Resolution No. 0203-02-13
Amendment No. 3:	\$ 2,300	Amended Scope; Resolution 0512-04-14
Amendment No. 4:	\$ 5,500	Amended Scope; Resolution pending
Total amount for project:	\$ 61,050	Total not to exceed

**Action / Recommendation:**

Resolution authorizing execution of Amendment No. 4 to Contract for GIS One-Call Utility Locate System for the total additional amount of \$5,500.

**Alternative Recommendation:**

**Time Sensitivity:** Work needs to be completed by July 11, 2014

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

Equally divided between fund 671 department ID 671000 and fund 651 department ID 651500 and program 65155.

**Local Preference Policy** Applies  Exempt

**Explanation:**

If proposals were solicited today local preference would apply; however, this RFP was issued prior to implementation of the buy local program. There were no local proposers.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals in 2010 for a GIS One-Call Utility Locate System, as requested by the Utilities, Public Works, and Information Technology Departments; and

WHEREAS, responses were received from six (6) firms; and

WHEREAS, award was made to Pro-West & Associates, Inc., for an initial Contract period of May 1, 2010 through April 30, 2012; and

WHEREAS, this Addendum No. 4 updates the scope of work for a total additional amount not to exceed \$5,500, funded by the Public Works Department; and

WHEREAS, the total updated amount is \$61,050 as follows:

Original contact amount:	\$ 43,000	Resolution No. 0415-04-10
Amendment No. 1:	\$ 0	Renewal within original \$43,000; no Reso
Amendment No. 2:	\$ 10,250	Amended Scope; Resolution No. 0203-02-13
Amendment No. 3:	\$ 2,300	Amended Scope; Resolution 0512-04-14
Amendment No. 3:	\$ 5,500	Amended Scope; Resolution pending
Total amount for project:	\$ 61,050	Total not to exceed

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. 4 with Pro-West & Associates, Inc. as described herein.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda Item

**Phone Number/Ext:**

**Email:**

**Alternate Contact Person:** Maria Johnson

**Phone Number/Ext:** X5055

**Email:** ma.johnson@cedar-rapids.org

**Description of Agenda Item:**

Amendment No. 3 to renew Contract for Marketing Communications Services with Amperage Marketing (formerly ME&V) for the Communications Division for an annual amount not to exceed \$150,000 (original contract amount was \$150,000; renewal contract amount is \$150,000). CIP/DID #0412-199

**Background:**

Proposals were requested in 2012 with five (5) vendors responding. Marketing Communications Services include graphic design, layout, copywriting, photography, strategic communications planning and other similar services on an as-needed basis citywide.

The Contract was awarded to ME&V, now doing business as Amperage Marketing, as the most responsive and responsible proposal for an initial period of July 1, 2012 through June 30, 2013. This Amendment No. 3 renews the Contract through June 30, 2015 with two (2) one-year renewal options remaining. The total annual expenditure will not exceed \$150,000, funded by departmental operating budgets and advertising revenue.

**Action / Recommendation:**

Resolution authorizing execution of Amendment No. 3 to Contract for Marketing Communications Services for an annual amount not to exceed \$150,000.

**Alternative Recommendation:**

**Time Sensitivity:** Current contract will expire June 30, 2014

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

Funded by departmental operating budgets and advertising revenue

**Local Preference Policy** Applies  Exempt

**Explanation:**

An additional 50 points was added to the total evaluation score for each of the local firms considered in 2012. The outcome was not affected.

**Recommended by Council Committee**    Yes     No     N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids desires to renew the Agreement with Amperage Marketing (formerly ME&V) for Marketing Communications Services, authorized by Resolution No. 0966-06-12; and

WHEREAS, the initial Agreement was for the one-year period of July 1, 2012 through June 30, 2013 with options for four (4) one-year renewals; and

WHEREAS, Amperage Marketing has agreed to an amendment to renew the Agreement through June 30, 2015 with no increase in price; and

WHEREAS, the renewal period shall be July 1, 2014 to June 30, 2015 with two 1-year renewal options remaining; and

WHEREAS, the total annual expenditure will not exceed \$150,000, funded by departmental operating budgets and advertising revenue;

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. 3 with Amperage Marketing as described herein.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

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

**Alternate Contact Person:** Mark Jones                              **Phone Number/Ext:** X4791  
**Email:** [markj@cedar-rapids.org](mailto:markj@cedar-rapids.org)

**Description of Agenda Item:**

Amendment No. 4 to renew Contract for Recycling Carts with Rehrig Pacific Company for Solid Waste and Recycling for an annual amount not to exceed \$262,000 (original contract amount was \$350,000; renewal contract amount is \$262,000). CIP/DID #0709-010

**Background:**

Proposals were solicited in 2010 on behalf of the Solid Waste & Recycling Division with four (4) vendors responding. After careful consideration by the evaluation committee, the proposal submitted by Rehrig Pacific Company was selected as the most responsive and responsible proposal.

The Solid Waste & Recycling Division and Rehrig Pacific Company have mutually agreed to renew the Contract for another year with an increase of \$3.03 per cart, bringing the price per cart up to \$42.50 due to documented increases in the cost of resin. The renewal period for this contract will be July 1, 2014 through June 30, 2015 with no renewal options remaining. Annual expenditure for the renewal period is not to exceed \$262,000, which is included in the FY15 budget.

**Action / Recommendation:**

Resolution authorizing execution of Amendment No. 4 to Contract for Recycling Carts for an annual amount not to exceed \$262,000.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** Included in FY15 budget

**Local Preference Policy** Applies  Exempt

**Explanation:** The local preference policy applied to the RFP for this agreement but there were no local proposers.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals for recycling carts in 2010, on behalf of the Solid Waste & Recycling Division; and

WHEREAS, an agreement was established with Rehrig Pacific Company to provide recycling carts on an as-needed basis; and

WHEREAS, both parties agree to a one-year renewal period extending the agreement to June 30, 2015, with no renewal options remaining; and

WHEREAS, there is a \$3.03 increase in price per cart due to increases in the cost of resin resulting in an adjusted price of \$42.50 per cart; and

WHEREAS, the total annual purchases are not to exceed \$262,000, which is included in the FY15 budget;

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. 4 with Rehrig Pacific Company as described herein.

Passed this 24<sup>th</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Alternate Contact Person:** John Ernst

**Phone Number/Ext:** 4684

**Email:** j.ernst@cedar-rapids.org

**Alternate Contact Person:** Diane Rodenkirk

**Phone Number/Ext:** 5023

**Email:** d.rodenkirk@cedar-rapids.org

### **Description of Agenda Item:**

Resolution amending Resolution No. 0876-10-08 for an increase in Land Application and Hauling of Biosolids with Wulfekuhle Injection & Pumping, Inc. from the original estimated annual amount of \$170,000 to \$200,000 for the Water Pollution Control Facility. CIP/DID #0808-053

### **Background:**

Biosolids are normally incinerated at the Water Pollution Control Facility. When the incinerator is down for maintenance and repair, the biosolids need to either be hauled to a landfill or land applied as a fertilizer on farm fields.

Wulfekuhle Injection & Pumping, Inc. is the Contractor for land application and hauling of these biosolids. The current Contract period is October 1, 2012 through September 30, 2014. The estimated cost was \$170,000 annually, however, greater quantities of biosolids needed to be removed. This resolution is to add \$30,000 to the contract, for a new annual contract total of \$200,000.

**Action / Recommendation:** Recommend Council approve the Resolution

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 521108-611-611001-611043

**Local Preference Policy** Applies  Exempt

**Explanation:** No local company submitted a bid

**Recommended by Council Committee**  
**Explanation (if necessary):**

Yes

No

N/A

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Utilities Department and Wulfekuhle Injection & Pumping, Inc. are parties to a Contract for land application of biosolids for the Water Pollution Control Facility, authorized by Resolution No. 0876-10-08; and

WHEREAS, the original resolution was for an annual expenditure estimated at \$170,000; and

WHEREAS, the Water Pollution Control Facility desires to amend Resolution No. 0876-10-08 to add \$30,000 for additional removal of biosolids; and

WHEREAS, the annual contract amount with this resolution is \$200,000.

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

Passed this 24<sup>th</sup> day of June, 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**

Authorizing Change Order No. 7 in the amount of \$2,373.30 with Rathje Construction Co. for the Willowbrook-Georgia Water & Sewer Improvements project (original contract amount was \$567,244.60; total contract amount with this amendment is \$606,971.40). CIP/DID #2012027-02

**Background:**

This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

**Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 7 submitted by Rathje Construction Co.

**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:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies  Exempt

**Explanation:**

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**

ENG  
AUD FILE  
FIN  
CLK  
RATHJE  
MCCLURE  
2012027-02

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. 7 in the amount of \$2,373.30 with Rathje Construction Co. for the Willowbrook-Georgia Water & Sewer Improvements, Contract No. 2012027-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$567,244.60
Change Order No. 1	19,800.00
Change Order No. 2	1,565.50
Change Order No. 3	2,205.00
Change Order No. 4	957.54
Change Order No. 5	2,079.32
Change Order No. 6	10,746.14
Change Order No. 7	<u>2,373.30</u>
Amended Contract Amount	\$606,971.40

General ledger coding for this Change Order to be as follows: \$1,186.65 655-655000-65585-655935, \$1,186.65 625-625000-625542-6252012027-02

Passed this 24<sup>th</sup> day of June, 2014.



36g

## 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:** Doug Carper, PE  
**E-mail Address:** d.carper@cedar-rapids.org

**Phone Number/Extension:** 5258

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

Authorizing Change Order No. 1 (Revised) in the amount of \$40,817.28 with Hardscape Solutions of Iowa, Inc. for the FY 2013 Downtown Streetscape Paver Brick Repair Program project (original contract amount was \$29,372; total contract amount with this amendment is \$70,189.28). CIP/DID #321500-01

### **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 areas were added to the scope of work requiring Portland Cement Concrete bedding, removal of existing pavement, driveways, curb and gutter, 12-inch aggregate base, beam curb, and drain tile to complete the project.

### **Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 1 (Revised) submitted by Hardscape Solutions of Iowa, 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:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

### **Budget Information (if applicable):**

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**

ENG  
AUD FILE  
FIN  
CLK  
HARDSCAPE SOLUTIONS  
321500-01

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. 1 (Revised) in the amount of \$40,817.28 with Hardscape Solutions of Iowa, Inc. for the FY 2013 Downtown Streetscape Paver Brick Repair Program, Contract No. 321500-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$27,372.00
Possible Incentive	2,000.00
Change Order No. 1	<u>40,817.28</u>
Amended Contract Amount	\$70,189.28

General ledger coding for this Change Order to be as follows: \$4,092.28 321-321000-321500,  
\$36,725 301-301000-301506

Passed this 24<sup>th</sup> day of June, 2014.



36h

## 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. 11 in the amount of \$955.17 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34<sup>th</sup> Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,689,010.17). CIP/DID #301696-01

### **Background:**

This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

### **Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 11 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:** June 24, 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. 11 in the amount of \$955.17 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34<sup>th</sup> 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	27,526.90
Change Order No. 9	43,973.66
Change Order No. 10	733.00
Change Order No. 11	<u>955.17</u>
Amended Contract Amount	\$1,689,010.17

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

\$955.17            301-301000-301696

Passed this 24<sup>th</sup> day of June, 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:** Doug Carper, PE  
**E-mail Address:** d.carper@cedar-rapids.org

**Phone Number/Extension:** 5258

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

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

Authorizing Change Order No. 4 in the amount of \$5,309 with Justice Electric Company for the 2<sup>nd</sup> Street SE Parking Ramp at 7<sup>th</sup> Avenue – Electrical project (original contract amount was \$362,060; total contract amount with this amendment is \$418,039). CIP/DID #635120-22

**Background:**

This is a contract change for additional work based on contractor quotes reviewed and accepted base on the scope of work.

HVAC in Electrical Equipment Room – Due to the computer equipment a climate control system has been added (Owner Change)	\$2,537
Elevator Light Switches per Elevator Code	\$2,772

**Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 4 submitted by Justice Electric 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:** June 24, 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):**

ENG  
AUD FILE  
FIN  
CLK  
JUSTICE  
OPN  
635120-22

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 \$5,309 with Justice Electric for the 2<sup>nd</sup> Street SE Parking Ramp at 7<sup>th</sup> Avenue – Electrical project, Contract No. 635120-22. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$362,060
Change Order No. 1	7,960
Change Order No. 2	11,867
Change Order No. 3	30,843
Change Order No. 4	<u>5,309</u>
Amended Contract Amount	\$418,039

General ledger coding for this Change Order to be as follows: \$5,309 635-635000-635120

Passed this 24<sup>th</sup> day of June, 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. 2 in the amount of \$4,353.98 with S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 – Phase 2 Reconstruction project (original contract amount was \$1,835,940.67; total contract amount with this amendment is \$1,866,710.65). CIP/DID #655625-05

**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. 2 submitted by S.M. Hentges & Sons, 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:** June 24, 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):

ENG  
AUD FILE  
FIN  
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SM HENTGES  
ANDERSON BOGERT  
655625-05

RESOLUTION NO.

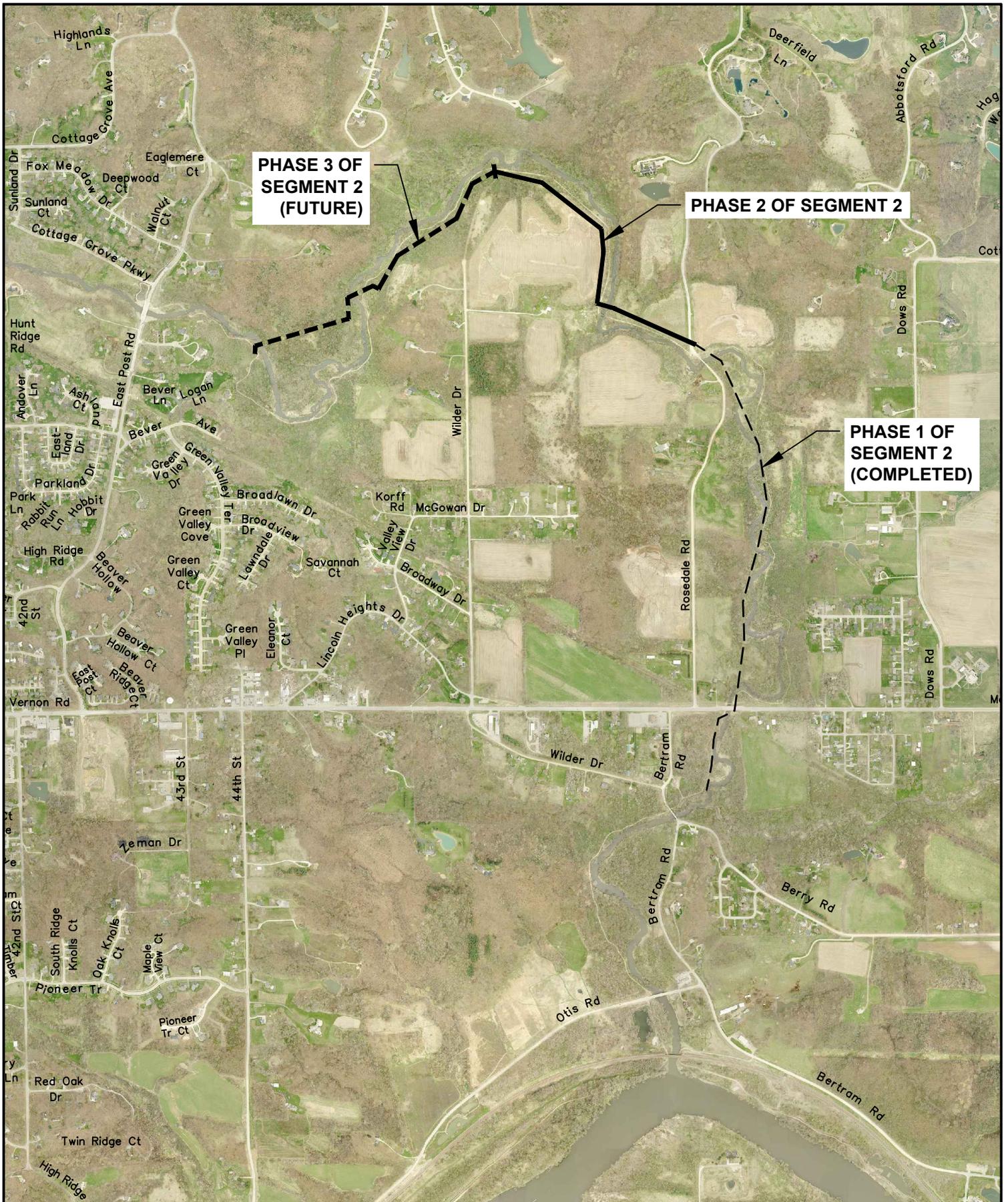
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of \$4,353.98 with S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 - Phase 2 Reconstruction, Contract No. 655625-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,800,940.67
Possible Incentive	35,000.00
Change Order No. 1	26,416.00
Change Order No. 2	<u>4,353.98</u>
Amended Contract Amount	\$1,866,710.65

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

\$4,353.98 655-655000-655625

Passed this 24<sup>th</sup> day of June, 2014.



**INDIAN CREEK AND DRY RUN CREEK  
SANITARY SEWER CAPACITY IMPROVEMENTS  
SEGMENT 2, PHASE 2**





36k

## 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:** Doug Carper, PE  
**E-mail Address:** d.carper@cedar-rapids.org

**Phone Number/Extension:** 5258

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

Authorizing Change Order No. 2 in the amount of \$27,900.30 with L.L. Pelling Company, Inc. for the H Street SW From Diagonal Drive SW to North of 7<sup>th</sup> Avenue SW Pavement Rehabilitation project (original contract amount was \$103,819; total contract amount with this amendment is \$135,256.29). CIP/DID #3012072-01

### 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.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 submitted by L.L. Pelling Company, 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:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP No. 3012072: \$120,000

**Local Preference Policy:** Applies  Exempt

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

**Recommended by Council Committee:** Yes  No  N/A

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FIN  
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LL PELLING  
ANDERSON BOGERT  
3012072-01

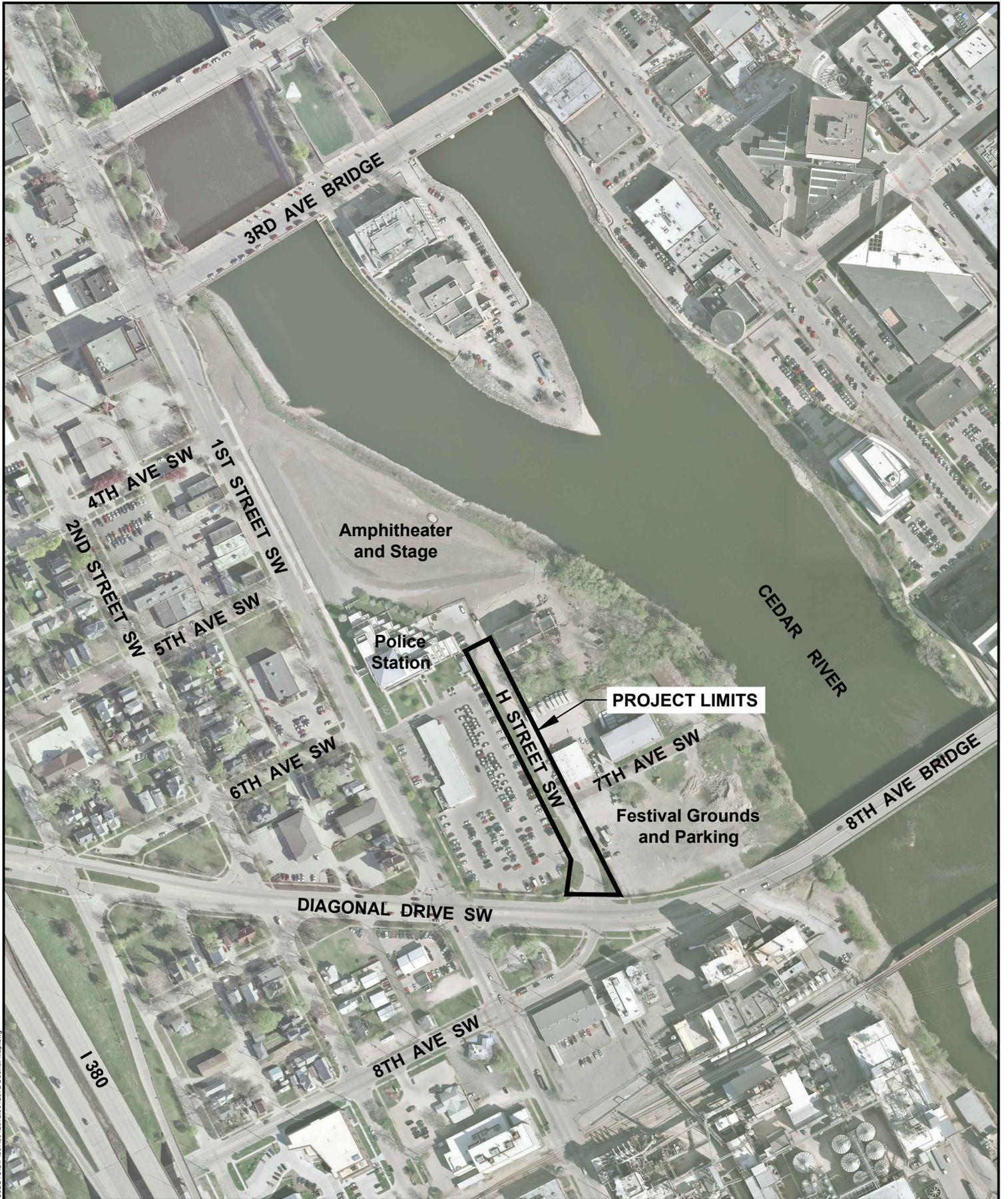
RESOLUTION NO.

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. 2 in the amount of \$27,900.30 with L.L. Pelling Company, Inc. for the H Street SW from Diagonal Drive SW to North of 7<sup>th</sup> Avenue SW Pavement Rehabilitation project, Contract No. 3012072-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$99,819.00
Possible Incentive	4,000.00
Change Order No. 1	3,536.99
Change Order No. 2	27,900.30
	<hr/>
Amended Contract Amount	\$135,256.29

General ledger coding for this Change Order to be as follows: \$27,900.30 301-301000-3012072

Passed this 24<sup>th</sup> day of June, 2014.



**H STREET SW FROM DIAGONAL DRIVE SW  
TO NORTH OF 7TH AVENUE SW  
PAVEMENT REHABILITATION**





**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**

Authorizing Change Order No. 9 in the amount of \$44,633 with Modern Piping, Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Mechanical & Plumbing project (original contract amount was \$4,570,000; total contract amount with this amendment is \$4,650,889) (**FLOOD**). CIP/DID #PWE006-23

**Background:**

WCD = Work Change Directive

WCD #9	Stair/Lobby wall changes	\$13,005
	Ceiling changes	\$655
	Facilities ductwork modifications	\$7,068
	Add electric unit heaters to Rooms 305 & 307	\$13,076
	Brine tank equipment hookup	\$6,758
	Washout hose connection	\$3,995
	Blower coil drain routing and possible relocation of unit	(\$1,736)
	Gas meter piping for Miron	\$1,812

**Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 9 submitted by Modern Piping, 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:** June 24, 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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MODERN PIPING  
NEUMANN  
PWE006-23  
OB377545

RESOLUTION NO.

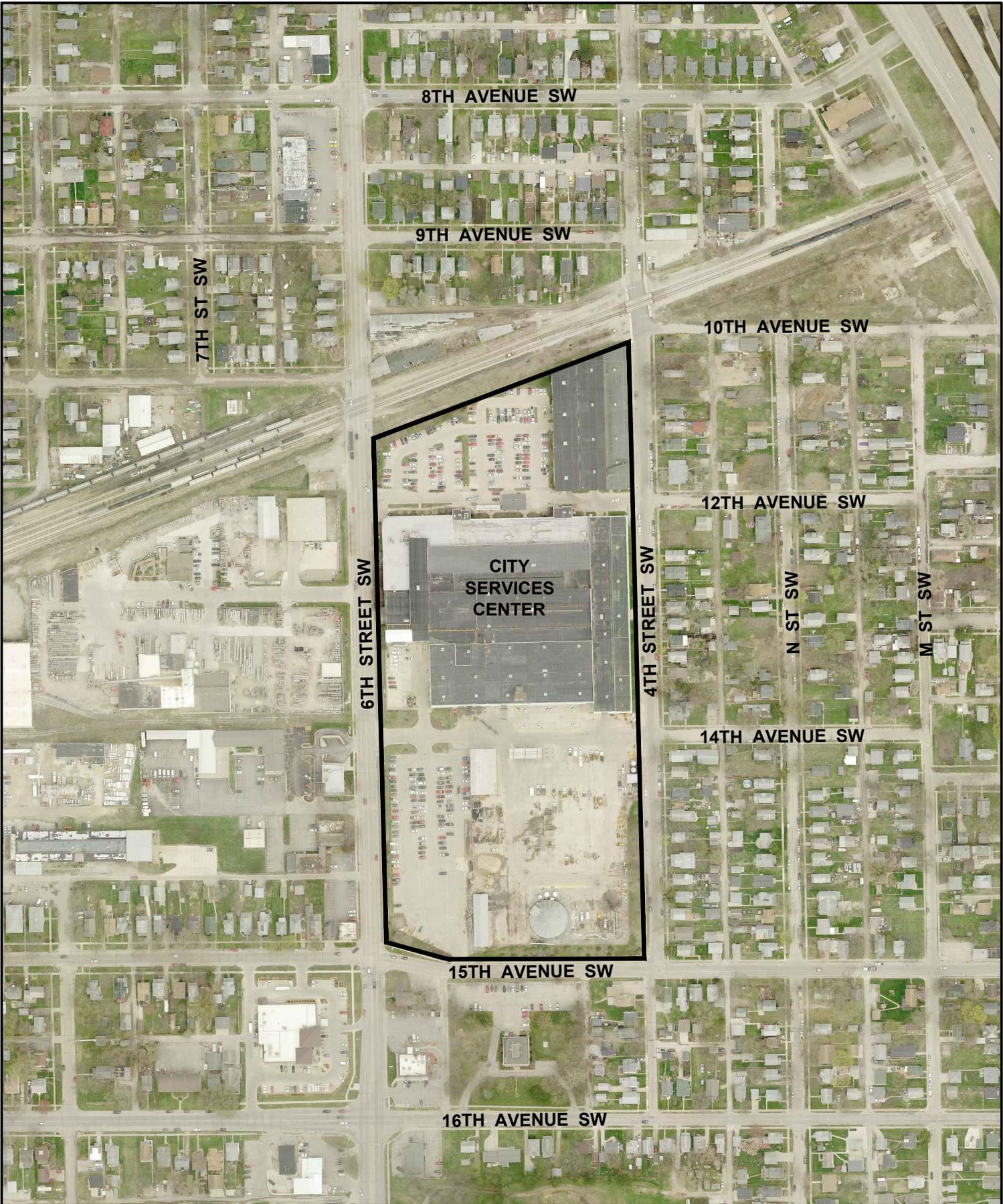
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 9 in the amount of \$44,633 with Modern Piping, Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project - Mechanical & Plumbing project, Contract No. PWE006-23. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$4,570,000
Change Order No. 1	2,888
Change Order No. 2	(21,000)
Change Order No. 3	(21,482)
Change Order No. 4	3,070
Change Order No. 5	1,532
Change Order No. 6	17,076
Change Order No. 7	39,178
Change Order No. 8	14,994
Change Order No. 9	<u>44,633</u>
Amended Contract Amount	\$4,650,889

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

\$44,633      330-330210-18515-PWE006-NG

Passed this 24<sup>th</sup> day of June, 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



## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24<sup>th</sup>, 2014

**Submitting Department:** Joint Communications, Police

**Presenter at meeting:** Charlie McClintock

**Phone Number/Ext:** 5383

**Email:** [c.mcclintock@cedar-rapids.org](mailto:c.mcclintock@cedar-rapids.org)

**Alternate Contact Person:** Chief Jerman

**Phone Number/Ext:** 5374

**Email:** w.jerman@cedar-rapids.org

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

Change Order 8 to the Linn County, Iowa Communication System project with Harris Corporation to extend the term of the maintenance agreement from 5 years to 7 years, with a 3 year renewal option at a fixed cost, for an amount not to exceed \$4,284,304.70 for initial 7 years with 3 year renewal option not to exceed \$2,384,486.82. (original contract amount was \$2,956,983; total contact amount with this change order is \$6,668,794.52) CIP/DID# OB660990

**Background:**

The Joint Communications Agency requests approval on behalf of the Radio Governance Board for Linn County, the City of Cedar Rapids, and the City of Marion, to receive approval for Change Order 8 in the amount of \$3,711,808.81 to pay for maintenance annually for 7 year maintenance agreement with a 3 year renewal at fixed cost on the Linn County 800 MHz Radio System. The cost for the network maintenance and software costs of Linn County 800 MHz Radio system will be shared among the three governmental bodies; with the City of Cedar Rapids providing fifty (50) percent, Linn Count providing thirty (30) percent, and the City of Marion providing twenty (20) percent. Each entity will be responsible for 100% of their radio maintenance. Harris Corporation will bill the City of Cedar Rapids for the entire annual cost, who will in turn bill each agency their portion of the bill.

**Action / Recommendation:**

JCA-PD recommends the City Council approve the resolution.

**Alternative Recommendation:** None

**Time Sensitivity:** Annual Maintenance is scheduled to begin July 1, 2014.

**Resolution Date:** June 24<sup>th</sup>, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** Total Net Impact on JCA Budget: Years 1-7 \$1,918,045 and Years 8-10 \$1,059,611

**Local Preference Policy** Applies  Exempt

**Explanation:** Part of Linn County 800 MHz Radio System (Extended Maintenance)

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Change Order 8 in the amount of \$3,711,808.81 with Harris Corporation, to increased maintenance costs from 5 years to 7 years with optional 3 year renewal at fixed cost, on the Linn County 800 MHz Radio System, Contract No. 660990, and

WHEREAS, the cost for the network maintenance and software costs of the Linn County 800 MHz Radio System shall be shared among three governmental bodies; with City of Cedar Rapids providing fifty (50) percent, Linn county Providing thirty (30) percent, and the City of Marion providing twenty (20) percent, and

WHEREAS, the cost for the individual radio maintenance using the Linn County 800 MHz Radio System will be 100% the responsibility of each governmental body; the City of Cedar Rapids, Linn County, and the City of Marion, and

BE IT FURTHER RESOLVED that the Joint Communications Agency may issue purchase orders and authorize payments in accordance with the contracted maintenance schedule.

A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$18,875,324.00
Change Order No. 1	222,475.00
Change Order No. 2	-0-
Change Order No. 3	-0-
Change Order No. 4	388.95
Change Order No. 5	(3,572.25)
Change Order No. 6	24,874.00
Change Order No. 7	25,000.00
Change Order No. 8	<u>3,711,808.81</u>
Total contract:	\$22,856,298.51

General ledger coding for radio contract is as follows:

\$16,187,506.70 Account 554000, Fund 065, Dept. ID 065000, Project 065002  
\$6,668,791.81 Account 522103, Fund 061, Dept. ID 061000

Passed this 24<sup>th</sup>, day of June, 2014



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Alternate contact person:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

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

Resolution authorizing execution of a Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$40,692 for design services in connection with the Edgewood Road & Edgewood Parkway SW Traffic Signal Installation project. CIP/DID #306163-01

### Background:

City Council approved Resolution No. 1021-08-11, dated August 9, 2011, authorizing execution of Agreement No. 2011-TS-018 with the Iowa Department of Transportation (IDOT) in the amount of \$150,000 for Traffic Safety Improvement Program (TSIP) funding for installation of a new traffic signal at the intersection of Edgewood Road and Edgewood Parkway SW. City Council approved Resolution No. 0811-05-13, dated May 14, 2013 authorizing execution of a Development Agreement with Westdale CR Ventures #1, LLC and Frew Development Group, LLC. This Development Agreement provides the developer financial participation for the installation of traffic signals at the intersection of Edgewood Road and Edgewood Parkway SW.

The professional services provided in this agreement include design, right-of-way acquisition documents, and bidding services for installation of a new fully-actuated traffic signal. Traffic signal design is required to comply with the TSIP grant funding agreement with the IDOT. Reconstruction of the sidewalk ramps to American with Disability Act (ADA) standards in the northeast and southeast corners of the intersection is included in the scope of services. New sidewalk ramps in the northwest and southwest corners of the intersection will be constructed along with the Westdale Mall redevelopment.

### Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of professional services agreement with Shive-Hattery, Inc.

### Alternative Recommendation:

The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing, or delay the project until City Staff has the resources available to proceed with this design.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP No. 306163 and 3017015

**Local Preference Policy:** Applies  Exempt

**Explanation:** Shive- Hattery is a local firm in compliance with this policy.

**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 Shive-Hattery, 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 \$40,692, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 306163-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Edgewood Road & Edgewood Parkway SW Traffic Signal Installation project:

Fund 301, Dept ID 301000, Project 3017015	\$ 2,755
Fund 306, Dept ID 306000, Project 306163	<u>\$ 37,937</u>
TOTAL	\$ 40,692

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 24<sup>th</sup> day of June, 2014.



Westdale Mall  
Redevelopment

PROJECT LOCATION

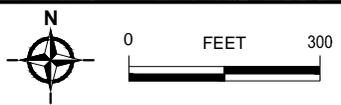
WILSON AVENUE SW

EDGEWOOD ROAD SW

EDGEWOOD  
PARKWAY SW

29TH AVENUE SW

EDGEWOOD ROAD AND EDGEWOOD PARKWAY SW  
TRAFFIC SIGNAL INSTALLATION



Cadd File Name: W:\PROJECTS\CIP\306163\306163 Council Map.dwg



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rita Rasmussen

**Phone Number/Extension:** 5807

**E-mail Address:** r.rasmussen@cedar-rapids.org

**Alternate Contact Person:** David Wallace

**Phone Number/Extension:** 5814

**E-mail Address:** d.wallace@cedar-rapids.org

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

Resolution authorizing execution of a Tenant Purchase Agreement in the amount of \$1 from Hertz Equipment Rental Corporation, and authorizing execution of a Purchase Agreement in the amount of \$20,500 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Gee Investments, L.L.C., from land located at 4715 6<sup>th</sup> Street SW in connection with the Prairie Creek Trunk Sewer Replacement Phase 2 project. CIP/DID #655028-00

**Background:**

City Council previously approved funding towards the Prairie Creek Trunk Sewer Replacement Phase 2 project. These easements are required to accommodate the proposed improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation, both hired by the City.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Tenant Purchase Agreement in the amount of \$1 from Hertz Equipment Rental Corporation, and authorizing execution of a Purchase Agreement in the amount of \$20,500, and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Gee Investments, L.L.C.

**Alternative to the Recommendation:**

Revise the alignment of the project.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 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 a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Gee Investments, L.L.C., 4715 6<sup>th</sup> Street SW, Cedar Rapids, Iowa, 52404 OWNER and Hertz Equipment Rental Corporation, 4715 6<sup>th</sup> Street SW, Cedar Rapids, Iowa, 52404, TENANT of the real property known and described as:

See Attached Permanent Sewer Easement Exhibit

have agreed to convey the necessary Easement for Sanitary Sewer and Temporary Grading Easement for Construction at 4715 6<sup>th</sup> Street SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$11,180
Temporary Easement	\$9,320
TOTAL	<u>\$20,500</u>

, and

WHEREAS, the project will require the reestablishment of an electrical panel and twenty-four truck heater outlets located in the easement area, and

WHEREAS, the City agrees to reimburse the OWNER upon receipt of invoice an amount estimated to be \$24,068 to reestablish the electrical panel and twenty-four truck heater outlets prior to construction, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for sanitary sewer and temporary grading easement for construction in accordance with the terms set forth in the Tenant Purchase Agreement, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for sanitary sewer and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Prairie Creek Trunk Sewer Replacement Phase 2 project (Fund 655, Dept. ID 655000, Project 655028), 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, Tenant Purchase Agreement, and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the 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 24<sup>th</sup> day of June, 2014.

# PERMANENT SANITARY SEWER EASEMENT EXHIBIT

## ACQUISITION 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 more particularly described as follows:

Commencing at the West 1/4 Corner of said Section 9; thence North 0°48'30" West, along the West line of said section 9, a distance of 1,423.46 feet; thence South 89°12'58" West, 109.15 feet, to a point on the East Right of Way line of 6th Street SW and the Point of Beginning; thence Northerly, along a curve concave Westerly whose radius is 255.00 feet, whose arc length is 31.95 feet and whose chord bears South 11°47'47" East, 31.93 feet along said East Right of Way line; thence North 52°25'12" East, 507.69 feet; thence North 44°43'15" East, 69.32 feet; thence South 36°07'58" West, 164.36 feet; thence South 52°40'56" West, 424.36 feet; thence South 89°12'58" West, 10.20 feet to a point on said East line and the point of beginning. Said acquisition contains 0.41 Acres ( 17,746 Square Feet) more or less.

### LEGEND

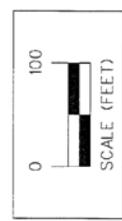
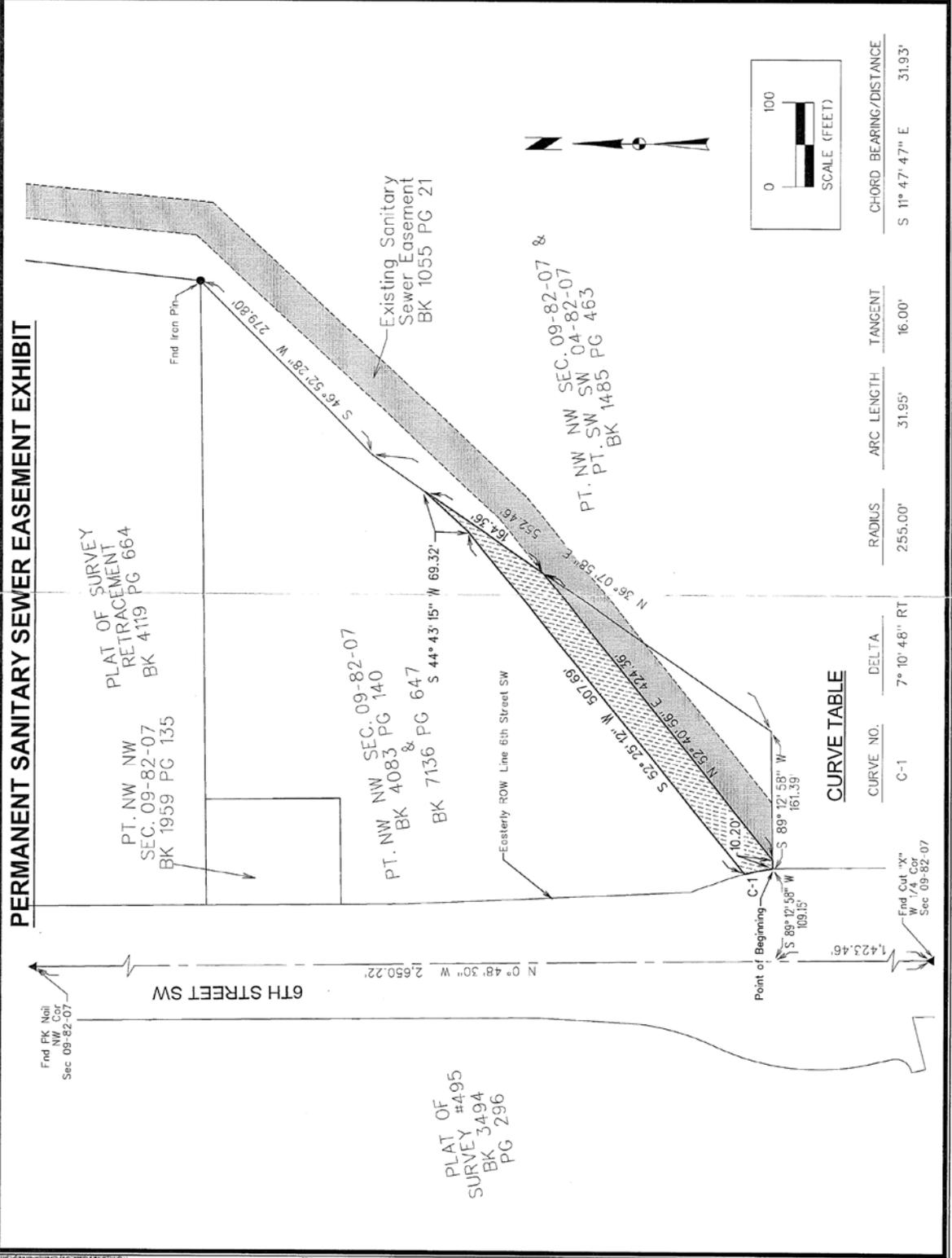
Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Cap # 12534 (Unless Otherwise Noted)	●	○
ROW Marker	■	□
Control Point	⊙	⊙
Bench Mark	⊕	⊕
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Repaired Distance	D	
Centerline	C	
Minimum Protection Elevation	MPE	
Centerline	---	
Section Line	----	
1/4 Section Line	-----	
1/4 Section Line	-----	
Acquisition Area		
Existing Sanitary Sewer Easement		

**PREPARED FOR**  
CITY OF CEDAR RAPIDS  
ENGINEERING DEPARTMENT  
PRAIRIE CREEK SEWER PROJECT  
C/P #655028

**DATE OF SURVEY**  
07-28-10

**OWNER**  
GEE INVESTMENTS, L.L.C.

SHEET NO. 1000928 DATE 05/11/13 DRAWN BY TJC CHECK BY	<b>SNYDER &amp; ASSOCIATES, INC.</b> 5005 BOWLING STREET S.W., CEDAR RAPIDS, IOWA 52404 PREPARED FOR THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA <b>PERMANENT SANITARY SEWER EASEMENT EXHIBIT</b>	 Sheet 1 of 2
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CHORD BEARING/DISTANCE	TANGENT	ARC LENGTH	RADIUS
S 11° 47' 4.7" E 31.93'	16.00'	31.95'	255.00'

**CURVE TABLE**

CURVE NO.	DELTA
C-1	7° 10' 48" RT

HAWKEYE DOWNS RD SW

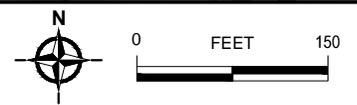
6TH STREET SW

TEMPORARY  
CONSTRUCTION  
EASEMENT

PERMANENT SANITARY  
SEWER EASEMENT

TEMPORARY  
CONSTRUCTION  
EASEMENT

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



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



## 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** **Yes** **Map**

Resolution authorizing execution of a Purchase Agreement in the amount of \$15,700 and accepting a Quit Claim Deed from the Cedar Rapids and Iowa City Railway Company from vacant land located east of 381 Hawkeye Downs Road SW, west of Interstate 380 in connection with the Prairie Creek Trunk Sewer Replacement – Phase 1 project. CIP/DID #655028-00

**Background:**

The City Council previously approved funding towards the Prairie Creek Trunk Sewer Replacement – Phase 1 project. This property is required to accommodate the proposed sanitary sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation both hired by the City.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$15,700 and accepting a Quit Claim Deed and Real Estate Transfer – Groundwater Hazard Statement from the Cedar Rapids and Iowa City Railway Company.

**Alternative to the Recommendation:**

Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the sanitary sewer.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 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 right-of-way.

**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 additional property exists in order to accommodate the proposed facilities, and

WHEREAS, the Cedar Rapids and Iowa City Railway Company, 2330 12<sup>th</sup> Street SW, Cedar Rapids, Iowa 52404, Owner of the real property known and described as:

Parcel A, Plat of Survey No. 1896 as recorded in Book 8930 Page 400 of the records of the Linn County, Iowa Recorder on March 31, 2014, being a part of the SE ¼ SW ¼ of Section 4-82-7, City of Cedar Rapids, Linn County, Iowa

has agreed to convey the necessary right-of-way from vacant land located east of 381 Hawkeye Downs Road SW, west of Interstate 380, to the City of Cedar Rapids for total consideration of \$15,700, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the property in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Prairie Creek Trunk Sewer Replacement – Phase 1 project (Fund 655, Dept ID 655000, Project 655028), now therefore

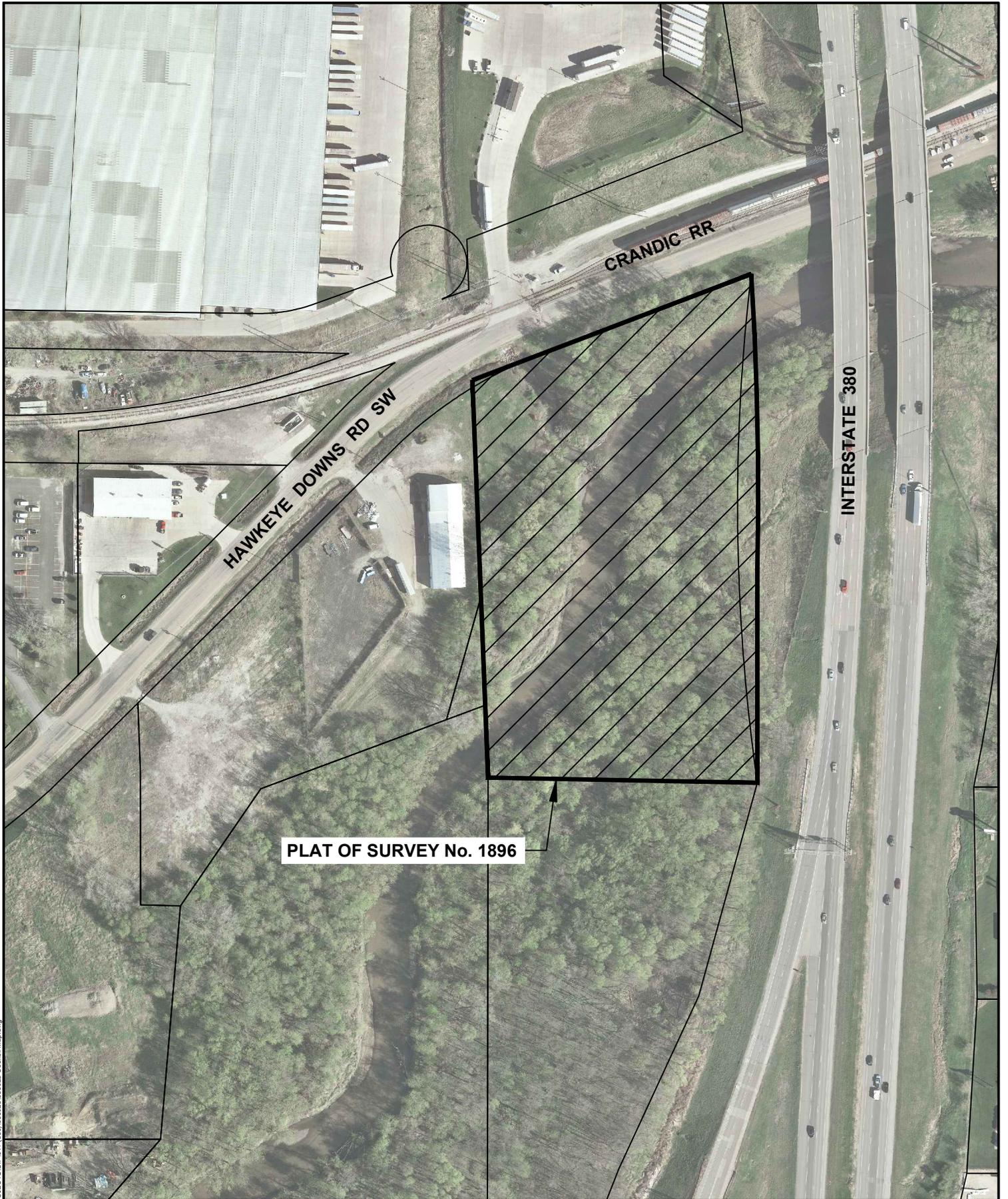
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement 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 Quit Claim Deed and Real Estate Transfer – Groundwater Hazard Statement from the Cedar Rapids and Iowa City Railway Company 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 24<sup>th</sup> day of June, 2014.



Cadd File Name: W:\PROJECTS\CI\PI611 (655)655028\655028 Council Map.dwg



**PRAIRIE CREEK TRUNK SEWER REPLACEMENT PHASE 1  
PLAT OF SURVEY NO. 1896**





36q

## 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** **YES Map**

Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Warranty Deed for right-of-way from Prairie Valley Property, LLC from land located at 3110 Prairie Valley Court SW in connection with the Prairie Valley Court SW Sidewalk Extension project. CIP/DID #301083-00

### **Background:**

This right-of-way is required to accommodate the proposed Prairie Valley Court SW Sidewalk Extension project. The right-of-way is being donated to the City of Cedar Rapids by Prairie Valley Property, LLC in order to salvage the trees on the property while constructing a sidewalk.

### **Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Warranty Deed, Real Estate Transfer – Ground Water Hazard Statement, Partial Release of Real Estate Mortgage, and Partial Release of Assignment of Rents from Prairie Valley Property, LLC.

### **Alternative to the Recommendation:**

Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the sidewalk extension.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 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 acquisition of right-of-way.

**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 additional right-of-way exists in order to accommodate the proposed facilities, and

WHEREAS, Prairie Valley Property, LLC, 500 1<sup>st</sup> Avenue NE, Cedar Rapids, Iowa 52401, OWNER of the real property known and described as:

See Attached Acquisition Plat, Exhibit A

has agreed to convey the necessary right-of-way for construction at 3110 Prairie Valley Court SW, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to accept the right-of-way in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Prairie Valley Court SW Sidewalk Extension Project (Fund 301, Dept ID 301000, Project 301083), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the Warranty Deed, Real Estate Transfer – Groundwater Hazard Statement, Partial Release of Real Estate Mortgage, and Partial Release of Assignment of Rents from Prairie Valley Property, LLC be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 24th day of June, 2014.





Cadd File Name: W:\PROJECTS\CIP\301083\01083 Council Map.dwg



**PRAIRIE VALLEY COURT SW SIDEWALK EXTENSION  
RIGHT-OF-WAY DEDICATION**





## 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** **Yes** **Map**

Resolution authorizing execution of a Purchase Agreement in the amount of \$3,265 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for Construction from Mark E. Pooley and Laurie K. Pooley from land located at 552 Valley Brook Drive SE in connection with the Valley Brook Drive SE Channel Restoration Improvements project. CIP/DID #304141-00

**Background:**

Previously, the City Council approved funding towards the Valley Brook Drive SE Channel Restoration Improvements. These easements are required to accommodate the proposed storm sewer improvements, including surface restoration to severely eroded storm channel. Compensation amounts proposed are based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,265 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for Construction from Mark E. Pooley and Laurie K. Pooley.

**Alternative to the Recommendation:**

Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure storm sewer and restoration plan.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 304/304000/304141

**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 storm sewer and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Mark E. Pooley and Laurie K. Pooley, 552 Valley Brook Drive SE, Cedar Rapids, Iowa 52403, OWNERS of the real property known and described as:

See Attached Permanent Storm Sewer Easement

have agreed to convey the necessary easement for storm sewer and temporary grading easement for construction at 552 Valley Brook Drive SE to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$445
Temporary Easement	\$2,270
Damages	\$550
TOTAL	<u>\$3,265</u>

, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for sanitary sewer and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Valley Brook Drive SE Channel Restoration Improvements project (Fund 304, Dept. ID 304000, Project 304141), 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 and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Easement for Storm 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 24<sup>th</sup> day of June, 2014.

# PERMANENT STORM SEWER EASEMENT

PREPARED BY STEVEN N. ZEETS, L.S., FOTH INFRASTRUCTURE & ENVIRONMENT, LLC  
3950 RIVER RIDGE DRIVE NE, SUITE A CEDAR RAPIDS, IOWA 52402

## LEGAL DESCRIPTION

A TRACT OF LAND IN LOT 40, COUNTRY CLUB PARK ADDITION, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST CORNER OF SAID LOT 40 AND THE NORTHERLY RIGHT-OF-WAY LINE OF VALLEY BROOK DRIVE SE;  
THENCE S89°51'59"W ALONG THE NORTH PROPERTY LINE OF SAID LOT 40, 115.46 FEET TO THE POINT OF BEGINNING;  
THENCE S26°07'41"W, 23.86 FEET TO SAID RIGHT-OF-WAY LINE OF VALLEY BROOK DRIVE SE;  
THENCE 24.02 FEET SOUTHWESTERLY ALONG SAID RIGHT-OF-WAY ALONG THE ARC OF A 378.45 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY WITH A CENTRAL ANGLE OF 3°38'11", WHOSE 24.01 FOOT CHORD BEARS S68°41'15"W;  
THENCE N03°18'13"E, 9.69 FEET;  
THENCE N26°07'41"E, 22.76 FEET TO SAID NORTH PROPERTY LINE OF SAID LOT 40;  
THENCE N89°51'59"E ALONG SAID NORTH PROPERTY LINE, 22.30 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.013 ACRES (569 SQ.FT.).

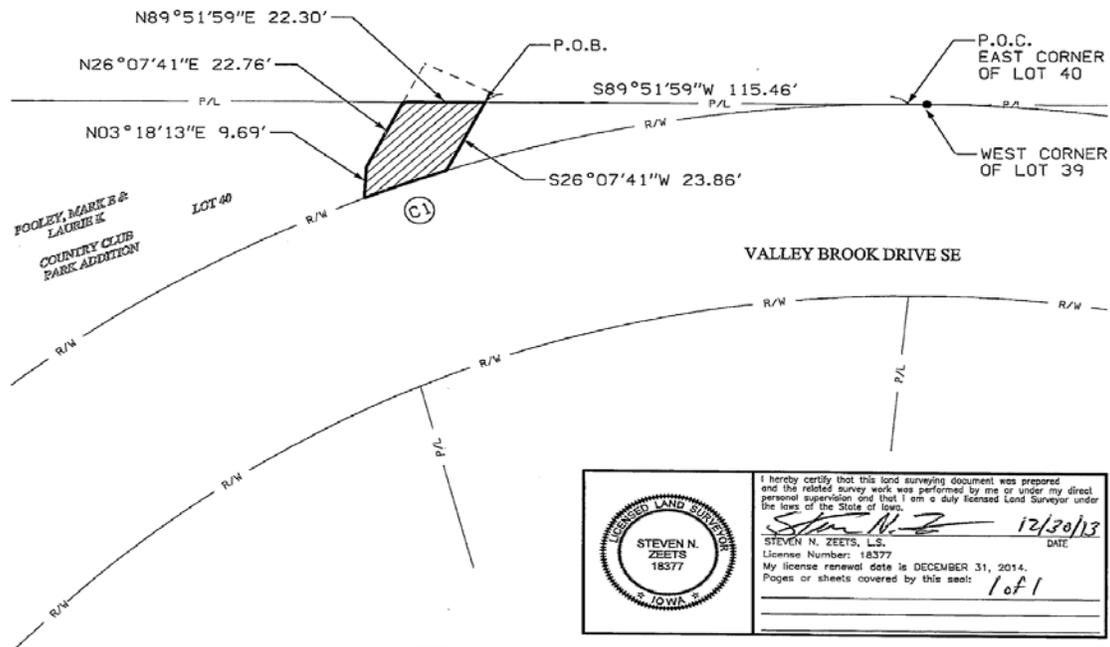
FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(96 HARN) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY 2005 CONTROL).



PROPRIETOR:  
POOLEY, MARK E  
AND LAURIE K  
552 VALLEY BROOK DR SE  
CEDAR RAPIDS, IA 52403

## LEGEND

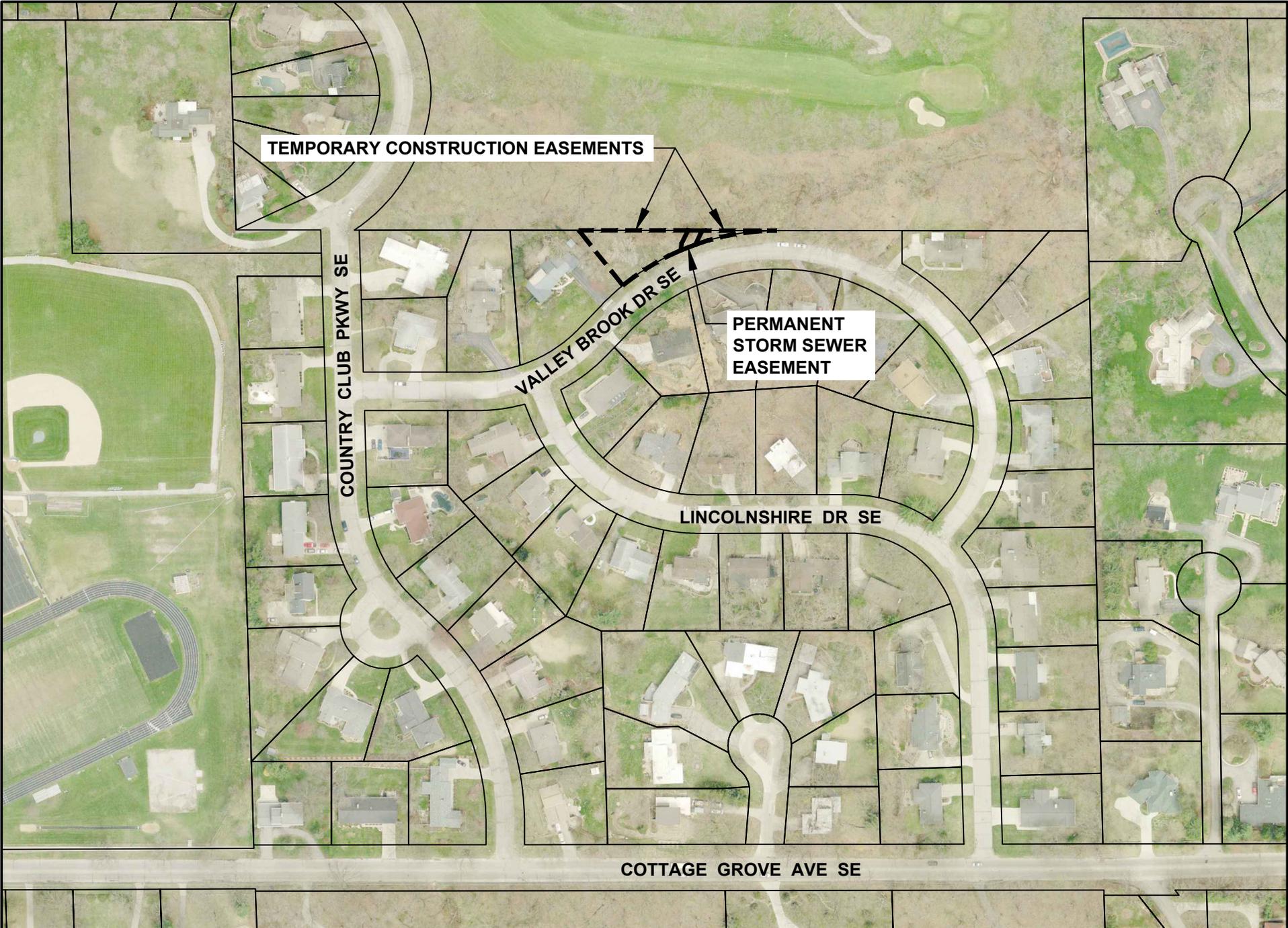
BOUNDARY LINE ————  
SECTION LINE - - - - -  
EXISTING ROW ———— R/W ————  
TEMPORARY EASEMENT LINE - - - - -  
PROPERTY LINE ———— P/L ————  
FOUND 5/8" IRON ROD  
PERMANENT EASEMENT  
0.013 ACRES  
569 SQ. FEET



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.  
*Steven N. Zeets* 12/30/13  
STEVEN N. ZEETS, L.S. DATE  
License Number: 18377  
My license renewal date is DECEMBER 31, 2014.  
Pages or sheets covered by this seal: 1 of 1

CURVE TABLE						
CURVE	LENGTH	RADIUS	CHD. LENGTH	CHD. BEARING	DELTA	TAN
C 1	24.02'	378.45'	24.01'	S68°41'15"W	3°38'11"	12.01'

SHEET NO. 1 OF 1		CLIENT: CITY OF CEDAR RAPIDS 101 FIRST STREET SE CEDAR RAPIDS, IA 52401	DRAWN BY: WFS APPROVED BY: SNZ DATE: 12/27/2013 SCALE: 1" = 40'	VALLEYBROOK IMPROVEMENTS PROJECT NUMBER: 11C091-10
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**TEMPORARY CONSTRUCTION EASEMENTS**

**PERMANENT  
STORM SEWER  
EASEMENT**

**COUNTRY CLUB PKWY SE**

**VALLEY BROOK DR SE**

**LINCOLNSHIRE DR SE**

**COTTAGE GROVE AVE SE**

**VALLEY BROOK DRIVE SE CHANNEL RESTORATION IMPROVEMENTS PROJECT  
PERMANENT STORM SEWER AND TEMPORARY CONSTRUCTION EASEMENTS**



Cadd File Name: W:\PROJECTS\CIP\304141 Valley Brook Dr. SE\304141 Council Map.dwg



## Council Agenda Item Cover Sheet

**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:** Steve Hershner  
**E-mail Address:** SteveHE@cedar-rapids.org

**Phone Number/Extension:** 5281

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

Resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of \$1,346,675 with Larry L. and Sharon Kay Ditch for vacant real property located just south of Murphy Lake between Highway 13 and the Union Pacific Railroad tracks, required for the Water Pollution Control facility. CIP/DID #615243-00

### Background:

The City was solicited by an adjoining property owner of the Water Pollution Control facility about the City acquiring 91.3 acres. This property is on the east side of the Union Pacific Railroad tracks and could connect with existing Water Pollution Control process operations, as necessary. It also offers an additional buffer from potential future development, and most importantly, would offer a sufficient area to build the next generation Water Pollution Control facility.

This property is currently in the City of Bertram city limits. The Total Acquisition Purchase Agreement is subject to the successful severance from the City of Bertram and annexation into the City of Cedar Rapids. The property owner has executed an application for Voluntary Annexation into the City of Cedar Rapids. City staff will coordinate with the City of Bertram the severance of the property from the City of Bertram, to be subsequently annexed into the City of Cedar Rapids.

### Action / Recommendation:

The Utilities Director has requested the Public Works real estate staff assist in the acquisition of the real property.

The Public Works Department recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of \$1,346,675 and accepting a warranty deed from Larry L. and Sharon Kay Ditch.

### Alternative to the Recommendation:

Not acquire the property.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 615/615000/615243

**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):** Presented at the June 17, 2014 Infrastructure Committee Meeting.

RESOLUTION NO.

WHEREAS, the Utilities Director has determined the need to acquire vacant real property located just south of Murphy Lake between Highway 13 and the Union Pacific Railroad tracks for the Water Pollution Control facility, and

WHEREAS, Larry L. and Sharon Kay Ditch, 1290 Deer Trail, Cedar Rapids, Iowa 52403, Owners of the real property known and described as:

That part of the NE NW and that part of the NW NE, except road, all in Section 4, T82, R6W, Linn County, Iowa, and that part of the S ½ SE and that part of the SE SW, except road, all in Section 33, T83N, R6W, Linn County, Iowa

have agreed to convey said property by Warranty Deed to the City for a total consideration of \$1,346,675, and

WHEREAS, the Utilities Director has requested the Public Works Real Estate Staff assist in the acquisition of the real property, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the vacant land in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Water Pollution Control Land Acquisition Project (Fund 615, Dept ID 615000, Project 615243), now therefore

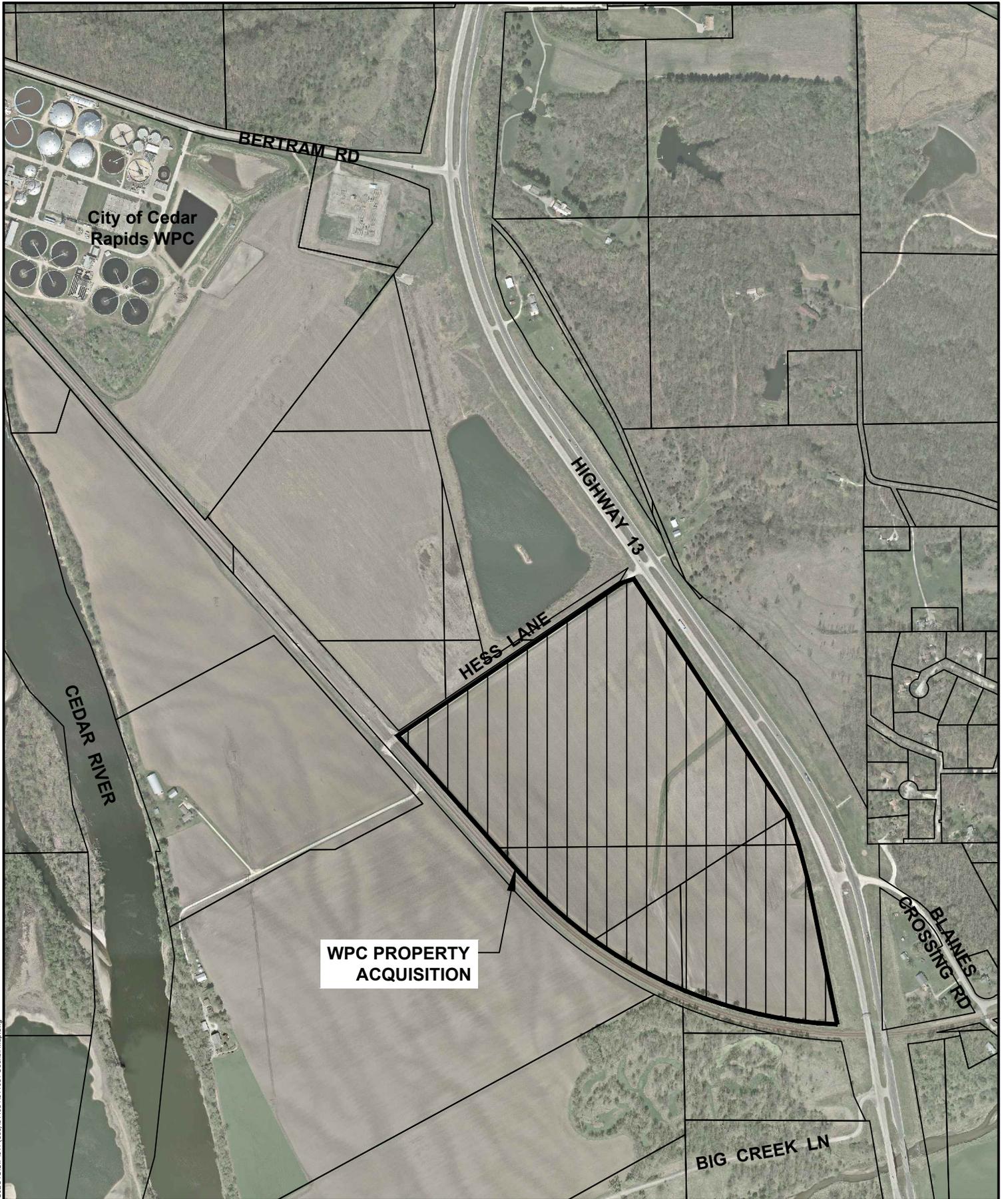
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Total Acquisition Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (the Real Estate Services Manager, City Engineer or the Engineering Manager) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary per the terms of the Total Acquisition Purchase Agreement to Larry L. and Sharon Kay Ditch, Linn County Treasurer and lien holders, if applicable, per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed, Groundwater Hazard Statement and all other documents from Larry L. and Sharon Kay Ditch 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 24<sup>th</sup> day of June, 2014.



**WPC PROPERTY  
ACQUISITION**



**WPC LAND PURCHASE**





## 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 an Agreement for a Surface Transportation Program (STP) project with the Iowa Department of Transportation (IDOT) in the amount of \$321,000 in connection with the Edgewood Road NW Multiuse Pathway project. CIP/DID #325008-00

### Background:

This multiuse pathway is intended to be constructed on the east side of Edgewood Road NW. The new pathway will connect on the north end to the recently completed multiuse pathway that is located just north of Ellis Road NW in Manhattan / Robbins Lake Park. The pathway will end at O Avenue NW. A short segment of sidewalk is planned to be built next year connecting the sidewalk on O Avenue NW to the new pathway at the intersection of O Avenue and Edgewood Road NW. This pathway is part of the proposed Comprehensive Trail Plan.

### Action / Recommendation:

The Public Works Department recommends approving the resolution authorizing execution of an Agreement between the IDOT and the City of Cedar Rapids for the Edgewood Road NW Multiuse Pathway project. Upon City approval, signed agreements will be returned to the IDOT for necessary signatures.

### Alternative to Recommendation:

If resolution is not adopted and agreement not executed, the City will forfeit the Surface Transportation Program funds in the amount of \$321,000 and will need to use City funds or delay the project.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**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.

WHEREAS, the City of Cedar Rapids (CITY) has been allocated \$321,000 in federal Surface Transportation Program (STP) funds for the Edgewood Road NW Multiuse Pathway project, and

WHEREAS, to receive the federal funds the CITY must enter into an agreement with the Iowa Department of Transportation (IDOT), and

WHEREAS, the Public Works Director / City Engineer recommends authorizing execution of Agreement No. 14-STP-101 with the IDOT,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager and City Clerk are authorized to execute Agreement No. 14-STP-101 for a Surface Transportation Program project with the Iowa Department of Transportation in the amount of \$321,000 in connection with the Edgewood Road NW Multiuse Pathway (CIP No. 325008-00).

Passed this 24<sup>th</sup> day of June, 2014.



Cadd File Name: W:\PROJECTS\CIP\251325008 Edgewood Trail, O Ave to Ellis Blvd\325008 Council Map.dwg



**EDGEWOOD ROAD NW MULTIUSE PATHWAY  
FROM O AVENUE TO ELLIS ROAD NW**





### 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 \$24,748 plus incentive up to \$300, bond and insurance of Rathje Construction Company for the 2829 12<sup>th</sup> Street SW Sanitary Sewer Point Repair project (estimated cost is \$23,000). CIP/DID #655955-01

**Background:**

Rathje Construction Company, Marion, IA	\$24,748
Possible Incentive	<u>\$ 300</u>
Total Award	\$25,048

Rathje Construction Company submitted the only competitive quotation received on June 13, 2014 for the 2829 12<sup>th</sup> Street SW Sanitary Sewer Point Repair project. The competitive quotation is within the approved budget. Construction work is anticipated to begin this summer and be completed within 8 working days.

**Action / Recommendation:**

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$24,748 plus incentive up to \$300, bond and insurance of Rathje Construction Company for the 2829 12<sup>th</sup> Street SW Sanitary Sewer Point Repair 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. Deferral of the contract award after June 24, 2014 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies  Exempt

**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 June 13, 2014 by the City Engineer, or designee, for the 2829 12<sup>th</sup> Street SW Sanitary Sewer Point Repair (Contract No. 655955-01)

Rathje Construction Company, Marion, IA	\$24,748
Incentive up to	<u>\$ 300</u>
Total	\$25,048

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$25,048 655-655000-655955

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. Rathje Construction Company 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 Rathje Construction Company is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Rathje Construction Company.
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 24<sup>th</sup> day of June, 2014.



WILSON AVE SW

26TH AVE SW

KROENERT CT SW

27TH AVE SW

PROJECT LOCATION

12TH ST SW

11TH ST SW

29TH AVE SW

Cadd File Name: W:\PROJECTS\CIP\611 (655)659955 2829 12th St SW Point Repair\659955 Council Map.dwg



2829 12TH STREET SW  
SANITARY SEWER POINT REPAIR PROJECT



0 FEET 300

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Cedar Rapids Police Department

**Presenter at meeting:** Chief Jerman                      **Phone Number/Ext:** 5374  
**E-mail Address:** w.jerman@cedar-rapids.org

**Alternate Contact Person:** Lieutenant Long                      **Phone Number/Ext:** 5342  
**E-mail Address:** b.long@cedar-rapids.org

**Description of Agenda Item:**

Resolution authorizing the City Manager to execute a software agreement contract extension with CLEAR Services in the amount of \$25,872.63. (CIP/DID OB657050)

**Background:**

The Cedar Rapids Police Department Criminal Investigative Division wishes to extend a contract with CLEAR Services, effective June 24<sup>th</sup>, 2014 through June 23<sup>rd</sup>, 2017. CLEAR Services system allows investigators to mine publicly available data from many sources from across the world and synthesize it into simple and easy-to-use data. Payment will be made in three (3) annual payments of \$8,538.54 in Year 1; \$8,623.93 in Year 2; and \$8,710.16 in Year 3. This is a 1% increase each year.

**Action / Recommendation:**

The Police Department recommends the City Council authorize the City Manager to execute the software agreement and contract extension with CLEAR Services in the amount of \$25,872.63.

**Alternative Recommendation:**

Without the contract, the Police Department will not be able to access all available data for criminal investigations. The ability to locate criminals, fugitives and other pertinent data will be severely reduced.

**Time Sensitivity:** NA

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0

**Budget Information** (if applicable): Fund #522102-7822-78220

**Local Preference Policy:** Applies  Exempt x

**Explanation:** NA

**Recommended by Council Committee** Yes No  N/A x

RESOLUTION NO.

WHEREAS, the City Council of the City of Cedar Rapids, Iowa entered into a 3 year (36 month) contract (Resolution No. 0367-03-11) with CLEAR Services, 610 Opperman Drive, P.O. Box 64833, St. Paul, MN 55164-1803, and

WHEREAS, the Police Department requests a three (3) year contract extension for the term of June 24<sup>th</sup>, 2014 through June 23<sup>rd</sup>, 2017 with CLEAR Services, to mine public data from many sources to aid in investigations; reducing many hours of staff time, and

WHEREAS, funding for the CLEAR Services systems will come from special revenue funds in the amount of \$25,872.63 (Fund #522102-7822-782200),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute the contract agreement extension with CLEAR Services systems.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Alternate Contact Person:** Tariq Baloch

**Phone Number/Ext:** 5283

**Email:** t.baloch@cedar-rapids.org

**Alternate Contact Person:** Diane Rodenkirk

**Phone Number/Ext:** 5023

**Email:** d.rodenkirk@cedar-rapids.org

**Description of Agenda Item:**

Contract for lime sludge disposal with McMurrin Trucking, Inc. for the Utilities Department – Water Operations for an annual amount not to exceed \$310,000. CIP/DID #0514-181

**Background:**

The Cedar Rapids Utilities Department – Water Operations utilizes lime to soften all of the water produced by both the J Avenue and Northwest Water Treatment Plants. The lime residual material is the byproduct of the lime softening process and is primarily composed of calcium carbonate and magnesium hydroxide. Water operates and maintains a centrifuge for dewatering the lime residual material produced at the J Avenue plant to a consistency that is 65 - 70% solids. The decant water is discharged to settling ponds in the East Well Field.

Each week, the J Avenue Treatment Plant generates 2,500 tons of centrifuged lime residual material. Each winter, Water Operations removes the settled lime residual material from the ponds in the East Well Field; this material must also be disposed.

Purchasing Services solicited bids on behalf of Water Operations for a Contractor to accept the lime sludge material at an approved site and to be available to haul it if Water Operations staff is unable. Three vendors responded and Water Operations has selected McMurrin Trucking, Inc. as the most responsive and responsible bidder. While the Contract does provide an option for Contractor hauling, Water Operations generally uses department resources to haul the material to the approved site.

The contract period will be July 1, 2014 through June 30, 2015. There are four additional one-year renewal options on this contract.

**Bids received:**

Company Name	Location	Price per Ton – City Hauling	Price per Ton – Contractor Hauling
McMurrin Trucking, Inc.	Cedar Rapids	\$8.39	\$14.39
Wulfekuhle Injection & Pumping	New Vienna	\$8.50	\$14.98
Crawford Quarry Co., Inc.	Cedar Rapids	\$9.00	\$16.75

**Action / Recommendation:** Recommend Council approve the Resolution

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 521108-621-621001-62107

**Local Preference Policy** Applies  Exempt

**Explanation:** McMurrin Trucking, Inc. is a certified local vendor

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for lime sludge removal on behalf of the City of Cedar Rapids Utilities Department – Water Operations; and

WHEREAS, responses were received from three vendors; and

WHEREAS, Water Operations is making the following recommendation for award to McMurrin Trucking, Inc., which was the lowest responsive and responsible bidder; and

WHEREAS, the Contract period will be July 1, 2014 through June 30, 2015, with the option of four additional one-year renewals; and

WHEREAS, the estimated annual expenditure is \$310,000.

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 a Contract with McMurrin Trucking, Inc. as described herein.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Consent Agenda**       **Regular Agenda**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Utilities – Water

**Presenter at meeting:** Steve Hershner    **Phone:** 5281    **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Ken Russell            **Phone:** 5926    **E-mail:** [k.russell@cedar-rapids.org](mailto:k.russell@cedar-rapids.org)

**Description of Agenda Item:**

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Letter of Agreement Renewal between B.G. Brecke, Inc. and the City of Cedar Rapids for the Replacement of Fire Hydrants and Blow Off Completes FY15 (original contract amount was \$53,340; renewal contract amount is \$53,340). CIP/DID #2014037-01

**Background:**

The work will consist of removing and/or replacing blow off completes, replacing existing fire hydrants, valves, and tees, and replacing blow off completes with fire hydrants located within the public right-of-way. The Contractor shall also perform the appurtenant work necessary to make a complete job, consisting of: pavement removal; excavation; sheet, brace, and support the adjoining ground or structures where necessary; handle all drainage or ground water; provide barricades, guards, and warning lights; flush and test the replacement; repair sewer and drain lines disturbed by the replacement; backfill and compact the excavation; restore the surface; remove and dispose of surplus excavated material; and perform final clean-up of the work site.

On January 28, 2014 the City Council approved a resolution awarding a Contract to B.G. Brecke, Inc. for the Replacement of Fire Hydrants and Blow Off Completes FY14 (Project No. 2014037-01). The contract allows for two one-year extensions if mutually agreeable. This would be the first one-year extension.

**Action / Recommendation:**

The Utilities Department – Water Division recommends that City Council approve the Letter of Agreement Renewal with B.G. Brecke, Inc. and that the City Manager and City Clerk be authorized to execute the Letter of Agreement Renewal.

**Alternative Recommendation:**

If the Replacement of Fire Hydrants and Blow Off Completes FY15 Contract is not renewed at this time, the Water Department would have to go out for bids on a per incident basis without fixed bid prices.

**Time Sensitivity:** The Letter of Agreement Renewal for the Replacement of Fire Hydrants and Blow Off Completes FY15 takes effect on July 1, 2014.

**Resolution Date:** 06/24/2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

1. **Included in Current Budget Year:** This item is budgeted under the FY15 Utilities Department-Water Division CIP Budget and coded to 625-625000-625884-6252015037.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 Water CIP budget includes \$1,500,000 for engineering and construction of water main replacement projects under CIP number 625884. The budget for construction will be established pursuant to the completion of the initial evaluation by the Engineer.

**Local Preference Policy**    Applies     Exempt

**Explanation:** The Letter of Agreement Renewal for Replacement of Fire Hydrants and Blow Off Completes FY15 is an extension to an existing contract where B.G. Brecke, Inc. was awarded the bid and qualified under the Local Preference Policy.

**Recommended by Council Committee**    Yes                       No                       N/A

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, B. G. Brecke, Inc. was awarded the contract for the Replacement of Fire Hydrants and Blow Off Completes FY14 project (Contract No. 2014037-01) for the City of Cedar Rapids, Iowa, by Resolution No. 0139-01-14 passed on the 28<sup>th</sup> day of January, 2014, and

WHEREAS, the contract provided for two additional one-year renewal options after the initial one-year term if mutually acceptable to both parties, and

WHEREAS, the City and B. G. Brecke, Inc. have mutually agreed to extend the contract for an additional one year period and this Letter of Agreement Renewal covers the first year (July 1, 2014 – June 30, 2015), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Contract for the Replacement of Fire Hydrants and Blow Off Completes FY14 for the City of Cedar Rapids, IA, be extended for one year (July 1, 2014 through June 30, 2015) and that the City Manager and City Clerk be authorized to execute the Letter of Agreement Renewal with B. G. Brecke, Inc. for the Replacement of Fire Hydrants and Blow Off Completes FY15. The original contract amount was \$53,340 and the renewal contract amount is \$53,340. To be funded from the Utilities Department – Water Division FY15 CIP budget and coded to 625-625000-625884-6252015037.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Consent Agenda**       **Regular Agenda**

**Council Date:** June 24, 2014

**Submitting Department:** Utilities - Water Division

**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** [SteveHe@cedar-rapids.org](mailto:SteveHe@cedar-rapids.org)

**Alternate Contact:** Ken Russell **Phone No.:** 5926 **E-mail:** [k.russell@cedar-rapids.org](mailto:k.russell@cedar-rapids.org)

**Description of Agenda Item:**

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Awarding and approving the contract amount of \$353,930.55, bond and insurance of Rathe Construction Co., for the Ushers Ferry Road Transmission Main Extension from Highway 100 to Blairs Ferry Road project. CIP/DID #625542-2014058-02

**Background:**

The Utilities Department intends to install approximately 1,150 LF of 24-inch transmission main along Ushers Ferry Road in advance of Edgewood Road bridge improvements associated with the DOT Hwy 100 project. The completion of this water main along Usher's Ferry Rd to Blairs Ferry Rd is critical as it must be completed in advance of the Edgewood Road water main being taken out of service for the construction of the highway interchange at Edgewood and Hwy 100.

The Ushers Ferry transmission main is part of the Utilities Department long range plan for distribution system improvements.

A motion to publish a Notice of Hearing and Letting was approved by the City Council on May 13, 2014; a public hearing was held on May 27, 2014 and bids were opened on June 4, 2014. The work is anticipated to begin in July 2014.

Two (2) bids were received on June 4, 2014 for the the Ushers Ferry Road Transmission Main Extension from Highway 100 to Blairs Ferry Road project (Contract No. 625542-2014058-02). The results were reported on June 10, 2014 as follows:

<b>Bidder</b>	<b>Total Bid</b>
1. Ricklefs Excavating Ltd., Anamosa, IA	\$347,470.00
2. Rathje Construction Co., Marion, IA	\$353,930.55

The apparent low bidder, Ricklefs Excavating, did not acknowledge receipt of Addendum No. 1 on their bid form, and used the wrong unit price bid form in submission of their bid. The apparent low bidder has written admitting having received the addendum electronically, but not acting on it. They have requested that they be awarded the contract with their unit prices applied to the correct bid form. The second bidder also received the addendum electronically, did read it, acknowledge the addendum so received and used the correct unit price bid form.

Both contractors are capable of doing the work, and both their submitted bid price totals are within budgeted expectations, so neither of these questions are at issue. Transposing the apparent low bidder's unit prices in to the addendum version of the bid form on their behalf results in their still being the low bidder, but staff does not think this appropriate.

Circumstances are such that time is of the essence. The construction of the water main is necessary to assure the reliability of the water supply to a large area of commercial and residential customers in northeast Cedar Rapids before the IDOT project on Edgewood Road at Highway 100

removes a major water main from service completely. Re-bidding this water main project would put the IDOT several weeks behind their schedule for their project.

The City's interests in completing the water main work include providing a redundant water supply route to the area north of Highway 100 and west of Forrest Blvd in advance of the demolition of the water main on Edgewood Road, and promoting the timely pursuit of completion of the IDOT's work at Edgewood Road and Highway 100.

**Action / Recommendation:** The Utilities Department – Water Division staff recommend finding the apparent low bidder non-responsive, and awarding the contract to the apparent responsive bidder, approving the Resolution to award and approve the contract in the amount of \$353,930.55 bond and insurance of Rathje Construction Co, Marion, IA for the the 'Ushers Ferry Road Transmission Main Extension from Highway 100 to Blairs Ferry Rd'.

**Alternative Recommendation:** The Council has the following alternatives:

1. Waive the irregularity in the bid submitted by Ricklefs Excavating, Ltd., apply their bid unit prices in the bid form provided in the addendum, and award a contract to Ricklefs Excavating in the amount of \$348,924.00.
2. Reject both bids and re-bid the project. This alternative would lead to delays for the IDOT work on Edgewood Rd at Highway 100.

**Time Sensitivity:** The Water Division recommends awarding this contract during this City Council meeting June 24, 2014. This will maintain a construction schedule for this project that mitigates coordination issues with work under the IDOT contract for Edgewood Road improvements associated with the Highway 100 project.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year.** This project will be funded from the Fiscal Year 2014 and 2015 Utilities Department Water Division CIP budget and coded to 553000-625-625000-625542-6252014058.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 CIP budget includes \$5,479,000 for engineering and construction of replacement and new water mains under CIP numbers 625542 and 625884.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

**Local Preference Policy** Applies  Exempt

**Explanation:** Local Preference does not apply to Public Bid Capital Improvement Projects.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):** N/A

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 13, 2014, the Cedar Rapids 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 Road Transmission Main Extension from Highway 100 to Blairs Ferry Road project (Contract No. 625542-2014058-02) public improvement project for the City of Cedar Rapids, Iowa; and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 17, 2014 pursuant to which a public hearing was held on May 27, 2014; and

WHEREAS, the following bids were received, opened and announced on June 4, 2014 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its meeting on June 10, 2014:

Rathje Construction Co.	\$353,930.55
Ricklefs Excavating, Ltd.	\$347,470.00

and

WHEREAS, the general ledger coding for this public improvement shall be as follows: \$353,930.55, 553000-625-6250000-625542-625014058; and

WHEREAS, the apparent low bidder, Ricklefs Excavating, Ltd., did not acknowledge receipt of Addendum No. 1 on its bid form, and used the wrong unit price bid form in submission of its bid. Ricklefs has admitted receiving Addendum No. 1 electronically, but not acting on it. Ricklefs has requested that it be awarded the contract with their unit prices applied to the correct bid form; and

WHEREAS, the Utilities Department recommends finding that Ricklefs bid be found non-responsive, and award the contract to the bidder who submitted the lowest responsive bid, Rathje Construction Co., in the amount of \$353,930.55, plus bond and insurance, for the the Ushers Ferry Road Transmission Main Extension from Highway 100 to Blairs Ferry Road project (Contract No. 625542-2014058-02).

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

1. The recitals contained herein are found to be true and correct.
2. The previous delegation to the Utilities Director, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at the last meeting is hereby ratified and approved;
3. The bid received from Ricklefs Excavating, Ltd. Is determined to be non-responsive;
4. Rathje Construction Co. is the lowest responsive, responsible bidder on said work, the Utilities Director, or his designee, has recommended that the City accept its bid and award the contract to it, and awarding the contract to Rathje Construction Co, is in the best interests of the City;

5. Subject to registration with the Department of Labor, the Bid of Rathje Construction Co. is hereby accepted, and the contract for this public improvement is hereby awarded to Rathje Construction Co.;
6. 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 bidder 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 24<sup>h</sup> day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Parks & Recreation Department

**Presenter at meeting:** Consent Agenda  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Sharon Cummins  
**Email:** [s.cummins@uscellularcenter.com](mailto:s.cummins@uscellularcenter.com)

**Phone Number/Ext:** 731-4529

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

Resolution approving the Sponsorship Agreement between the City's McGrath Amphitheatre Cedar Rapids ("Facility"), VenuWorks of Cedar Rapids, LLC ("VenuWorks") and Fleck Sales for a term of six years, with a total payment of \$115,000.

**Background:**

The City's Management Agreement ("Management Agreement") with VenuWorks specifically allows VenuWorks to enter into sponsorship agreements for the Facility.

The Sponsorship Agreement requires Fleck Sales to pay Facility a total of \$115,000 for sponsoring the 2014 BBQ Roundup lunchtime trolley, for the designation as the "Official Beer Sponsor" of the McGrath Amphitheatre Cedar Rapids, and for a mutually agreed upon name for the future beer oasis.

**Action / Recommendation:**

Approve the Resolution.

**Alternative Recommendation:**

Table or deny the resolution.

**Time Sensitivity:** Urgent to project schedule

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 minute(s)

**Budget Information (if applicable):** Amphitheatre Operating Budget

**Local Preference Policy** Applies  Exempt

**Explanation:**

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION APPROVING A SPONSORSHIP AGREEMENT WITH  
FLECK SALES FOR THE CITY'S MCGRATH AMPHITHEATRE CEDAR RAPIDS

WHEREAS, the City owns the McGrath Amphitheatre Cedar Rapids ("Facility"), which will involve the sale of Advertising Sponsorships;

WHEREAS, City has entered into a ("Management Agreement") with VenuWorks of Cedar Rapids, LLC ("VenuWorks") to operate the Facility;

WHEREAS, the Management Agreement authorizes VenuWorks to enter into agreements to sell advertising and promotional sponsorships;

WHEREAS, VenuWorks has entered into a six year agreement with Fleck Sales which includes funds for the 2014 BBQ Roundup lunch time trolley sponsorship, for the designation as the "Official Beer Sponsor" of the McGrath Amphitheatre Cedar Rapids, and for a mutually agreed upon name for the future beer oasis;

WHEREAS the Agreement requires Fleck Sales to pay Facility a total of \$115,000.

WHEREAS, Fleck Sales desires to acquire such rights.

NOW, THEREFORE BE IT RESOLVED, that the City Council of Cedar Rapids, Iowa hereby approves the Sponsorship Agreement between VenuWorks and Fleck Sales as noted herein.

Passed this 24th day of June 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Information Technology

**Presenter at meeting:** Consent  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Nic Roberts  
**Email:** [n.roberts@cedar-rapids.org](mailto:n.roberts@cedar-rapids.org)

**Phone Number/Ext:** 5088

**Description of Agenda Item:**

The City is purchasing additional licenses of AutoDesk software from DLT Solutions to ensure licensing compliancy. This action also converts the software from per seat licensing to a network version which gives all users access to the entire suite of updated products. Additionally, this will consolidate software maintenance for the City overall. The amount is \$70,970.98.

**Background:**

The Information Technology Department supports AutoDesk software for the City of Cedar Rapids. The Public Works Department and Parks and Recreation Departments are the primary users of this software. Previously, departments were purchasing software directly. IT is consolidating all City licenses to lower per user cost and to ensure that the City is properly licensed. The software maintenance agreement provides software updates and technical support. The agreement time period runs from April 2014 to April 2015.

**Action / Recommendation:** The Information Technology Department recommends approval of this resolution.

**Alternative Recommendation:** The Council could decide not to approve this purchase. If that would happen, IT would need to limit the number of users that could access the software to what is currently licensed.

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** 522101-101-109130

**Local Preference Policy** Applies  Exempt   
**Explanation:**

RESOLUTION NO.

WHEREAS, the Information Technology Department maintains AutoDesk software to support the operations of the Public Works and Parks and Recreation Departments, and

WHEREAS, DLT Solutions has submitted quotations for the purchase of additional licenses and support for the period of April 1, 2014 through April 1, 2015 in the amount of \$70,970.98, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department is hereby authorized to purchase services for AutoDesk licenses and software maintenance in the amount of \$70,970.98 from DLT Solution, LLC, 13861 Sunrise Valley Drive, Suite 400, Herndon, VA 20171 to be funded from the Information Technology Department's Operating Budget and coded to 522101-101-109130.

Passed this 24th day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Information Technology

**Presenter at meeting:** Consent  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Nic Roberts  
**Email:** [n.roberts@cedar-rapids.org](mailto:n.roberts@cedar-rapids.org)

**Phone Number/Ext:** 5088

**Description of Agenda Item:**

Renewal of the Service Contract for Oracle Database Software Maintenance (original amount from last year was \$37,373.91; renewal contract amount is \$38,495.14). CIP/DID #569172

**Background:**

The Information Technology Department supports Oracle databases for the City of Cedar Rapids. The Finance Department currently uses PeopleSoft Financials and the Human Resources Department uses PeopleSoft HRMS. Both of these systems use Oracle database as their foundation. Renewing this service agreement provides software updates and technical support. This total renewal charge for the period of July 29, 2014 through July 28, 2015 is \$38,495.14.

**Action / Recommendation:** The Information Technology Department recommends approval of this resolution.

**Alternative Recommendation:** The Council could decide not to approve this renewal service contract. If that would happen, there would be no maintenance on Oracle Database Software including support and updates.

**Time Sensitivity:**

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** 522101-101-103100

**Local Preference Policy** Applies  Exempt   
**Explanation:**



IT  
FIN  
HR  
Oracle  
OB569172

RESOLUTION NO.

WHEREAS, the Information Technology Department maintains Oracle databases to support PeopleSoft Financials and PeopleSoft HRMS, and

WHEREAS, Oracle has submitted a renewal notice for service in the amount of \$38,495.14 for the annual license and support for the period of July 29, 2014 through July 28, 2015, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department is hereby authorized to purchase services for Oracle database software maintenance in the amount of \$38,495.14 from Oracle America, Inc., PO Box 44471, San Francisco, CA 94144-4471 to be funded from the Finance Department's Operating Budget and coded to 522101-101-103100.

Passed this 24th day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Caleb Mason

**Phone Number/Ext:** (319) 286-5188

**Email:** [c.mason@cedar-rapids.org](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** (319) 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

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

Resolution authorizing negotiation of a Special Warranty Deed with Noleshawk Investments, LLC for the disposition of City-owned property at 821 and 825 Shaver Road NE acquired through the Voluntary Property Acquisition program (**FLOOD**). CIP/DID #OB983050

### **Background:**

The Resolution authorizes the transfer of title to Noleshawk Investments, LLC. Noleshawk has performed its obligations under the Development Agreement necessary to received title to begin its project which includes expansion of the operations of its existing business, the Sag Wagon Deli & Brew with additional amenities, off-street parking, and outdoor service area.

On May 13, 2014 the City Council authorized a Development Agreement with Noleshawk Investments, LLC which included the following terms:

- Purchase price is \$14,000 based on a property appraisal. The proceeds are returned to the acquisition program.
- Developer shall invest a minimum of \$75,000 in Minimum Improvements including:
  - Recreational amenities – sand volleyball, playground area, outdoor service area;
  - Stormwater management improvements – rain gardens, permeable pavers, and bioswales;
  - Installation of new 5' sidewalk along the site to enhance the City's trail network;
  - Provide off-street parking to support the Sag Wagon Deli & Brew;
- Developer shall complete the 8-step Environmental Review process to amend the current Deed Restrictions;
- No permanent, occupied structures can be constructed on the property unless the property is removed from the Special Flood Hazard Area (100-year Floodplain);

The proposal submitted by Noleshawk Investments, LLC was the sole proposal received in response to the City's request for redevelopment proposals for the site. A stakeholder review panel consisting of City staff and representatives of: Alliant Energy, Unity Point Health, and Friends of Cedar Lake reviewed the proposal and recommended City Council accept the proposal and direct staff to pursue a Development Agreement.

**Action / Recommendation:**

City staff recommends adopting the resolution

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** NA

**Resolution Date:** NA

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** NA

**Local Preference Policy** Applies  Exempt

**Explanation:**

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

On October 23, 2013 the Development Committee recommended to pursue redevelopment of these properties.

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A SPECIAL WARRANTY DEED  
WITH NOLESHAWK INVESTMENTS, LLC FOR THE DISPOSITION OF CITY-  
OWNED PROPERTY AT 821 AND 825 SHAVER ROAD NE

WHEREAS, the City acquired properties at 821 and 825 Shaver Road NE (the "Properties") through the Voluntary Property Acquisition Program; and

WHEREAS, on October 23, 2013 the Development Committee of the City Council recommended that the City pursue redevelopment of the Properties; and

WHEREAS, on November 5, 2013 the City Council made a motion to conduct a public hearing and on November 19, 2013 held a public hearing to consider the disposition of the Property in accordance with Iowa Code; and

WHEREAS, the City received one (1) proposal from Noleshawk Investments, LLC, proposing to make parking, recreational, and stormwater management improvements on the property; and

WHEREAS, a stakeholder review panel consisting of City staff and representatives from Alliant Energy, Unity Point Health, and Friends of Cedar Lake, reviewed the proposal and determined it to be responsive to the criteria set forth by the City Council; and

WHEREAS, on March 25, 2014 the City Council adopted Resolution No. 0402-03-14 directing staff to pursue a Development Agreement with Noleshawk Investments, LLC for the purchase and redevelopment of the Properties; and

WHEREAS, on May 13, 2014 the City Council adopted Resolution No. 0604-05-14 authorizing execution of a Special Warranty Deed with Noleshawk Investments, LLC for the redevelopment of the Properties; and

WHEREAS, Noleshawk Investments, LLC has fulfilled its covenants and obligations stipulated in the Development Agreement necessary receive title to the Property; and

WHEREAS, the City Council has determined that the purchase price of \$14,000, determined by a real estate appraisal, combined with the private investment being made by Noleshawk Investments, LLC to redevelop the Properties constitutes fair, adequate and valuable consideration for the Properties; and

WHEREAS, a Special Warranty Deed has been prepared and is now ready for execution on behalf of the City to effectuate conveyance of the Property in accordance with the terms and conditions of the Development Agreement.

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 a Special Warranty Deed and associated documents with Noleshawk Investments, LLC effectuating the conveyance of City owned property at 821 & 821 Shaver Road NE and that the Resolution and Special Warranty Deed be recorded in the Office of the Linn County, Iowa Recorder.

Passed this 24<sup>th</sup> Day of June, 2014.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Captain Bernard Walther  
**E-mail Address:** b.walther@cedar-rapids.org

**Phone Number/Extension:** 5470

**Description of Agenda Item:**  Consent Agenda  Regular Agenda **Yes Map**  
**REPORT ON BIDS:**

Bids were received on June 18, 2014 for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project (estimated cost is \$690,000). A report of bids received from the City officer conducting the bid opening is attached. CIP/DID #310333-10

**Action / Recommendation:**  
Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP# 310333, with supplementary funding from FBI, University of Iowa, Johnson County SO, Coralville PD, Iowa City PD, North Liberty PD and the CRPD Asset Forfeiture fund.

**Local Preference Policy:** Applies  Exempt

**Explanation:** Capital Improvement Project

**Recommended by Council Committee:** Yes  No  N/A



June 18, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1, Contract Number 310333-01

Dear City Council:

Bids were received on June 18, 2014 for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project as follows:

Kleiman Construction, Inc, Cedar Rapids, IA

Base Bid	\$1,109,228
Alternate 1: Acoustical Panels	\$ 113,248
Alternate 2: Construct Range Tower "A"	\$ 210,494
Alternate 3: Site Lighting	\$ 107,404
Alternate 4: Entrance Slide Gate	\$ 4,300
Alternate 5: Chain Link Fence	\$ 87,850
Total Bid + Alternates	\$1,632,524

Tricon General Construction, Cedar Rapids, IA

Base Bid	\$1,988,000
Alternate 1: Acoustical Panels	\$ 191,000
Alternate 2: Construct Range Tower "A"	\$ 181,400
Alternate 3: Site Lighting	\$ 110,000
Alternate 4: Entrance Slide Gate	\$ 3,600
Alternate 5: Chain Link Fence	\$ 71,000
Total Bid + Alternates	\$2,545,000

The engineers cost opinion for this work is \$690,000. 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

Sandy Pumphrey, PE, CFM  
Project Engineer II – Flood Mitigation

SLP/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, IA 52404-5836 • (319) 286-5802 • FAX (319) 286-5801



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Alternate Contact Person:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:**  Consent Agenda  Regular Agenda **Yes/No Map**  
**REPORT ON BIDS:**

Bids were received on June 17, 2014 in the office of the Iowa Department of Transportation, Ames, Iowa for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW project (estimated cost is \$1,766,000). A report of bids received from the City officer conducting the bid opening is attached. CIP/DID #305121-02

**Action / Recommendation:**  
Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

CIP No. 3012001 (streets/sidewalks) -	\$968,000
CIP No. 305121 (bridges) -	\$964,600
Total Construction Budget	\$1,942,600

**Local Preference Policy:** Applies  Exempt

**Explanation:** Project funding is through the federal-aid Surface Transportation Program (STP)

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):** Project Updates provided to Infrastructure Committee



June 17, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW, Contract Number 305121-02

Dear City Council:

Bids were received on June 17, 2014 in the office of the Iowa Department of Transportation, Ames, Iowa for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW project as follows:

Peterson Contractors, Inc., Reinbeck, IA	\$2,014,119.92
Iowa Bridge & Culvert, LC, Washington, IA	\$2,059,278.86

The engineers cost opinion for this work is \$1,766,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink that reads "Gary Petersen".

Gary Petersen, P.E.  
Capital Improvement Project Manager

GCP/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer  
Robert A. Davis, P.E., Engineering Manager

**Public Works Department**

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EXISTING SIDEWALKS (TYP.)

37TH AVE SW

37TH AVE SW

38TH AVE SW

NEW UNDERPASS

SIDEWALK / SHARED USE PATH EXTENSION

NEW BRIDGE

HIGHWAY 30

BEVERLY RD SW

EDGEWOOD ROAD SW

44TH AVENUE SW

EXISTING UNDERPASS

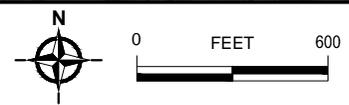
PRAIRIE VALLEY CT SW

EXISTING SIDEWALK / SHARED USE PATH

Cadd File Name: W:\PROJECTS\CIP\306\306121\306121 Council Map.dwg



**EDGEWOOD ROAD PEDESTRIAN OVERPASS  
BRIDGE AND SHARED USE PATH FROM  
PRAIRIE VALLEY COURT SW TO 37TH AVENUE SW**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Alternate Contact Person:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:**  Consent Agenda  Regular Agenda **Yes Map**  
**REPORT ON BIDS:**

Bids were received on June 11, 2014 for the 29<sup>th</sup> Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project (estimated cost is \$334,000). A report of bids received from the City officer conducting the bid opening is attached. CIP/DID #306204-02

**Action / Recommendation:**  
Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

CIP No. 3012071(sidewalk):	\$ 13,640
CIP No. 306204 (signals):	\$146,300
CIP No. 306255 (signals):	\$193,160
CIP No. 625884-2014014(water):	<u>\$ 14,410</u>
Total Construction Budget	\$367,510

**Local Preference Policy:** Applies  Exempt

**Explanation:** Chapter 26 of the Code of Iowa requires construction of public improvements to be awarded to the lowest responsive, responsible bidder.

**Recommended by Council Committee:** Yes  No  N/A



June 11, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 29<sup>th</sup> Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements, Contract Number 306204-02

Dear City Council:

Bids were received on June 11, 2014 for the 29<sup>th</sup> Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project as follows:

Price Industrial Electric, Inc., Hiawatha, IA	\$333,897.00
Trey Electric Corp., Marion, IA	\$335,390.10

The engineers cost opinion for this work is \$334,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

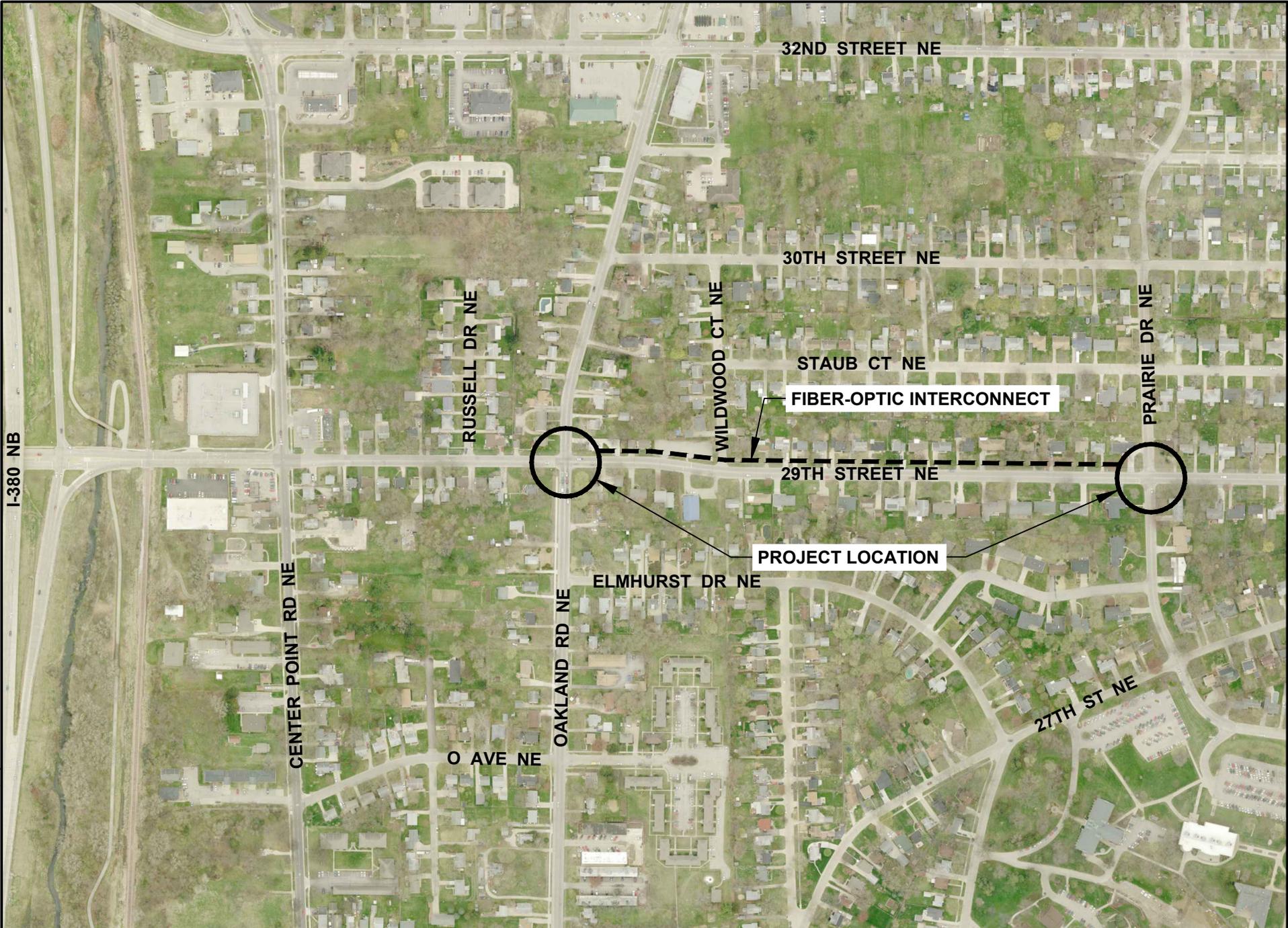


Lee Tippe, P.E.  
Project Engineer II

LJT/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer  
Robert A. Davis, P.E., Engineering Manager

Public Works Department



**29TH STREET NE FROM OAKLAND ROAD NE TO PRAIRIE DRIVE NE  
TRAFFIC SIGNAL IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Robert Davis, P.E.  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**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**  
**REPORT ON BIDS:**

Bids were received on June 18, 2014 for the 19<sup>th</sup> Street SE, Bever Avenue SE, And Garden Drive SE Pavement Rehabilitation Improvements project (estimated cost is \$1,428,000) A report of bids received from the City officer conducting the bid opening is attached **(Paving for Progress)**. CIP/DID #3012081-02

**Action / Recommendation:**  
Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP's 3012081 (Streets), 304996 (Storm Sewer)

**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):**



June 18, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 19<sup>th</sup> Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements, Contract Number 3012081-02

Dear City Council:

Bids were received on June 18, 2014 for the 19<sup>th</sup> Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project as follows:

LL Pelling Company, Inc., North Liberty, IA	\$1,874,603
---	-------------

The engineers cost opinion for this work is \$1,428,000. 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 dark ink, appearing to read "Sandy Pumphrey".

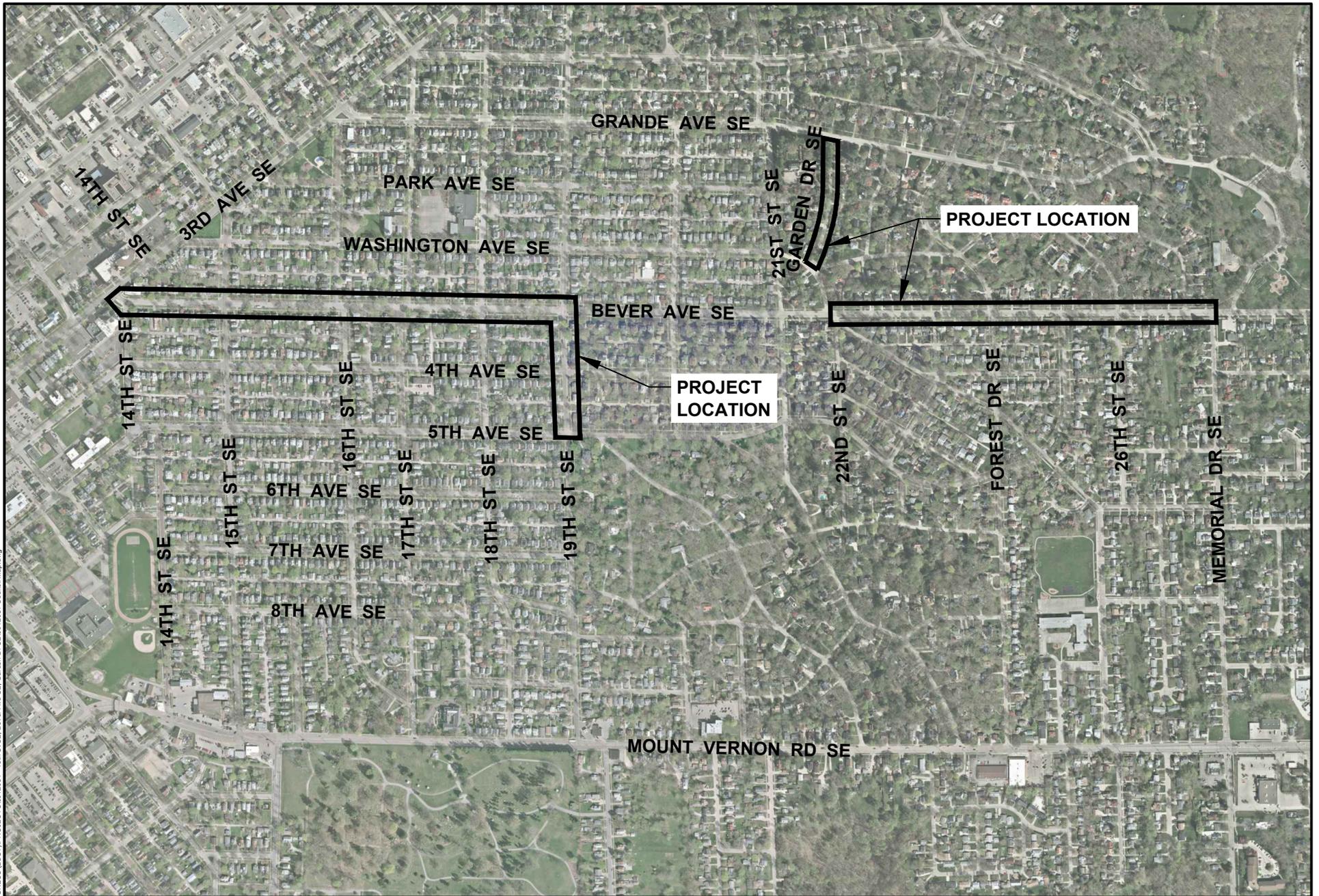
Sandy Pumphrey, PE, CFM  
Project Engineer II – Flood Mitigation

SJP/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer  
Robert A. Davis, P.E., Engineering Manager

**Public Works Department**

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**BEVER AVENUE SE FROM MEMORIAL DRIVE TO 22ND STREET  
AND FROM 19TH STREET TO 14TH STREET,  
19TH STREET FROM 5TH AVENUE 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:** Rob Davis, PE  
**E-mail Address:** robd@cedar-rapids.org

**Phone Number/Extension:** 5808

**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**  
**REPORT ON BIDS:**

Bids were received on June 17, 2014 in the office of the Iowa Department of Transportation, Ames, Iowa for the 42<sup>nd</sup> Street NE and I-380 Intersection Improvements project (estimated cost is \$423,000). A report of bids received from the City officer conducting the bid opening is attached. CIP/DID #301614-02

**Action / Recommendation:**  
Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP 301614, 80% MPO STP funds for construction

**Local Preference Policy:** Applies  Exempt   
**Explanation:**

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



June 17, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 42<sup>nd</sup> Street NE and I-380 Intersection Improvements,  
Contract Number 301614-02

Dear City Council:

Bids were received on June 17, 2014 in the office of the Iowa Department of Transportation,  
Ames, Iowa for the 42<sup>nd</sup> Street NE and I-380 Intersection Improvements project as follows:

No Bids Received

The engineers cost opinion for this work is \$423,000. It is recommended the project be  
reviewed and rebid at a later date.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "D. Wilson", written over a horizontal line.

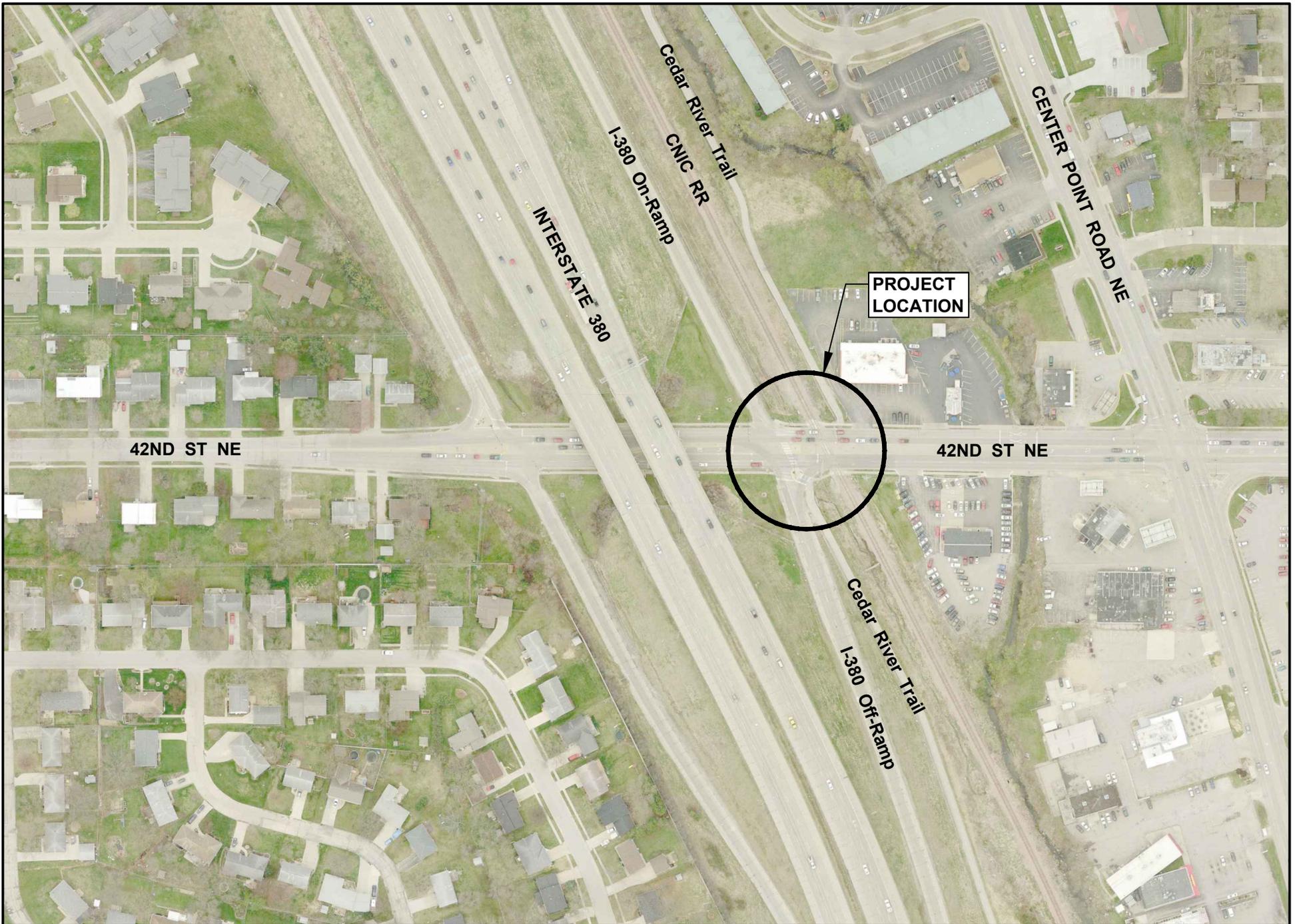
Doug Wilson, P.E.  
Capital Improvement Project Manager

DFW/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, IA 52404-5836 • (319) 286-5802 • FAX (319) 286-5801



**42ND STREET NE / I-380 / TRAIL  
INTERSECTION IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Robert Davis, P.E.

**Phone Number/Extension:** 5808

**E-mail Address:** [r.davis@cedar-rapids.org](mailto:r.davis@cedar-rapids.org)

**Alternate Contact Person:** Glenn Vosatka, PE

**Phone Number/Extension:** 5821

**E-mail Address:** [g.vosatka@cedar-rapids.org](mailto:g.vosatka@cedar-rapids.org)

**Description of Agenda Item:**  Consent Agenda  Regular Agenda **Yes/No Map**  
**REPORT ON BIDS:**

Bids were received on June 18, 2014 for the FY 2015 Curb Repair Project – Contract 1 project (estimated cost is \$330,000). A report of bids received from the City officer conducting the bid opening is attached. **(Paving for Progress)**. CIP/DID #301998-06

**Action / Recommendation:**

Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** None

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 301998, Streets LOST 7970

**Local Preference Policy:** Applies  Exempt

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):** Program objectives reviewed with the Infrastructure Committee



June 18, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the FY 2015 Curb Repair Project – Contract 1, Contract Number 301998-06

Dear City Council:

Bids were received on June 18, 2014 for the FY 2015 Curb Repair Project – Contract 1 project as follows:

No Bids Received

The engineers cost opinion for this work is \$330,000. It is recommended the project be reviewed and rebid at a later date.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink that reads "Glenn Vosatka".

Glenn Vosatka, P.E.  
Project Engineer I

GV/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer  
Robert A. Davis, P.E., Engineering Manager

**Public Works Department**

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### 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:** Kevin Vrchoticky, EI  
**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Phone Number/Extension:** 5896

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

Report on bids and resolution awarding and approving contract in the amount of \$125,993.50 plus incentive up to \$3,500, bond and insurance of BWC Excavating, LC for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project (estimated cost is \$133,000). CIP/DID #3017015-01

**Background:**

BWC Excavating, LC, Solon, IA	\$125,993.50
Incentive up to	<u>\$ 3,500.00</u>
Total	\$129,493.50
Midwest Concrete, Inc., Peosta, IA	\$138,896.00
Curtis Contracting, Corp., Ely, IA	\$145,125.10

BWC Excavating, LC submitted the lowest of the bids received on June 11, 2014 for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project. The bid is within the approved budget. Construction work is anticipated to begin this summer and be completed within 48 working days.

**Action / Recommendation:**

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$125,993.50 plus incentive up to \$3,500, bond and insurance of BWC Excavating, LC for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 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 June 24, 2014 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 3017015

**Local Preference Policy:** Applies  Exempt   
**Explanation:**

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



June 11, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1, Contract Number 3017015-01

Dear City Council:

Bids were received on June 11, 2015 for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project as follows:

BWC Excavating, LC, Solon, IA	\$125,993.50
Midwest Concrete, Inc., Peosta, IA	\$138,896.00
Curtis Contracting, Corp., Ely, IA	\$145,125.10

The engineers cost opinion for this work is \$133,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Lee Tippe".

Lee Tippe, P.E.  
Project Engineer II

LJT/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, IA 52404-5836 • (319) 286-5802 • FAX (319) 286-5801

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 27, 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 FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 public improvement project (Contract No. 3017015-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 31, 2014 pursuant to which a public hearing was held on June 10, 2014, and

WHEREAS, the following bids were received, opened and announced on June 11, 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 June 24, 2014:

BWC Excavating, LC, Solon, IA	\$125,993.50
Incentive up to	<u>\$ 3,500.00</u>
Total	\$129,493.50
Midwest Concrete, Inc., Peosta, IA	\$138,896.00
Curtis Contracting, Corp., Ely, IA	\$145,125.10

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$129,493.50 301-301000-3107015; 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. BWC Excavating, LC is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of BWC Excavating, LC is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to BWC Excavating, LC;

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 24th day of June, 2014.



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

**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** **Yes Map**  
Report on bids and resolution awarding and approving contract in the amount of \$190,979.29 plus incentive up to \$7,000, bond and insurance of Zinser Grading & Excavating, LLC for the 1<sup>st</sup> Street SW Alley from 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs project (estimated cost is \$132,000) (**FLOOD**). CIP/DID #SSD103-13

**Background:**

Zinser Grading & Excavating, LLC, Walford, IA	\$190,979.29
Incentive up to	\$ 7,000.00
Total	\$197,979.29

Rathje Construction Co., Marion, IA \$218,454.28

Zinser Grading & Excavating, LLC submitted the lowest of the bids received on June 11, 2014 for the 1<sup>st</sup> Street SW Alley from 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs project. Construction work is anticipated to begin this summer and be completed within 33 calendar days.

**Action / Recommendation:**

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$190,979.29 plus incentive up to \$7,000, bond and insurance of Zinser Grading & Excavating, LLC for the 1<sup>st</sup> Street SW Alley from 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs 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 June 24, 2014 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** FEMA PW #SSD103

**Local Preference Policy:** Applies  Exempt

**Recommended by Council Committee:** Yes  No  N/A



June 11, 2013

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 1<sup>st</sup> Street SW Alley From 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs, Contract Number SSD103-13

Dear City Council:

Bids were received on June 11, 2014 for the 1<sup>st</sup> Street SW Alley From 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs project as follows:

Zinser Grading & Excavating, LLC, Walford, IA	\$190,979.29
Rathje Construction Co., Marion, IA	\$218,454.28

The engineers cost opinion for this work is \$132,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Lee Tippe".

Lee Tippe, P.E.  
Project Engineer II

LJT/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, IA 52404-5836 • (319) 286-5802 • FAX (319) 286-5801

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 13, 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 1<sup>st</sup> Street SW Alley From 3<sup>rd</sup> to 5<sup>th</sup> Avenue SW Sanitary Sewer Repairs public improvement project (Contract No. SSD103-13) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 17, 2014 pursuant to which a public hearing was held on May 27, 2014, and

WHEREAS, the following bids were received, opened and announced on June 11, 2014 by the Public Works Director, 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 June 24, 2014:

Zinser Grading & Excavating, LLC, Walford, IA	\$190,979.29
Incentive up to	<u>\$ 7,000.00</u>
Total	\$197,979.29

Rathje Construction Co., Marion, IA	\$218,454.28
-------------------------------------	--------------

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$197,979.29 330-330240-18511-SSD103; 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. Zinser Grading & Excavating, LLC is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

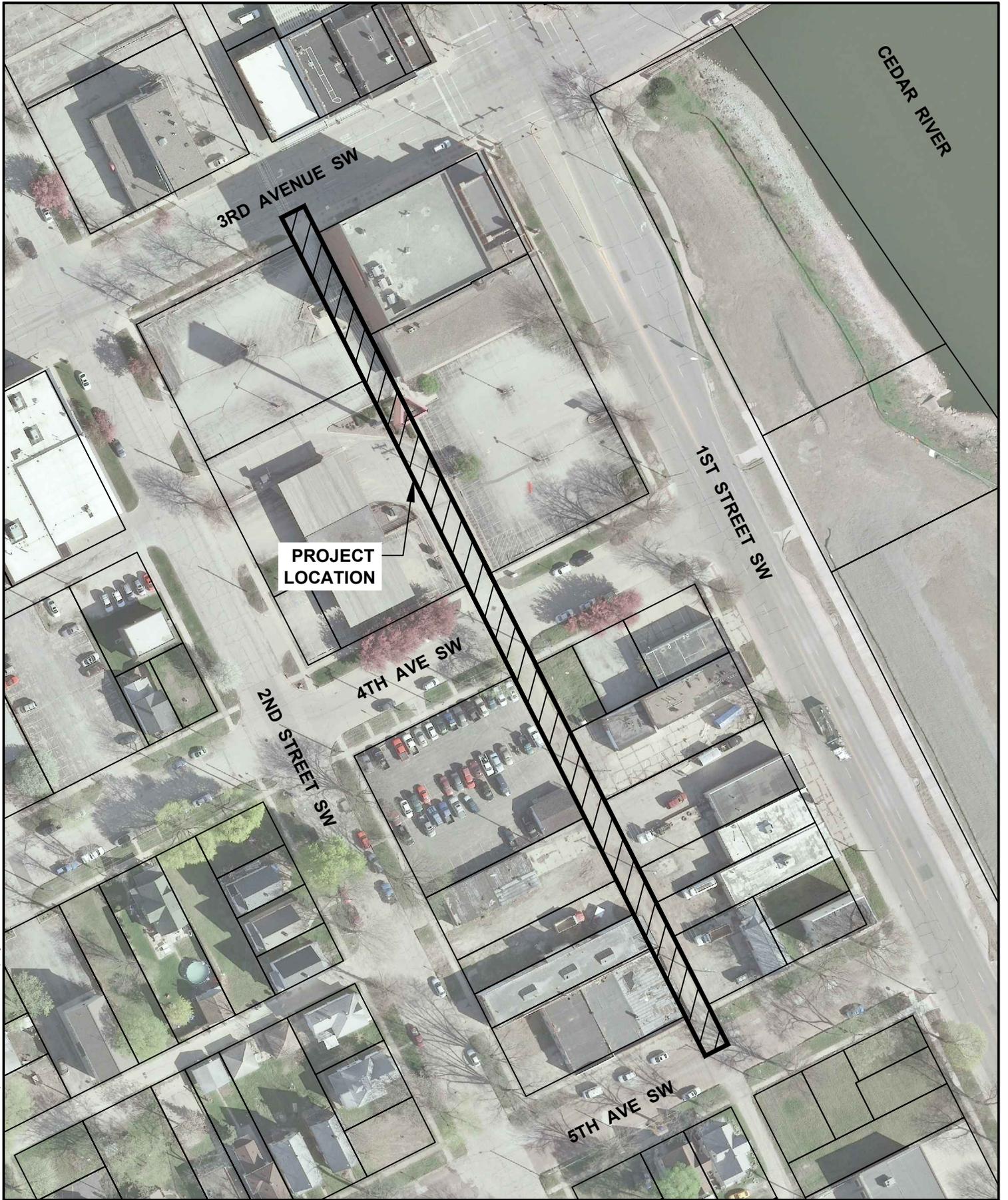
3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Zinser Grading & Excavating, LLC is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Zinser Grading & Excavating, LLC;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the 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 24th day of June, 2014.



3RD AVENUE SW

CEDAR RIVER

1ST STREET SW

PROJECT LOCATION

4TH AVE SW

2ND STREET SW

5TH AVE SW

Cedar File Name: W:\PROJECTS\FLOOD\SSD103 - Sanitary Sewer SW Quad\SSD103 Council Meeting



**1ST STREET SW ALLEY FROM 3RD TO 5TH AVENUE SW  
SANITARY SEWER REPAIRS PROJECT**





### Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Robert Davis, P.E.  
**E-mail Address:** [r.davis@cedar-rapids.org](mailto:r.davis@cedar-rapids.org)

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Doug Carper, PE  
**E-mail Address:** d.@cedar-rapids.org

**Phone Number/Extension:** 5258

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

Report on bids and resolution awarding and approving contract in the amount of \$214,000 plus incentive up to \$5,000, bond and insurance of Iowa State Contractors, Inc. for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II project (estimated cost is \$220,000). CIP/DID #314338-04

**Background:**

Iowa State Contractors, Inc., Ottumwa, IA	\$214,000.00
Incentive up to	<u>\$ 5,000.00</u>
Total	\$219,000.00
Dave Schmitt Construction, Cedar Rapids, IA	\$237,271.60

Iowa State Contractors, Inc. submitted the lowest of the bids received on June 11, 2014 for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II project. The bid is within the approved budget. Construction work is anticipated to begin this fall and be completed by October 30, 2014.

**Action / Recommendation:**

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$214,000 plus incentive up to \$5,000, bond and insurance of Iowa State Contractors, Inc. for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II 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 June 24, 2014 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 314338-04 (\$266,000)

**Local Preference Policy:** Applies  Exempt

**Explanation:** Does not fit criteria

**Recommended by Council Committee:** Yes  No  N/A

**Explanation (if necessary):**



June 11, 2014

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II, Contract Number 314338-04

Dear City Council:

Bids were received on June 11, 2014 for the Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II project as follows:

Iowa State Contractors, Inc., Ottumwa, IA	\$214,000.00
Dave Schmitt Construction, Cedar Rapids, IA	\$237,271.60

The engineers cost opinion for this work is \$220,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Lee Tippe".

Lee Tippe, P.E.  
Project Engineer II

LJT/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, IA 52404-5836 • (319) 286-5802 • FAX (319) 286-5801

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 13, 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 Veterans Memorial Stadium 2014 Storm Sewer Improvements – Phase II public improvement project (Contract No. 314338-04) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 17, 2014 pursuant to which a public hearing was held on May 27, 2014, and

WHEREAS, the following bids were received, opened and announced on June 11, 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 June 24, 2014:

Iowa State Contractors, Inc., Ottumwa, IA	\$214,000.00
Incentive up to	<u>\$ 5,000.00</u>
Total	\$219,000.00
Dave Schmitt Construction, Cedar Rapids, IA	\$237,271.60

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$219,000.00 314-314000-314338; 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. Iowa State Contractors, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

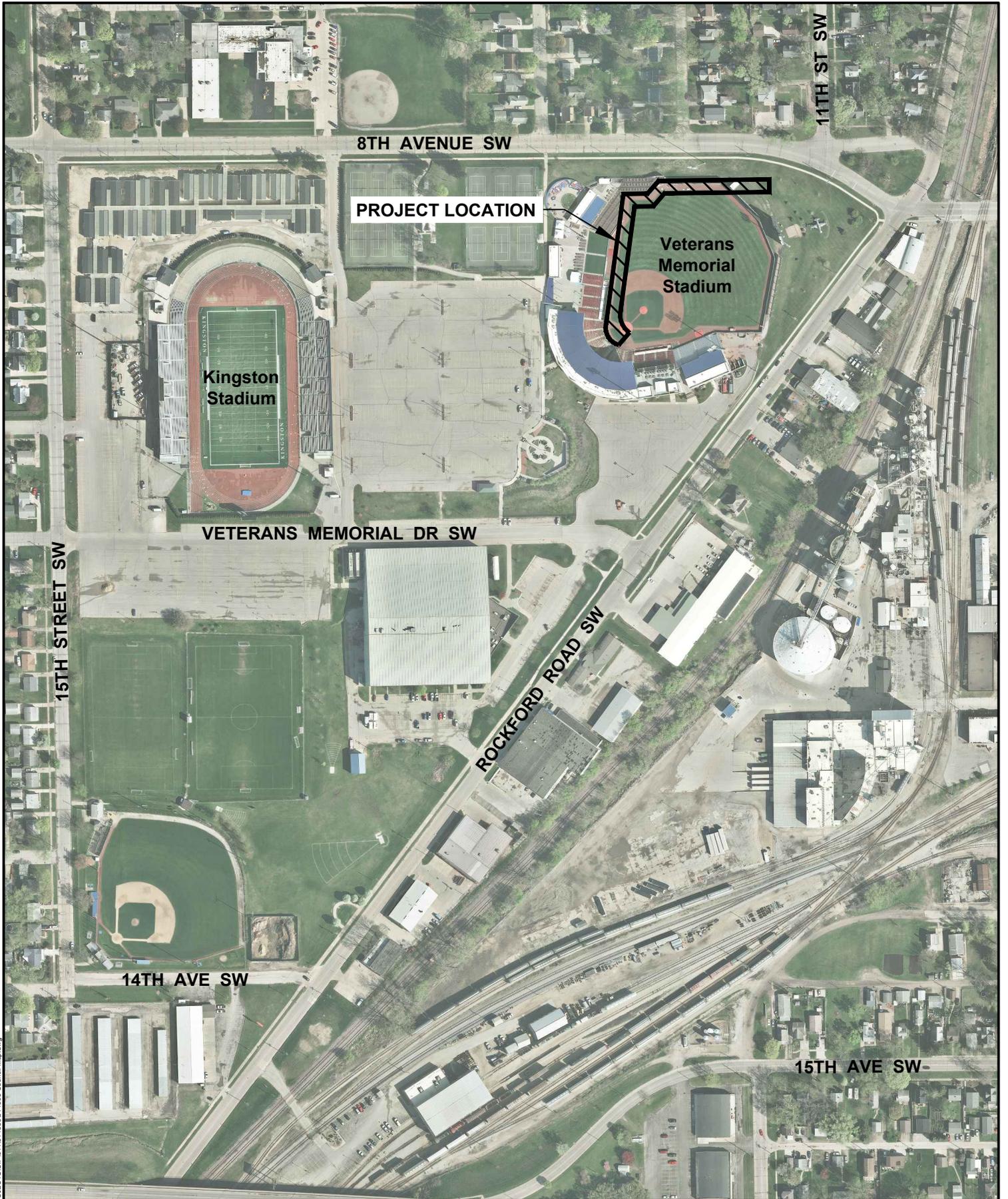
3. Subject to registration with the Department of Labor, the Bid of Iowa State Contractors, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Iowa State Contractors, Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that 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 24th day of June, 2014.



8TH AVENUE SW

11TH ST SW

PROJECT LOCATION

Veterans Memorial Stadium

Kingston Stadium

VETERANS MEMORIAL DR SW

15TH STREET SW

ROCKFORD ROAD SW

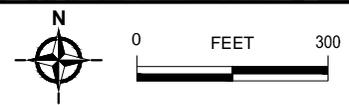
14TH AVE SW

15TH AVE SW

Cadd File Name: W:\PROJECTS\CI\14314338\14338 Council Map.dwg



VETERANS MEMORIAL STADIUM  
2014 STORM SEWER IMPROVEMENTS - PHASE 2



**Council Agenda Item Cover Sheet**

Consent Agenda       Regular Agenda

**Council Date:** June 24, 2014

**Submitting Department:** Utilities - Water Division

**Presenter at meeting:** Steve Hershner    **Phone No.:** 5281    **E-mail:** [SteveHe@cedar-rapids.org](mailto:SteveHe@cedar-rapids.org)

**Alternate Contact:** Ken Russell            **Phone No.:** 5926    **E-mail:** [k.russell@cedar-rapids.org](mailto:k.russell@cedar-rapids.org)

**Description of Agenda Item:**

Report on bids for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project (estimated cost is \$60,000) (Steve Hershner).

- a. Resolution awarding and approving contract in the amount of \$55,708.68, of B.G. Brecke, Inc., Cedar Rapids, IA for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project. CIP/DID #2014046-01

**Background:**

The Utilities Department – Water Division intends to install approximately 391 lineal feet of 12-inch water main to replace water main that was removed in 2012 as part of Public Works Project #PWC012-02 to accommodate the grading of the adjacent detention area and installation of storm sewers near the intersection of 16<sup>th</sup> Avenue SW and Williams Blvd. SW. This project will restore a ‘loop’ within the water distribution system by removing dead ends and improve distribution system reliability, water circulation, and water quality.

Four (4) bids were received on June 11, 2014 for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project (Contract No. 2014046-01), the results are reported as follows:

Bidder	Total Bid
1. B.G. Brecke, Inc. (Cedar Rapids, IA)	\$55,708.68
2. BWC Excavating LC (Solon, IA)	\$56,871.26
3. Rathje Construction Co. (Marion, IA)	\$68,131.50
4. Zinser Grading & Excavating LLC (Walford, IA)	\$74,279.50

A motion to publish a Notice of Hearing and Letting was approved by the City Council on May 13, 2014; a public hearing was held on May 27, 2014 and bids were opened on June 11, 2014. The work is anticipated to begin in fall, 2014.

**Action / Recommendation:** The Utilities Department – Water Division staff recommends awarding the contract to B.G. Brecke, Inc. in the amount of \$55,708.68, for the 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure project.

**Alternative Recommendation:** None

**Time Sensitivity:** The Water Division recommends awarding this contract at the June 24, 2014 City Council meeting in order to maintain a fall 2014 construction schedule for this project.

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 3 Minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year:** This project will be funded from the Fiscal Year 2014 Utilities Department – Water Division CIP budget and coded to 625-625000-625883-6252014046.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The Fiscal Year 2014 Water CIP budget includes \$150,000 for engineering and construction of water main looping projects under CIP number 625883. The budget for construction will be established pursuant to the completion of the initial evaluation by the Engineer.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

**Local Preference Policy** Applies  Exempt

**Explanation:** Local Preference does not apply to Public Bid Capital Improvement Projects.

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):** N/A

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 13, 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 16<sup>th</sup> Ave SW & Williams Blvd SW Water Main Loop Closure public improvement project (Contract No. 2014046-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 17, 2014 pursuant to which a public hearing was held on May 27, 2014, and

WHEREAS, the following bids were received, opened and announced on June 11, 2014 by the Utilities Director, 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 June 24, 2014:

B.G. Brecke, Inc., Cedar Rapids, IA	\$55,708.68
BWC Excavating LC, Solon, IA	\$56,871.26
Rathje Construction Co., Marion, IA	\$68,131.50
Zinser Grading & Excavating LLC, Walford, IA	\$74,279.50

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$55,708.68, 625-625000-625883-6252014046, 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 Utilities Director, 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. B.G. Brecke, Inc. is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of B.G. Brecke, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to B.G. Brecke, 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 24th day of June, 2014.

**16th Ave SW & Williams Blvd SW Water Main Loop Closure  
 DID # 2014046-01  
 Bid Tabulation  
 Mike Zach June 11, 2014**

ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	B.G. Brecke, Inc. 4140 F Ave NW Cedar Rapids, IA 52405		BWC Excavating LC 1303 Hickory Hollow Rd Solon, IA 52333		Rathje Construction Co. P.O. Box 408 Marion, IA 52302		Zinser Grading & Excavating LLC 1775 Commercial Dr. Walford, IA 52351		Engineer's Estimate	
				UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT
1.	MOBILIZATION	1	LS	\$1,000.00	\$1,000.00	\$1,500.00	\$1,500.00	\$11,000.00	\$11,000.00	\$23,600.00	\$23,600.00	\$5,000.00	\$5,000.00
2.	TRENCH COMPACTION TESTING	1	LS	1,500.00	\$1,500.00	500.00	\$500.00	1,200.00	\$1,200.00	400.00	\$400.00	1,000.00	\$1,000.00
3.	TEMPORARY EROSION AND SEDIMENT CONTROLS	1	LS	100.00	\$100.00	1,000.00	\$1,000.00	1,000.00	\$1,000.00	500.00	\$500.00	100.00	\$100.00
4.	SILT FENCE	391	LF	1.96	\$766.36	1.49	\$582.59	3.00	\$1,173.00	3.00	\$1,173.00	4.00	\$1,564.00
5.	REMOVAL OF EXISTING SIDEWALK	17	SY	10.00	\$170.00	21.05	\$357.85	10.50	\$178.50	20.00	\$340.00	8.00	\$136.00
6.	STRIP AND RESPREAD TOPSOIL	49	CY	10.00	\$490.00	73.90	\$3,621.10	125.00	\$6,125.00	30.00	\$1,470.00	20.00	\$980.00
7.	GRANULAR BACKFILL	36	CY	25.00	\$900.00	21.93	\$789.48	34.00	\$1,224.00	48.00	\$1,728.00	25.00	\$900.00
8.	WATER MAIN 12"	391	LF	114.00	\$44,574.00	86.40	\$33,782.40	97.00	\$37,927.00	85.50	\$33,430.50	90.00	\$35,190.00
9.	FITTINGS FOR WATER DISTRIBUTION SYSTEMS	160	LB	7.60	\$1,216.00	10.06	\$1,609.60	9.50	\$1,520.00	12.50	\$2,000.00	5.00	\$800.00
10.	DISINFECTION HYDROSTATIC TESTING	1	LS	1,000.00	\$1,000.00	1,688.46	\$1,688.46	200.00	\$200.00	1,000.00	\$1,000.00	1,500.00	\$1,500.00
11.	PORTLAND CEMENT CONCRETE SIDEWALK	150	SF	4.60	\$690.00	7.85	\$1,177.50	8.00	\$1,200.00	6.00	\$900.00	45.00	\$6,750.00
12.	IMPORTED TOPSOIL	40	CY	25.00	\$1,000.00	17.80	\$712.00	19.50	\$780.00	30.00	\$1,200.00	20.00	\$800.00
13.	WATERING (TEN APPLICATIONS - 2000 GAL/EACH)	10	EA	57.50	\$575.00	850.00	\$8,500.00	200.00	\$2,000.00	350.00	\$3,500.00	450.00	\$4,500.00
14.	SEEDING, FERTILIZING, & MULCHING	434	SY	3.98	\$1,727.32	2.42	\$1,050.28	6.00	\$2,604.00	7.00	\$3,038.00	2.00	\$868.00
				<b>\$55,708.68</b>		<b>\$56,871.26</b>		<b>\$68,131.50</b>		<b>\$74,279.50</b>		<b>\$60,088.00</b>	

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt  
**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5047

**Alternate Contact Person:** Kirsty Sanchez  
**Email:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5428

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

Discussion and Resolution authorizing adopting of four proposed Economic Development Programs to encourage growth in the City. CIP/DID #OB341824

**Background:**

Staff has been working on creating economic development programs to encourage continued growth in Cedar Rapids. The desired outcomes of this work were to identify economic development programs that are marketable, inclusive and flexible, and measurable. Staff surveyed thirteen cities to gather information on the types of programs that are offered, as well as the sources of funding and eligibility requirements.

In addition, staff reviewed the types of projects that the City has participated in recently. Using past practice and information gathered from the surveys, staff developed four proposed Economic Development Programs. Next, these programs were previewed with representatives of the local development community and modifications were made to reflect the feedback.

The proposed Economic Development Programs are attached as Exhibit 1.

**Action / Recommendation:**

City staff recommends approval of the Resolution.

**Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 5 Minutes

**Budget Information (if applicable):**

**Local Preference Policy** Applies  Exempt  N/A

**Explanation:**

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

## Proposed Economic Development Programs

### 1. Downtown/MedQ Housing

- 10 years / 100% Tax Reimbursement or Tax Exemption

### 2. Targeted Development Programs

- 10 years / 50% Tax Reimbursement OR 10 years / 44% Tax Exemption

- **High Quality Jobs**

- 10+ jobs

- **Core Development**

- New construction or rehabilitation within Downtown, MedQ, or Main Street District

- **Large Site Master Plan**

- 15+ acres (not solely residential)

- **Historic Preservation**

- State determination of no adverse effect

- **Removing/Avoiding Blight**

- Projects that include demolition and site prep costs

### 3. Commercial Reinvestment

- 10 years / 44% Tax Exemption

- At least 10,000 square feet total, such as strip centers or big box
- Minimum investment of 50% current taxable value
- Sustainable features

### 4. Community Benefit Program

- *Commensurate with demonstrated gap and public purpose*

- Long-term benefit to the community
- Financial viability
- Expansion of local business / headquarters facility
- Emerging need

## Expectations for ALL projects include:

- Quality design that enhances the area
- Experienced development team
- Financially feasible
- Market feasible
- Neighborhood and community support

RESOLUTION NO.

RESOLUTION AUTHORIZING ADOPTING FOUR PROPOSED  
ECONOMIC DEVELOPMENT PROGRAMS TO ENCOURAGE  
GROWTH IN THE CITY

WHEREAS, on May 28, 2008, City Council adopted Resolution No. 0465-05-08 adopting new economic development investment policies to encourage continued growth in Cedar Rapids; and

WHEREAS, City Council has a desire to establish Economic Development Programs that are marketable, inclusive and flexible, and measurable; and

WHEREAS, City Council has determined the four Economic Development Programs attached in Exhibit 1 are targeted to encourage the reinvestment necessary to achieve the City's goals which include infill development, growth of existing businesses and housing options in the core of the community as follows:

WHEREAS, the four Economic Development Programs shall be used as a framework to attract and retain new private investment and provide a framework for future City Council considerations of economic development projects;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the four proposed economic development programs be adopted.

Passed this 24<sup>th</sup> day of June, 2014.

1. **Downtown/MedQ Housing**
  - *10 years / 100% Tax Reimbursement or Tax Exemption*
2. **Targeted Development Programs**
  - *10 years / 50% Tax Reimbursement OR 10 years / 44% Tax Exemption*
    - **High Quality Jobs**
      - 10+ jobs
    - **Core Development**
      - New construction or rehabilitation within Downtown, MedQ, or Main Street District
    - **Large Site Master Plan**
      - 15+ acres (not solely residential)
    - **Historic Preservation**
      - State determination of no adverse effect
    - **Removing/Avoiding Blight**
      - Projects that include demolition and site prep costs
3. **Commercial Reinvestment**
  - *10 years / 44% Tax Exemption*
    - At least 10,000 square feet total, such as strip centers or big box
    - Minimum investment of 50% current taxable value
    - Sustainable features
4. **Community Benefit Program**
  - *Commensurate with demonstrated gap and public purpose*
    - Long-term benefit to the community
    - Financial viability
    - Expansion of local business / headquarters facility
    - Emerging need

**Expectations for ALL projects include:**

- Quality design that enhances the area
- Experienced development team
- Financially feasible
- Market feasible
- Neighborhood and community support



## Council Agenda Item Cover Sheet Discussion & Resolution

**Submitting Department:** Public Works Department

**Presenter at meeting:** Dave Elgin, PE, LS  
**E-mail Address:** d.elgin@cedar-rapids.org

**Phone Number/Extension:** 5803

**Alternate contact person:** Rob Davis, PE **Phone Number/Extension:** 5808  
**E-mail Address:** r.davis@cedar-rapids.org

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

Discussion and resolution authorizing the commencement of negotiations for Professional Design Service Agreements with Stanley Consultants, Inc. and HR Green, Inc. in connection with the Cedar River Flood Mitigation Program Development Project. CIP/DID #331100-00

### Background:

In November of 2013, the City of Cedar Rapids was awarded a \$264 million grant through the State of Iowa Flood Mitigation Board. The grant is for programming, design and construction of a comprehensive flood protection system along the Cedar River.

In March, City Staff requested statements of qualifications for professional design services for the Cedar River Flood Mitigation Program Development Project. The request was for services related to establishing the overall implementation program and design of initial phases. Based upon the submittals that were received and subsequent interviews, it was determined by the Selection Committee that a team led by Stanley Consultants, Inc. and a team led by HR Green, Inc. are the most qualified to perform the work. Additionally, the Selection Committee is recommending the team led by Stanley Consultants, Inc. provide professional design services on the east side of the Cedar River, and the team led by HR Green, Inc. provide professional design services on the west side of the Cedar River.

### Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing the commencement of negotiations for professional services agreement with both Stanley Consultants Inc. and HR Green, Inc.

### Alternative Recommendation:

Authorize the commencement of negotiations with either Stanley Consultants, Inc. or HR Green, Inc. for both sides of the river.

**Time Sensitivity:** Normal

**Resolution Date:** June 24, 2014

**Estimated Presentation Time:** 0 Minute(s)

**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, 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 Stanley Consultants, Inc. and HR Green, Inc. are qualified to provide those services, and

WHEREAS, the Public Works Director / City Engineer recommends the commencement of negotiations for Professional Services with both of the firms noted herein, and

WHEREAS, the City has been awarded up to a \$264 million grant through the State of Iowa Flood Mitigation Board for use on the Cedar River Flood Mitigation Program Development Project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk hereby authorize commencement of negotiations for professional services with the Consultants noted herein.

Passed this 24<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services

**Presenter at meeting:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Alternate Contact Person:** Vern Zakostecky  
**Email:** [v.zakostecky@cedar-rapids.org](mailto:v.zakostecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

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

Second and possible Third Reading granting a change of zone for property at 1023 and 1027 6<sup>th</sup> Street SE from R-TN, Traditional Neighborhood Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C. CIP/DID #RZNE-008869-2014

**Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on May 8, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The proposed Oakhill Villages is an infill redevelopment of property located at 1023 and 1027 6<sup>th</sup> Street SE. This area was impacted by the 2008 floods and is being redeveloped through the ROOTS program.

Total land area: 11,200 SF  
Total Dwelling Units: 4 Single Family Condos  
Total Building Coverage: 4,102 SF  
Parking Area: 8 Stalls, 3,283 SF  
Open Space: 3,815 SF (36%)

**Application Process/Next Steps:**

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on May 8, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A.</li> <li>There were objectors and this is a flood related item.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance will be held on June 10, 2014 to allow for public input.</li> <li>Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.</li> </ul>

- |  |   |
|--|---|
|  | <ul style="list-style-type: none"> <li>Approval of the rezoning will be subject to the conditions stated in the Ordinance.</li> </ul> |
|--|---|

**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

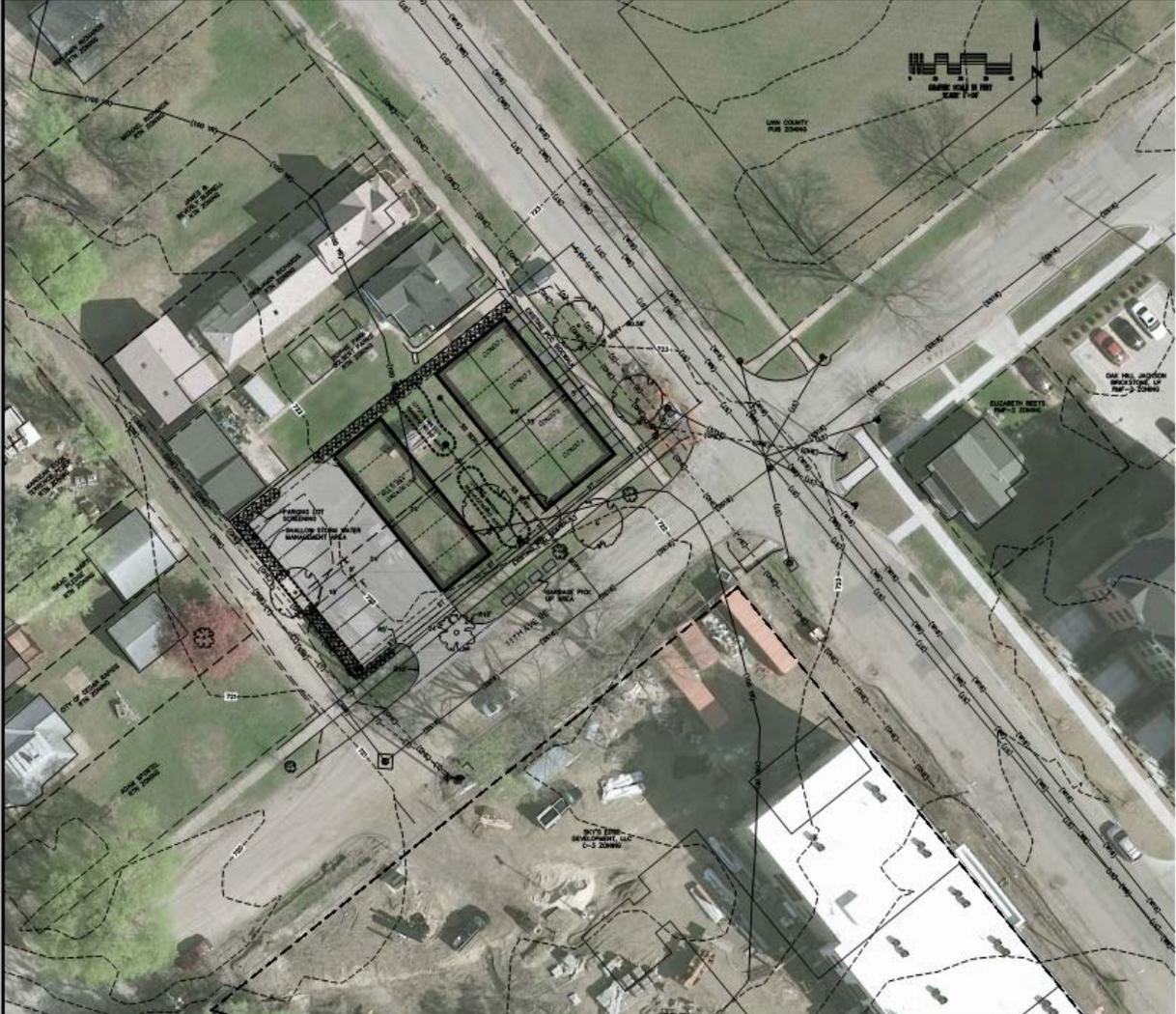
**Local Preference Policy** Applies  Exempt

**Explanation:**

**Recommended by Council Committee** Yes  No  N/A

**Explanation (if necessary):**

**Location Map**





**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, May 8, 2014 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms  
Virginia Wilts

Member Absent: Kim King

DSD Staff: Joe Mailander, Manager  
Dave Houg, Plats & Zoning Conditions Coordinator

CD Staff: Seth Gunnerson, Planner  
Jeff Hintz, 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.

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 April 17, 2014 minutes stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

***Case Name: 1023 and 1027 6<sup>th</sup> Street SE (Rezoning)***

Consideration of a Rezoning from R-TN, Traditional Neighborhood Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C. (Applicant/Titleholder)

***Case No: RZNE-008869-2014; Case Manager: Vern Zakostelecky***

Mr. Mailander stated this project was called Oak Hill Villages, a development of 4 townhomes along 6<sup>th</sup> Street SE. The developer is Sky's Edge Development and is currently zoned R-TN to be rezoned to a PUD-2. Mr. Mailander showed the site development plan, location/zoning map

and renderings of the project. A Home Owners Association (HOA) will be established to manage the townhome property. This rezoning will go to City Council for a motion to set the public hearing on May 27, 2014 with the public hearing to be held on June 10, 2014.

Commissioner Overland called for questions of Mr. Mailander.

Commissioner Thoms asked if this was in the 100 year flood plain and will the project maintain a low finish elevation? Mr. Mailander stated that yes; the lowest opening in the building will be 2 feet above the base flood plain elevation.

Commissioner Thoms asked if there are parking spaces in the rear of the property. Do you include that area in your open space (green space of 3800 square feet)? Mr. Mailander stated no, the open space is yard located around and between the buildings.

Commissioner Overland called for a representative of the applicant.

Brent Jackman, Hall & Hall Engineers, 1860 Boyson Road, Hiawatha, IA stated he would be happy to answer any questions regarding the site or engineering the Commission had of him or the developer.

Commissioner Overland called for questions of the applicant.

Commissioner Wilts stated that in the narrative said that residential development will be in the character of the surrounding community, however, the renderings shown look pretty stark compared to the surrounding community. Mr. Mailander stated that to the south this looked similar to others in the Oak Hill Jackson community.

Commissioner Overland asked if this was what the garages will look like. Mr. Jackman stated yes.

Commissioner Overland stated that looking at the narrative, exceeding the City standard was attractive and he thought this looked like an attractive development and thanked the developer.

Commissioner Overland called for members of the public who wished to speak. No members of the public wished to speak.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Halverson made a motion to approve the Rezoning from R-TN, Traditional Neighborhood Residence Zone District to PUD-2, Planned Unit Development Two Zone District. Commissioner Wilts seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:00 pm

Respectfully Submitted, Betty Sheets, Administrative Assistant, Community Development

DSD            BSD  
ENG            STR  
FIR            RCR  
TITLEHOLDER WTR  
CONTACT      TED  
CLK            PKS  
RZNE-008869-2014

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;

The NW-ly 20 feet of Lot 6, and the SE-ly 20 feet of Lot 7, Block 18, Carpenter's Third Addition to the Town of Cedar Rapids, Linn County, Iowa

And

The SE-ly 40 feet of Lot 6, Block 18, Carpenter's Third Addition to the Town of Cedar Rapids, Linn County, Iowa

and located at 1023 and 1027 6th Street SE, now zoned R-TN, Traditional Neighborhood Residence Zone District, and as shown on the "District Map," be rezoned and changed to PUD-2, Planed Unit Development Two Zone District, and that the property be used for such purposes as outlined in the PUD-2, Planed Unit Development Two 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. This site shall be developed in compliance with the provisions of the Flood Plain Management Ordinance.
2. Review of this proposal is required by the Czech Bohemia Overlay District Design Review Technical Advisory Committee.
3. Said lots are to be combined so as to constitute a single zoning lot and tax parcel.
4. Effective screening shall be provided and maintained so as to screen more than 4 open parking spaces and the drive thereto where adjacent to a residential use.
5. All lighting shall be of a type, design and placement, and also be shielded in a manner to minimize impact on residential properties or uses adjacent to or immediately across the street.
6. Only tenants of the lot's principal structure shall utilize the proposed garage.

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 10<sup>th</sup> day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services

**Presenter at meeting:** Joe Mailander **Phone Number/Ext:** 319 286-5822  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** Vern Zakostelecky **Phone Number/Ext:** 319 286-5043  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto: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 1140 C Street SW and 1223 1<sup>st</sup> Street SW from O-S, Office/Service Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C. and City of Cedar Rapids. CIP/DID #RZNE-008870-2014

**Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on May 8, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The proposed development will consist of 7 detached single-family homes occupying one lot and sold as condominiums. The proposed homes will range in size from 1,186 SF to 1,212 SF and will be made available as part of the City's ROOTS project for reinvesting in areas impacted by the 2008 Flood.

Total land area: 25,142 SF  
 Total Dwelling Units: 7 Single-Family Detached Homes  
 Total Building Coverage: 10,230 SF  
 Parking Area: 16 Stalls, 3,283 SF  
 Open Space: 11,200 SF (44%)

**Application Process/Next Steps:**

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on May 8, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A.</li> <li>There were objectors and this is a flood related item.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance will be held on June 10, 2014 to allow for public input.</li> <li>Two additional readings of the Ordinance by City Council are required by</li> </ul>

	<p>State law before approval of the rezoning is final.</p> <ul style="list-style-type: none"> <li>Approval of the rezoning will be subject to the conditions stated in the Ordinance.</li> </ul>
--	--

**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 REGULAR MEETING,  
Thursday, May 8, 2014 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms  
Virginia Wilts

Member Absent: Kim King

DSD Staff: Joe Mailander, Manager  
Dave Houg, Plats & Zoning Conditions Coordinator

CD Staff: Seth Gunnerson, Planner  
Jeff Hintz, 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.

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 April 17, 2014 minutes stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

***Case Name: 1140 C Street SW and 1223 1<sup>st</sup> Street SW (Rezoning)***

Consideration of a Rezoning from O-S, Office/Service Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Sky's Edge Development, L.C.

***Case No: RZNE-008870-2014; Case Manager: Vern Zakostelecky***

Mr. Mailander stated this project is called Sedona Villages and the developer is Sky's Edge Development. It is located off of C Street SW and includes 7 single-family detached homes. Mr. Mailander showed an aerial photo, location/zoning map and preliminary site plan with

renderings of the project. PUD rezoning is also requested for this project in the Kingston Village area. This project is owner-occupied with an HOA for common area maintenance.

Commissioner Overland called for questions of Mr. Mailander.

Commissioner Knox-Seymour asked if this was an affordable housing project. Mr. Mailander stated that this is part of the City's ROOTs program and considered work-force housing with income limits.

Commissioner Overland called for a representative of the applicant.

Brent Jackman, Hall & Hall Engineers stated he would be happy to answer any questions.

Commissioner Wilts stated she preferred these renderings.

Commissioner Overland called for members of the public who wished to speak.

Wes Pudil, 1207 1<sup>st</sup> Street SW asked what they would do for parking.

Mr. Jackman stated that required parking based on occupant load was 13 spaces. Six (6) available spaces on street parking and ten (10) garages onsite would give them 16 available parking when only 13 were required.

Commissioner Overland called for a motion to approve the Rezoning. Commissioner Thoms made a motion to approve the Rezoning from O-S, Office/Service Zone District to PUD-2, Planned Unit Development Two Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:00 pm

Respectfully Submitted,  
Betty Sheets, Administrative Assistant,  
Community Development and Development

DSD            BSD  
ENG            STR  
FIR            RCR  
TITLEHOLDER WTR  
CONTACT      TED  
CLK            PKS  
RZNE-008870-2014

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 1, 2 and 3, Block 3, John M. Mays Second Addition to West Cedar Rapids to wit: West Cedar Rapids by the Act of the Fifth General Assembly of the State of Iowa, Approved January 25, 1855, except the Public Highway

and located at 1140 C Street SW and 1223 1st Street SW, now zoned O-S, Office/Service Zone District, and as shown on the "District Map," be rezoned and changed to PUD-2, Planed Unit Development Two Zone District, and that the property be used for such purposes as outlined in the PUD-2, Planed Unit Development Two 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. 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.
2. Landscaping and buffering/screening shall be provided per the Zoning Ordinance, Subsection 32.05.030.A.
3. Design guidelines and standards as specified in Subsection 32.05.030.C. shall be met or a modification must be granted by City Council.
4. Sites will need to comply with off-street parking requirement per Chapter 32, Subsection 32.05.020.A.

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 24<sup>th</sup> day of June, 2014.



**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services Department

**Presenter at meeting:** Joseph Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Alternate Contact Person:** Dave Wallace  
**Email:** [d.wallace@cedar-rapids.org](mailto:d.wallace@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5814

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

Second and possible Third Reading amending Chapter 12 of the Municipal Code, Water Service to clarify the intent and implementation of the water connection fee. CIP/DID #OB1214393

**Background:**

City staff has been working with local developers and property owners to revise the current utility connection fee process in order to standardize implementation and make the fee equitable for all users. This proposal has been reviewed through the Greater Cedar Rapids Area Home Builders Association and the City Infrastructure Committee.

**Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:**

City Council may deny the motion and return the ordinance revision to the Infrastructure Committee for further review.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**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):** Recommended by the City's Infrastructure Committee

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 12 OF THE MUNICIPAL CODE  
OF THE CITY OF CEDAR RAPIDS, IOWA, WATER SERVICE, WATER  
SERVICE CONNECTIONS

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

Section 1. Chapter 12 of the Municipal Code entitled, "Water Service" is hereby  
amended by deleting Section 12.05 – Water Service Connections therefrom and enacting in lieu  
thereof a new Section 12.05 – Water Service Connections as follows:

12.05 WATER SERVICE CONNECTIONS.

- (a) Applications. Applications for water service connection(s) shall be made with the Utilities Department-Water Division by the owner or agent of the property to be served. Such application shall state the street address of the premises to be served, the size of pipe required and the approximate location where such service will enter the premises. If an application is approved, all taps or connections to the water mains will then be made by the Utilities Department-Water Division and provided to the plumber or pipe layer engaged by the applicant. The costs for taps and meters will be charged for at the rates established in Section 12.26 for tapping, meter and service charges. No taps or connections to the water mains shall be made by anyone except the authorized employees of the Utilities Department-Water Division.
- (b) Water Connection Fee. The Water Connection Fee is intended to recoup a portion of the value of the existing rate payers' investment in the water supply source that makes possible the availability of water to a property. This is investment represented by the existing water supply infrastructure of well fields, water treatment plants, storage facilities, and transmission system. The Water Connection Fee described below does not include tapping costs or meter charges described elsewhere in this ordinance. The fee described below does not include the cost of water main extended by the City to serve properties not currently served.
  - 1) For those properties where adjacent water mains have previously been constructed at no expense to the owners of these properties, and where neither a property assessment for water service nor a connection fee has previously been paid as set forth in paragraph 12.05(b)2 below, the following Connection Fee shall apply:
  - 2) The charge for all other uses shall be the product of eight-hundred dollars (\$800) per acre of land to be served by the water system connection, provided the minimum charge shall be eight-hundred dollars (\$800).

- 3) The area of the property used in the calculation shall be the area of the property outside the public right of way.
  - 4) Payment shall be made prior to the start of construction. Payment of this fee shall be made to the City of Cedar Rapids at the time service is requested. The connection shall not be made until the payment has been made to the City of Cedar Rapids.
  - 5) Costs in addition to the connection fee may be owed to the City for water main extended past a property but not currently connected to the water system. See section 12.05 (d) below for discussion of other costs that may be owed for water main extended by the City in areas not previously served, and that will apply to properties in areas from which costs for water main extensions are to be recovered by the City.
  - 6) In areas of the City where a private developer is connecting to an existing public water main and extending public water main to serve property through the Subdivision Ordinance process, no connection fee will be charged to the developer except as provided in paragraph 12.05(d) below.
- (c) Private Developer Installed Water Main. Developers shall pay the total cost of engineering and construction of water mains from the existing main to their point of connection and sufficiently beyond to allow for future extensions without disruption of service. This shall include all costs of acquiring easements or licenses. Plans for water main extensions must be approved by authorized representatives of the City.
- 1) Water mains must be sized to meet requirements for domestic plus fire flow water demands and in accordance with the Cedar Rapids Metropolitan Area Design Standards. The City may require the design and construction of water mains with the ability to service lands other than the immediately adjoining land, and may require installation of water mains sized larger than the minimum required to provide domestic and fire flow needs for the development. In this circumstance, the City shall reimburse the developer for the incremental difference in material cost above that of the cost for water main materials needed to provide domestic and fire flow needs. The City will not reimburse the developer for water mains above 8-inch if larger diameter water main is needed to provide domestic plus fire flow water demands in the development.
  - 2) Only mains sized larger than an 8-inch main may be considered eligible for reimbursement purposes. The reimbursement will be based on the difference in pipe and fitting costs only, and no allowance will be made for the difference in installation costs. The most current Water Division purchase price list will be used in the determination of the incremental cost payment. The need for the upsizing, the size of pipe to be installed, and the cost the City will reimburse shall be documented in the Development Agreement between the City and the developer.
  - 3) The minimum pipe size required shall be 8-inch water main, with larger main diameter being considered the minimum if needed to provide domestic and fire flow requirements. 6-inch main may be used for short dead-end mains serving fire hydrants if adequate fire flows are provided, and with the approval of the Utilities Department – Water Division.
  - 4) In areas where water main may be extended by a developer past properties owned by others outside of the final plat so as to serve the area of the final plat, such extension shall be at no expense to the City. The City shall not be obligated to collect any portion of this cost for reimbursement to the developer. Existing agreements to reimburse related to projects that pre-date the enactment of this ordinance update will be honored until their expiration date.
- (d) Water Main Extended by the City to Areas Not Previously Served. Water main may be extended by the City to serve areas not previously served if the water main

extension is consistent with City Council policy, and if agreed to by the City. The cost of water main extensions to the land owners shall be called an Extension Fee and is separate from the Connection Fee described above. Costs to be recovered by the City may be recorded in an Extension of Service Area Agreement or other Agreement. A Water and Sewer Extension Area defining the properties served may be established by ordinance. Any previous written arrangements or contracts for water main extensions that pre-date this ordinance update shall remain in effect until expired.

- (e) Repair and Installations. The city may make repairs and installations at any time deemed necessary by appropriate officials of the Utilities Department-Water Division and charge the owner of the property served for their work at prices and terms to be established from time to time by the Council. When no prices have been established, charges shall be made at the actual cost of labor, material and overhead.
- (f) Installment Payments. Owners with an existing single family residence on the property to be served may elect to pay water main connection charges, service line repair charges, or service line installation charges due to the Utilities Department in monthly installments over a period of 5 years (60 months). The monthly installment shall include interest at the rate of 7 percent per annum on the unpaid balance. The right of the account holder to receive water service is for only as long as the installments are kept current. Installments are due 21 days after the date of the bill and are considered delinquent if not paid on or before the due date. Failure to pay delinquent installment(s) may result in the water service termination (shutoff) for this property. A notice of delinquency will be mailed no less than 7 days prior to the termination (shutoff). When termination (shutoff) occurs, service will not be turned on again until installments and all other charges due for services to the account holder including delinquency penalties and charges for turning water on/off have been paid. In addition, the city may impose a lien upon the property served for any and all delinquent and other municipal utility charges in accordance with Section 384.84 of the Iowa Code.
- (g) Notice. A notice of delinquency shall be mailed to the account holder no less than 7 calendar days prior to shutoff. The notice will inform the account holder of the nature of the delinquency and provide an opportunity for a hearing prior to discontinuation of service. The account holder may call or appear at the Utilities Department-Water Division business office before a designated staff person to resolve the matter prior to the discontinuation date on the notice of delinquency. The hearing may be continued by the designated staff person to attempt to resolve the matter, and if so continued, the service will not be shut off until the account holder is informed the hearing is terminated without satisfactory resolution.

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 10th day of June, 2014.

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Development Services Department

**Presenter at meeting:** Joseph Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Alternate Contact Person:** Dave Wallace  
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**Phone Number/Ext:** 319 286-5814

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

Second and possible Third Reading amending Chapter 13 of the Municipal Code, Wastewater Facilities, to clarify the intent and implementation of the sanitary sewer connection fee. CID/DID #OB1214394

**Background:**

City staff has been working with local developers and property owners to revise the current utility connection fee process in order to standardize implementation and make the fee equitable for all users. This proposal has been reviewed through the Greater Cedar Rapids Area Home Builders Association and the City Infrastructure Committee.

**Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:**

City Council may deny the motion and return the ordinance revision to the Infrastructure Committee for further review.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**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):** Recommended by the City's Infrastructure Committee

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 13 OF THE MUNICIPAL CODE  
OF THE CITY OF CEDAR RAPIDS, IOWA, WASTEWATER FACILITIES,  
SEWER USE REQUIREMENTS

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

Section 1. Chapter 13 of the Municipal Code entitled, "Wastewater Facilities" is hereby amended by deleting Section 13.04 (c) – Sewer Connection Charge therefrom and enacting in lieu thereof a new Section 13.04 (c) – Sewer Connection Charge as follows:

13.04 SEWER USE REQUIREMENTS.

(c) Sewer Connection Charge.

A sanitary sewer connection charge will be due in areas of the City where sanitary sewer was previously constructed by the City at no expense to the abutting property owners. Applications for sanitary sewer connections shall be made with the Public Works Engineering Division by the owner or agent of the property to be served. Such application shall state the street address to be served, the size of pipe required and approximate location where the proposed service line will enter the building. If an application is approved, all connections to the sanitary sewer main will be made in the presence of Public Works Construction Engineering Staff. The applicant shall pay to the City Treasurer a sewer connection charge as described below prior to issuance of a sewer permit.

1. Connection charge for a one-family or two-family residence, regardless of area of the lot or tract upon which the dwelling is located shall be two thousand dollars (\$2,000).
2. Connection charge for all other uses shall be the product of one thousand dollars (\$1,000) per acre of land to be served by the sewer connection, with a minimum charge of two thousand dollars (\$2,000).
3. The City Engineer or his approved representative is authorized and directed to determine the acreage of land to be served. In areas of the City where a private developer is connecting to an existing sewer and extending public sewer to serve property through the Subdivision Ordinance process, no connection charge will be due, except as provided in Section 4 below.
4. Sanitary sewer may be extended by the City to serve areas not previously served if the sewer extension is consistent with City Council policy, and if agreed to by the City. The cost of sanitary sewer extensions to the land owners shall be

called an Extension Charge and is separate from the Connection Charge described above. Costs to be recovered by the City may be recorded in an Extension of Service Area Agreement or other Agreement, and a Water and Sewer Extension Area defining the properties served may be established by ordinance. Any previous written arrangements or contracts for sanitary sewer extensions that pre-date this ordinance update shall remain in effect until expired.

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 10th day of June, 2014.

## Council Agenda Item Cover Sheet

**Council Meeting Date:** June 24, 2014

**Submitting Department:** Parks & Recreation Department

**Presenter at meeting:** Sven Leff

**Phone Number/Ext:** 286-5739

**Email:** [s.leff@cedar-rapids.org](mailto:s.leff@cedar-rapids.org)

**Alternate Contact Person:** Sharon Cummins

**Phone Number/Ext:**

**Email:**

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

(First, and possible second and third reading)

An ordinance adopting temporary regulations to be effective on June 21 and 26-29, 2014; July 4, 10, 12 and 26, 2014; August 2, 5, 9, 16 and 23, 2014; and September 9 and 20, 2014 for events to be held at the McGrath Amphitheatre Cedar Rapids.

### **Background:**

The City of Cedar Rapids has a management contract with VenuWorks to manage the McGrath Amphitheatre Cedar Rapids. VenuWorks has booked several events at the facility for 2014. Several of the events will run past 10:00 pm. This Ordinance provides reasonable regulations for the protection of the health, safety, and welfare, including temporary regulations related to permitting amplified sound from McGrath Amphitheatre Cedar Rapids events until 11:30 p.m.

### **Action / Recommendation:**

Approve Resolution as presented.

### **Alternative Recommendation:**

Request additional information or changes to temporary regulations.

**Time Sensitivity:** Immediate

**Resolution Date:** None

**Estimated Presentation Time:** None

### **Budget Information (if applicable):**

**Local Preference Policy** Applies  Exempt  N/A

**Explanation:**

**Recommended by Council Committee**  
**Explanation (if necessary):**

Yes

No

N/A

ORDINANCE NO.

AN ORDINANCE ADOPTING TEMPORARY REGULATIONS TO BE EFFECTIVE ON JUNE 21 AND 26-29, 2014; JULY 4, 10, 12 AND 26, 2014; AUGUST 2, 5, 9, 16 AND 23, 2014; AND SEPTEMBER 9 AND 20, 2014 FOR EVENTS TO BE HELD AT THE MCGRATH AMPHITHEATRE CEDAR RAPIDS

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

Section 1. Notwithstanding any ordinance or portion of the Cedar Rapids Municipal Code to the contrary, the Cedar Rapids Chief of Police or his/her designee is authorized to allow the operation, play of musical instruments, sound amplifiers, or similar devices until 11:30 p.m. at the events at the McGrath Amphitheatre Cedar Rapids on the following dates:

June 21, 2014	August 2, 2014
June 26-29, 2014	August 5, 2014
July 4, 2014	August 9, 2014
July 10, 2014	August 16, 2014
July 12, 2014	August 23, 2014
July 26, 2014	September 9, 2014
	September 20, 2014

as well as one rain date for each event as necessary.

Section 2. This ordinance shall only apply to use of the McGrath Amphitheatre Cedar Rapids arranged for by VenuWorks, as the City of Cedar Rapids' manager of that facility.

Section 3. The provisions of this ordinance shall be effective from its enactment on June 24, 2014 until September 30, 2014 at which time this Ordinance shall be deemed to be revoked in its entirety.

Section 4. 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 5. Being only a temporary ordinance, any changes as provided in this ordinance shall not be made a part of the replacement pages of the Municipal Code of the City of Cedar Rapids, Iowa.

Introduced this 24<sup>th</sup> day of June, 2014.