

MINUTES OF THE CITY COUNCIL
CITY OF CEDAR RAPIDS, IOWA

August 12, 2014, 12:00 noon

City Council met in Regular Session in the Cedar Rapids City Hall Council Chambers, 101 First Street SE, Cedar Rapids, Iowa. Present, Mayor Corbett, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon and Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz.

The invocation was given by Public Safety Chaplain Tim Carter.

Pledge of Allegiance.

“Good News” announcements were given by Mayor Corbett.

Resolutions and motions were adopted with all Council members and Mayor Corbett voting “Aye” unless noted.

A public hearing was held to consider a request by TWG Development and Landover Development Corporation for an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE (Kirsty Sanchez). One comment was heard. No comments or objections were filed.

1012-08-14, authorizing an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE.

Ordinance No. _____, being an Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the Commonwealth Senior Apartments Urban Revitalization Area designation at 1400 2nd Avenue SE, was presented and read the first time.

Council member Olson moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Vernon. Approved, Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Cottage Grove Parkway SE Flood Risk Reduction Berm project (estimated cost is \$880,000) (Doug Wilson). No comments or objections were heard or filed.

1013-08-14, adopting plans, specifications, form of contract and estimated cost for the Cottage Grove Parkway SE Flood Risk Reduction Berm project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 3rd Avenue SW Pavement Rehabilitation Improvements from 10th Street to 6th Street project (estimated cost is \$220,000) (Paving for Progress) (Doug Wilson). No comments or

objections were heard or filed.

1014-08-14, adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue SW Pavement Rehabilitation Improvements from 10th Street to 6th Street project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Coe Road NE Pavement Rehabilitation Improvements from Center Point Road to A Avenue project (estimated cost is \$610,000) (Paving for Progress) (Doug Wilson). No comments or objections were heard or filed.

1015-08-14, adopting plans, specifications, form of contract and estimated cost for the Coe Road NE Pavement Rehabilitation Improvements from Center Point Road to A Avenue project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project (estimated cost is \$200,000) (Paving for Progress) (Doug Wilson). No comments or objections were heard or filed.

1016-08-14, adopting plans, specifications, form of contract and estimated cost for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project.

Report on bids for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project.

Rathje Construction Company, Marion, IA	\$168,637.75
Tschiggfrie Excavating, Dubuque, IA	\$200,469.00

1017-08-14, awarding and approving contract in the amount of \$168,637.75 plus incentive up to \$15,100, bond and insurance of Rathje Construction Company for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project (estimated cost is \$225,000) (FLOOD) (Doug Wilson). No comments or objections were heard or filed.

1018-08-14, adopting plans, specifications, form of contract and estimated cost for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project.

Report on bids for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project.

Tschiggfrie Excavating, Dubuque, IA	\$258,162.00
Rathje Construction Company, Marion, IA	\$344,902.75

1019-08-14, awarding and approving contract in the amount of \$258,162 plus incentive up to \$13,000, bond and insurance of Tschiggfrie Excavating for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project.

A public hearing was held to consider the proposed plans, specifications, form of contract and

estimated cost for the 16th Avenue SW (400-Ft East of 23rd Street SW to Williams Blvd SW) Water Main Rehabilitation project (estimated cost is \$658,000) (Steve Hershner). No comments or objections were heard or filed.

1020-08-14, adopting plans, specifications, form of contract and estimated cost for the 16th Avenue SW (400-Ft East of 23rd Street SW to Williams Blvd SW) Water Main Rehabilitation project.

Public comments were heard.

Council member Vernon moved to approve the Agenda; seconded by Council member Weinacht. City Manager Pomeranz requested that Item Number 37x (Change Order No. 17 in the amount of \$30,194 with Rinderknecht Associates, Inc. for the Veterans Memorial Phase I project (original contract amount was \$5,540,000; total contract amount with this amendment is \$6,250,018) (FLOOD)) be removed from the agenda. Council member Russell requested that Item Number 37jj (awarding and approving contract in the amount of \$2,345,585.88 plus incentive up to \$81,500, bond and insurance of Rathje Construction Company for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project (estimated cost is \$1,800,000) (Paving for Progress)) be moved from the Consent Agenda to the Regular Agenda. Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett. Motion carried as amended.

Council member Vernon moved to approve the Consent Agenda; seconded by Council member Weinacht. Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett. Motion carried.

Motion to approve minutes.

Motions setting public hearing dates for:

- a. August 26, 2014 – to consider a change of zone for property at 6340 Muirfield Drive SW from C-MU, Commercial Mixed Use Zone District to O-S, Office/Service Zone District as requested by Kids, Inc. and Abode Construction, Inc.
- b. August 26, 2014 – to consider a change of zone for property at 2015 J Street SW from R-3, Single Family Residence Zone District to R-3D, Two Family Residence Zone District as requested by Robert J. Burrell.
- c. August 26, 2014 – to consider a change of zone for property at 435 8th Avenue SW, 1238 10th Street NW, 1116 K Street SW and 809 E Avenue NW from R-3, Single Family Residence Zone District, RMF-1 and RMF-2, Multiple Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by the City of Cedar Rapids and Michael and Lindsey Meier.
- d. August 26, 2014 – to consider a change of zone for property at 1016 2nd Street SW, 1100 K Street SW, 1104 K Street SW and 1108 K Street SW from R-3, Single Family Residence Zone District to RMF-2, Multiple Family Residence Zone District as requested by the City of Cedar Rapids.
- e. August 26, 2014 – to consider a change of zone for property at 1415, 1419 and 1427 Center Point Road NE from O-S, Office/Service Zone District to RMF-2, Multiple Family Residence Zone District as requested by T. W. Sather Company and Monica J. Brooks.

- f. August 26, 2014 – to consider a change of zone for property at 210 5th Street SW, 353 2nd Avenue SW and vacant lot on the SW corner of 5th Street and 2nd Avenue SW from C-3, Regional Commercial Zone District and RMF-2, Multiple Family Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Progression LC.
- g. August 26, 2014 – to consider amending Chapter 62 of the Municipal Code, Offenses Against Public Peace and Morals, by enacting section 62.35, Synthetic Drugs, relating to possession, distribution, sale and advertisement of synthetic drugs.
- h. August 26, 2014 – to consider amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to allow small portable A-frame signs, commonly called sandwich board signs, in commercial areas.
- i. August 26, 2014 – to consider the disposition of excess City-owned properties at 1238 10th Street NW and 435 8th Avenue SW acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the third round of Single Family New Construction Program (FLOOD).
- a. September 23, 2014 – to consider a request by Cornerhouse Properties, LLC for an Urban Revitalization Area designation for the construction of an office building located at 2739 1st Avenue SE.

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for August 26, 2014, and advertising for bids by publishing notice to bidders for Blairs Ferry Road and Ushers Ferry Road NE Traffic Signalization project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on August 27, 2014 (estimated cost is \$90,000).

Motion filing specifications, form of contract, estimated cost, setting a public hearing date for August 26, 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 August 27, 2014 (estimated cost is \$550,000) (FLOOD).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for August 26, 2014, and advertising for bids by publishing notice to bidders for the McGrath Amphitheatre – Demountable Floodwall project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on September 10, 2014 (estimated cost is \$250,000).

Motion filing plans, specifications, estimated cost and setting a public hearing date for August 26, 2014, for the CRST Building – Floodwall and Pumpstation Vault project (estimated cost is \$3,950,000). Abstain, Mayor Corbett.

Motion assessing \$300 civil penalties for violation of the State Code regarding the sale of cigarettes to a minor against The Cooler, 4920 Johnson Avenue NW; and Sam Liquor & Tobacco, 1504 1st Avenue NE.

Motion approving the beer/liquor/wine applications of:

- a. 3rd Street Saloon, 1202½ 3rd Street SE (5-day permit for an event on August 14, 2014 at Cassill Motors, 2939 16th Avenue SW);
- b. Brewhemia (CSPS), 1101-1103 3rd Street SE (5-day permit for an event on August 16, 2014 at Veterans Memorial Armory, 50 2nd Avenue Bridge);
- c. Cancun #2, 555 Gateway Place SW;
- d. Carlos O'Kelly's, 2635 Edgewood Road SW;
- e. Cedar Rapids Marriott, 1200 Collins Road NE;
- f. Cedar Rapids Softball Hall of Fame, 2000 Ellis Boulevard NW (5-day permit for an event on August 23, 2014 at Ellis Park Softball Complex);
- g. Dollar General #3781, 151 Jacolyn Drive NW;
- h. Dollar General #4180, 2741 16th Avenue SW;
- i. Dollar General #6190, 403 Edgewood Road NW;
- j. Dollar General #9141, 3451 Mount Vernon Road SE;
- k. Dollar General #10774, 266 Blairs Ferry Road NE;
- l. Dostal Catering Service, 1211 Wiley Boulevard SW;
- m. Flamingo, 1211 Ellis Boulevard NW (transfer for an event at Ellis Park on August 30, 2014);
- n. Hy-Vee #7 Club Room, 5050 Edgewood Road NE (transfer for an event on August 22, 2014 at Veterans Memorial, 50 2nd Avenue Bridge);
- o. Juke Joint, 1736 16th Avenue SW (outdoor service for an event on September 1-2, 2014);
- p. Juke Joint, 1736 16th Avenue SW (outdoor service for an event on September 22-24, 2014);
- q. Just Coz, 406 6th Street SW;
- r. Porky's Bar & Grill, 4617 J Street SW;
- s. Rumors, 400 F Avenue NW;
- t. Rumors, 400 F Avenue NW (outdoor service for an event on August 22-24, 2014);
- u. Rumors, 400 F Avenue NW (outdoor service for an event on September 5-7, 2014).

1021-08-14, approving payment of bills.

1022-08-14, approving payment of payroll.

1023-08-14, approving transfer of funds.

1024-08-14, reappointing John Powers and Jerry Ziese (effective through June 30, 2017) to the Veterans Memorial Commission.

1025-08-14, vote of thanks to James Voss for serving on the Parks & Recreation Commission.

1026-08-14, approving the Cedar Rapids Community School District Five Seasons Invitational Marching Band Competition event on October 4, 2014.

1027-08-14, intent to assess for Solid Waste & Recycling clean-up costs at four properties.

1028-08-14, levy assessment for Solid Waste & Recycling clean-up costs at one property.

1029-08-14, intent to assess for Utilities – Water Division delinquent municipal utility bills at 48 properties.

1030-08-14, levy assessment for Utilities – Water Division delinquent municipal utility bills at 20 properties.

1031-08-14, levy assessment for Utilities – Water Division delinquent municipal utility bills at 21

properties.

1032-08-14, accepting Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, authorizing issuance of final payment in the amount of \$31,878.10 and approving 2-Year Performance Bond submitted by Tricon General Construction, Inc. (original contract amount was \$506,000; final contract amount is \$637,561.97) (FLOOD).

1033-08-14, accepting Veterans Memorial Controls Package project, authorizing issuance of final payment in the amount of \$12,190.25 and approving 2-Year Performance Bond submitted by Halvorson Trane (original contract amount was \$219,250; final contract amount is \$243,805) (FLOOD).

1034-08-14, accepting 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project, authorizing issuance of final payment in the amount of \$35,672.77 and approving 4-year Performance Bond submitted by Vieth Construction Corporation (original contract amount was \$821,330.61; final contract amount is \$713,455.45).

1035-08-14, accepting Cedar Rapids Public Library Project – General Contractor project, authorizing issuance of final payment in the amount of \$434,697.86 and approving 2-year Performance Bond submitted by Knutson Construction Services Midwest, Inc. (original contract amount was \$14,235,000; final contract amount is \$15,578,957) (FLOOD).

1036-08-14, accepting Sanitary Sewers Quadrant Flood Repair Lining Package #2 – 2012 project, authorizing issuance of final payment in the amount of \$11,269.74 and approving 4-year Performance Bond submitted by Municipal Pipe Tool Co., LLC (original contract amount was \$281,461.50; final contract amount is \$225,394.90) (FLOOD).

1037-08-14, accepting Cedar Rapids Convention Complex Parking Ramp Equipment project, authorizing issuance of final payment in the amount of \$11,966.25 and approving 2-Year Performance Bond submitted by T2 Systems, Inc. (original contract amount was \$251,295.05; final contract amount is \$251,295.05).

1038-08-14, accepting Bever-Linden-Blake SE Area 2011 Water Main Improvements – Phase 1 project, authorizing issuance of final payment in the amount of \$22,694.39 and approving 2-Year Performance Bond submitted by Ricklefs Excavating, Ltd. (original contract amount was \$437,716.80; final contract amount is \$453,887.72).

1039-08-14, accepting D-1 Clarifier Rehabilitation and DAFT A & B Improvements project, authorizing issuance of final payment in the amount of \$116,827.22 and approving 2-year Performance Bond submitted by Rice Lake Construction Group (original contract amount was \$2,314,600; final contract amount is \$2,336,544.34).

1040-08-14, Change Order No. 5 (Final) in the amount of \$20,084 and adjusting completion date to July 15, 2014, accepting project, authorizing final payment in the amount of \$21,906.19 and

approving the 2-year Performance Bond submitted by Justice Electric Company for the 2nd Street SE Parking Ramp at 7th Avenue Electrical project (original contract amount was \$362,060; final contract amount is \$438,123).

1041-08-14, approving final plat for Westwind Creek Eighth Addition, located west of 18th Street SW opposite Blackberry Circle SW.

1042-08-14, approving final plat for Hawks Point Sixth Addition, located east of West Post Road SW at Dostal Drive SW and Mayfair Street SW extensions.

1043-08-14, authorizing payment of Annual Economic Development Grant to Nordstrom.com for \$48,590 (Year 9 of 10).

1044-08-14, authorizing payment of Annual Economic Development Grant to Highway Equipment for \$97,147.80 (Year 4 of 5).

1045-08-14, authorizing payment of Annual Economic Development Grant to The Pointe at Cedar Rapids for \$524,331.60 (Year 4 of 6).

1046-08-14, authorizing payment of Annual Economic Development Grant to J Rettenmaier for \$212,835 (Year 6 of 11).

1047-08-14, authorizing payment of Annual Economic Development Grant to 500First for \$172,617.20 (Year 7 of 10).

1048-08-14, authorizing payment of Annual Economic Development Grant to TrueNorth for \$158,758.40 (Year 1 of 10).

1049-08-14, authorizing payment of Annual Economic Development Grant to PBI-GRR, LLC for \$86,838.23.

1050-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 341 12th Avenue SW participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1051-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Thomas Dostal Developers, Inc. for City-owned property at 508 9th Street SW participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1052-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Todd Richardson Construction, Ltd. for City-owned property at 700 6th Street SW participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1053-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property at 709 G Avenue NW

participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1054-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property at 1136 I Avenue NW participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1055-08-14, authorizing execution of a Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 1202 L Street SW participating in the fourth round of the Single Family New Construction Program (FLOOD). Abstain, Council member Olson.

1056-08-14, authorizing an amendment to the Administrative Plan for the Fourth Round of the Single Family New Construction Program.

1057-08-14, authorizing the Housing and Redevelopment Manager, the Housing Program Manager, and the Community Development and Planning Director to execute lien releases, subordination agreements and related documents approved under established criteria for various housing and redevelopment programs.

1058-08-14, rescinding Resolution No. 1609-11-63, which authorized the installation of stop signs on Midway Drive NW, stopping all traffic on Midway Drive for Jacolyn Drive NW; and approving the installation of stop signs on northbound and southbound Jacolyn Drive NW, such that all-way stop control is implemented at this intersection.

1059-08-14, authorizing the installation of a High Intensity Activated Crosswalk signal and school crosswalk on 76th Avenue SW approximately 1,200 feet west of Kirkwood Boulevard SW in connection with the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project.

1060-08-14, authorizing removal of the existing all-way stop control at the intersection of 76th Avenue and Kirkwood Boulevard SW and installing a traffic signal in connection with the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project.

1061-08-14, fixing value of lots for the construction of the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements project.

1062-08-14, amending the preliminary assessments for the construction of pavement and sidewalk improvements for the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements project.

1063-08-14, authorizing publication of a public notice that on August 26, 2014 a Resolution will be considered to execute a Lease Agreement in the amount of \$650 per month with Noleshawk Investments LLC for the lease of office space at 205 2nd Avenue SE. Abstain, Council member Olson

1064-08-14, setting a public hearing date for August 26, 2014 to authorize a Lease Purchase

Agreement with Cedar Real Estate Group III, LLC for a principal amount not to exceed \$3,950,000.

1065-08-14, authorizing dues payment of \$46,758.65 to the Corridor Metropolitan Planning Organization for Fiscal Year 2015.

1066-08-14, authorizing the Water Pollution Control Operations Manager to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, LA for an estimated amount of \$3,100.

1067-08-14, authorizing the Water Pollution Control Plant Manager to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, LA for an estimated amount of \$3,100.

1068-08-14, Amendment No. 2 to the Professional Services Agreement with HDR Engineering, Inc. in an amount not to exceed \$5,800 for additional engineering services for the WPCF Headworks Local Limits Study (original contract amount was \$110,000; total contract amount with this amendment is \$135,800);

1069-08-14, Amendment No. 4 to renew Contract for Process Systems Services with BG Brecke, Inc. for the Water Pollution Control Facility for an estimated annual amount of \$200,000 (original contract amount was \$100,000; renewal contract amount is \$200,000). Abstain, Council member Olson

1070-08-14, Amendment No. 2 to renew Contract for Printing of Magazine-Style Newsletter with Walsworth Publishing Company, Inc. for the Communications Division for an annual amount not to exceed \$240,000 (original contract amount was \$240,000; renewal contract amount is \$240,000).

1071-08-14, Amendment No. 1 to renew Contract for Motor Oil and Lubricants with Fauser Energy Resources for Fleet Services for an estimated annual amount of \$145,000 (original contract amount was \$145,000; renewal contract amount is \$145,000).

1072-08-14, Amendment No. 4 to renew Contract for Rockwell Automation TechConnect Support with Van Meter Industrial for the Utilities Department for an annual amount of \$25,006.40 (original contract amount was \$19,424; renewal contract amount is \$25,006.40).

1073-08-14, Amendment No. 5 to renew Contract for Jetting and Cleanout Services with Captain Clean Ltd. for the Water Pollution Control Facility for an estimated annual amount of \$65,000 (original contract amount was \$65,000; renewal contract amount is \$65,000).

1074-08-14, Amendment No. 1 to the Agreement for Real Estate Acquisition Legal Services with Shuttleworth & Ingersoll, PLC to close the Agreement for the FEMA Hazard Mitigation Grant Program (total contract amount with this amendment is \$5,966) (FLOOD). Abstain, Council member Gulick.

1075-08-14, Amendment No. 1 to the Agreement for Real Estate Acquisition Legal Services with Bradley & Riley PC to close the Agreement for the FEMA Hazard Mitigation Grant Program (total contract amount with this amendment is \$5,274) (FLOOD).

1076-08-14, Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$19,865 and to extend the contract completion date to July 31, 2015 for design services in connection with the 42nd Street NE and I-380 Intersection Improvements project (original contract amount was \$84,099; total contract amount with this amendment is \$103,964).

1077-08-14, Amendment No. 1 to the Professional Services Agreement with Shoemaker & Haaland Professional Engineers specifying an increased amount not to exceed \$18,715 and extending the contract completion date to October 6, 2014 for design services in connection with the 8th Avenue Bridge Sidewalk Replacement Preliminary Design project (original contract amount was \$22,300; total contract amount with this amendment is \$41,015).

1078-08-14, Amendment No. 1 to the Professional Services Agreement with Foth Infrastructure and Environment, LLC specifying an increased amount not to exceed \$148,560 for project management services in connection with the "Quick Start" portion of the Paving for Progress Program (original contract amount was \$148,560; total contract amount with this amendment is \$297,120) (Paving for Progress).

1079-08-14, Amendment No. 1 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$31,352 for design services in connection with the 4th Avenue SE Improvements from 6th Street to 19th Street project (original contract amount was \$91,667; total contract amount with this amendment is \$123,019) (Paving for Progress).

1080-08-14, Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$179,247 for design services in connection with the 42nd Street NE Improvements from I-380 to Wenig Road project (original contract amount was \$52,101; total contract amount with this amendment is \$231,348) (Paving for Progress).

1081-08-14, Change Order No. 1 in the amount of \$28,583.82 with Tricon General Construction for the Water Pollution Control Facility Permanent Flood Wall Protection Project Phase 2 – Flood Wall and Earthen Berm project (original contract amount was \$5,820,000; total contract amount with this amendment is \$5,848,583.82) (FLOOD).

1082-08-14, Change Order No. 8 (Revised Final) deducting the amount of \$22,010 with Knutson Construction Services, Inc. for the Cedar Rapids Convention Complex Parking Ramp (and Skywalk) project (original contract amount was \$12,422,000; total contract amount with this amendment is \$12,630,390).

1083-08-14, Change Order No. 3 in the amount of \$33,592.72 and extending the contract completion date to July 1, 2014 with Bowker Mechanical Contractors, LLC for the 2nd Street SE

Parking Ramp at 7th Avenue – Mechanical project (original contract amount was \$215,000; total contract amount with this amendment is \$223,086.07).

1084-08-14, Change Order No. 3 (Revised) in the amount of \$41,772.35 with Ricklefs Excavating, Ltd. for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project (original contract amount was \$171,800; total contract amount with this amendment is \$219,438.55).

1085-08-14, Change Order No. 3 (Final) deducting the amount of \$17,452.40 with L.L. Pelling Company, Inc. for the H Street SW from Diagonal Drive SW to North of 7th Avenue SW Pavement Rehabilitation project (original contract amount was \$103,819; total contract amount with this amendment is \$115,803.89).

1086-08-14, Change Order No. 11 in the amount of \$14,598.04 with S.M. Hentges & Sons, Inc. for the Cedar River Sanitary Sewer Crossing Improvements project (original contract amount was \$5,394,964; total contract amount with this amendment is \$5,589,596.24).

1087-08-14, Change Order No. 3 in the amount of \$11,058.01 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 \$1,877,768.66).

1088-08-14, Change Order No. 12 in the amount of \$3,528.78 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,692,538.95).

1089-08-14, Change Order No. 5 in the amount of \$79,123 with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction project (original contract amount was \$7,801,500; total contract amount with this amendment is \$7,967,551).

1090-08-14, Change Order No. 3 in the amount of \$3,708.77 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2 project (original contract amount was \$1,765,564.20; total contract amount with this amendment is \$1,846,018.24) (FLOOD).

1091-08-14, Professional Services Agreement with H.R. Green Company for an amount not to exceed \$130,505 for the Water Pollution Control HVAC Upgrades project.

1092-08-14, Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$134,000 for the Water Pollution Control Facility Unit Substation Replacement project.

1093-08-14, Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$86,593 for design services in connection with the FY 2015-2016 Biennial Bridge inspections project.

1094-08-14, Agreement for Release of Easement with Union Pacific Railroad (UPRR) in the amount of \$25,000 for the railroad corridor along 4th Street SE from south of 9th Avenue SE to south of 12th Avenue SE, and authorizing execution of a Letter of Agreement with Midwestern Railroad Properties, Inc. in the amount of \$250,000 for the railroad corridor continuing southeast of 12th Avenue SE to the Cedar River, and also a strip of 12th Avenue SE on the northwest side of 400 12th Avenue SE.

1095-08-14, Purchase Agreement in the amount of \$500 and accepting a Sanitary Sewer Easement Agreement from the Cedar Rapids and Iowa City (CRANDIC) Railway Company for vacant land located east of J Street SW and Hawkeye Downs Road SW, south of the CRANDIC railroad right-of-way in connection with the Prairie Creek Trunk Sewer Replacement – Phase 1 project.

1096-08-14, Public Works Sewer Maintenance Division purchase of equipment and repair services from MID-IOWA Solid Waste Equipment Co., Inc. for existing closed-circuit televising equipment manufactured by ARIES and Pipe Hunter for an amount not to exceed \$155,000.

1097-08-14, Public Works Department purchase of rock salt from North American Salt in the amount of \$1,182,720 for a maximum purchase of 13,200 tons of rock salt for winter snow and ice control.

1098-08-14, Payment to Linn County in the amount of \$342,205.95 for the actual cost of construction of an asphalt overlay per a 28E Agreement in connection with the Blairs Ferry Road from West of Miller Road Westerly 7,850 Feet to Pavement Change West of Wayside Circle Drive project (Paving for Progress).

1099-08-14, Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation (IDOT) in the amount of \$509,964 for City sanitary sewer, water main, storm sewer and lighting improvements on Highway 100 from Old Ferry Road to just east of Ushers Ferry Road to be incorporated into the Highway 100 from Edgewood Road NE to Highway 30 project.

1100-08-14, Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation (IDOT) in the amount of \$92,625 for City sanitary improvements on Highway 100 from Covington Road to Old Ferry Road (County) to be incorporated into the Highway 100 from Edgewood Road NE to Highway 30 project.

1101-08-14, Awarding and approving contract in the amount of \$44,503.20 plus incentive up to \$2,000, bond and insurance of Rathje Construction Company for the Alley Between F Avenue and G Avenue NW from 9th Street to 8th Street Portland Cement Concrete Pavement project (estimated cost is \$38,000).

1102-08-14, Awarding and approving contract in the amount of \$56,724.21 plus incentive up to \$2,500, bond and insurance of Rathje Construction Company for the 33rd Avenue SW from East of

Coyote Road SW to Edgewood Road SW Intersection Improvements project (estimated cost is \$68,000).

1103-08-14, 28E Agreement between the City of Cedar Rapids Utilities Department – Solid Waste and Recycling Division and the City of Robins for two loose leaf vacuum collection events in the Fall of 2014 for an amount not to exceed \$17,844.50.

1104-08-14, Contract with Pierce Manufacturing for the purchase of a Triple Combination Pumper Fire Truck for the Fire Department in the amount of \$516,622.

1105-08-14, Fire Department payment to the DoubleTree by Hilton Cedar Rapids Convention Complex in the amount of \$34,833.96 for all services in connection with the Missouri Valley Division of the International Association of Fire Chiefs Conference.

1106-08-14, Fire Department funding for a Service Agreement with Dr. Bradford Wisnousky for \$29,409.20 for his service as Medical Director.

1107-08-14, Fire Department purchase of Mobile Data Computer (MDC) equipment from Keltek, Inc. for an amount not to exceed \$45,000 through June 30, 2015.

1108-08-14, Temporary Use Permit for a portable concrete batch plant as requested by Cedar Valley Corp., LLC for property at 5720 26th Street SW.

1109-08-14, Fleet Services Division purchase and delivery of one cab and chassis with a fiberglass service body from Junge Center Point in the amount of \$62,298.

1110-08-14, Fleet Services Division purchase of four 2015 Ford F550 chassis-cab trucks from Ed Stivers Ford, to be used by the Parks Maintenance Department, Solid Waste and Recycling Division, and Golf Operations in the amount of \$211,606.

1111-08-14, Parks and Recreation Department purchase of 40 soccer goals from Pyramid School Products in the amount of \$48,540.

1112-08-14, Contract for Wetland Maintenance Services project with Griggs Environmental Strategies, Inc. for the Forestry Division for an amount not to exceed \$46,750.

1113-08-14, Work-Study Program Agreement between the City of Cedar Rapids Animal Care and Control and Kirkwood Community College, providing for student job opportunities.

1114-08-14, Annual Maintenance Agreement with Intergraph Corporation, Security, Government & Infrastructure Division for the Computer Aided Dispatch (CAD) system in the amount of \$86,803.20.

1115-08-14, Professional Services Agreement with Dixon Engineering, Inc. for an amount not to exceed \$52,900 for Engineering Services for the C Street Water Tower Reconditioning project.

1116-08-14, Agreement to Terminate Option to Purchase Agreement with Sonoma Square Senior Living, LLLP.

1117-08-14, awarding and approving contract in the amount of \$2,345,585.88 plus incentive up to \$81,500, bond and insurance of Rathje Construction Company for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project (estimated cost is \$1,800,000) (Paving for Progress).

Report on bids for the FY 2015 Drain Tile Program project (estimated cost is \$140,000) (Dave Wallace).

Zinser Grading & Excavating, LLC, Walford, IA	\$117,363.00
BWC Excavating, LC, Solon, IA	\$137,713.81
Borst Brothers Construction, Inc., Marion, IA	\$173,711.25

1118-08-14, awarding and approving contract in the amount of \$117,363 plus incentive up to \$4,500, bond and insurance of Zinser Grading & Excavating, LLC for the FY 2015 Drain Tile Program project.

1119-08-14, discussion and Resolution approving a Letter of Agreement between Linn Area Partners Active in Disaster, Greater Cedar Rapids Community Foundation and Hawkeye Area Community Action Program for Disaster Case Advocacy Services for an amount not to exceed \$18,300, with each of the three entities contributing a third of the costs (Angie Charipar and Lesle Wright, United Way).

Ordinance No. 59-14, being an Ordinance vacating public ways and grounds described as a 4-foot wide strip of excess street right-of-way located along the westerly right-of-way line of 1st Street SE between 2nd Avenue and 3rd Avenue SE as requested by Cedar Real Estate Group III, LLC, was presented and read the second time.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded by Council member Vernon. Approved, Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon. Adopted, Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

1120-08-14, authorizing the disposition of the property described as a 4-foot wide strip of excess street right-of-way located along the westerly right-of-way line of 1st Street SE between 2nd Avenue and 3rd Avenue SE as requested by Cedar Real Estate Group III, LLC.

Ordinance No. 60-14, being an Ordinance granting a change of zone for property at 614 1st Avenue NW from RMF-2, Multiple Family Residence Zone District to C-3, Regional Commercial Zone District as requested by Builders Plus and Gam Thi Nguyen, was presented and read the second time.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded

by Council member Vernon. Approved, Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon. Adopted, Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

Public comments were heard.

Council member Shields moved to adjourn; seconded by Council member Shey. Ayes, Council members Gulick, Olson, Poe, Russell, Shey, Shields, Vernon, Weinacht and Mayor Corbett.

City Council adjourned at 1:30 p.m. to meet Tuesday, August 26, 2014 at 4:00 p.m.

Alissa Van Sloten, Deputy City Clerk

Abstain, Council member Gulick
Abstain, Council member Olson
Abstain, Mayor Corbett