

*“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, August 12, 2014 at 12:00 noon in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. *(Please silence cell phones and pagers.)*

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations

PUBLIC HEARINGS

1. A public hearing will be 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).
 - a. Resolution authorizing an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE; CIP/DID #OB1292697
 - b. First Reading: 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. CIP/DID #OB1292697
2. A public hearing will be 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) (Sandy Pumphrey).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Cottage Grove Parkway SE Flood Risk Reduction Berm project. CIP/DID #304224-06

3. A public hearing will be 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).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue SW Pavement Rehabilitation Improvements from 10th Street to 6th Street project. CIP/DID #3012082-02
4. A public hearing will be 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).
 - a. Resolution 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. CIP/DID #3012087-02
5. A public hearing will be 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).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project; CIP/DID #3012110-02
 - b. Report on bids for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project;
 - c. Resolution 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. CIP/DID #3012110-02
6. A public hearing will be 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**) (Dave Wallace).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project; CIP/DID #SSD104-05
 - b. Report on bids for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project;
 - c. Resolution 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. CIP/DID #SSD104-05
7. A public hearing will be 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).
 - a. Resolution 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. CIP/DID #2011061-02

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. They will be approved by one motion without separate discussion unless Council requests an item be removed to be considered separately.**

8. Motion to approve minutes.
9. 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.; CIP/DID #RZNE-011223-2014
 - 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; CIP/DID #RZNE-011471-2014
 - 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; CIP/DID #RZNE-011893-2014
 - 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; CIP/DID #RZNE-011919-2014
 - 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; CIP/DID #RZNE-012080-2014
 - 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; CIP/DID #RZNE-012265-2014
 - 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; CIP/DID #OB1298683

- 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; CIP/DID #OB1298817
 - 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**); CIP/DID #OB540257
 - j. 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. CIP/DID #OB1298822
10. 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). CIP/DID #306266-02
11. 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**). CIP/DID #0714-013
12. 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). CIP/DID #331002-01
13. 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). CIP/DID #3302600007-00
14. Motion assessing \$300 civil penalties for violation of the State Code regarding the sale of cigarettes to a minor against: CIP/DID #OB1298652
- a. The Cooler, 4920 Johnson Avenue NW;
 - b. Sam Liquor & Tobacco, 1504 1st Avenue NE.
15. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- 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).

16. Resolutions (3) approving payment of bills and payroll. CIP/DID #OB1143566

17. Resolutions approving reappointments and thanking the following individuals:

- a. Reappointing John Powers and Jerry Ziese (effective through June 30, 2017) to the Veterans Memorial Commission; CIP/DID #OB572854
- b. Vote of thanks to James Voss for serving on the Parks & Recreation Commission. CIP/DID #OB1187380

18. Resolution approving the Cedar Rapids Community School District Five Seasons Invitational Marching Band Competition event on October 4, 2014. CIP/DID #SPEC-022484-2014

19. Resolutions approving assessment actions:

- a. Intent to assess – Solid Waste & Recycling – clean-up costs – four properties; CIP/DID #OB1298688
- b. Levy assessment – Solid Waste & Recycling – clean-up costs – one property; CIP/DID #OB1276983
- c. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 48 properties; CIP/DID #OB1298835
- d. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 20 properties; CIP/DID #OB1277131
- e. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 21 properties. CIP/DID #OB1292669

20. Resolutions accepting projects, approving Performance Bonds and authorizing issuance of final payments:

- a. Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, final payment in the amount of \$31,878.10 and 2-Year Performance Bond submitted by Tricon General Construction, Inc. (original contract amount was \$506,000; final contract amount is \$637,561.97) (**FLOOD**); CIP/DID #VME001-06
- b. Veterans Memorial Controls Package project, final payment in the amount of \$12,190.25 and 2-Year Performance Bond submitted by Halvorson Trane (original contract amount was \$219,250; final contract amount is \$243,805) (**FLOOD**); CIP/DID #VME001-05

- c. 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project, final payment in the amount of \$35,672.77 and 4-year Performance Bond submitted by Vieth Construction Corporation (original contract amount was \$821,330.61; final contract amount is \$713,455.45); CIP/DID #301665-04
 - d. Cedar Rapids Public Library Project – General Contractor project, final payment in the amount of \$434,697.86 and 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**); CIP/DID #PLE001-20
 - e. Sanitary Sewers Quadrant Flood Repair Lining Package #2 – 2012 project, final payment in the amount of \$11,269.74 and 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**); CIP/DID #SSD102-04
 - f. Cedar Rapids Convention Complex Parking Ramp Equipment project, final payment in the amount of \$11,966.25 and 2-Year Performance Bond submitted by T2 Systems, Inc. (original contract amount was \$251,295.05; final contract amount is \$251,295.05); CIP/DID #0313-213
 - g. Bever-Linden-Blake SE Area 2011 Water Main Improvements – Phase 1 project, final payment in the amount of \$22,694.39 and 2-Year Performance Bond submitted by Ricklefs Excavating, Ltd. (original contract amount was \$437,716.80; final contract amount is \$453,887.72); CIP/DID #2011025-02
 - h. D-1 Clarifier Rehabilitation and DAFT A & B Improvements project, final payment in the amount of \$116,827.22 and 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). CIP/DID #615173-02
21. 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). CIP/DID #635120-22
22. Resolutions approving final plats:
- a. Westwind Creek Eighth Addition, located west of 18th Street SW opposite Blackberry Circle SW; CIP/DID #FLPT-009392-2014
 - b. Hawks Point Sixth Addition, located east of West Post Road SW at Dostal Drive SW and Mayfair Street SW extensions. CIP/DID #FLPT-010730-2014
23. Resolutions authorizing payment of Annual Economic Development Grants:
- a. Nordstrom.com for \$48,590 (Year 9 of 10); CIP/DID #OB717
 - b. Highway Equipment for \$97,147.80 (Year 4 of 5); CIP/DID #OB275999
 - c. The Pointe at Cedar Rapids for \$524,331.60 (Year 4 of 6); CIP/DID #OB328256
 - d. J Rettenmaier for \$212,835 (Year 6 of 11); CIP/DID #OB401618
 - e. 500First for \$172,617.20 (Year 7 of 10); CIP/DID #OB559007
 - f. TrueNorth for \$158,758.40 (Year 1 of 10); CIP/DID #OB1298825
 - g. PBI-GRR, LLC for \$86,838.23. CIP/DID #OB337096
24. 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. Stonebrook Homes, LLC for property at 341 12th Avenue SW;
 - b. Thomas Dostal Developers, Inc. for property at 508 9th Street SW;

- c. Todd Richardson Construction, Ltd. for property at 700 6th Street SW;
 - d. Skogman Construction Company of Iowa for property at 709 G Avenue NW;
 - e. Skogman Construction Company of Iowa for property at 1136 I Avenue NW;
 - f. Stonebrook Homes, LLC for property at 1202 L Street SW.
25. Resolution authorizing an amendment to the Administrative Plan for the Fourth Round of the Single Family New Construction Program. CIP/DID #OB540257
 26. Resolution 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. CIP/DID #OB1298833
 27. Resolution 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. CIP/DID #60-15-031
 28. Resolution 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. CIP/DID #3012025-00
 29. Resolution 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. CIP/DID #3012025-00
 30. Resolution fixing value of lots for the construction of the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements project. CIP/DID #301500-00
 31. Resolution 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. CIP/DID #301500-00
 32. Resolution 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. CIP/DID #OB1298664
 33. Resolution 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. CIP/DID #OB1298669
 34. Resolution authorizing dues payment of \$46,758.65 to the Corridor Metropolitan Planning Organization for Fiscal Year 2015. CIP/DID #OB274833
 35. Resolution 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. CIP/DID #OB1298726

36. Resolution 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. CIP/DID #OB1298739
37. Resolutions approving actions regarding Purchases/Contracts/Agreements:
- a. 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); CIP/DID #615209-01
 - b. 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); CIP/DID #0313-221
 - c. 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); CIP/DID #0812-045
 - d. 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); CIP/DID #0713-006
 - e. 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); CIP/DID #0810-030
 - f. 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); CIP/DID #0710-001
 - g. 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**); CIP/DID #0109-220
 - h. 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**); CIP/DID #0109-220
 - i. 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); CIP/DID #301614-01
 - j. 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); CIP/DID #305093-01

- k. 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**); CIP/DID #3017970-01
- l. 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**); CIP/DID #3012080-01
- m. 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**); CIP/DID #3012092-01
- n. 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**); CIP/DID #3303101000-03
- o. 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); CIP/DID #535103-20
- p. 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); CIP/DID #635120-21
- q. 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); CIP/DID #301847-01
- r. 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); CIP/DID #3012072-01
- s. 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); CIP/DID #655080-03
- t. 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); CIP/DID #655625-05
- u. 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); CIP/DID #301696-01

- v. 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); CIP/DID #635120-20
- w. 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**); CIP/DID #SSD103-11
- x. 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**); CIP/DID #VME001-03
- y. Professional Services Agreement with H.R. Green Company for an amount not to exceed \$130,505 for the Water Pollution Control HVAC Upgrades project; CIP/DID #615234-01
- z. 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; CIP/DID #615244-01
- aa. 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; CIP/DID #4915016-01
- bb. 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; CIP/DID #3012062-00
- cc. 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; CIP/DID #655028-00
- dd. 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; CIP/DID #43-15-024
- ee. 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; CIP/DID #80-15-006
- ff. 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**); CIP/DID #3012093-00
- gg. 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; CIP/DID #301207-00

- hh. 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; CIP/DID #301207-00
- ii. 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); CIP/DID #3012104-01
- jj. 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**); CIP/DID #3012086-02
- kk. 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); CIP/DID #301182-09
- ll. 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; CIP/DID #OB1298692
- mm. Contract with Pierce Manufacturing for the purchase of a Triple Combination Pumper Fire Truck for the Fire Department in the amount of \$516,622; CIP/DID #OB1298671
- nn. 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; CIP/DID #OB1298673
- oo. Fire Department funding for a Service Agreement with Dr. Bradford Wisnousky for \$29,409.20 for his service as Medical Director; CIP/DID #OB1298675
- pp. Fire Department purchase of Mobile Data Computer (MDC) equipment from Keltek, Inc. for an amount not to exceed \$45,000 through June 30, 2015; CIP/DID #OB1298677
- qq. Temporary Use Permit for a portable concrete batch plant as requested by Cedar Valley Corp., LLC for property at 5720 26th Street SW; CIP/DID #OB1298767
- rr. 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; CIP/DID #0414-174
- ss. 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; CIP/DID #4672-14
- tt. Parks and Recreation Department purchase of 40 soccer goals from Pyramid School Products in the amount of \$48,540; CIP/DID #0714-017
- uu. Contract for Wetland Maintenance Services project with Griggs Environmental Strategies, Inc. for the Forestry Division for an amount not to exceed \$46,750; CIP/DID #0514-197
- vv. Work-Study Program Agreement between the City of Cedar Rapids Animal Care and Control and Kirkwood Community College, providing for student job opportunities; CIP/DID #OB1298681

- ww. Annual Maintenance Agreement with Intergraph Corporation, Security, Government & Infrastructure Division for the Computer Aided Dispatch (CAD) system in the amount of \$86,803.20; CIP/DID #OB669723
- xx. 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; CIP/DID #6250013-01
- yy. Agreement to Terminate Option to Purchase Agreement with Sonoma Square Senior Living, LLLP. CIP/DID #OB959319

REGULAR AGENDA

- 38. Report on bids for the FY 2015 Drain Tile Program project (estimated cost is \$140,000) (Dave Wallace).
 - a. Resolution 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. CIP/DID #304998-04
- 39. 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. CIP/DID #OB1298666

ORDINANCES

(Second and possible Third Readings)

- 40. 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. CIP/DID #ROWV-10693-2014
 - a. Resolution 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. CIP/DID #ROWV-010693-2014
- 41. 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. CIP/DID #RZNE-010697-2014

PUBLIC INPUT

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

CITY MANAGER COMMUNICATIONS AND DISCUSSION

COUNCIL COMMUNICATIONS AND DISCUSSION

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

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

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

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



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Description of Agenda Item: Consent Public Hearing Regular Agenda

A public hearing will be held to consider 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.

- a. Resolution authorizing an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE. CIP/DID #OB1292697
- b. First Reading: 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. CID/DID #OB1292697

Background:

A request has been submitted by TWG Development and Landover Development Corporation for an Urban Revitalization Property Tax Exemption designation for the proposed renovation of a historic building located at 1400 2nd Avenue SE.

Project Details:

- Building –84,080 square feet, 84 housing units
- Project cost –\$12,992,649
- Leverages:
 - \$7.2M in Low Income Housing Tax Credits
 - \$1.5M in Federal Historic Tax Credits
 - \$1.5M in State Historic Tax Credits

Benefits to the Community:

- Affordable housing near downtown
- Preservation of a historic building

The partial tax exemption would be a ten-year, declining scale exemption, averaging 44% per year, applied only to the increased property valuation generated by the new additions. Based on the scope of the proposed addition, the increased assessed value for the facility is estimated at \$1,500,000. This would generate an additional \$60,000 in property tax revenue annually. Over a

ten-year period, this would be an additional \$336,000 collected in tax revenues and \$264,000 deferred as tax exempt.

Action / Recommendation:

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

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity:

N/A

Resolution Date: August 12, 2014

Estimated Presentation Time: 5 minutes

Budget Information (if applicable):

Based on a projected increased taxable value of \$1,500,000 generated by the renovation, the estimated total over the ten-year period is an additional \$336,000 collected in tax revenues and \$264,000 deferred as tax exempt.

Local Preference Policy Applies Exempt N/A

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 17A OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY ADDING CERTAIN SUBSECTIONS THEREOF TO APPROVE AND ADD A NEWLY DESIGNATED REVITALIZATION AREA

Section 1. That Subsection 17A.06 of the Municipal Code, City of Cedar Rapids, Iowa is hereby amended by the deletion of Division 85 and the addition of a new Division 85 as follows:

“Division 85. Commonwealth.” August 12, 2014 Resolution No. _____

Section 2. That Subsection 17A.06 of the Municipal Code, City of Cedar Rapids, Iowa is hereby amended by the addition of a new Division 86 as follows:

“Division 86. (Reserved)”

Section 3. Separability of Provisions. It is the intention of the Council that 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 4. That all ordinances or parts of ordinances in conflict herewith are repealed.

Section 5. That the afore described Amended Subsection of Chapter 17A shall be included as part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 6. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 12th day of August, 2014.

RESOLUTION NO.

A RESOLUTION TO APPROVE THE COMMONWEALTH
SENIOR APARTMENTS URBAN REVITALIZATION PLAN

WHEREAS, the proposed Urban Revitalization Plan for the renovation of a historic building for the Commonwealth Senior Apartments located at 1400 2nd Avenue SE, provides affordable housing near downtown as provided under State Law; and

WHEREAS, on August 12, 2014 the City Council held the required Public Hearing in connection with the said proposed Project; and

WHEREAS, the City Council hereby finds that said proposed Project and Plan satisfy eligibility qualifications in accordance with criteria of Chapter 404 of the Code of Iowa;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa that said Plan for the Commonwealth Senior Apartments Urban Revitalization Area, as attached hereto as Exhibit A, and by reference herewith is made a part of this Resolution, is hereby approved and adopted.

Passed this 12th day of August, 2014.

Commonwealth Senior Apartments Urban Revitalization Plan

Public Hearing: August 12, 2014

Commonwealth Senior Apartments Urban Revitalization Plan

1.0 INTRODUCTION

The purpose of the formation of the Urban Revitalization Tax Exemption Area and Plan is to encourage the renovation of a historic building for multi-family residential. As allowed by the authority of the State of Code of Iowa, Chapter 404, the incentive for economic development through business expansion is provided by exempting a portion or all of property tax valuation added through qualified improvements for specified periods of time.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area (see Attachment 1 – Location Map) is approximately 1 acre in size and includes:

Lots 5, 6, and 7, Fractional Block 16, Greene and College Addition to the City of Cedar Rapids, Linn County, Iowa;

AND

Lots 6, 7, 8 and 9, Block 4, The Bever Park Addition to Cedar Rapids, Linn County, Iowa.

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, consists of three parcels which are currently developed and owned by WDJ Investments. The 2014 land value is \$77,135, building valuation is \$0, and total assessed valuation is \$1,243,921.

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The proposed construction of an addition is consistent with the current RMF-2 Residential Multi-Family zoning. The Future Land Use Map in the City's Comprehensive Plan designates the project area as Low Density Residential. The building is historic and has always been used for Multi-Family Residential housing.

4.2 City Services

Adequate City services are available for connection at the project site for the proposed operation.

4.3 Applicable Property

This Plan, and the tax exemption allowed herein, is applicable to the renovation of the historic building to be used as multi-family residential units. Additional development within the property described in Section 2.0 of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure

consistency with the City Council goals of creating/retaining high quality jobs, significant increase in property valuation, and community benefits such as infill, connectivity, and mixed use development.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN

The Urban Revitalization Project shall remain so designated for a period of no less than one year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN

Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

- revisions to the Urban Revitalization Area boundary;
- eligible projects;
- tax exemption schedules;
- relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code of Iowa.

7.0 REVENUE BONDS

The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all, or any part, of any interest in land, buildings, or improvements which are suitable for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this project. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Revitalization Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the "Application") must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the

improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

8.2 Tax Exemption Schedules

8.2.1 Schedule 1 - Residential Exemption:

All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1.

8.2.2 Schedule 2 - Ten Year Declining Exemption:

All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<u>Year</u>	<u>Percentage of Exemption</u>
1	80%
2	70%
3	60%
4	50%
5	40%
6	40%
7	30%
8	30%
9	20%
10	20%

8.2.3 Schedule 3 - Three Year Exemptions:

All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 Schedule 4 - 10-Year Qualified Residential Exemption:

All qualified real estate assessed as residential property or assessed as commercial property, if the commercial property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent exemption from taxation on the actual value added by the improvements. The exemption is for a period of ten years.

8.2.5 Election of Schedule:

The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions

(a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.

(b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%) or at least ten percent (10%), in the case of land upon which is located more than one building (and not assessed as residential property) increased the actual value of the buildings to which the improvements have been made.

“Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.

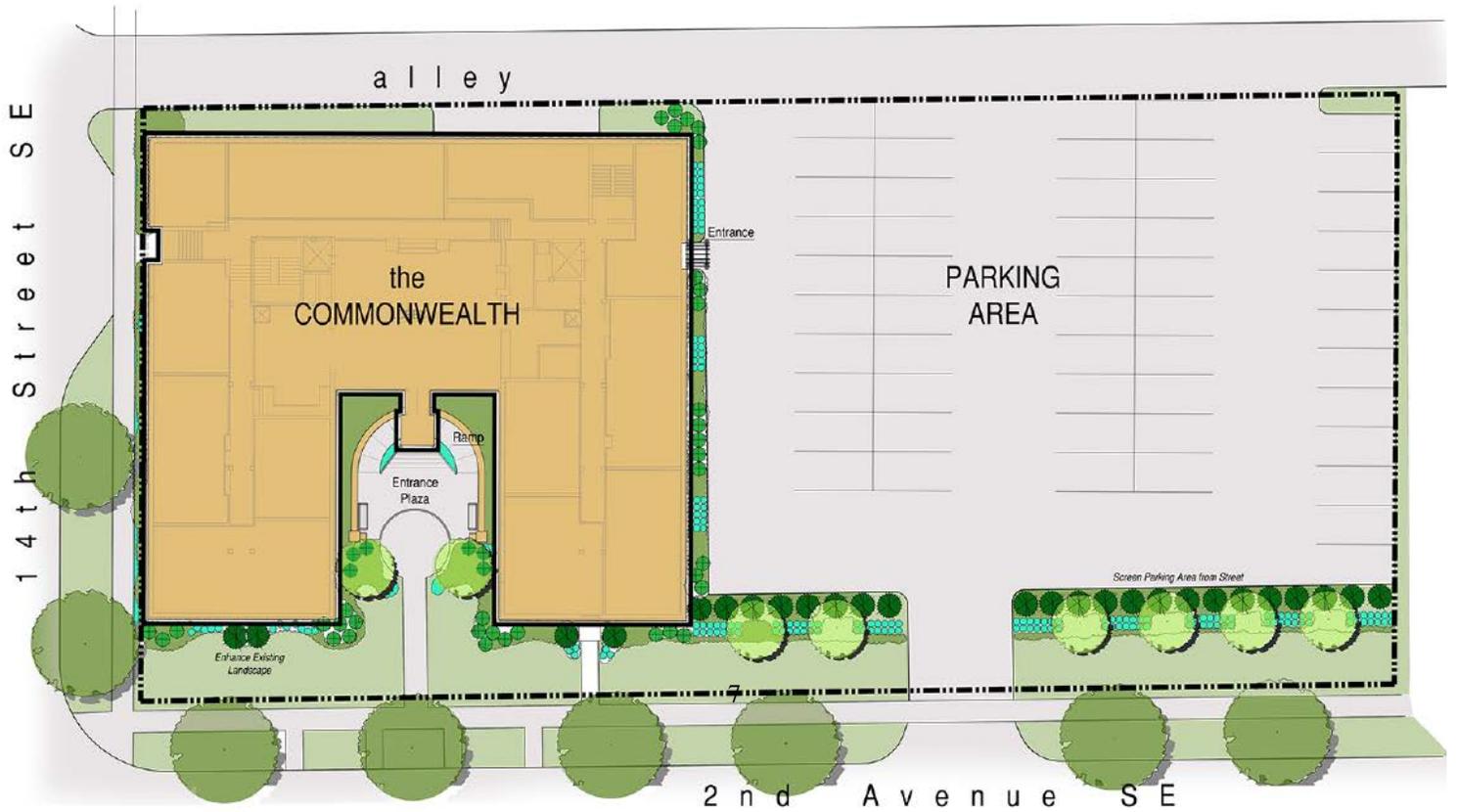
(c) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION

The proposed construction activity is to occur on developed property; 45 temporary and 34 permanent relocations are anticipated. The temporary displacement of residents will be achieved by relocating tenants within the existing building. There are currently 25 vacant units. These units will be renovated first. Once completed, residents will be moved into the newly renovated units. This cycle will continue until all of the units are renovated.

Because the building will be designated as a senior community, 80% of the apartments must be leased to tenants age 55 and older. There are 34 tenants who do not meet this requirement. Their moving costs and utility hook-ups will be paid for.

MAP 1





Council Agenda Cover Sheet

Public Hearing and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Rob Davis, PE
E-mail Address: r.davis@cedar-rapids.org

Phone Number/Extension: 5808

Alternate Contact Person: Sandy Pumphrey
E-mail Address: s.pumphrey@cedar-rapids.org

Phone Number/Extension: 5363

Description of Agenda Item: Consent Agenda Regular Agenda Map

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Cottage Grove Parkway SE Flood Risk Reduction Berm project (estimated cost is \$880,000).

Resolution adopting plans, specifications, form of contract and estimated cost for Cottage Grove Parkway SE Flood Risk Reduction Berm project. CIP/DID #304224-06

Background:

This project is part of the Sun Valley Neighborhood Flood Risk Reduction project. It is one of four Flood Local Option Sales Tax projects approved for funding by City Council in May 2013. The other three were the Amphitheater Levee project, the Vinton Ditch project, and the Q Avenue and Ellis Blvd NW Berm and Storm Sewer Backflow Prevention project.

Phase 1 of the Sun Valley Neighborhood Flood Risk Reduction project was completed in September 2013, with a storm sewer extension completion along Cottage Grove Parkway and draining a rear yard sump condition.

Phase 2 of the flood risk reduction project consists of extending storm sewer on Sunland Court, Sunland Drive and Cottage Grove Parkway. This storm sewer will accommodate the berming along Indian Creek, which was recommended by Council Infrastructure Committee on November 12, 2013.

Phase 3 (this phase) is the berm construction itself on City property along Cottage Grove Parkway. The top of finished berm is approximately one foot above the 500-year flood level. However, the protection level will be at the 100-year event, until Phase 4 is complete. The construction schedule includes an early start date upon approval of bonds and insurance and a late start date of November 3, 2014. Completion of the earthwork is expected in 2014 with restoration in spring 2015. The estimated construction cost is \$880,000.

Phase 4 will be berming and ditching on private property, going north from Indian Creek. It has not been designed yet, but is included in the design contract authorized by Council in November 2013. It will serve to reduce the risk of flood waters entering Sun Valley Neighborhood from the Cottage Grove Avenue area to the north. It is scheduled for construction in 2015, pending acquisition of easements from private property.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative to the Recommendation: None, compliant Council authorization and neighborhood expectation.

Time Sensitivity: Must be acted upon August 12, 2014 to maintain the project schedule, and which must occur ahead of the project's August 13, 2014 bid opening.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 304224; Local Option Sales Tax (FLOOD)

Local Preference Policy: Applies Exempt

Explanation: This is a CIP Project

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Cottage Grove Parkway SE Flood Risk Reduction Berm project (Contract No. 304224-06) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 12th day of August, 2014.



Child File Name: W:\PROJECTS\CIP\304304224\304224 Council Map.dwg



**COTTAGE GROVE PARKWAY SE
FLOOD RISK REDUCTION BERM PROJECT**





Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

A public hearing will be held on August 12, 2014 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)**.

Resolution adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue SW Pavement Rehabilitation Improvements from 10th Street to 6th Street project.
CIP/DID 3012082-02

Background:

3rd Avenue SW from 10th Street to 6th Street Avenue is in need of rehabilitation. This project will include concrete patching, repair of curb and gutter, and hot mix asphalt (HMA) overlay, 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 resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative to the Recommendation:

Direct staff to modify project bid schedule to a later date.

Time Sensitivity: Must be acted upon August 12, 2014 to maintain the project schedule.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012082, 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the the 3rd Avenue SW Pavement Rehabilitation Improvements from 10th Street to 6th Street project (Contract No. 3012082-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 12th day of August, 2014.



Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012082 - 3rd Ave fr 6th to 10th St SW\3012082 Council Map.dwg



**3RD AVENUE SW FROM 6TH STREET TO 10TH STREET SW
IMPROVEMENTS PROJECT**





Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

A public hearing will be held on August 12, 2014 to consider the proposed plans, specifications, form of contract and estimated cost for the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project (estimated cost is \$610,000) **(Paving for Progress)**.

Resolution adopting plans, specifications, form of contract and estimated cost for the the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project. CIP/DID #3012087-02

Background:

Coe Road NE from Center Point Road to A Avenue is in need of rehabilitation. This project will include concrete patching, repair of curb and gutter, and hot mix asphalt (HMA) overlay, 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 resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative to the Recommendation:

Direct staff to modify project bid schedule to a later date.

Time Sensitivity: Must be acted upon August 12, 2014 to maintain the project schedule, and which normally is scheduled to occur ahead of the project's August 20, 2014 bid opening.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012087, 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

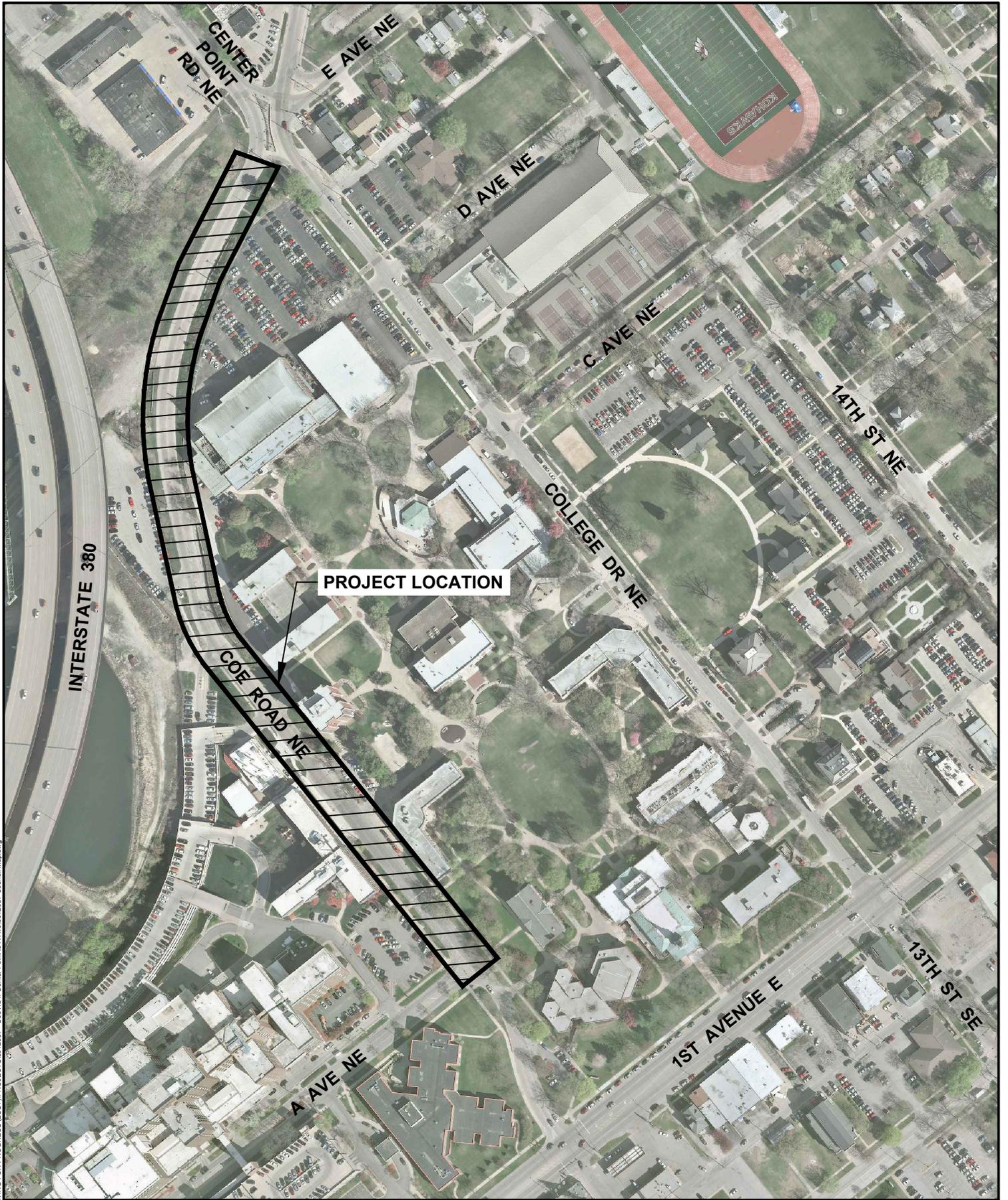
WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project (Contract No. 3012087-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

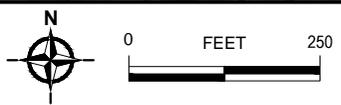
Passed this 12th day of August, 2014.



PROJECT LOCATION

INTERSTATE 380

**COE ROAD NE FROM CENTER POINT ROAD TO A AVENUE NE
IMPROVEMENTS PROJECT**



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECT\3012087 - Coe Rd I\Center Point to A Ave\3012087 Council Map.dwg



Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

A public hearing will be held on August 12, 2014 to consider the proposed plans, specifications, form of contract and estimated cost for 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project (estimated cost is \$200,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project. CIP/DID 3012110-02

Report on bids for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project (estimated cost is \$200,000) (**Paving for Progress**). CIP/DID #3012110-02

Resolution 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 (**Paving for Progress**). CIP/DID #3012110-02

Background:

The 11th Avenue SE roadway from 3rd Street to 4th Street is in need of reconstruction because the pavement has reached the end of its service life. This project will include road reconstruction, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements. Construction schedule is roughly September 29, 2014 to November 16, 2014, with an option to complete construction in spring 2015

Rathje Construction Company, Marion, IA	\$168,637.75
Incentive up to	<u>\$ 15,100.00</u>
Total	\$183,737.75
Tschiggfrie Excavating, Dubuque, IA	\$200,469.00

Rathje Construction Company submitted the lowest of the bids received on August 6, 2014 for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project. The bid is within the approved budget. Construction work is anticipated to begin this fall or spring 2015 and be completed within 30 working days.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$168,637.75 plus incentive up to \$15,100, bond and insurance of Rathje Construction Company for the for 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project.

Alternative to the Recommendation:

Direct staff to modify project bid schedule to a later date.

Time Sensitivity: Must be acted upon August 12, 2014 to maintain the project schedule.

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 August 12, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012011, 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):



August 6, 2014

City Council
City of Cedar Rapids

RE: Report on bids as read for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street, Contract Number 3012110-02

Dear City Council:

Bids were received on August 6, 2014 for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project as follows:

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

The engineers cost opinion for this work is \$200,000. 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
500 15th Avenue S.W. • Cedar Rapids, Iowa 52404-5837 • (319) 286-5802 • FAX (319) 774-5653

RESOLUTION NO.

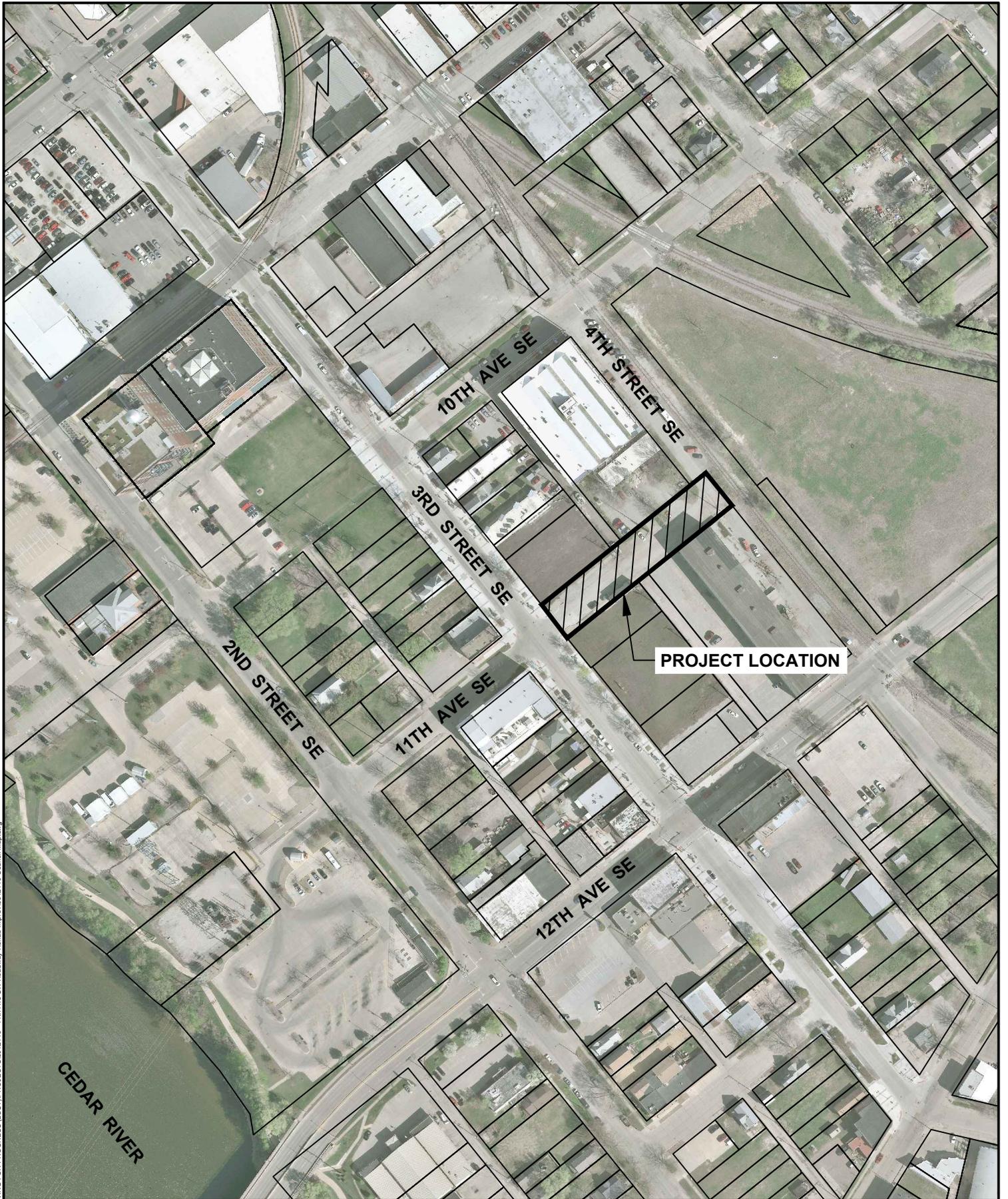
WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project (Contract No. 3012110-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 12th day of August, 2014.



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012110 - 11th Ave SW Roadway Rehab Improv\3012110 Council Map.dwg



**11TH AVENUE SE ROADWAY
REHABILITATION IMPROVEMENTS
FROM 3RD STREET TO 4TH STREET**



RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on July 22, 2014 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street (Contract No. 3012110-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on July 26, 2014 pursuant to which a public hearing was held on August 12, 2014, and

WHEREAS, the following bids were received, opened and announced on August 12, 2014 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council.

Rathje Construction Company, Marion, IA	\$168,637.75
Incentive up to	<u>\$ 15,100.00</u>
Total	\$183,737.75
Tschiggfrie Excavating, Dubuque, IA	\$200,469.00

WHEREAS, general ledger coding for this public improvement shall be as follows: \$183,737.75 301-301000-7970-3012110 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. 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 bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid 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 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 12th day of August, 2014.



Council Agenda Cover Sheet Public Hearing and Resolution **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 Map

A public hearing will be 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).

Resolution adopting plans, specifications, form of contract and estimated cost for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project (**FLOOD**). CIP/DID #SSD104-05

Report on bids for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project (estimated cost is \$225,000) (**FLOOD**). CIP/DID #SSD104-05

Resolution 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 (**FLOOD**). CIP/DID #SSD104-05

Background:

This project will reconstruct approximately 550 lineal feet of sanitary sewer and replace four sanitary sewer manholes within the 2008 flood impacted areas of the southeast quadrant. The purpose of the project is to restore the existing sanitary sewer to pre-2008 flood function and capacity. The available funding for this activity is \$304,981 (Flood) and subject to receipt of acceptable bids, construction is scheduled to begin in September 2014 and be completed by May 2015.

Tschiggfrie Excavating, Dubuque, IA	\$258,162.00
Incentive up to	<u>\$ 13,000.00</u>
Total	\$271,162.00

Rathje Construction Company, Marion, IA	\$344,902.75
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Tschiggfrie Excavating submitted the lowest of the bids received on August 6, 2014 for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project. The bid is within the approved budget. Construction work is anticipated to begin this fall and be completed by May 1, 2015.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

The Public Works Department recommends approval of the Resolution to award and approve 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.

Alternative to the Recommendation: Alternatives include repackaging the bid documents into multiple phases or deferring the project to the future.

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: Must be acted upon August 12, 2014 to maintain the project schedule.

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 August 12, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA PW #SSD104

Local Preference Policy: Applies Exempt

Recommended by Council Committee: Yes No N/A



August 6, 2014

City Council
City of Cedar Rapids

RE: Report on bids as read for the SE Quadrant Sanitary Sewer Improvements – Phase 2 –
Package 1, Contract Number SSD104-05

Dear City Council:

Bids were received on August 6, 2014 for the SE Quadrant Sanitary Sewer Improvements –
Phase 2 – Package 1 project as follows:

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

The engineers cost opinion for this work is \$225,000. 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.

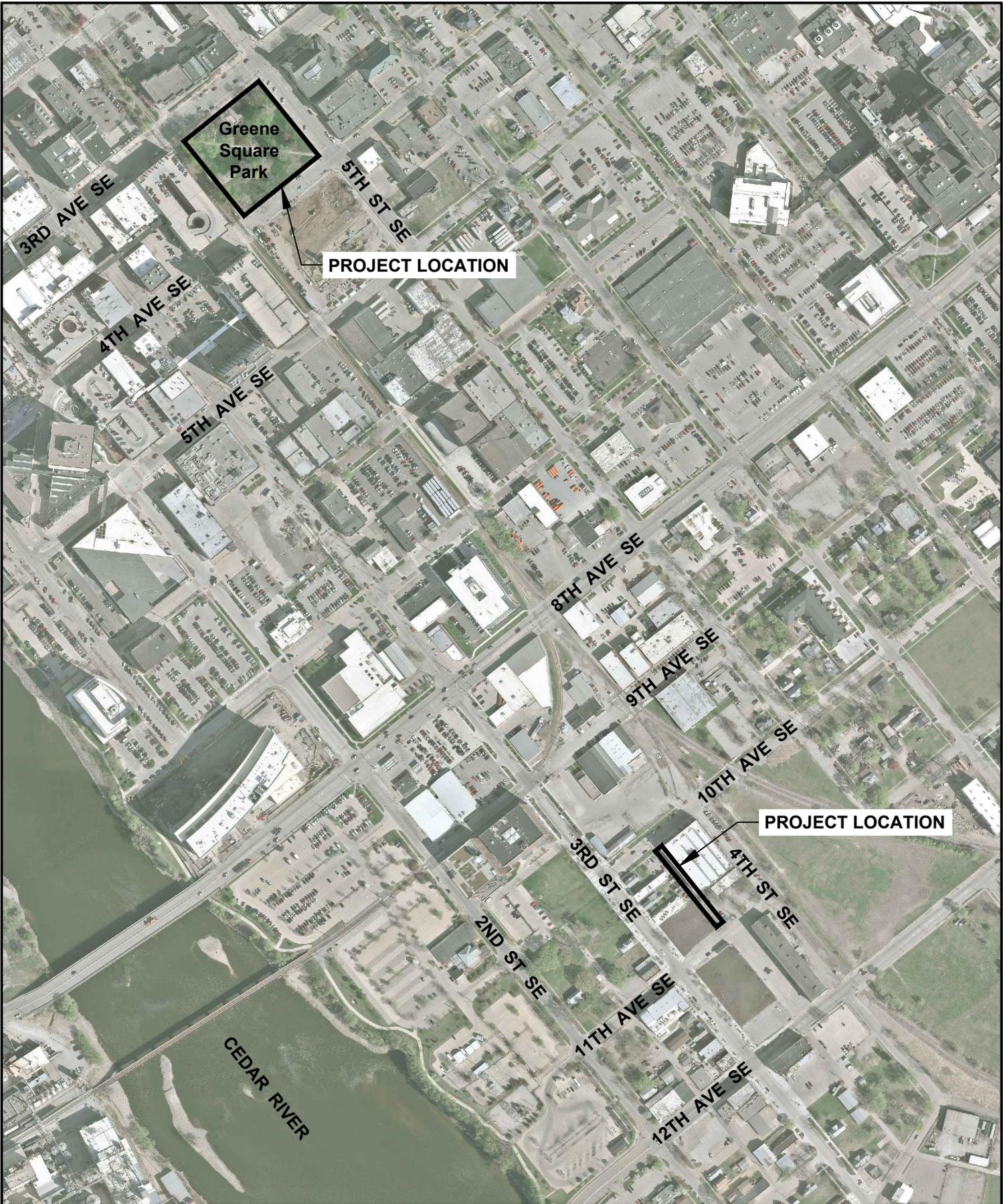
WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 project (Contract No. SSD104-05) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 12th day of August, 2014.



Cadd File Name: W:\PROJECTS\FLOODSSD104 - Sanitary Sewer SE Quad\SSD104_Council Map.dwg



**SE QUADRANT SANITARY SEWER IMPROVEMENTS
PHASE 2, PACKAGE 1**



SSD104-05

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on July 22, 2014 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 1 (Contract No. SSD104-05) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on July 26, 2014 pursuant to which a public hearing was held on August 12, 2014, and

WHEREAS, the following bids were received, opened and announced on August 12, 2014 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council.

Tschiggfrie Excavating, Dubuque, IA	\$258,162.00
Incentive up to	<u>\$ 13,000.00</u>
Total	\$271,162.00
Rathje Construction Company, Marion, IA	\$344,902.75

WHEREAS, general ledger coding for this public improvement shall be as follows:
\$271,162 330-330240-18511-SSD104

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. Tschiggfrie Excavating 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 Office and registration with the Department of Labor, the Bid of Tschiggfrie Excavating is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Tschiggfrie Excavating.
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 12th day of August, 2014.

Public Hearing Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Division

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

Alternate Contact: Justin Koller **Phone No.:** 5994 **E-mail:** j.koller@cedar-rapids.org

Description of Agenda Item:

A public hearing will be 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).

- a. Resolution 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. CIP/DID #2011061-02

Background:

The Utilities Department – Water Division intends to replace approximately 2300 feet of water main on 16th Avenue SW between Williams Blvd. SW and 400 feet East of 23rd 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.

This water main replacement project has been re-evaluated and is being rebid with the following changes: longer construction schedule, modified scope of work; plus requirements of certain construction methods i.e. directional drill (trenchless) water main installation. Additionally, supplemental soil borings were taken to verify that soil contamination is not an issue.

Coordination with the Public Works Department and the adoption of the Complete Streets Policy has led to incorporation of grading and preparation of driveways for future sidewalks by including a thru panel.

Action / Recommendation:

The Utilities Department – Water Division staff recommends approval of the resolution adopting the 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 (Contract No. 2011061-02). Bids are scheduled to be opened August 20, 2014 at 11:00 a.m.

Alternative Recommendation: N/A

Time Sensitivity: Request action during the August 12, 2014 City Council meeting in an effort to maintain the proposed project construction schedule.

Resolution Date: 8/12/14

Estimated Presentation Time: 3 Minute(s)

Budget Information (if applicable):

1. **Included in Current Budget Year:** This project will be funded from the Fiscal Year 2015 Utilities Department – Water Division CIP budget and coded to 625-625000-625884-6252011061.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 CIP budget includes \$1,500,000 for engineering and construction of replacement type projects under CIP number 625884. 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.

WHEREAS, on July 22, 2014 there was filed in the Office of the City Clerk 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 (Contract No. 2011061-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky **Phone Number/Ext:** 319 286-5043
Email: v.zakostelecky@cedar-rapids.org

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

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

Motion setting a public hearing for 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. CIP/DID #RZNE-011223-2014

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on July 31, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The property is currently undeveloped and is zoned C-MU, Commercial Mixed Use Zone District. Although daycares are allowed in the C-MU Zoning District there is also a requirement to develop housing in this District. The applicant has no plan for developing housing, so the O-S Zoning is the most appropriate zoning for this use. Kids Inc. has an existing facility at 5821 C Street SW, which it has out grown. The proposal would rezone the northern portion of the lot for the proposed daycare center and the southern portion will remain C-MU and be marketed for mixed use development. The Preliminary Site Development Plan submitted includes the following proposed improvements:

- Total site area-155,068 s. f. (3.56 ac.)
- Total proposed building area-15,000 s. f.
- Total paved area-26,239 s. f.
- Total parking-45 spaces including 2 handicap spaces.
- Fenced in playground area on north & east sides of proposed building.
- Landscape buffering on north end of lot adjoining residential use to north.
- Two access drives from Muirfield Drive SW.
- Privately owned & maintained storm water management area at south end of lot.

Application Process/Next Steps:

Actions	Comments
City staff	<ul style="list-style-type: none"> • City staff reviewed the application and recommended revisions, which were

review	made.
City Planning Commission review	<ul style="list-style-type: none"> • The City Planning Commission reviewed the application on July 31, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes will be included prior to the public hearing. • There were no objectors and this is not a flood related item.
City Council consideration	<ul style="list-style-type: none"> • A Public Hearing, First Reading and possibly the Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input. • Three readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. • Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

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





Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostecky
Email: v.zakostecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Motion setting a public hearing for 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. CIP/DID #RZNE-011471-2014

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on July 31, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The property is developed with a residential structure that was in the past used as a two-family dwelling unit. The property hasn't been used as a duplex for over a period of one-year and has lost its legal non-conforming status. The applicant purchased the property under the assumption it could be used as a duplex, but in working with the Building Service Department on getting permits to remodel found that the property could not be used as a duplex unless successfully rezoned. Since this is a rezoning to the R-3D Zoning District a detailed site plan is not required.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and recommended revisions, which were made.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on July 31, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes will be provided prior to the public hearing. There were no objectors and this is not a flood related item.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing, First Reading and possibly the Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input. Three readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

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





Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Motion setting a public hearing for 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 and RMF-1 and RMF-2, Multiple Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District by The City of Cedar Rapids and Michael and Lindsey Meier. CIP/DID #RZNE-011893-2014

Background:

The request for rezoning of these properties was reviewed by the City Planning Commission on July 31, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

This is another round of properties for the ROOTs Program brought before the City Council for rezoning. The property at 809 E Avenue NW is privately owned, but needs to be rezoning for the owner to close on the house. The house developed as part of the ROOTs Program. The other 3 lots are City-owned and will be developed with single-family homes. These properties are being requested for rezoning to R-TN, Residential Traditional Neighborhood Zone District, in order to remove technical barriers to redevelopment.

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 4 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-1 and RMF-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"> • City staff reviewed the application and recommended revisions, which were made.
City Planning Commission review	<ul style="list-style-type: none"> • The City Planning Commission reviewed the application on July 31, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes will be provided prior to the public hearing. • There were no objectors and this is a flood related item.
City Council consideration	<ul style="list-style-type: none"> • A Public Hearing, First Reading and possibly the Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input. • Three readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. • Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

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

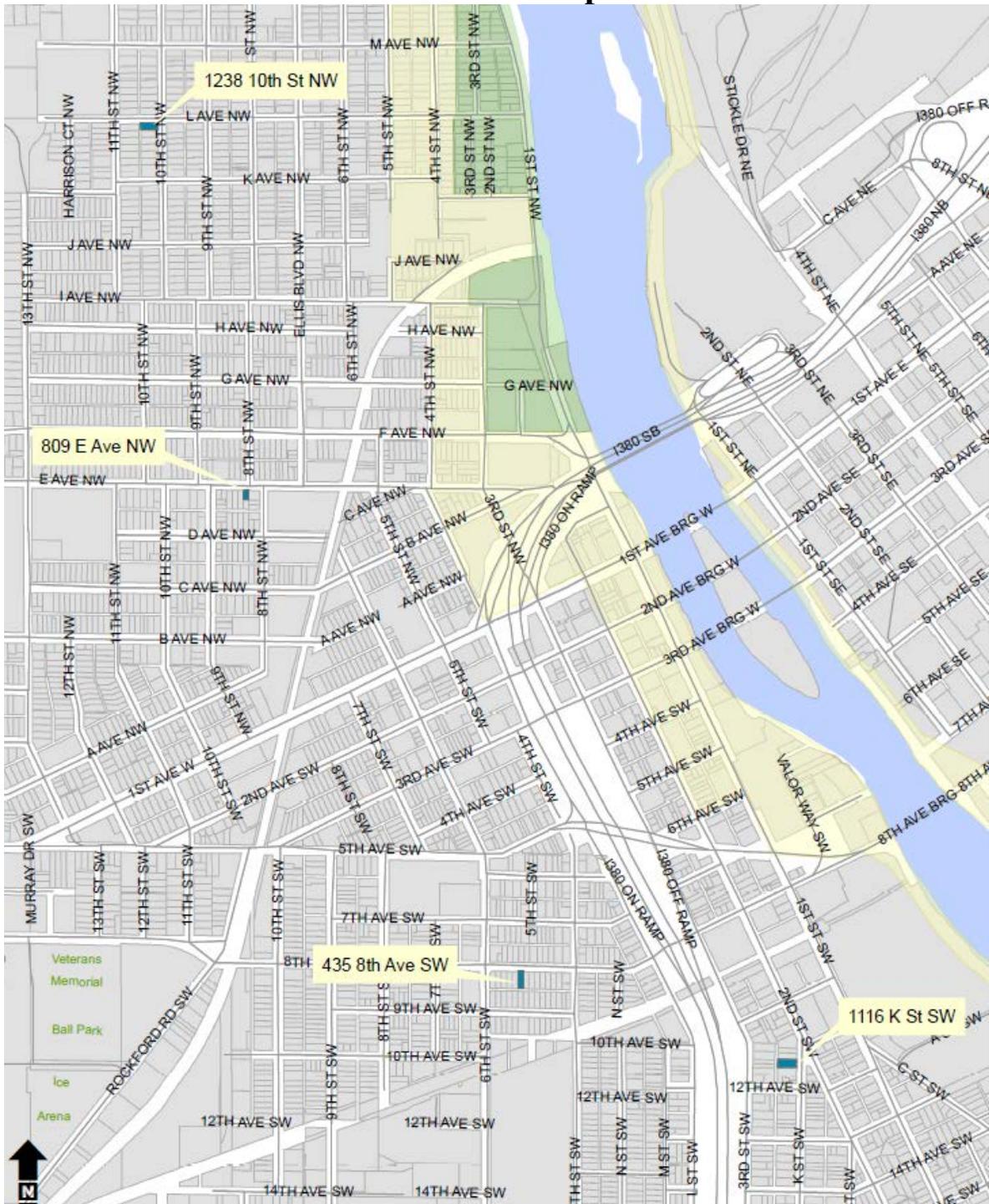
Local Preference Policy Applies Exempt

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, July 31, 2014 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Motion setting a public hearing for August 26, 2014 to consider a change of zone for City-owned 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. CIP/DID #RZNE-011919-2014

Background:

The request for rezoning of these properties was reviewed by the City Planning Commission on July 31, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

This is another round of City-owned properties for the ROOTs Program brought before the City Council for rezoning. These properties are being requested for rezoning to RMF-2, Multiple Family Residence Zone District, in order to redevelop the parcels with a 5-unit townhouse structure.

It is anticipated that these properties will be combined and 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 4 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. The current zoning classification is not an appropriate match for the size, square footage, and number of units for the lots. The rezoning to the RMF-2 Zoning District will allow new townhome housing in the neighborhood. 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"> • City staff reviewed the application and recommended revisions, which were made.

City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on July 31, 2014 and recommended approval on a 7 to 0 vote. A portion of the minutes will be provided prior to the public hearing. There were no objectors and this is a flood related item.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing, First Reading and possibly the Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input. Three readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

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

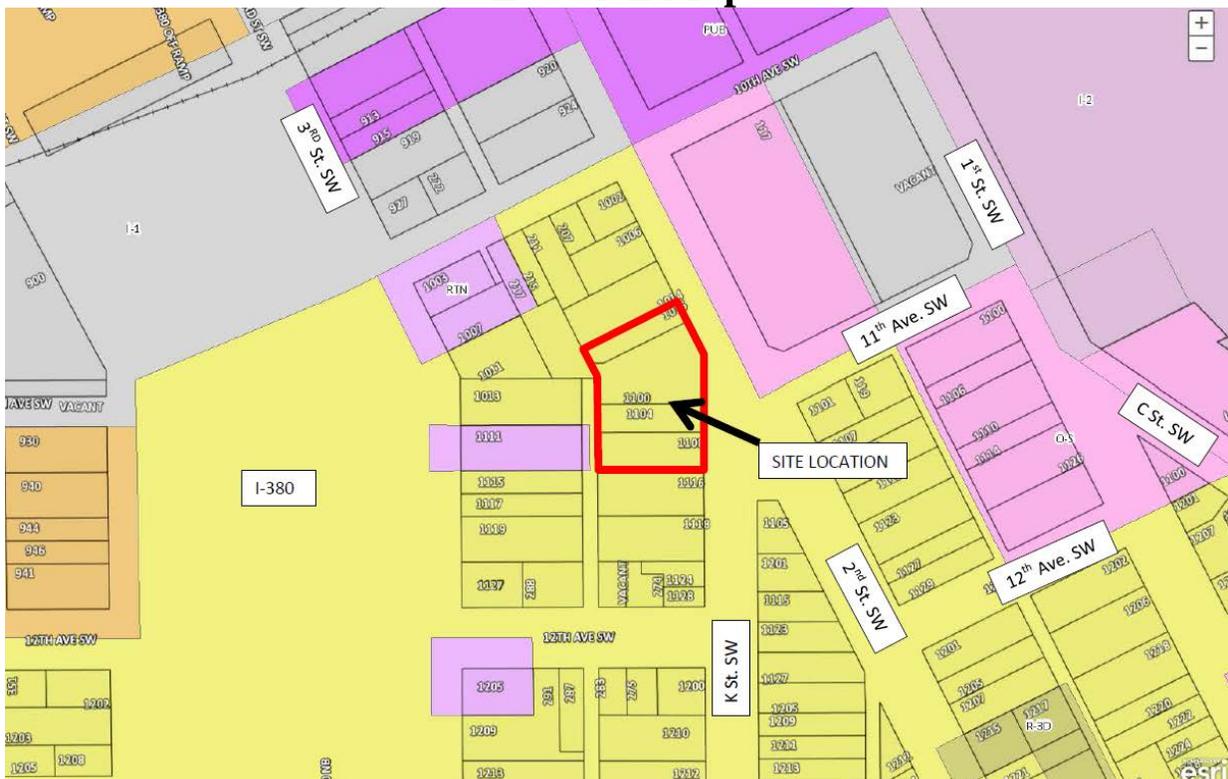
Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

Location Map





Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky **Phone Number/Ext:** 319 286-5043
Email: v.zakostelecky@cedar-rapids.org

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

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

Motion setting a public hearing for 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. CIP/DID #RZNE-012080-2014

Background:

The request for rezoning of this property will be reviewed by the City Planning Commission on August 21, 2014 and the Commission's recommendation will be provided in the August 26, City Council cover sheet for the public hearing. The City Planning Commission minutes will also be included.

The applicant, The T.W. Sather Company is requesting rezoning of the property to develop multi-family housing. The Iowa Economic Development Authority has come out with another round of the Multi-Family New Construction Program and the deadline for making an application to the State is September 2, 2014. A Program requirement is that the property needs to have the appropriate zoning for the proposed use. The property is zoned O-S, Office/Service Zone District and at the time the property was rezoned multi-family housing was allowed in the O-S Zoning District. Under the current Zoning Ordinance, multi-family housing is not allowed in O-S and the applicant needs to rezone to the RMF-2 Zoning District. Due to the short time frame to get the property rezoned for the State deadline, the applicant is requesting City Council hold the public hearing and all Three Readings of the Ordinance on August 26, 2014. The site plan as submitted includes the following proposed improvements:

- Total site area is 2.70 acres.
- Two-three stories apartment buildings with 30-units in each.
- 64-parking stalls.
- One access from Center Point Road NE

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> • City staff reviewed the application and recommended revisions, which were made.

City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission will review the application on August 21, 2014 and the recommendation will be provided in the August 26, City Council cover sheet for the public hearing. The City Planning Commission minutes will also be included.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing, and possible First Reading, Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input.. Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table this item and request further information.

Time Sensitivity:

The applicant is requesting City Council hold all three readings of the ordinance on August 26, 2014 due to the State IEDA deadline for applying for the Multi-Family New Construction Program and the requirement to have appropriated zoning in place at the time of said application.

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





Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Motion setting a public hearing for August 26, 2014 to consider a change of zone for property at 210 5th Street SW, 353 2nd Avenue SW and vacant lot on 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 CIP/DID #RZNE-012265-2014.

Background:

The request for rezoning of these properties will be reviewed by the City Planning Commission on August 21, 2014 and the Commission's recommendation will be provided in the August 26, 2014 City Council cover sheet for the public hearing. The City Planning Commission minutes will also be included.

The property on the east side of 5th Street SW is owned by the applicant and developer Progression, LC. The property on the west side is owned by the Cedar Rapids Community School District, but Progression, LC will be purchasing the property in the near future prior to the rezoning being finalized. The applicant is preparing to submit an application to the State for Round 6 of the Multi-Family New Construction Program, which is due to the State by September 2, 2014 and having appropriate zoning is one of the criteria the State considers when reviewing projects for potential funding. The Preliminary Site Development Plan submitted as part of this application includes the following proposed improvements:

- Total site area-61,310 s. f.
- Total building footprint area-28,392 s. f.
- Total hard surface area-50,882 s. f.
- Both buildings are 4-stories in height.
- Total of 48-units including 18-unit on the smaller site and 30-unit on the larger site.
- Parking includes 28 garage stalls and 40 surface lot spaces.
- Access is proposed from 4th & 5th Street SW and the public alley.

Application Process/Next Steps:

Actions	Comments

City staff review	<ul style="list-style-type: none"> City staff reviewed the application and recommended revisions, which were made.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission will review the application on August 21, 2014 and the recommendation will be provided in the August 26, City Council cover sheet for the public hearing. The City Planning Commission minutes will also be included.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing, First Reading and possibly the Second and Third Readings of the Ordinance will be held on August 26, 2014 to allow for public input. Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends adoption of the motion setting a public hearing.

Alternative Recommendation:

City Council may table this item and request further information.

Time Sensitivity:

The applicant is requesting City Council hold all three readings of the ordinance on August 26, 2014 due to the State IEDA deadline for applying for the Multi-Family New Construction Program and the requirement to have appropriated zoning in place at the time of said application.

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



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Police Department

Presenter at meeting: SAFE-CR NPAC Grieder **Phone Number/Ext:** 5714
E-mail Address: a.grieder@cedar-rapids.org

Alternate Contact Person: Capt. Hembera **Phone Number/Ext:** 5480
E-mail Address: j.hembera@cedar-rapids.org

Description of Agenda Item:

Motion setting a public hearing date for 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.

Background:

The City of Cedar Rapids has an interest in providing a safe community for all citizens. In Cedar Rapids, Synthetic drugs are commonly marketed and advertised toward youth. The City recognizes the need for additional regulations regarding the use, distribution, sale, and possession of synthetic drugs. Chapter 62.35 of the Municipal Code, Synthetic Drugs, in addition to Chapter 62 of the Municipal Code, Offenses against Public Peace and Morals, will provide police officers with the ability to address the use, possession, distribution, and sale of synthetic drugs more consistently.

Since February, City staff has collected statistics in relation to synthetic drugs in the Cedar Rapids Community. During that period of time, City staff has identified two Cedar Rapids businesses which were openly selling synthetic drugs during business hours. Chapter 62.35 of the Municipal Code, Synthetic Drugs, will provide City staff with the ability to regulate the use, sale, distribution, and possession of synthetic drugs.

Staff has regularly provided updates to the Public Safety and Youth Services Committee. On August 4, 2014, staff presented their research and provided recommendations to the City Council Public Safety and Youth Services Committee.

Action / Recommendation:

The Police Department recommends the City Council approve the motion setting a public hearing for August 26, 2014.

Alternative Recommendation:

Failure to set a Public Hearing reduces the ability to effectively regulate the sale, distribution, use, and possession of synthetic drugs.

Time Sensitivity: N/A

Resolution Date: August 12, 2014
Estimated Presentation Time: 0

Recommended by Council Committee Yes No N/A

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 62 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY ADDING NEW SECTION 62.35 DECLARING IT UNLAWFUL TO POSSESS, DISTRIBUTE, PROVIDE, GIVE AWAY, SELL, OFFER OR ADVERTISE FOR SALE, OR PUBLICLY DISPLAY FOR SALE ANY ILLICIT SYNTHETIC DRUG WITHIN THE CITY LIMITS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Chapter 62 of the Cedar Rapids Municipal Code is amended as follows:

Section 1. Chapter 62 of the Cedar Rapids Municipal Code is hereby amended by adding the following new Section 62.35 as follows:

“62.35 – SYNTHETIC DRUGS.

(a) Definitions. As used in this Section:

(1) “Synthetic Cannabinoids” and/or “Synthetic Marijuana” shall mean any herbal or plant material which has been soaked, sprayed, or otherwise enhanced with a synthetic chemical or synthetic chemical compound that enables the herbal or plant material, or the smoke emitted from its burning, to mimic or simulate the effects of a controlled substance when inhaled, ingested, or otherwise introduced into the human body. Street names for such products include, but are not limited to: Bliss, Black Mamba, Bombay Blue, Fake Weed, Genie, Spice, Zohai, K2, K3, Smoke, Pot-Pourri, Buzz, Spice 99, Voodoo, Pulse, Hush, Mystery, Earthquake, Stinger , Ocean Blue, Serenity, Chronic Spice, Spice Gold, Spice Silver, Skunk, Mr. Nice Guy, Mr. Happy, K3 Legal, Sence, Smoke, Chill X, Earth Impact, Galaxy Gold, Space Truckin, Solar Flare, Moon Rocks, Aroma, Scope, Sky High, Atomic, G-20, Guerrilla, Warfare, Makes Scents, g-13, Tiger Shark, California Dreams, Dank, Bullet, Mind Trip, Voodoo Child, Jazz, Nightlights, Matrix, Hypnotiq, AK47, Maui Wowie, Cloud 9 Daylights, Joker, Dead Man Walking, Brain Storm, Soul Sence, Kush, Kush Mania, Dragons Fire, Lucid, Mad Hatter, Scooby Snax, D-ZL, OMG, Demon, Barely In, Pineapple Express and Hayze.

(2) “Bath Salts”, “Synthetic Cathinones” and/or “Synthetic Stimulants” shall mean any crystalline or powdered product in crystalline, loose powder, block, tablet, or capsule form, or any stimulant-type product which has been soaked, sprayed, or otherwise enhanced with a synthetic chemical or synthetic chemical compound that enables the product, or the smoke emitted from its burning, to mimic or simulate the effects of a controlled substance when inhaled, ingested, or otherwise introduced into the human body. Street names for these products include, but are not limited to: Bliss, Blue Silk, Cloud Nine, Drone, Energy-1, Ivory Wave, Lunar Wave, Meow Meow, Ocean Burst, Pure Ivory, Purple Wave, Red Dove, Snow Leopard, Stardust, Vanilla Sky, White Dove, White Knight, White Lightening, Blizzard, Bonzai Grow, Charge Plus, Charlie, Euphoria,

Hurricane, Lunar Wave, Ocean, Pixie Dust, Posh, Scarface, Lovely Dovey, Aura, MDPV, MDPK, MTV, Maddie, Hurricane Charlie, Black Rob, Super Coke, PV, Peeve, Meph, Drone and MCAT.

(3) "Drug" shall mean an article that is intended to affect the function of the body of humans.

(4) "Misbranded drug" means a drug for which (A) the label is in any way false or misleading; (B) the label does not bear the name and place of business of the manufacturer, repackager, or distributor of the finished form of the drug; (C) the label does not bear adequate directions for use; or (D) the label does not bear adequate warnings against use.

(5) "Illicit street drugs" means drugs which are trafficked and/or consumed illegally.

(6) "Illicit synthetic drugs" means synthetic equivalents of the substances contained in the Cannabis plant, or in the resinous extractives of such plant, and synthetic substances, derivatives and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant. "Illicit synthetic drugs" shall include, but not necessarily be limited to, synthetic cannabinoids, synthetic marijuana, bath salts, synthetic cathinones, synthetic stimulants and misbranded drugs. The following factors, taken in the totality of the circumstances, may be considered evidence a product, substance or other material is an illicit synthetic drug:

(A) Marketing: A product routinely advertised as having a purpose for which it is rarely, if ever, suitable to be used. Such advertised purposes include, but are not limited to, as incense, potpourri, food additive, therapeutic bath crystals, plant food, insect repellent, iPod cleaner or glass cleaner.

(B) Sales Location: Products displayed and sold in businesses such as liquor stores, smoke shops, and gas/convenience stores where such advertised products typically are not sold.

(C) Labels and Packaging:

i. Products labeled as common, non-consumable products which contain warnings not normally found on such products, such as, but not limited to, "not for human consumption" or "not for purchase by minors"

ii. Products containing notices on the package not normally found on similar products such as, but not limited to, "does not contain any chemical compounds prohibited by state law", "contains no prohibited chemicals", "product is in accordance with State and Federal laws", "does not contain AM2201 or any DEA banned substance", "legal herbal substance", "100% compliant guaranteed", "100% chemical free" and "100% synthetic free"

iii. Products the package labeling of which suggests the user will achieve a "high", euphoria, relaxation, mood enhancement or other effect on the body.

(D) Price: The price of the advertised product is significantly more expensive than other products marketed in the Cedar Rapids area for the same or similar use.

(E) Misleading Directions: The product contains directions for the product's use, which are not consistent with the type of product advertised.

(F) Similarity to Illicit Street Drugs:

i. Products designed to make the substance similar in appearance to illicit street drugs; and/or

ii. Products advertised using brand names and packaging designed to make the product similar in appearance to illicit street drugs, or labeled with names similar to commonly used street slang for illicit street drugs, which names or labeling have no relation to the advertised use of the product being sold.

(G) Ingredients: A product which has been enhanced with a synthetic chemical or synthetic chemical compound that has no legitimate relation to the advertised use of the product but mimics the effects of a controlled substance when the product, or the smoke from the burned product, is introduced into the human body.

(H) Verbal or Written Representations: Verbal or written representations made at the place of sale or display regarding the purpose, methods, use, or effect of the product.

(7) "Premises" includes all or part of any structure located on a lot or parcel of land, in addition to the lot or parcel of land surrounding the structure.

(8) "Synthetic Chemical" or "Synthetic Chemical Compound" refers to a chemical or chemical compound whose molecular make up is similar to those substances the intended primary use of which is to mimic the effects of a controlled substance when introduced into the human body.

(b) It shall be unlawful for any person to possess, distribute, provide, give away, sell, offer or advertise for sale, or publicly display for sale any illicit synthetic drug. Any owner, property manager or lessee of any premises where such unlawful activity takes place may be deemed to have engaged in such unlawful activity, despite not actively participating in such unlawful activity, if that owner, property manager or lessee knew, or reasonably should have known, such unlawful activity was occurring on the premises.

(c) It shall not be necessary to prove payment in order to prove a sale within the meaning and intent of this ordinance."

Section 2. Separability of Provisions. It is the intention of the Council that 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 other than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

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

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this _____ day of _____, 2014.

Passed this _____ day of _____, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at Meeting: Seth Gunnerson

Phone: 319 286-5129

Email: s.gunnerson@cedar-rapids.org

Alternate Contact Person: Jeff Hintz

Phone: 319 286-5781

Email: j.hintz@cedar-rapids.org

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

Motion setting a public hearing for 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. CIP/DID #NEW

Background:

The Sign Code within the Zoning Ordinance permits small portable A-frame signs, commonly called sandwich board signs, within the Downtown SSMID district. Several businesses in other core area neighborhoods, such as New Bohemia and Czech Village, have been placing these signs in front of their businesses.

These signs are appropriate in other core neighborhoods which are pedestrian in nature. When researching current permitting practices, it was found that many signs located within the Downtown SSMID have not been issued a permit. Businesses are generally not aware of the requirements and place the signs outside their businesses believing it is permitted. Enforcing the current standards may discourage businesses from placing these signs outside.

Staff is recommending an ordinance to update Chapter 32 to reflect the following standards:

- Eliminate permit requirement for Sandwich Board signs. The City would no longer require an application and encroachment permit process for the placement of sandwich board.
- Develop Placement Criteria. The ordinance would be amended to establish criteria for the placement of sandwich board signs. Criteria will include:
 - o Allow one sign per store front
 - o Requirement to maintain a pedestrian path at least 6' wide
 - o Require that signs be placed within 20' of entrances.
- Expand area where allowed. Sandwich board signs will not be limited to the downtown.

City Planning Commission reviewed the proposed ordinance on July 31 and recommended approval. The CPC also suggested expanding the area to allow signs community-wide. Staff plans to incorporate this suggestion in the final ordinance, with the requirement that signs be placed near building entrances to ensure placement in pedestrian friendly areas.

Action/Recommendation:

Staff recommends setting the public hearing

Alternative Recommendation:

Table the motion and request more information

Time Sensitivity: N/A

Resolution Date: August 26, 2014

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):

Recommended by City Council Development Committee on June 30, 2014.

Recommended by City Planning Commission on July 31, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

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

Phone Number/Ext: (319) 286-5817

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

Phone Number/Ext: (319) 286-5852

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

Motion setting a public hearing for 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**). CIP/DID #OB540257

Background:

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

1238 10th Street NW
 435 8th 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 the 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 setting the public hearing.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity: NA

Resolution Date: August 26, 2014

Estimated Presentation Time: NA

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: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Alternate Contact Person: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@cedar-rapids.org

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

Motion setting a public hearing for 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. CIP/DID #NEW

Background:

A request has been submitted by Cornerhouse Properties, LLC for an Urban Revitalization Property Tax Exemption designation for the construction of an office building located at 2739 1st Avenue SE. The proposed project requires substantial demolition and land acquisition costs, removal of existing structures, and construction of a 25,000 square foot building. The project is qualified for the Removing/Avoiding Blight Targeted Development Program.

Project Details:

- Building – 25,000 square feet
- Project cost – Approximately \$10,000,000
- Estimated assessed value – \$7,000,000

Benefits to the Community:

- Provides increased office space and 2 level parking structure
- Provides new development on a blighted property

The partial tax exemption would be a ten-year, declining scale exemption, averaging 44% per year, applied only to the increased property valuation generated by the new additions. Based on the scope of the proposed addition, the increased assessed value for the facility is estimated at \$7,000,000. This would generate an additional \$238,000 in property tax revenue annually. Over a ten-year period, this would be an additional \$1,332,800 collected in tax revenues and \$1,047,200 deferred as tax exempt.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity:

N/A

Resolution Date: September 23, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Based on a projected increased taxable value of \$7,000,000 generated by the new construction, the estimated total over the ten-year period is an additional \$1,332,800 collected in tax revenues and \$1,047,200 deferred as tax exempt.

Local Preference Policy Applies Exempt N/A

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):



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

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**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for August 26, 2014 and advertising for bids by publishing notice to bidders for the 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). CIP/DID #306266-02

Background:

Existing traffic volumes at this intersection meet the criteria as contained in the Manual on Uniform Traffic Control Devices. In addition, the Highway 100 construction at Edgewood Road is expected to divert traffic from Edgewood Road to Ushers Ferry Road, creating additional safety issues at this intersection. The joint Linn County/City project on Blairs Ferry Road from west of Miller Road to west of Wayside Circle Drive (CIP No. 3012093) added a left turn lane on Blairs Ferry Road at Ushers Ferry Road that provides additional safety and for efficiency in the operation of a traffic signal. An upgraded asphalt surface with a northbound left turn lane for the Ushers Ferry Road approach to this intersection will be constructed by city forces in the fall of 2014.

Project improvements include installation of a box span wire fully actuated traffic signal. This installation will be temporary until there is a larger public improvement on Blairs Ferry Road NE to add traffic lanes and complete street improvements.

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 August 26, 2014 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation: Repackage bid documents to provide different improvements as directed by Council.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: August 26, 2014

Estimated Presentation Time: 0 Minute(s)

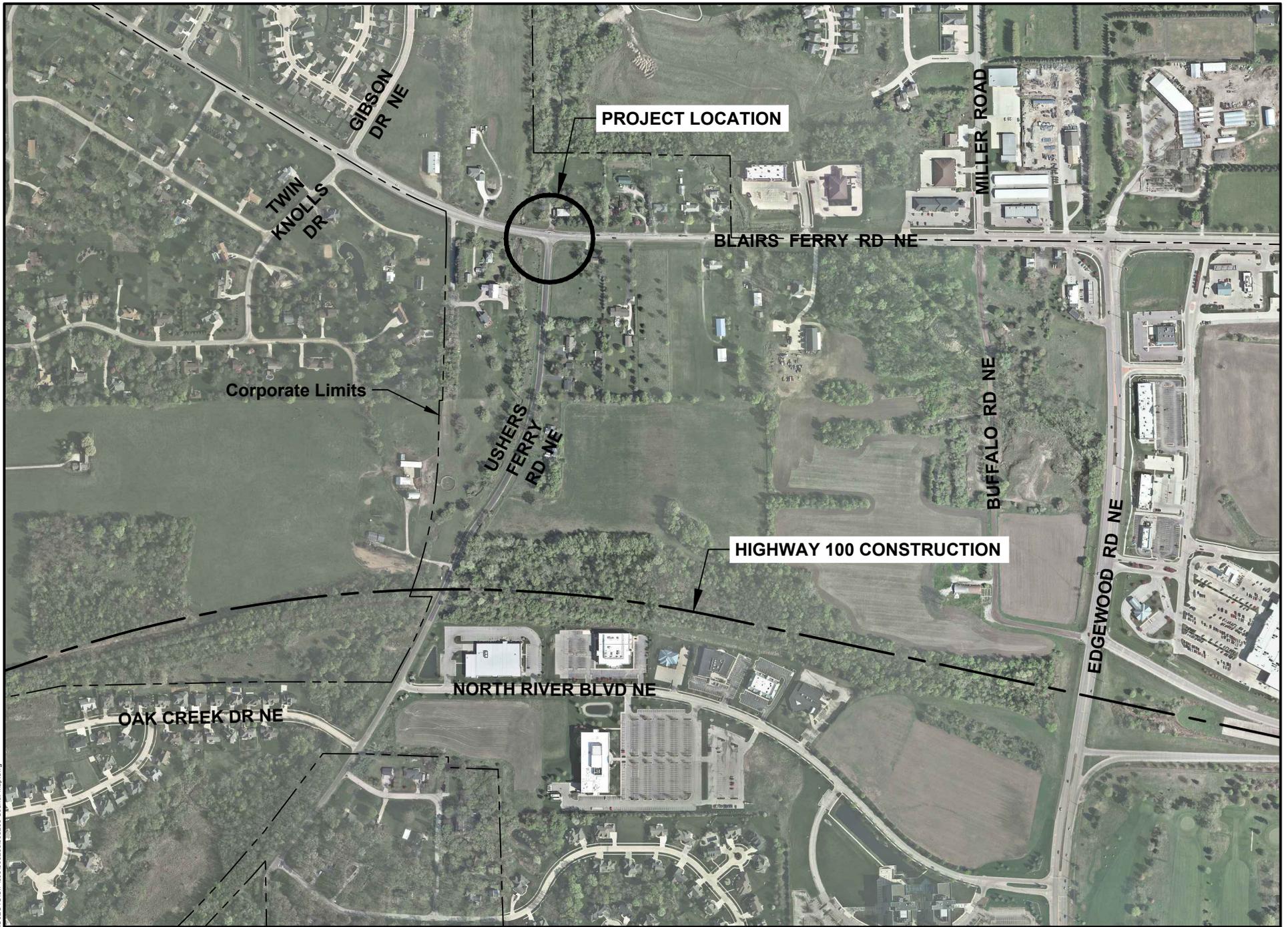
Budget Information (if applicable): CIP No. 306266

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

Explanation (if necessary):



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**BLAIRS FERRY ROAD AND USHERS FERRY ROAD NE
TRAFFIC SIGNALIZATION**



Council Agenda Item Cover Sheet

Council Meeting Date: 08-12-14

Submitting Department: Finance-Purchasing Services

Presenter at meeting: consent

Phone Number/Ext:

Email:

Alternate Contact Person: John Riggs

Phone Number/Ext: 5981

Email: j.riggs@cedar-rapids.org

Description of Agenda Item:

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 at the Office of the City Clerk, City Hall, at 11:00 am on August 27, 2014. (Estimate of cost is \$550,000) (**FLOOD**). CIP/DID # 0714-013

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 three (3) commercial structures, seven (7) residential structures and five (5) 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 total estimated cost for this project is \$550,000.

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: 838 1st Street NW, 1010 1st Street NW & 720 1st Ave NW.

On December 12, 2013, City staff discussed these properties with the Historic Preservation Commission (HPC). The HPC only requested that staff seek development proposals on one of these properties. The property at 720 1st Ave NW is in the 500 Year Floodplain Neighborhood Revitalization Area and is rated at 2.

Community Development received some interest for this property during the disposition process and the timeline was extended. As of the extended closing date, the City received zero proposals for redevelopment of the existing structure. It is recommended by staff to demolish the structure and clearing of the site for future redevelopment.

Action / Recommendation:

Recommend City Council set a public hearing date for August 26, 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 August 27, 2014.

Alternative Recommendation: none

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

Resolution Date: 08-12-14

Estimated Presentation Time: consent

Budget Information (if applicable):

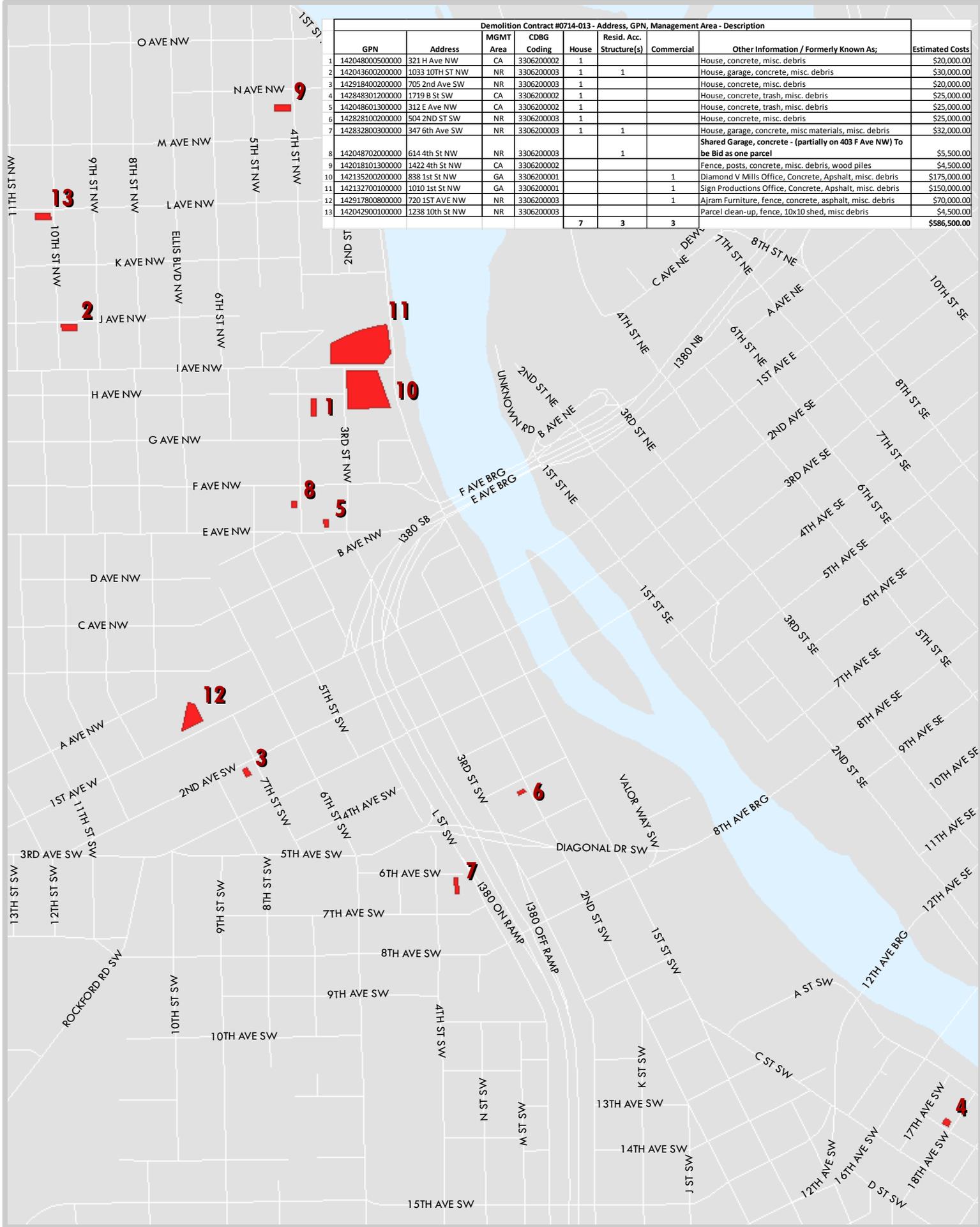
Local Preference Policy Applies Exempt

Explanation: CDBG funded

Recommended by Council Committee Yes No N/A

Explanation (if necessary): Federal Funds-CDBG

Demolition Contract #0714-013 - Address, GPN, Management Area - Description										
	GPN	Address	MGMT Area	CDBG Coding	House	Resid. Acc. Structure(s)	Commercial	Other Information / Formerly Known As;		Estimated Costs
1	142048000500000	321 H Ave NW	CA	3306200002	1			House, concrete, misc. debris		\$20,000.00
2	142043600200000	1033 10TH ST NW	NR	3306200003	1	1		House, garage, concrete, misc. debris		\$30,000.00
3	142918400200000	705 2nd Ave SW	NR	3306200003	1			House, concrete, misc. debris		\$20,000.00
4	142848301200000	1719 B St SW	CA	3306200002	1			House, concrete, trash, misc. debris		\$25,000.00
5	142048601300000	312 E Ave NW	CA	3306200002	1			House, concrete, trash, misc. debris		\$25,000.00
6	142828100200000	504 2ND ST SW	NR	3306200003	1			House, concrete, misc. debris		\$25,000.00
7	142832800300000	347 6th Ave SW	NR	3306200003	1	1		House, garage, concrete, misc materials, misc. debris		\$32,000.00
8	142048702000000	614 4th St NW	NR	3306200003		1		Shared Garage, concrete - (partially on 403 F Ave NW) To be Bid as one parcel		\$5,500.00
9	142018101300000	1422 4th St NW	CA	3306200002				Fence, posts, concrete, misc. debris, wood piles		\$4,500.00
10	142135200200000	838 1st St NW	GA	3306200001			1	Diamond V Mills Office, Concrete, Asphalt, misc. debris		\$175,000.00
11	142132700100000	1010 1st St NW	GA	3306200001			1	Sign Productions Office, Concrete, Asphalt, misc. debris		\$150,000.00
12	142917800800000	720 1ST AVE NW	NR	3306200003			1	Ajram Furniture, fence, concrete, asphalt, misc. debris		\$70,000.00
13	142042900100000	1238 10th St NW	NR	3306200003				Parcel clean-up, fence, 10x10 shed, misc debris		\$4,500.00
					7	3	3			\$586,500.00



Contract #0714-013

■ Parcels

1:12,000



Cedar Rapids IT-GIS
3601 42nd St NE
Cedar Rapids, IA 52402
Date: 7/24/2014



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 Cover Sheet

Motion Setting Public Hearing, filing plans and advertising for bids

Submitting Department: Public Works Department

Presenter at meeting: Sandy Pumphrey, PE
E-mail Address: s.pumphrey@cedar-rapids.org

Phone Number/Extension: 5363

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

Phone Number/Extension: 5808

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for August 26, 2014 and advertising for bids by publishing notice to bidders for the McGrath Amphitheater – 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). CIP/DID #331002-01.

Background:

The existing concrete floodwall at the McGrath Amphitheater was constructed recently as part of the City's flood protection system. The wall was designed to easily accommodate a demountable panel floodwall system. This bid allows for one, two or three vendors to design, certify, retrofit for, furnish, and train staff in the use of distinct demountable floodwall system(s). This project is considered a pilot allowing the City to prepare for more demountable wall segments within other parts of the City's flood protection system. Timing for furnishing the materials is flexible, with a required date of April 17, 2015, and a request for each bidder to quantify the premium they would charge for expediting that to November 14, 2014.

Action / Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for August 26, 2014 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation: Reject this bid package, change the scope and re-bid.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: August 26, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): GRI funds - 331002

Local Preference Policy: Applies Exempt

Explanation: This is a CIP project.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):



3RD AVE SW

4TH AVE SW

5TH AVE SW

1ST STREET SW

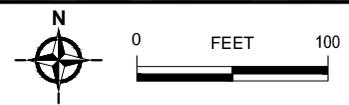
CEDAR RIVER

PROJECT LOCATION

Police Station



McGRATH AMPHITHEATRE CEDAR RAPIDS DEMOUNTABLE FLOODWALL PROJECT





Council Agenda Cover Sheet Motion Setting Public Hearing and filing plans and specifications

Submitting Department: Public Works Department

Presenter at meeting: Sandy Pumphrey, PE
E-mail Address: s.pumphrey@cedar-rapids.org

Phone Number/Extension: 5363

Alternate Contact Person: Dave Elgin, PE, PLS
E-mail Address: d.elgin@cedar-rapids.org

Phone Number/Extension: 5802

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

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). CIP/DID #330260007-00

Background: As part of the City's Flood Protection System, the floodwall and pumpstation vault between 2nd Avenue and 3rd Avenue SE will be integrated into a privately-constructed building, per a recently executed Development Agreement. The City will reimburse the Developer for its actual cost, via a Lease Purchase Agreement. Due to the use of public funds for the later purchase of those privately constructed improvements, a public hearing and resolution to accept the plans, specifications and estimated cost is required by Iowa Code.

Action / Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, estimated costs and setting a public hearing date for August 26, 2014

Alternative to the Recommendation: None.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: August 26, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): GRI and WRDA monies for City's Flood Protection System

Local Preference Policy: Applies Exempt

Explanation: Lease Purchase Agreement

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Flood Protection Committee



2ND AVENUE SE

1ST STREET SE

3RD AVENUE SE

FLOODWALL

PUMP STATION VAULT

CEDAR RIVER



CRST BUILDING
FLOODWALL AND PUMPSTATION VAULT PROJECT





Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: City Clerk

Presenter at meeting: Chief Wayne Jerman

Phone Number/Ext: 5374

Email: w.jerman@cedar-rapids.org

Alternate Contact Person: Bridget McMenemy

Phone Number/Ext: 5272

Email: b.mcmenemy@cedar-rapids.org

Description of Agenda Item:

Motion assessing \$300 civil penalty for violation of the State Code regarding the sale of cigarettes to a minor against:

- a. The Cooler, 4920 Johnson Avenue NW
- b. Sam Liquor & Tobacco, 1504 1st Avenue NE.

Background:

Violations took place on February 12, 2014. They have been processed through the Clerk of the District Court and found guilty. Permit holders signed consents to assessment and waived their hearing.

Action / Recommendation:

Access civil penalties to continue the process for accurate record keeping/documentation.

Alternative Recommendation:

If the local authority does not pursue the civil penalty, the state will do so. However, they will also keep the money from the civil penalties. These permit holders have paid their civil penalties to the City of Cedar Rapids. Per Iowa State Code the civil penalties are mandatory.

Time Sensitivity:

Local licensing authorities will have 60 days from the time the underlying violation of selling tobacco to a minor is adjudicated before assessing the civil penalty against the retailer. If local authorities fail to act within 60 days, the prosecution is automatically transferred to the state. See Iowa Code § 453A.22(4).

Resolution Date: N/A

Estimated Presentation Time: 0



COUNCIL AGENDA ITEM COVER SHEET

Meeting Date: 8/12/2014

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. 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 Veteran's 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 at 50 2nd Avenue Bridge, Veteran's Memorial);
- 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).

Background:

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

Alternative Recommendation:

Time Sensitivity:

Resolution Date: N/A

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation: (if necessary):



Cedar Rapids Police Department Memorandum

To: Chief Jerman
From: Lt. Walter Deeds
Subject: Beer/Liquor License Applications Calls For Service Summary
Date: 8/12/2014

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Cancun #2 555 GATEWAY PL SW	13	0	1	1
Carlos O'Kelly's 2635 EDGEWOOD RD SW	3	0	0	0
Cedar Rapids Marriott 1200 COLLINS RD NE	83	0	0	9
Cedar Rapids Softball Hall of Fame 2000 ELLIS BLVD NW	2	0	0	0
Comfort Inn & Suites 2025 WERNER AVE NE	0	0	0	0
Dollar General #10774 266 BLAIRS FERRY RD NE	27	0	0	2
Dollar General #3781 151 JACOLYN DR NW	78	1	0	6
Dollar General #4180 2741 16th AVE SW	16	0	0	4
Dollar General #6190 403 EDGEWOOD RD NW	19	1	0	1
Dollar General #9141 3451 MOUNT VERNON RD SE	21	0	0	1
Dostal Catering Service 1211 WILEY BLVD SW	8	0	0	0
Flamingo 1211 ELLIS BLVD NW	26	0	0	4
Hy-Vee #7 Club Room 5050 EDGEWOOD RD NE	0	0	0	0

Juke Joint 1736 16TH AVE SW	137	0	0	20
Juke Joint 1736 16TH AVE SW	137	0	0	20
Just Coz 406 6TH ST SW	23	1	0	5
Porky's Bar & Grill 4617 J ST SW	0	0	0	0
Rumors 400 F AVE NW	95	1	0	14
Rumors 400 F AVE NW	95	1	0	14
Rumors 400 F AVE NW	95	1	0	14

RESOLUTION NO.

WHEREAS, the attached listing of bills dated August 12, 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 12th day of August, 2014.

REC	FIN
TED	CLK
FIR	VET
PD	WTR
TRS	WPC
EIA	STR

OB1143566

RESOLUTION NO.

TRANSFER OF FUNDS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that and City of Cedar Rapids Finance Director is hereby authorized and directed to transfer funds as per the attached listing.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: City Clerk's Office

Presenter at meeting: Amy Stevenson

Phone Number/Ext: 319-286-5061

Email: AmyS@cedar-rapids.org

Alternate Contact Person: Bridget McMenemy

Phone Number/Ext: 319-286-5272

Email: b.mcmenemy@cedar-rapids.org

Description of Agenda Item:

Resolutions approving reappointments and thanking the following individuals:

- a. Reappointing John Powers and Jerry Ziese (effective through June 30, 2017) to the Veterans Memorial Commission; CIP/DID #OB572854
- b. Vote of thanks to James Voss for serving on the Parks & Recreation Commission; CIP/DID #OB1187380

Background:

This agenda includes reappointments and votes of thanks for several boards and commissions.

Action / Recommendation:

Approve resolutions as presented.

Alternative Recommendation:

Request additional information regarding the appointments.

Time Sensitivity: None

Resolution Date: August 12, 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 individuals to serve on the Veterans Memorial 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>
John Powers	08/12/14	06/30/17
Jerry Ziese	08/12/14	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 John Powers and Jerry Ziese to the Veterans Memorial Commission for the terms indicated above is hereby given.

Passed this 12th day of August, 2014.

RESOLUTION NO.

WHEREAS, James Voss has devoted considerable time and effort as a member 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 James Voss for serving as a member of the Parks & Recreation Commission.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 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

Phone Number/Ext: 319-286-5083

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

Resolution approving the Cedar Rapids Community School District "Five Seasons Invitational Marching Band Competition" event on October 4, 2014. CIP/DID #SPEC-022484-2014

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure in Cedar Rapids. Street closures require City Council approval.

Action / Recommendation:

Approve motion for this event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 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, Thad Driskell on behalf of the Cedar Rapids Community School District has requested approval to hold the "Five Seasons Invitational Marching Band Competition" event at Kingston Stadium from Noon until 11 PM (including setup and teardown) on Saturday, October 4, 2014, and

WHEREAS, the application requests approval to close Veterans Memorial Drive SW between 15th Street SW and Kurt Warner Drive SW from 3 PM until 10:30 PM, and

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

1. Applicant shall contact and hire an insured traffic control contractor that shall provide all barricades and traffic control required for the street closure.

All barricades and traffic control shall 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 and traffic control to the Police Department and the Traffic Engineering Division prior to the event.

2. 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.

Applicant will be required to hire two (2) off duty officers.

Two (2) officers for eighteen (18) hours total from 2 PM until 11 PM = \$882
estimated expense however is dependent on when officers are able to leave

3. Applicant shall provide written event notification to all property owners adjacent to the areas of the street closure.

Notification shall include the location and date of the event, time required for the 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 and Traffic Engineering Division.

4. Applicant shall provide adequate adult volunteers to assist with event monitoring, participant safety and parking in the lower lot for Kingston Stadium.
5. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.

6. Applicant agrees that any pavement markings or signage 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. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
7. Applicant and food vendors shall meet all applicable requirements of both the Linn County Health Department and the City Code.
8. 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.
9. Applicant shall provide cleanup of the affected area and shall reimburse the City for damage to any portion of public property.
10. 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.
11. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and shall 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 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: 8-12-14

Submitting Department: Solid Waste & Recycling

Presenter at meeting: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

Alternate Contact Person: Sarah

Phone Number/Ext: X4786

Email: s.augustine@cedar-rapids.org

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

1. Resolutions approving assessment actions:
Intent to assess – Solid Waste & Recycling – clean-up costs – four 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: 8-12-14

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., September 10, 2014.

Passed this 12th day of August, 2014.

City of Cedar Rapids
Solid Waste & Recycling Department
Intent To Assess List
7-18-14 - 7-21-14

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
7/18/2014	A01874	142615301000000	Dawn A.	Roth	2828	Seeley Ave	SE	15		\$ 429.75	
7/21/2014	A00265	143228101700000	Sarah A.	Beltz	1372	22nd Ave	SW	289		\$ 299.75	
7/21/2014	A01165	142928401700000	Douglas E.	Johnston	1402	1st Ave	NW	14	3	\$ 414.75	
7/21/2013	A01865	141130200400000	Melissa R & Mohammad	Al Sharairei	142	34th St Dr	SE	13	1	\$ 676.75	
										<u>\$1,821.00</u>	

Council Agenda Item Cover Sheet

Council Meeting Date: 8-12-14

Submitting Department: Solid Waste & Recycling

Presenter at meeting: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

Alternate Contact Person: Sarah

Phone Number/Ext: X4786

Email: s.augustine@cedar-rapids.org

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

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – one property.

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 June 24, 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. 0828-06-14 passed on June 24, 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: 8-12-14

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 12th day of August, 2014.

City of Cedar Rapids
 Solid Waste & Recycling Department
 Special Assessment List
 Service Dates: 5-24-14 - 5-24-14

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
4/8/2014	A01690	1416477019000000 (pursuant to Iowa Code 384.84(4)(a)(3))	Sylvia	Hinchliffe	824	Oakland Rd	NE	16	9	\$ 2,828.28	
										<u>\$ 2,828.28</u>	



Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Division

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

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

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 48 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: 8/12/14

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 23rd day of September, 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 3:00 p.m., September 23, 2014.

Passed this 12th day of August, 2014.

LIEN INTENTS (SPECIAL ASSESSMENTS) 8/12/14

		LIEN INTENTS 8/12/14	
#		Balance Due	Premise Address
1	\$	89.32	213 BROADMORE RD SW
2	\$	278.22	225 34TH ST DR SE
3	\$	187.83	253 SINCLAIR AVE SE
4	\$	99.82	271 27TH AVE SW
5	\$	272.46	351 30TH ST SE
6	\$	141.42	352 WOODLAND DR SE
7	\$	160.03	518 35TH ST SE
8	\$	251.59	633 29TH ST SE
9	\$	147.08	711 18TH ST SE
10	\$	97.26	713 3RD ST SW #4
11	\$	241.59	819 15TH AVE SW
12	\$	164.24	901 WESTWOOD DR NW
13	\$	214.66	910 M AVE NW
14	\$	128.41	948 M ST SW
15	\$	247.57	1006 9TH ST NW
16	\$	373.07	1025 20TH ST SE
17	\$	147.48	1026 11TH AVE SE
18	\$	169.96	1102 WESTWOOD DR NW
19	\$	184.57	1112 8TH ST SE
20	\$	93.50	1200 2ND AVE SE
21	\$	241.40	1212 8TH ST NW
22	\$	69.53	1215 28TH ST SE
23	\$	225.38	1310 M AVE NE
24	\$	345.32	1374 J AVE NE
25	\$	141.92	1415 7TH AVE SE
26	\$	224.24	1502 MT VERNON RD SE
27	\$	87.68	1528 A AVE NE
28	\$	168.01	1528 L ST SW
29	\$	53.28	1650 A AVE NE
30	\$	280.78	1700 BEVER AVE SE
31	\$	191.04	1701 HOOVER TRAIL CT SW
32	\$	144.87	1800 1ST AVE NW
33	\$	183.52	1817 HAMILTON ST SW
34	\$	241.80	1819 D ST SW
35	\$	304.11	1912 29TH ST SW
36	\$	133.92	1954 MT VERNON RD SE
37	\$	158.40	2001 2ND ST SW
38	\$	162.03	2601 12TH AVE SW
39	\$	232.46	2626 FRUITLAND BLVD SW
40	\$	198.36	2828 SEELEY AVE SE
41	\$	309.78	3023 CENTER POINT RD NE
42	\$	312.33	3321 WAVELAND DR NW

LIEN INTENTS 8/12/14			
#		Balance Due	Premise Address
43	\$	107.19	3701 NORTHWOOD DR NE
44	\$	274.07	4710 TWIN PINE DR NE
45	\$	220.36	5714 RUHD ST SW
46	\$	128.27	6503 BOXWOOD LN NE
47	\$	57.86	6715 CREEKSIDE DR NE #3
48	\$	59.79	7916 GRAY FOX DR NE
	\$	8,947.78	Grand Total
		48	Number of Properties
	\$	57.86	Balance Due - Low
	\$	373.07	Balance Due - High



Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Division

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

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

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 20 properties.
CIP/DID #OB1277131

The property address listing is included with the resolution. [**Note:** The Intent to Assess Resolution was approved at the June 24th 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. 0830-06-14 on June 24, 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: 8/12/14

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 12th day of August, 2014.

SPECIAL ASSESSMENTS (TO BE LIENED) 8-12-14

SPECIAL ASSESSMENTS 8-12-14			
LIEN INTENTS 6/24/14			
#	Balance Due	Premise Address	
1	\$ 174.20	321 GREEN VALLEY TER SE	
2	\$ 252.46	365 21ST ST SE	
3	\$ 162.26	415 GWENDOLYN DR NE	
4	\$ 220.37	535 10TH ST SW	
5	\$ 166.98	612 18TH AVE SW	
6	\$ 107.18	1017 A AVE NW	
7	\$ 277.70	1021 DANIELS ST NE	
8	\$ 242.66	1045 25TH ST NE	
9	\$ 89.45	1102 WESTWOOD DR NW	
10	\$ 238.70	1225 20TH AVE SW	
11	\$ 251.59	1242 3RD AVE SE	
12	\$ 84.38	1244 WILSON AVE SW	
13	\$ 183.75	1291 ELMHURST DR NE	
14	\$ 179.49	1612 K AVE NE	
15	\$ 121.42	1700 SHERBROOK DR NE	
16	\$ 130.09	1713 7TH AVE SE	
17	\$ 215.49	1915 C AVE NE	
18	\$ 285.58	3225 12TH ST SW	
19	\$ 202.19	6001 BETHPAGE CIR SW	
20	\$ 225.10	7414 WORCESTER RD, PALO	
	\$ 3,811.04	Grand Total	
	20	Number of Properties	
	\$ 84.38	Balance Due - Low	
	\$ 285.58	Balance Due - High	

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Division

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

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

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 21 properties. CIP/DID #OB1292669

The property address listing is included with the resolution. [**Note:** The Intent to Assess Resolution was approved at the July 8th 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. 0894-07-14 on July 8, 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: 8/12/14

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 12th day of August, 2014.

SPECIAL ASSESSMENTS (TO BE LIENED) 8-12-14

SPECIAL ASSESSMENTS 8-12-14			
LIEN INTENTS 7/08/14			
#	Balance Due	Premise Address	
1	\$ 272.53	118 15TH ST NE - UP LEFT	
2	\$ 79.92	207 10TH AVE SW	
3	\$ 152.90	215 7TH AVE SW	
4	\$ 235.24	232 20TH ST NW	
5	\$ 111.47	400 32ND ST NE	
6	\$ 222.73	513 17TH ST SE	
7	\$ 139.80	521 34TH ST NE	
8	\$ 412.01	607 CONCORD LN NW	
9	\$ 80.26	806 2ND AVE SW	
10	\$ 143.96	807 2ND AVE SW - WEST	
11	\$ 123.35	816 18TH AVE SW - FRONT	
12	\$ 170.93	854 12TH ST NE	
13	\$ 400.41	1031 5TH AVE SE	
14	\$ 76.69	1407 4TH AVE SE	
15	\$ 346.91	1424 BEVER AVE SE	
16	\$ 160.81	1537 34th ST NE	
17	\$ 124.19	1740 7TH AVE SE	
18	\$ 88.62	1935 E AVE NW	
19	\$ 90.90	2427 G AVE NE	
20	\$ 108.30	2434 MALLORY ST SW	
21	\$ 136.92	3016 D AVE NE	
	\$ 3,678.85	Grand Total	
	21	Number of Properties	
	\$ 76.69	Balance Due - Low	
	\$ 412.01	Balance Due - High	

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 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:

Resolution accepting project, approving performance bond and authorizing issuance of final payment for the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, final payment in the amount of \$31,878.10 and the 2-Year Performance Bond submitted by Tricon General Construction, Inc. (original contract amount was \$506,000; final contract amount is \$637,561.97) (**FLOOD**); CIP/DID #VME001-06

Background:

Construction has been substantially completed by Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project. This is a FEMA funded project (VME-001-06) with a final construction contract amount of \$637,561.97.

Action / Recommendation:

The Veterans Memorial Director recommends adoption of the Resolution to accept the project, the performance bond and issue final payment to the contractor in the amount of \$31,878.10.

Alternative Recommendation:

None

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time:

Budget Information (if applicable): VME-001-06 (522000-330-330020-18512-VME001)

Local Preference Policy Applies Exempt

Explanation:

VET
FIN
CLK
TRS
AUD FILE
TRICON
NEUMANN
VME001-06
OB377545

RESOLUTION NO.

WHEREAS, the Veterans Memorial Director certifies construction contract work on the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, Contract No. VME001-06, has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 22, 2013 in the amount of \$506,000 covering said work filed by Tricon General Construction, Inc. and executed by Fidelity and Deposit Company of Maryland 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 Veterans Memorial Director's recommendation, the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, Contract No. VME001-06, be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$31,878.10 to Tricon General Construction, Inc. as final payment.

The final contract price is \$637,561.97 distributed as follows: 522000-330-330020-18512-VME001 and,

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 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:

Resolution accepting project, approving performance bond and authorizing issuance of final payment for the Veterans Memorial Phase Controls Package project, final payment in the amount of \$12,190.25 and the 2-Year Performance Bond submitted by Halvorson Trane (original contract amount was \$219,250; final contract amount is \$243,805) (**FLOOD**); CIP/DID #VME001-05

Background:

Construction has been substantially completed by Halvorson Trane for the Veterans Memorial Controls Package project. This is a FEMA funded project (VME-001-05) with a final construction contract amount of \$243,805.

Action / Recommendation:

The Veterans Memorial Director recommends adoption of the Resolution to accept the project, the performance bond and issue final payment to the contractor in the amount of \$12,190.25.

Alternative Recommendation:

None

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time:

VME-001-05 (552000-330-330020-18512-VME001,
552000-330-330020-18517-VME001-IJN & 552000-330-

Budget Information (if applicable): 330020-18515-VME001-NG)

Local Preference Policy Applies Exempt

Explanation:

VET
FIN
CLK
TRS
AUD FILE
HALVORSON TRANE
NEUMANN
VME001-05
OB377545

RESOLUTION NO.

WHEREAS, the Veterans Memorial Director certifies construction contract work on the Veterans Memorial Controls Package project, Contract No. VME001-05, has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 30, 2012 in the amount of \$219,250 covering said work filed by Halvorson Trane and executed by Employers Mutual 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 Veterans Memorial Director's recommendation, the Veterans Memorial Controls Package project, Contract No. VME001-05, be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$12,190.25 to Halvorson Trane as final payment.

The final contract price is \$243,805 distributed as follows:

\$193,386	552000-330-330020-18512-VME001
\$ 2,308	552000-330-330020-18517-VME001-IJN
\$ 48,111	552000-330-330020-18515-VME001-NG

and,

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 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

Presenter at meeting: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

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

Resolution accepting project, authorizing final payment in the amount of \$35,672.77 and approving the four-year Performance Bond submitted by Vieth Construction Corporation for the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project (original contract amount was \$821,330.61; final contract amount is \$713,455.45). CIP/DID #301665-04

Background:

Construction has been substantially completed by Vieth Construction Corporation for the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project. This is an approved Capital Improvements Project (CIP No. 301665-04) with a final construction contract amount of \$713,455.45. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

Action / Recommendation:

The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$35,672.77.

Alternative to the Recommendation:

There is no alternative recommendation, but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: Project was awarded prior to policy implementation.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project (Contract No. 301665-04), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated May 27, 2012 in the amount of \$782,730.61 covering said work filed by Vieth Construction Corporation and executed by North American Specialty Insurance Company provides a four-year correction period for defects in materials and workmanship, and

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

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

, now therefore

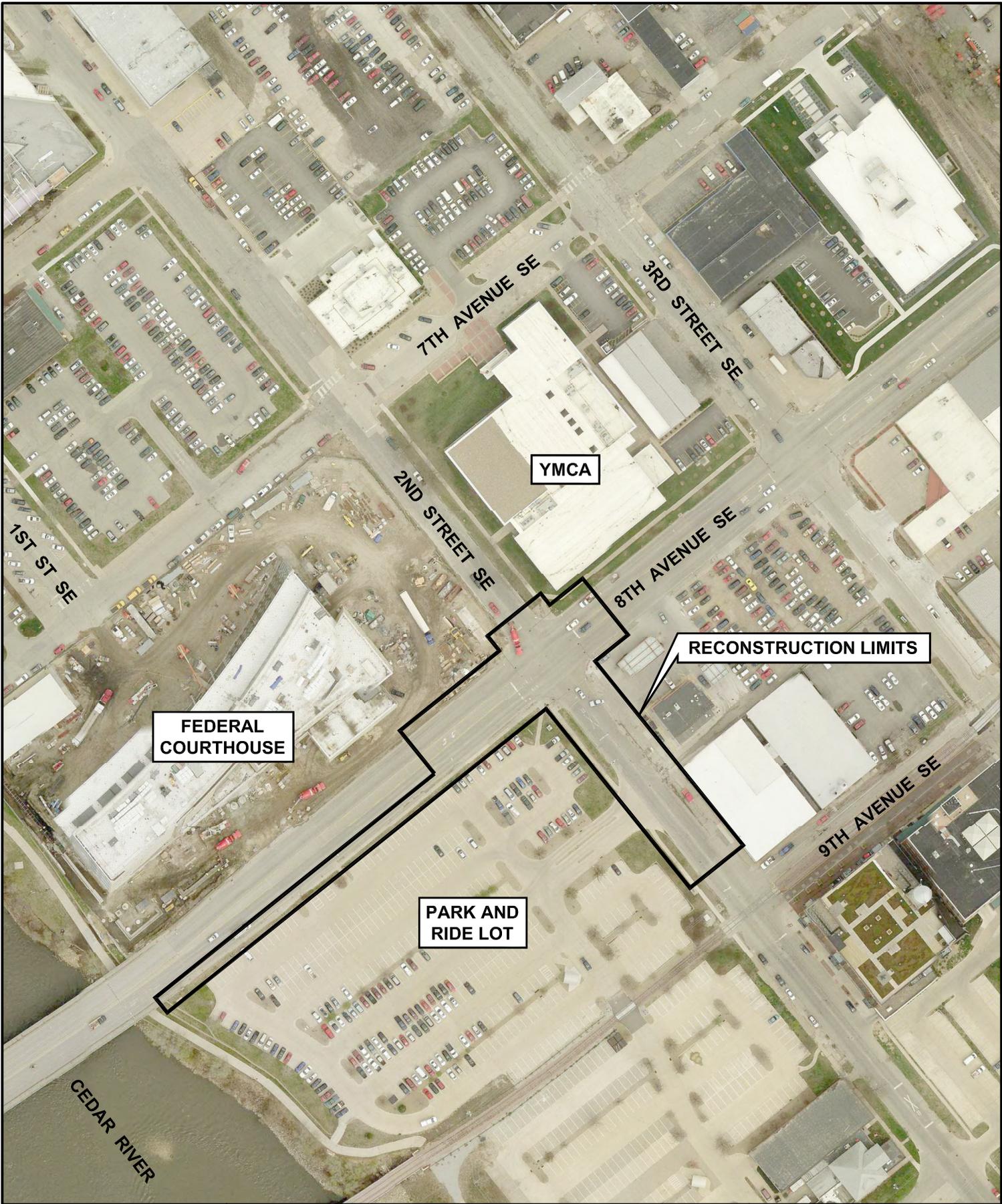
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the four-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the 2nd Street SE from 8th Avenue to 9th Avenue Roadway Reconstruction and Utility Improvements project, (Contract No. 301665-04) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$35,672.77 to Vieth Construction Corporation as final payment.

The final contract price is \$713,455.45 distributed as follows: \$713,445.45; \$218,231.35 301-301000-30185-301665, \$113,463.75 306-306000-30685-306202, \$132,120.75 321-321000-32185-321534, \$20,925.50 625-625000-625884-6252012057, \$228,714.10 330-330210-18511-SSD005, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.



FEDERAL COURTHOUSE

YMCA

PARK AND RIDE LOT

RECONSTRUCTION LIMITS



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





Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5258

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

Phone Number/Extension: 5808

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **YES Map**
 Resolution accepting project, authorizing final payment in the amount of \$434,697.86 and approving the two-year Performance Bond submitted by Knutson Construction Services Midwest, Inc. for the Cedar Rapids Public Library Project – General Contractor (original contract amount was \$14,235,000; final contract amount is \$15,578,957.10) **(FLOOD)**. CIP/DID #PLE001-20

Background:

Construction has been substantially completed by Knutson Construction Services Midwest, Inc. for the Cedar Rapids Public Library Project – General Contractor. This is an approved Capital Improvements Project (CIP No. PLE001-20), with a final construction contract amount of \$15,578,957.10. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

Action / Recommendation:

The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$434,697.86.

Alternative to the Recommendation:

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, two-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA

Local Preference Policy: Applies Exempt
Explanation: FEMA policy does not allow.

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

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Cedar Rapids Public Library Project – General Contractor project (Contract No. PLE001-20), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated October 12, 2011 in the amount of \$14,235,000 covering said work filed by Knutson Construction Services Midwest, Inc. and executed by Travelers Casualty and Surety Company of America provides a two-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$14,235,000.00
Change Order No. 1	79,031.00
Change Order No. 2	21,986.00
Change Order No. 3	431,162.00
Change Order No. 4	61,940.00
Change Order No. 5	88,649.00
Change Order No. 6	73,982.00
Change Order No. 7	127,951.00
Change Order No. 8	61,320.00
Change Order No. 9	39,610.00
Change Order No. 10	20,430.00
Change Order No. 11	26,522.00
Change Order No. 12	15,992.00
Change Order No. 13	56,416.60
Change Order No. 14	105,832.50
Change Order No. 15	120,969.00
Change Order No. 16	<u>12,164.00</u>
Amended Contract Amount	\$15,578,957.10

, 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 began on July 31, 2013, and

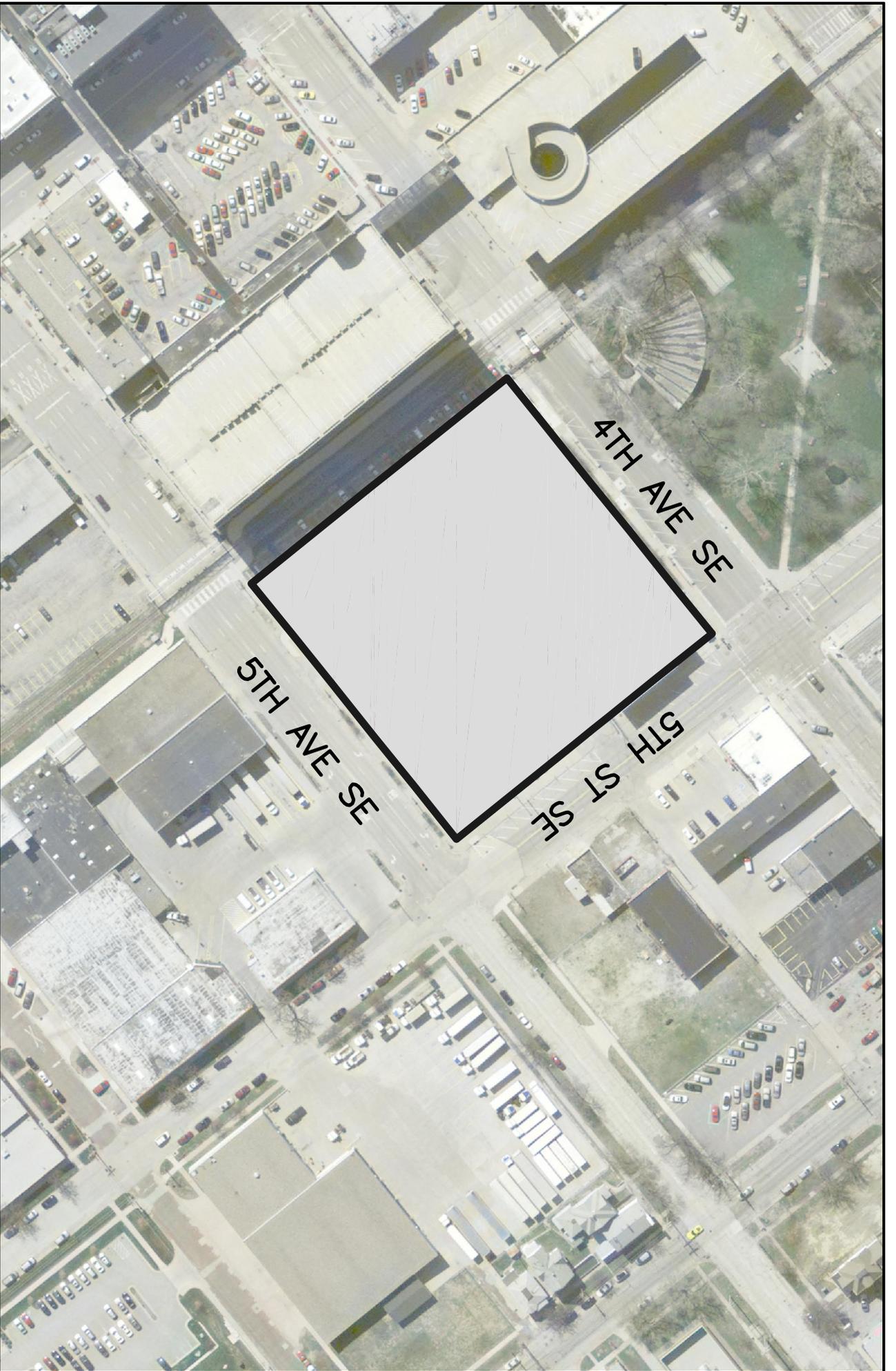
BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Public Library Project – General Contractor, (Contract No. PLE001-20) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$434,697.86 to Knutson Construction Services Midwest, Inc. as final payment.

The final contract price is \$15,578,957.10 distributed as follows: \$15,578,957.10 330-330210-18512-PLE001

, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.



4TH AVE SE

5TH ST SE

5TH AVE SE



SCALE: NONE

CEDAR RAPIDS PUBLIC LIBRARY



CEDAR RAPIDS
City of Five Seasons

PLE001



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

Presenter at meeting: Pat Wieneke
E-mail Address: p.wieneke@cedar-rapids.org

Phone Number/Extension: 5848

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

Resolution accepting project, authorizing final payment in the amount of \$11,269.74 and approving the four-year Performance Bond submitted by Municipal Pipe Tool Co., LLC for the Sanitary Sewers Quadrant Flood Repair Lining Package #2 - 2012 project (original contract amount was \$281,461.50; final contract amount is \$225,394.90) (**FLOOD**). CIP/DID #SSD102-04

Background:

Construction has been substantially completed by Municipal Pipe Tool Co., LLC for the Sanitary Sewers Quadrant Flood Repair Lining Package #2 - 2012 project. This is an approved Capital Improvements Project (CIP No. SSD102-04), with a final construction contract amount of \$225,394.90. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

Action / Recommendation:

The Public Works Department recommends adoption of the Resolution to accept the project and performance bond, and issue final payment to the contractor in the amount of \$11,269.74.

Alternative to the Recommendation:

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and the City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: August 12, 2012

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA PW #SSD102

Local Preference Policy: Applies Exempt

Explanation: FEMA funded project

Recommended by Council Committee: Yes No N/A

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Sanitary Sewers Quadrant Flood Repair Lining Package #2 - 2012 project (Contract No. SSD102-04), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 8, 2013 in the amount of \$272,461.50 covering said work filed by Municipal Pipe Tool Co., LLC and executed by Merchants Bonding Company (Mutual) provides a four-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$272,461.50
Possible Incentive	9,000.00
Change Order No. 1	3,400
Change Order No. 2	(55,966.60)
Removal of Original Incentive Value	<u>(3,500.00)</u>
Amended Contract Amount	\$225,394.90

, now therefore

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

BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the Sanitary Sewers Quadrant Flood Repair Lining Package #2 - 2012 project, (Contract No. SSD102-04) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$11,269.74 to Municipal Pipe Tool Co., LLC as final payment.

The final contract price is \$225,394.90 distributed as follows: \$225,394.90 330-330240-18511-SSD102, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Rob Davis

Phone Number/Ext: 5808

Email: robd@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Resolution accepting project and Performance Bond and authorizing issuance of final payment in the amount of \$11,966.25 and approving the 2-Year Performance Bond submitted by T2 Systems, Inc. for the Cedar Rapids Convention Complex Parking Ramp Equipment project. (original contract amount was \$251,295.05; final contract amount is \$251,295.05). CIP/DID # 0313-213

Background:

This project is for equipment for the parking ramp at the Cedar Rapids Convention Complex. City Council awarded the project to T2 Systems, Inc. by Resolution No. 0956-06-13. The Public Works Department – Engineering division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated June 13, 2013 in the amount of \$251,353.32 covering said work filed by T2 Systems, Inc. and executed by International Fidelity Insurance Company provides a two-year correction period for defects in materials and workmanship.

Contract Summary:

Original Contract, Resolution No. 0956-06-13	\$251,295.05
Amendment No. 1 to add scope of work	\$14,735.00
Amendment No. 2 to delete the scope of work added in Amendment No. 1	(\$14,735.00)
Contract Total	\$251,295.05

This resolution is to release final payment to T2 Systems, Inc. of \$11,966.25.

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy Applies Exempt

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids and T2 Systems, Inc. are parties to a Contract for the Cedar Rapids Convention Complex Parking Ramp Equipment project authorized by Resolution No. 0956-06-13; and

WHEREAS, the Public Works Department – Engineering Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications; and

WHEREAS, a Performance Bond dated June 13, 2013 in the amount of \$251,353.32 covering said work filed by T2 Systems, Inc. and executed by International Fidelity Insurance 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. 0956-06-13	\$251,295.05
Amendment No. 1 to add scope of work	\$14,735.00
Amendment No. 2 to delete the scope of work added in Amendment No. 1	(\$14,735.00)
Contract Total	\$251,295.05

AND BE IT FURTHER RESOLVED that based on the recommendation by the Public Works Department 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 \$11,966.25 to T2 Systems, Inc.; and

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

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Date: August 12, 2014

Submitting Department: Utilities - Water Division

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

Alternate Contact: Ken Russell **Phone No.:** 5926 **E-mail:** k.russell@cedar-rapids.org

Description of Agenda Item:

Resolutions accepting projects and Performance Bonds and/or authorizing issuance of final payments:

- a. Bever-Linden-Blake SE Area 2011 Water Main Improvements - Phase 1 project, authorize issuance of final retainage payment in the amount of \$22,694.39 and approving the 2-Year Performance Bond submitted by Ricklefs Excavating, Ltd. (original contract amount was \$437,716.80; the final contract amount is \$453,887.72). CIP/DID #2011025-02

Background:

The Utilities Department – Water Division replaced approximately 918 LF of 8” water main, 28 LF of 6” water main and 13 LF of 4” water main, and water service reconnections along Linden Drive, Blake Boulevard and Bever Avenue SE. Also part of the project was the installation of 8” sanitary sewer and manhole structures, installation and replacement of storm structures, installation of 15” storm sewer, removal and replacement of various pavements, mill and overlay and site restorations.

The original contract amount was \$437,716.80 and the final contract amount is \$453,887.72, which includes seven change orders totaling \$16,170.92. The change orders were 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.

Construction has been substantially completed by Ricklefs Excavating Ltd. for the Bever-Linden-Blake SE Area 2011 Water Main Improvements - Phase 1 project and the Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation:

The Utilities Department – Water Division recommends that City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final payment in the amount of \$22,694.39 to Ricklefs Excavating, Ltd, thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation:

There is no alternative to the recommendation, but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to the Contractor and the two-year performance bond period cannot begin) and the City could be subject to claims since the Contractor has fulfilled the terms of the contract.

Time Sensitivity: None, routine item

Resolution Date: 08/12/2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

1. **Included in Current Budget Year:** The Utilities portion of the project was funded from the FY15 and prior Years Utilities Department–Water Division CIP budget and coded to 553000-625-625000-625884-6252011025-02 and from the FY15 and prior Years Sanitary Sewer CIP budget coded to 655-655000-655996.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 and prior Years CIP budget for water includes \$1,500,000 for engineering and construction of replacement type projects under CIP number 625884 and \$600,000 under CIP number 655996 for sanitary sewer.
3. **Purchasing Department used or Purchasing Guidelines followed Purchasing Department:**
Purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the Bever-Linden-Blake SE Area 2011 Water Main Improvements - Phase 1 project (Contract No. 2011025-02) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated September 11, 2012 in the amount of \$437,716.80 covering said work filed by Ricklefs Excavating, Ltd. 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

BE IT FURTHER RESOLVED that the Utilities Department – Water Division recommends the Bever-Linden-Blake SE Area 2011 Water Main Improvements - Phase 1 project (Contract No. 2011025-02) be hereby accepted and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$22,694.39 for final (retainage) payment to Ricklefs Excavating, Ltd., thirty days after acceptance in accord with Iowa State Code.

BE IT FURTHER RESOLVED, that sales tax was not paid on the project; and a cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$437,716.80
Change Order No. 1	850.00
Change Order No. 2	9,862.97
Change Order No. 3	3,798.86
Change Order No. 4	1,431.20
Change Order No. 5	1,079.20
Change Order No. 6	20,665.11
Change Order No. 7	<u>(21,516.42)</u>
Total Contract Amount	\$453,887.72

The contract was funded from the Utilities Department – Water Division and Sanitary Sewer CIP fiscal year budgets and coded to 553000-625-625000-625884-6252011025-02 and 655-655000-655996.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Facility Division

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

Alternate Contact: Bruce Jacobs **Phone No.:** 5913 **E-mail:** b.jacobs@cedar-rapids.org

Description of Agenda Item:

Resolutions accepting projects, approving Performance Bonds and/or authorizing issuance of final payments:

- a. D-1 Clarifier Rehabilitation and DAFT A & B Improvements project, authorize issuance of final retainage payment in the amount of \$116,827.22 and approving the 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). CIP/DID #615173-02.

Background:

The Work generally consisted of D-1 clarifier rehabilitation including coated steel clarifier mechanism, removal and replacement of grout topping slab, concrete repair, new drain manhole and piping, groundwater dewatering wells, and appurtenances; and Dissolved Air Flotation thickener (DAFT) A and B improvements including additional skimmer arms, baffle extensions, pressurization tanks, spare pressurization pump, polymer injection rings, sludge density meter, flow meters, valves, piping and appurtenances all at the Cedar Rapids Water Pollution Control Facility, Cedar Rapids, Iowa.

Change Order No.1 was approved by the City Manager in June 2014 for a net increase in the amount of \$21,944.34. The Contract amount with Change Order No.1 is \$2,336,544.34.

Construction has been substantially completed by Rice Lake Construction Group for the D-1 Rehabilitation DAFT A & B Improvements.

Action / Recommendation:

The Utilities – Water Pollution Control Facility staff recommends that the City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final payment in the amount of \$116,827.22 to Rice Lake Construction Group in accordance with the State of Iowa Code.

Alternative Recommendation: None

Time Sensitivity: Action needed 08-12-14

Resolution Date: 08-12-14

Estimated Presentation Time: 0 Minutes

Budget Information Process Information:

- 1) **Included in Current Budget Year:** The project was funded from the FY2012, FY2013, and FY2014 Utilities Department – WPC Division CIP budgets and coded to 925-553000-615-615000-X-X-615173.
- 2) **Analysis of the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The WPC FY2012, FY2013, and FY2014 budgets included \$2,350,000. The total project cost is \$2,719,544.34 which includes engineering design, estimated at \$383,000.00 and construction services, at \$2,336,544.34.
- 3) **Purchasing Department used or Purchasing Guidelines followed:** Yes, construction of the project was bid as a public improvement.

Local Preference Policy Applies Exempt

Explanation: The Local Preference Policy does not apply to capital improvement projects

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Pollution Control Facility certifies construction contract work on the Cedar Rapids Water Pollution Control Facility D-1 Clarifier Rehabilitation and DAFT A & B Improvement project (Contract No. 615173-02) is substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated May 3, 2012 in the amount of \$2,314,600 covering said work filed by Rice Lake Construction Group and executed by Federal Insurance 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 the Utilities Department – Water Pollution Control Facility staff recommends that the City Council approve the resolution to accept the project and performance bond, authorize issuance of final payment in the amount of \$116,827.22 to Rice Lake Construction Group, thirty days after acceptance in accord with the State of Iowa Code. The original contract amount was \$2,314,600; final contract amount is \$2,336,544.34.

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.



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. 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 two-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). 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.

WCD #6	Power and Data to Control Gates	\$8,386
	Fire Dept. Related Change – Relocation of fire hose connection	\$4,034
	Fire Extinguisher Cabinet Locations	\$0
	Fire Sprinkler Standpipe Termination	\$0
	Floor Drain Vent Pipe Modification	\$0
	Backflow Device and Water Meter Enclosure – 3 separate circuits to the enclosure and hook up	\$3,683
	Install Cat 5 cable for North Kiosk-	\$480
	Re-feed adjacent parking lot lights and gate	\$2,004
	Frost Excavation for City Fiber and Communications	\$1,497
WCD #7	Time adjustment for addition of climate control system for computer equipment in electric room (Item 04-CE054 WCD #5)	July 15, 2014

Construction has been substantially completed by Justice Electric Company for the 2nd Street SE Parking Ramp at 7th Avenue – Electrical project. This is an approved Capital Improvements Project (CIP No. 635120-22) with a final construction contract amount of \$438,123. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 (Final) submitted by Justice Electric Company and adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$21,906.19.

Alternative to the Recommendation:

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, two-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: August 12, 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):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies that the work on 2nd Street SE Parking Ramp at 7th Avenue – Electrical (Contract No. 635120-22), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated February 1, 2013 in the amount of \$362,060 covering said work filed by Justice Electric Company and executed by IMT Insurance 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 City Manager is authorized to sign Change Order No. 5 (Final) in the amount of \$20,084 with Justice Electric Company for the 2nd Street SE Parking Ramp at 7th Avenue - Electrical, 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	5,309
Change Order No. 5	<u>20,084</u>
Amended Contract Amount	\$438,123

General ledger coding for this Change Order to be as follows: \$20,084 635-635000-635120

BE IT FURTHER RESOLVED that the 2nd Street SE Parking Ramp at 7th Avenue - Electrical, (Contract No. 635120-22) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$21,906.19 to Justice Electric Company as final payment.

The final contract price is \$438,123 distributed as follows: \$438,123 635-635000-635120

BE IT FURTHER RESOLVED, that the two-year correction period as provided by the Performance Bond began on July 1, 2014, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Reasoner

Phone Number/Extension: 5806

E-mail Address: j.reasoner@cedar-rapids.org

Alternate Contact Person: Chris Strecker, PE

Phone Number/Extension: 5820

E-mail Address: c.strecker@cedar-rapids.org

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

Approval of two (2) Final Plats:

- a. Westwind Creek Eighth Addition, located west of 18th Street SW opposite Blackberry Circle SW. CIP/DID #FLPT-009392-2014
- b. Hawks Point Sixth Addition, located east of West Post Road SW at Dostal Drive SW and Mayfair Street SW extensions. CIP/DID #FLPT-010730-2014

Background:

The developers submitted the Final Plats in conformance with previously approved preliminary plats. The Public Works Department reviewed the submittals and determined they comply with applicable preliminary plat conditions and applicable requirements for the following final plats:

- a. Westwind Creek Eighth Addition to Cedar Rapids, Linn County, Iowa, located west of 18th Street SW opposite Blackberry Circle SW, containing nineteen (19) lots and a total plat area of 6.71 acres. CIP/DID #FLPT-009392-2014
- b. Hawks Point Sixth Addition, located east of West Post Road SW at Dostal Drive SW and Mayfair Street SW extensions, containing twenty two (22) lots and a total plat area of 4.50 acres. CIP/DID #FLPT-010730-2014

Action / Recommendation:

The Public Works Department recommends approval of the resolution to approve Final Plats of Westwind Creek Eighth Addition and Hawks Point 6th Addition to Cedar Rapids, Linn County, Iowa.

Alternative to the Recommendation:

1. Defer action until additional information is provided by the developer to address City Council requests.
2. Deny approval of plat and specify supplemental reasonable requirements to be met prior to reconsideration.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

Local Preference Policy: Applies Exempt

Explanation: Policy does not apply to final platting subdivisions.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
CLK
ASR
DSD
SWM
BSD
PD
FIR
WTR
STR
IT
LC SHERIFF
AMBULANCE
POST OFFICE
MIDWEST DEV
FLPT-009392-2014

**RESOLUTION NO.
RESOLUTION APPROVING PLAT**

WHEREAS, A PLAT OF WESTWIND CREEK EIGHTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Eighteen (18) numbered lots, Numbered consecutively from One Hundred Fifty-Five (155) through One Hundred Seventy-Two (172), and One Lettered lot, lettered Lot 'A', both inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Development Agreement
2. Agreement to Construct a Temporary Rock Cul-de-sac (Huntsboro Lane SW)

and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Public Works Director / City Engineer,

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

1. The City Council concurs with the recommendation of the City Engineer, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Westwind Creek Eighth Addition in the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of all lands within the plat that are designated for streets, more specifically Lot 'A' (Huntsboro Lane SW) is hereby approved and accepted, and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City

Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

Passed this _____ day of _____, 2014.

_____ Mayor

Attest:

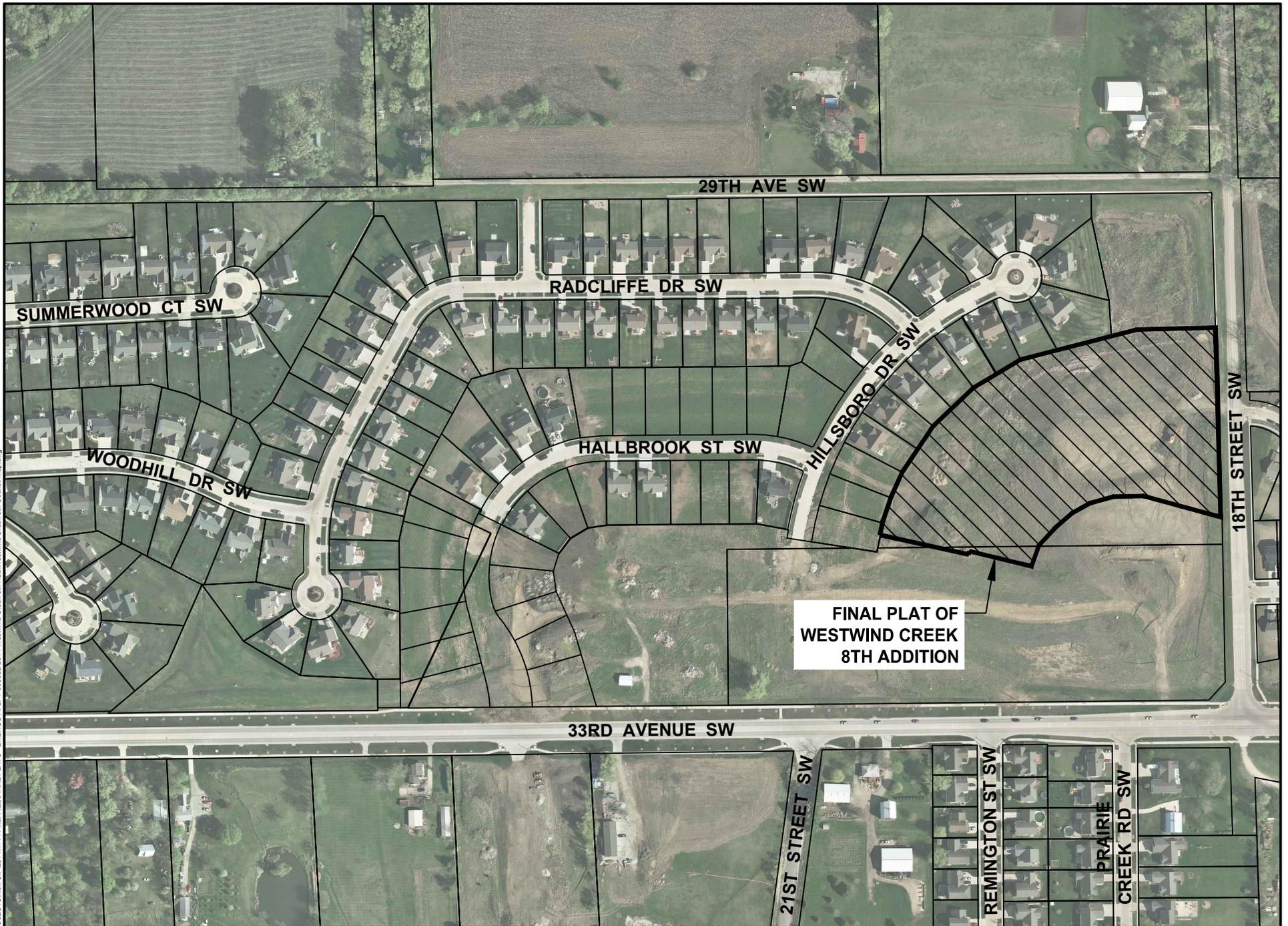
_____ City Clerk

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this _____ day of _____, 2014.

City Clerk

Cadd File Name: W:\PROJECTS\New-CIP\2014\714 Final Plans\FINAL PLATS - EMERGOVE\PT-009392-2014 Westwind Creek 8th Addn\WestwindCreek 8th Council Map.dwg



**FINAL PLAT OF
WESTWIND CREEK 8TH ADDITION
LOCATION MAP**



ENG
CLK
ASR
DSD
SWM
BSD
PD
FIR
WTR
STR
IT
LC SHERIFF
AMBULANCE
POST OFFICE
THOMAS DOSTAL
FLPT-010730-2014

**RESOLUTION NO.
RESOLUTION APPROVING PLAT**

WHEREAS, A PLAT OF HAWKS POINT SIXTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Twenty (20) numbered lots, Numbered consecutively from One (1) through Twenty (20), and Two (2) lettered Lots, lettered Lot 'A' and Lot 'B', both inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Development Agreement
2. 20-foot Sanitary Sewer Easement (Off-site)
3. 20-foot Watermain Easement (Off-site)
4. Storm Sewer and Drainage Easement (Off-site)

, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Public Works Director / City Engineer,

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

1. The City Council concurs with the recommendation of the City Engineer, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Hawks Point Sixth Addition in the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of all lands within the plat that are designated for streets, more specifically Lot A (Mayfair Street SW, James Parkway SW and Dostal Drive SW) is hereby approved and accepted, and the dedication of the public easements for the purposes shown on the final plat is hereby

approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

Passed this _____ day of _____, 2014.

_____ Mayor

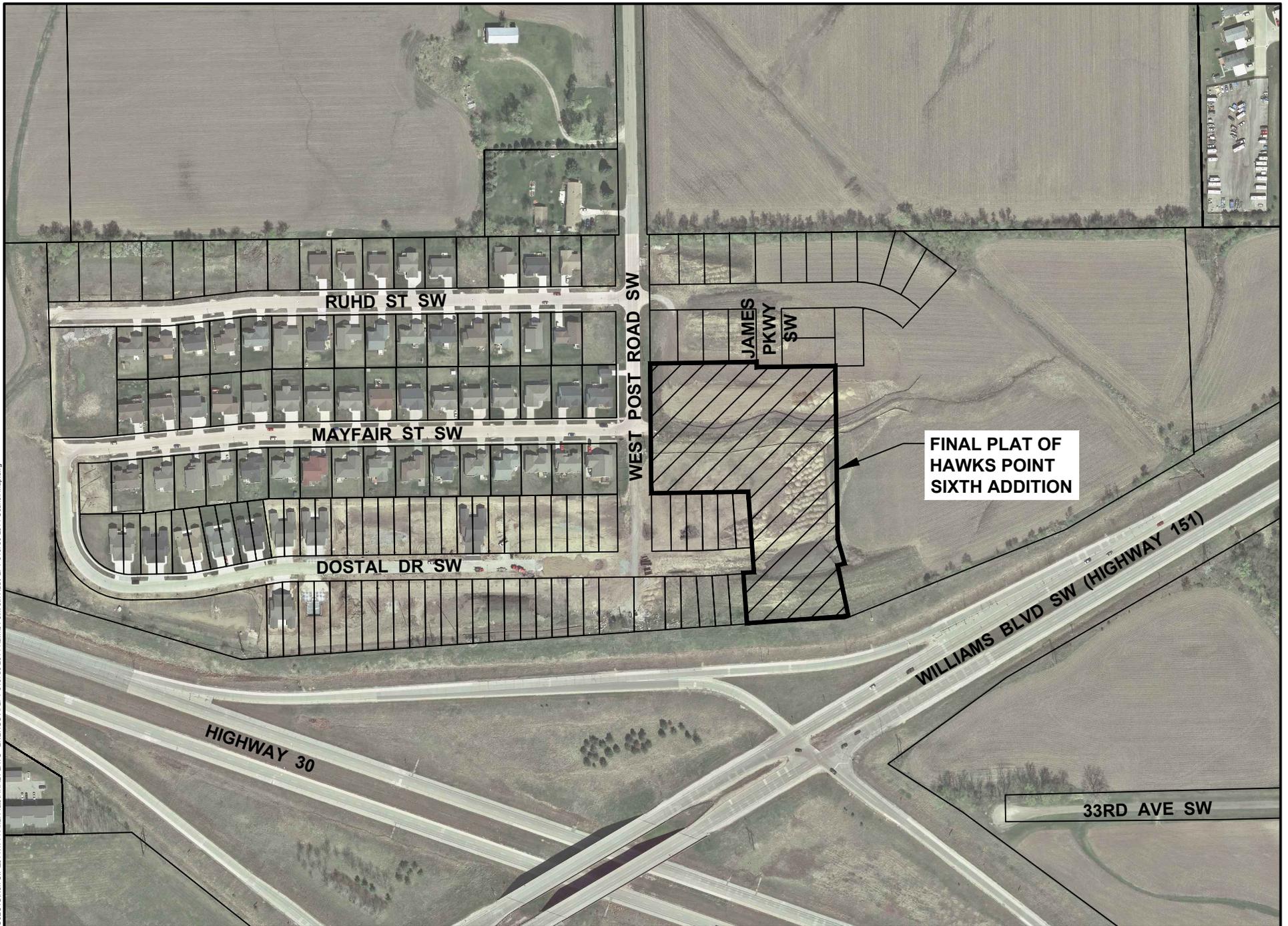
Attest:

_____ City Clerk

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this _____ day of _____, 2014.

City Clerk



**FINAL PLAT OF
HAWKS POINT
SIXTH ADDITION**



**FINAL PLAT OF
HAWKS POINT SIXTH ADDITION
Location Map**



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development Department

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

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

Resolutions authorizing payment of Annual Economic Development Grants:

a. Nordstrom.com	for	\$48,590.00	(Year 8 of 10)	CIP/DID #OB717
b. Highway Equipment	for	\$ 97,147.80	(Year 4 of 5)	CIP/DID #OB275999
c. The Pointe at Cedar Rapids	for	\$ 524,331.60	(Year 4 of 6)	CIP/DID #OB328256
d. J Rettenmaier	for	\$ 212,835.00	(Year 6 of 11)	CIP/DID #OB401618
e. 500First	for	\$ 172,617.20	(Year 7 of 10)	CIP/DID #OB559007
f. TrueNorth	for	\$ 158,758.40	(Year 1 of 10)	CIP/DID #NEW
g. PBI-GRR, LLC	for	\$ 86,838.23		CIP/DID # OB337096

Seven separate resolutions have been prepared to authorize payment of Economic Development Grants to Nordstrom.com, Highway Equipment, The Pointe at Cedar Rapids, LLC, J Rettenmaier, 500First, TrueNorth, and PBI-GRR, LLC. The grant payments are contingent upon the completion of minimum improvements and employment commitments specified in the respective Agreements for Private Redevelopment with the City. The grant amounts are based upon the actual amount of increased property tax paid to the City in Fiscal Year 2013/14 for the January 1, 2012 assessed valuations. Each business submitted Annual Employment Certifications to the City for the reporting period of November 1, 2012 through October 1, 2013 to establish that the required employee creation and/or retention levels were met or exceeded.

These Economic Development Agreements were approved prior to the City Council's Economic Development Policy adopted in May 2008. However, each project supports the objectives of the current policy. Please refer to the table below for specifics on the minimum investment, employment commitments, and annual payroll figures, as well as the corresponding grant payment amounts for each project. This data demonstrates the value added to the community through significant increase to the tax base and job creation.

PBI-GRR, LLC

The Agreement for Private Redevelopment for PBI-GRR, LLC provides for the repayment of tax increment revenues in the form of Semi-Annual Economic Development Grant payments. The grant payments reflect only the property tax increment collected by the City as a result of the Bottleworks renovation project.

There are two specific purposes for which the grant payments may be applied:

1. Buyer Assistance Program

The initial purpose of the grants is to reimburse the Developer the actual cost incurred for providing a Buyer Assistance Program. The assistance is offered to prospective purchasers, as an incentive to locate in the downtown area. The total maximum reimbursement for the Buyer Assistance Program is \$700,000.

2. Park Improvements

Once the Buyer Assistance Program is completed, tax increment revenues will be available to reimburse the Developer one-half of the total cost of park improvements on the adjacent property, up to a maximum of \$100,000. In addition to the Semi-Annual Economic Development Grant payments, the Agreement allows tax increment revenues generated by the redevelopment of the Bottleworks building to off-set the property assessment associated with the 3rd Street Streetscape Improvements.

The Agreement for Private Redevelopment was authorized by the City Council on April 9, 2008, prior to the City Council's Economic Development Policy adopted in May 2008. However, this project supports the objectives of the current policy. Specifically, the reinvestment in the Bottleworks building boosts the property tax base, creates a long-term commitment, provides housing options in the downtown area, and avoids the potential negative impact of a vacant building.

<u>Business</u>	<u>Minimum Investment</u>	<u>Jobs Committed</u>	<u>Jobs Provided</u>	<u>Payroll</u>	<u>ED Grant</u>	<u>Date</u>
Nordstrom.com	\$13,000,000	275	396	\$14,437,893	\$48,590.00	2/11/2004
Highway Equipment	\$4,800,000	115	158	\$20,215,631	\$97,147.80	3/21/2001
The Pointe at Cedar Rapids, LLC	\$10,000,000	7	11	\$305,929	\$524,331.60	5/28/2008
J Rettenmaier	\$11,000,000	67	83	\$4,827,288	\$212,835.00	11/13/2008
500 First	\$4,400,000	30	69	\$5,824,725	\$172,617.20	11/19/2003
TrueNorth	\$10,000,000	170	170	\$11,502,508	\$158,758.40	9/28/2010
PBI-GRR, LLC	\$9,000,000	N/A	N/A	N/A	\$86,838.23	4/18/2008
TOTALS	\$62,200,000	664	887	\$57,113,974	\$1,301,118.23	

Action / Recommendation:

City staff recommends approval of these resolutions.

Alternative Recommendation:

City Council may table this item at this time and request additional information.

Time Sensitivity:

Annual payments due per each individual Agreement for Private Redevelopment.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

The Annual Economic Development Grant Payments are generated through the increased property valuation of each individual project. The payments are budgeted and paid solely from the respective Tax Increment Financing Fund Account.

Local Preference Policy Applies Exempt

Explanation: No purchase of product or service.

RESOLUTION NO.

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC
DEVELOPMENT GRANT TO NORDSTROM.COM

WHEREAS, the City of Cedar Rapids and Nordstrom.com have entered into an *Agreement for Private Redevelopment* (the "Agreement") dated February 11, 2004 which set forth redevelopment and employment requirements of Nordstrom.com and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the Airport Industrial Park #1 Urban Renewal Area as established by the City Council on April 3, 1996 (Resolution No. 610-4-96) and then made part of the Southwest Urban Renewal Area on November 13, 2002 (Resolution No. 2456-11-02); and

WHEREAS, Nordstrom.com is entitled to an Economic Development Grant as provided under Section 7.3 (Reduction or Termination of Grant Payments) of the Agreement for the reporting period that totals \$48,590.00;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to Nordstrom.com in the amount of \$48,590.00 to be paid from the Airport Industrial Park #1 Tax Increment Financing fund (Acct. #7502-750200-750201).

Passed this 12th day of August, 2014.

RESOLUTION NO.

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC
DEVELOPMENT GRANT TO HIGHWAY EQUIPMENT, INC.

WHEREAS, the City of Cedar Rapids and Highway Equipment, Inc. have entered into *Agreement for Private Redevelopment* (the "Agreement") dated March 21, 2001 which set forth redevelopment and employment requirements of Highway Equipment, Inc. and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the Southwest Urban Renewal Area as established by the City Council through Resolution No. 924-05-99 on May 12, 1999; and

WHEREAS, upon submission of proper employment certification, Highway Equipment, Inc. is qualified to receive the full Economic Development Grant as provided under Section 7.3 (Economic Development Grants) of the Agreement for this reporting period that totals \$97,147.80;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to Highway Equipment, Inc. in the amount of \$97,147.80 to be paid from the Southwest Tax Increment Financing fund (Acct. #7508-750800-750800).

Passed this 12th day of August, 2014.

RESOLUTION NO.

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC
DEVELOPMENT GRANT TO THE POINTE AT CEDAR RAPIDS, LLC

WHEREAS, the City of Cedar Rapids and The Pointe at Cedar Rapids, LLC (herein referred to as The Pointe). have entered into *Agreement for Private Redevelopment* (the "Agreement") dated May 28, 2008 which set forth redevelopment and employment requirements of The Pointe at Cedar Rapids, LLC and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the Pointe Urban Renewal Area as established by the City Council through Resolution No. 0895-10-07 on October 24, 2007; and

WHEREAS, upon submission of proper employment certification, The Pointe at Cedar Rapids, LLC is qualified to receive the full Economic Development Grant as provided under Section 7.1 (Economic Development Grants) of the Agreement for this reporting period that totals \$524,331.60;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to The Pointe at Cedar Rapids, LLC in the amount of \$524,331.60 to be paid from the Pointe Tax Increment Financing fund (Acct. #7530-753000-753000).

Passed this 12th day of August 2014.

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC
DEVELOPMENT GRANT TO J RETTENMAIER USA LP

WHEREAS, the City of Cedar Rapids and J Rettenmaier USA LP entered into *Agreement for Private Redevelopment* (the "Agreement") dated November 13, 2008 which set forth redevelopment and employment requirements of J Rettenmaier USA LP and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the JRS subarea of the Technology Park Urban Renewal Area as established by the City Council through Resolution No. 1995-09-00 on September 27, 2000; and

WHEREAS, upon submission of proper employment certification, J Rettenmaier USA LP is qualified to receive the full Economic Development Grant as provided under Section 7.3 (Economic Development Grants) of the Agreement for this reporting period that totals \$212,835.00;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to J Rettenmaier USA LP in the amount of \$212,835.00 to be paid from the JRS sub area of the Technology Park Tax Increment Financing fund (Acct. #7527-752700-752700).

Passed this 12th day of August, 2014.

RESOLUTION NO.

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC DEVELOPMENT
GRANT TO 500FIRST LLC

WHEREAS, the City of Cedar Rapids and 500First, LLC have entered into *Agreement for Private Redevelopment* (the "Agreement") dated November 19, 2003 which set forth redevelopment and employment requirements of 500First, LLC and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the Midtown Urban Renewal Area as established by the City Council through Resolution No. 2099-09-03 on September 13, 2003; and

WHEREAS, upon submission of proper employment certification, 500First, LLC is qualified to receive the full Economic Development Grant as provided under Section 7.3 (Economic Development Grants) of the Agreement for this reporting period that totals \$172,617.20;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to 500First, LLC in the amount of \$172,617.20 to be paid from the Mid-Town Tax Increment Financing fund (Acct. #7525-752500-752500).

Passed this 12th day of August, 2014.

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF AN ECONOMIC DEVELOPMENT GRANT TO TRUENORTH

WHEREAS, the City of Cedar Rapids and TrueNorth entered into *Agreement for Private Redevelopment* (the "Agreement") dated September 28, 2010 which set forth redevelopment and employment requirements of TrueNorth and further provided for City payment of annual Economic Development Grants based on the creation of new jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the Central Business Urban Renewal Area as established by the City Council through Resolution No. 41-1-97 on January 8, 1997; and

WHEREAS, upon submission of proper employment certification, TrueNorth is qualified to receive the full Economic Development Grant as provided under Section 7.3 (Economic Development Grants) of the Agreement for this reporting period that totals \$158,758.40;

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

That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to TrueNorth in the amount of \$158,758.40 to be paid from the Central Business Tax Increment Financing fund (Acct. #7501-750100-750100).

Passed this 12th day of August, 2014.

RESOLUTION NO.

RESOLUTION AUTHORIZING PAYMENT
OF AN ECONOMIC DEVELOPMENT GRANT TO PBI-GRR, LLC FOR
HOUSING REDEVELOPMENT AT 905 3RD STREET SE

WHEREAS, the City of Cedar Rapids and PBI-GRR, LLC have entered into *Agreement for Private Redevelopment* (the "Agreement") dated April 18, 2008 which set forth redevelopment and housing requirements of PBI-GRR, LLC and further provided for City payment of semi-annual Economic Development Grants based on the redevelopment of housing; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the OSADA Urban Renewal Area as established by the City Council through Resolution No. 1660-08-96 on August 14, 1996; and

WHEREAS, upon submission of proper renovation and housing certification, PBI-GRR, LLC is qualified to receive the full semi-annual Economic Development Grant as provided under Section 8.1 (Housing Redevelopment Grants) of the Agreement for this reporting period that totals \$86,838.23;

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

1. That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to PBI-GRR, LLC in the amount of \$86,838.23 to be paid from the OSADA Tax Increment Financing fund (Acct. #7517-751700-751700).

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud

Phone Number/Ext: 319 286-5817

Email: a.lerud@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext: 319 286-5852

Email: 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. Stonebrook Homes, LLC for property at 341 12th Avenue SW
- b. Thomas Dostal Developers, Inc. for property at 508 9th Street SW
- c. Todd Richardson Construction, LTD for property at 700 6th Street SW
- d. Skogman Construction Company of Iowa for property at 709 G Avenue NW
- e. Skogman Construction Company of Iowa for property at 1136 I Avenue NW
- f. Stonebrook Homes, LLC for property at 1202 L Street 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, 174 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: August 12, 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 STONEBROOK HOMES, LLC FOR
CITY-OWNED PROPERTY AT 341 12TH 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 341 12th 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 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 Stonebrook 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 12th Day of August, 2014

RESOLUTION NO.

RESOLUTION 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

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 508 9th 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 Thomas Dostal 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 12th Day of August, 2014

RESOLUTION NO.

RESOLUTION 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

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 700 6th 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 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 Todd Richardson Construction, LTD.

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 12th Day of August, 2014

RESOLUTION NO.

RESOLUTION 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

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 709 G Avenue NW 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 Skogman Construction Company of Iowa

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 12th Day of August, 2014

RESOLUTION NO.

RESOLUTION 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

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 1136 I Avenue NW 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 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 Skogman Construction Company of Iowa

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 12th Day of August, 2014

RESOLUTION NO.

RESOLUTION 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

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 1202 L 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 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 Stonebrook 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 12th Day of August, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development

Presenter at Meeting: Paula Mitchell

Phone: 286-5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone: 286-5188

Email: c.mason@cedar-rapids.org

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

Resolution authorizing approval of an amendment to the Administrative Plan for the Fourth Round of the Single Family New Construction Program. CIP/DID #OB540257

Background:

Cedar Rapids has received budget authority of \$11,130,227 to carry out a Fourth Round of the Single Family New Construction Program, locally known as the ROOTs Program. In order to access the remaining program funds the City is required to submit a development plan for a final allocation round to Iowa Economic Development Authority (IEDA) prior to September 30, 2014. It is expected that the available funding can create approximately 190 or more new single-family units. To date, 111 of those units have been allocated, all within the Tier 1 area as prescribed by the existing administrative plan. This leaves approximately 79 units left to allocate in this final round.

The City owns approximately 30 lots in Tier 1 that are considered buildable based on R-TN zoning requirements, not including the "Chipping Green" site. It is estimated that the Chipping Green site may yield an additional 10-15 homes through ROOTs, and there are approximately 10 privately owned lots in Tier 1 that builders have secured and applied to place in the ROOTs program, for a total of approximately 50-55 additional units. This leaves funding for approximately 30 additional homes that may not be able to be built in Tier 1.

In order to fully expend the grant funds, staff is recommending a modification to the administrative plan to allow for building outside of Tier 1 under very limited circumstances:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they construct inside Tier 1 in Round 4. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- All homes allocated to the builder in Tier 1 through Rounds 3 and 4 of the program must commence construction, defined as commencement of improvements that generally add value to the property (such as a poured foundation), before funds will be released for any homes allocated to that builder outside Tier 1.
- The order of priority for allocation, all other review factors being comparable, will be lots in Tier 1, followed by lots outside of Tier 1 that are located in the Cedar Rapids

Community School District.

Through the program, buyers receive up to 25% of the purchase price of the home as mortgage buy down assistance as a forgivable loan. The developer may receive up to \$12,000 in infrastructure reimbursement and a developer's fee not to exceed 15% of the total development cost.

The proposed timeline for the final allocation round is as follows:

- August 12, 2014 – City Council consideration of amended administrative plan
- August 2014 – Builder orientation meeting
- September 19, 2014 – Proposals due to City
- Week of September 22, 2014 – Proposals reviewed by stakeholder committee
- September 30, 2014 – Development plan due to Iowa Economic Development Authority.

Action/Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity:

The timeline is designed to maximize the opportunity for Fall 2014 construction starts.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: No goods or services being purchased through this action.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION AUTHORIZING APPROVAL OF AN AMENDMENT TO THE
ADMINISTRATIVE PLAN FOR THE FOURTH ROUND OF THE SINGLE
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 housing units lost as a result of the flood of 2008; and

WHEREAS, the City of Cedar Rapids has successfully administered three rounds of Single Family New Construction program funding to produce replacement housing; and

WHEREAS, the City of Cedar Rapids is eligible to utilize \$11,130,227 in CDBG-DR funding for the construction of replacement housing through a fourth round of the Single Family New Construction Program (locally known as the "ROOTS" Program); and

WHEREAS, the City of Cedar Rapids is desirous of providing a range of affordable housing options throughout the city; and

WHEREAS, in order to fully utilize funds, it has been determined that the following amendments to the administrative plan are necessary:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they construct inside Tier 1 in Round 4. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- All homes allocated to the builder in Tier 1 through Rounds 3 and 4 of the program must commence construction, defined as commencement of improvements that generally add value to the property (such as a poured foundation), before funds will be released for any homes allocated to that builder outside Tier 1.
- The order of priority for allocation, all other review factors being comparable, will be lots in Tier 1, followed by lots outside of Tier 1 that are located in the Cedar Rapids Community School District.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Cedar Rapids, Iowa adopts these amendments to the administrative plan and program guidelines for the fourth round of the Single Family New Construction Program and further authorizes staff to submit a development plan to the Iowa Economic Development Authority for funding approval.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at Meeting: Paula Mitchell

Phone: 319 286-5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone: 319 286-5407

Email: j.pratt@cedar-rapids.org

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

Resolution 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. CIP/DID #NEW

Background:

The City of Cedar Rapids administers various housing assistance programs through the Community Development Block Grant (CDBG) Program, HOME Investment Partnership Program, and Lead Hazard Control Grant Program. These programs require the City to secure the assistance provided to the beneficiary through a recorded lien or mortgage document. Once the terms of the assistance have been met, a release must be executed and recorded.

In addition, the City of Cedar Rapids services these liens throughout the term of affordability, including the processing of subordination requests for homeowner refinancing and releasing liens when payoffs are made as part of a real estate sale transaction. Current practice is that the City Manager signs all lien releases. However, with a number of flood recovery program liens reaching the end of their term, the volume of lien releases and servicing requests is increasing significantly, including 1250 Jumpstart Housing liens, over 600 Single Family New Construction liens, and over 200 Rental Rehabilitation liens that will be due for release within the next 1-5 years. In addition, the City is often not contacted for a lien release until a closing date has been set, often only 24-48 hours in advance of a scheduled closing. This is not sufficient notice to secure a lien release within the established process for City Manager signed documents, and may delay closings.

The liens themselves contain the specific terms under which they may be released. In addition, the City Council has adopted specific criteria for hardship situations that may warrant special treatment, most recently the 2008 disaster event. This action authorizes the Housing and Redevelopment Manager, the Housing Program Manager, and the Community Development and Planning Director to serve as alternate signatories for lien releases that qualify to be executed either based on the original lien terms, or based on meeting the criteria that City Council previously adopted. It also authorizes signature of Subordination Agreements and related documents that allow homeowners to refinance, for which there is also specific criteria in

place to ensure the City's equity position is protected. This will allow the City to respond to time-sensitive requests from homeowners and their lenders or closing agents.

Action/Recommendation:

City staff recommends adoption of the resolution.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity:

The City has assumed lien servicing for all flood recovery housing programs, now that third party administrator contracts have reached their end. This includes 1250 Jumpstart Housing liens and over 200 Rental Rehabilitation liens. Typically at the point the City is notified of the need for a lien release or subordination, the homeowner considers it an urgent matter.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation: No goods or services being purchased.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION 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

WHEREAS, the City of Cedar Rapids, Iowa, receives Federal and State Funds through the Community Development Block Grant (CDBG) Program, including both Entitlement and Disaster Recovery CDBG programs, the HOME Investment Partnership Program, and the Lead Hazard Control Grant Program, which are used in part to administer housing rehabilitation programs and homebuyer assistance programs; and

WHEREAS, the City of Cedar Rapids has recorded Property Liens for assistance homeowners have received; and

WHEREAS, recorded Property Liens that have met all the terms must be released and recorded; and

WHEREAS, in the event of disaster, the Small Business Administration (SBA) requests the City of Cedar Rapids to execute a document, "Agreement of Prior Lienholder" which requires the city to notify SBA if the city forecloses on the property, prior to approving homeowner loan assistance; and

WHEREAS, in order for a lending institution to provide financing assistance to a homeowner, that institution may ask the City to execute a Subordination Agreement; and

WHEREAS, the City of Cedar Rapids has adopted criteria for approval of lien servicing and release requests;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the Housing and Redevelopment Manager, the Housing Program Manager, and the Community Development and Planning Director are hereby authorized to execute lien releases, subordination agreements, SBA "Agreement of Prior Lienholder," and all other related documents necessary to service liens in accordance with the terms of assistance for activities funded by the Community Development Block Grant Program (including Disaster Recovery programs), the HOME Investment Partnership Program, and the Lead Hazard Control Grant Program.

Passed this 12th day of August, 2014.



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**

Resolution rescinding Resolution 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 the intersection. CIP/DID #60-15-031

Background:

Currently, eastbound and westbound Midway Drive NW vehicle traffic stop for the Jacolyn Drive NW. The City has received requests from concerned citizens to convert the intersection to all-way stop control.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install the all way stop condition at the intersection of Midway Drive NW and Jacolyn Drive NW. This will improve the operational characteristics of the intersection.

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain under the current stop control with eastbound and westbound Midway Drive NW traffic stopping for all traffic on Jacolyn Dr NW.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: Does not apply

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Does not apply

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended rescinding Resolution 1609-11-63, passed November 26, 1963, which authorized the installation of stop signs at the intersection of Midway Drive NW and Jacolyn Drive NW, stopping all Midway Drive traffic for Jacolyn Drive, and

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that all-way stop control be established at the intersection of Midway Drive NW and Jacolyn Drive NW, such that eastbound and westbound vehicle traffic on Midway Drive NW stops for Jacolyn Drive NW, in addition to northbound and southbound vehicle traffic on Jacolyn Drive NW stopping for Midway Drive NW vehicle traffic, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 1609-11-63 is hereby rescinded and the installation of an all-way stop control be established at the intersection of Midway Drive NW and Jacolyn Drive NW, such that eastbound and westbound vehicle traffic on Midway Drive NW stops for Jacolyn Drive NW, in addition to northbound and southbound vehicle traffic on Jacolyn Drive NW stopping for Midway Drive NW vehicle traffic.

Passed this 12th day of August, 2014



E AVENUE NW

LEWELLEN DR NW

OWEN ST NW

JACOLYN DR NW

ZELDA DR NW

PEACE AVE NW

MIDWAY DR NW

**INSTALLATION OF STOP SIGNS
(CREATE AN ALL STOP CONDITION)**

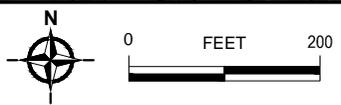
KESLER RD NW

RAY DR NW

Cadd File Name: W:\PROJECTS\Non-CIP\2015\6015 Traffic Control Device Requests\60-15-031 Council Map.dwg



**INSTALLATION OF STOP SIGNS AT
JACOLYN DRIVE NW AND MIDWAY DRIVE NW
TO CREATE AN ALL WAY STOP CONDITION**





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: Cari Pauli
E-mail Address: c.pauli@cedar-rapids.org

Phone Number/Extension: 5157

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

Resolution authorizing the installation of a High Intensity Activated Crosswalk (HAWK) 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. CIP/DID #3012025-00

Background:

A HAWK signal is being proposed to be installed on 76th Avenue approximately 1,200 feet west of Kirkwood Boulevard SW as part of CIP project 3012025. This HAWK signal provides a sidewalk connection from the College Community School District main campus to the College Community elementary school and residential neighborhood located on the north side of 76th Avenue SW, and the west side of Kirkwood Boulevard SW. The Traffic Engineering Division of the Public Works Department recommends installation of the HAWK signal and school crosswalk for College Community Schools.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install the HAWK signal and school crosswalk on 76th Avenue SW approximately 1,200 feet west of Kirkwood Boulevard SW.

Alternative Recommendation:

Should Council not approve the resolution, a HAWK signal will not be installed and the school crosswalk will not be installed.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: Minute(s)

Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended a HAWK Signal and school crosswalk be established on 76th Avenue SW approximately 1,200 feet west of Kirkwood Boulevard SW, to provide a sidewalk connection from the College Community campus to the College Community elementary school and the residential neighborhood located on the north side of 76th Avenue SW, west of Kirkwood Boulevard SW, and

WHEREAS, this HAWK signal and crosswalk will be installed in connection with the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project (CIP No. 3012025),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the installation of a High Intensity Activated Crosswalk (HAWK) Signal and the establishment of a school crosswalk on 76th Avenue SW approximately 1,200 feet west of Kirkwood Boulevard SW, be and the same are hereby approved.

Passed this 12th day of August, 2014



**TRAFFIC SIGNALIZATION 76TH AVENUE SW
AND KIRKWOOD BOULEVARD SW PROJECT
ESTABLISH "HAWK" SIGNAL MID-BLOCK SCHOOL CROSSWALK**





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: Cari Pauli
E-mail Address: c.pauli@cedar-rapids.org

Phone Number/Extension: 5157

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

Resolution 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. CIP/DID #3012025-00

Background:

City Council approved Resolution No. 1679-10-73 approving the Iowa Clean Air Attainment Program (ICAAP) project for traffic signalization at the intersection of 76th Avenue and Kirkwood Boulevard SW as part of CIP project 3012025. The Traffic Engineering Division of the Public Works Department recommends removing the existing all-way stop control and the installation of a traffic signal to reduce delays and vehicle emissions, improving the air quality in the City of Cedar Rapids.

Action / Recommendation:

The Public Works Department recommends approving the resolution to remove the all-way stop control and the installation of a traffic signal at the intersection of 76th Avenue and Kirkwood Boulevard SW.

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain under the current all-way stop control.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: Minute(s)

Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the City Council passed Resolution No. 1679-10-13 on October 22, 2013, approving the traffic signalization project for the intersection of 76th Avenue and Kirkwood Boulevard SW as part of the Iowa Clean Air Attainment Program (ICAAP) Agreement No. 2012-ICAAP-0 with the Iowa Department of Transportation (IDOT) and in connection with the 76th Avenue and Kirkwood Boulevard SW Traffic Signalization project (3012025), and

WHEREAS, the Traffic Engineering of the Public Works Department recommends removing the existing all-way stop control at the intersection of 76th Avenue and Kirkwood Boulevard SW, and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends that traffic signal control be established at the intersection of 76th Avenue and Kirkwood Boulevard SW,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the existing all-way stop control at the intersection of 76th Avenue and Kirkwood Boulevard SW is hereby rescinded and the installation of traffic signal control at the intersection of 76th Avenue and Kirkwood Boulevard SW, be and the same is hereby approved.

Passed this 12th day of August, 2014



**TRAFFIC SIGNALIZATION 76TH AVENUE SW
AND KIRKWOOD BOULEVARD SW PROJECT
REMOVE ALL-WAY STOP AND ESTABLISH TRAFFIC SIGNAL**





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**

Resolution fixing value of lots for the construction of the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements project. CIP/DID #301500-00

Background:

This is phase two of the 18th Street SW extension project, which will connect Wilson Avenue to 16th Avenue. The extension will provide access to property available for infill development and improved access to current development properties. The extension will also provide a shorter route between Wilson Avenue and 16th Avenue, thus reducing travel time and improving the efficiency of the existing transportation network. Direct access to 16th Avenue from Wilson Avenue, via non-residential streets, is currently restricted to the routes shown on the attached exhibit.

The addition of sidewalks and bike lanes along the entire project corridor will provide an alternative travel choice for pedestrians, especially for those attending Jefferson High School. Sidewalks will allow pedestrians to utilize a safer route, outside the travel lanes of the roadway.

This roadway and sidewalk improvement will be included in phase two of the project as shown on the attached exhibits. There is currently no sidewalk where it is shown to be installed. There are sections of one-half of the street unconstructed, which will also be installed as shown, in addition to the roadway extension.

When infrastructure construction by the City has benefited undeveloped 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 Tax Increment Financing (TIF) 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.

City Council passed the first, preliminary resolution for the construction of improvements on March 25, 2014.

The proposed resolution before City Council is the second resolution in a series of resolutions (as shown on attached spreadsheet), which will lead to an assessment public hearing on this project. This resolution establishes the lot valuations as shown on the attached schedule under the column "Property Valuation". Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels 1-4, 5A-5Z, 5AA-5AU, and 8-10, shown on the attached plat, are recommended to use the City Assessor property value. Undeveloped parcels 6 and 7, on the plat, have a recommended valuation of \$25,000 per acre. The next resolution, should the Council proceed with the process, will adopt the preliminary assessment plat and schedule.

Action / Recommendation:

The Public Works Department recommends adoption of the Resolution Fixing Value of Lots for the Construction of the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements.

Alternative Recommendation (if applicable):

As an aid in determining valuations, the Council may appoint a committee of three persons skilled in the knowledge of real estate values within the city to appraise the present fair market value of each lot within a district and to file a written report of its appraisals with the council.

If resolution is not adopted, the assessment will not proceed. The project will then require funding by TIF and the STP grant, general obligation funds, or the project abandoned.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

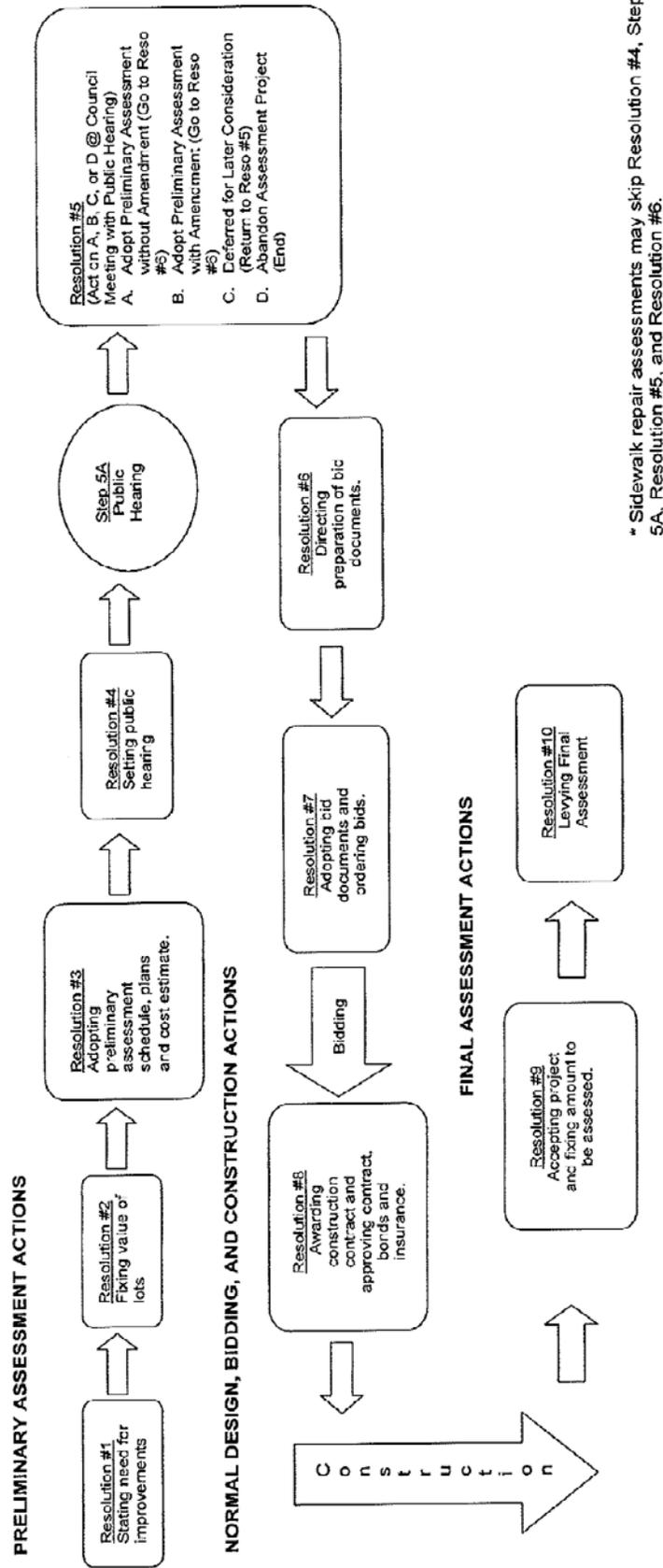
Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

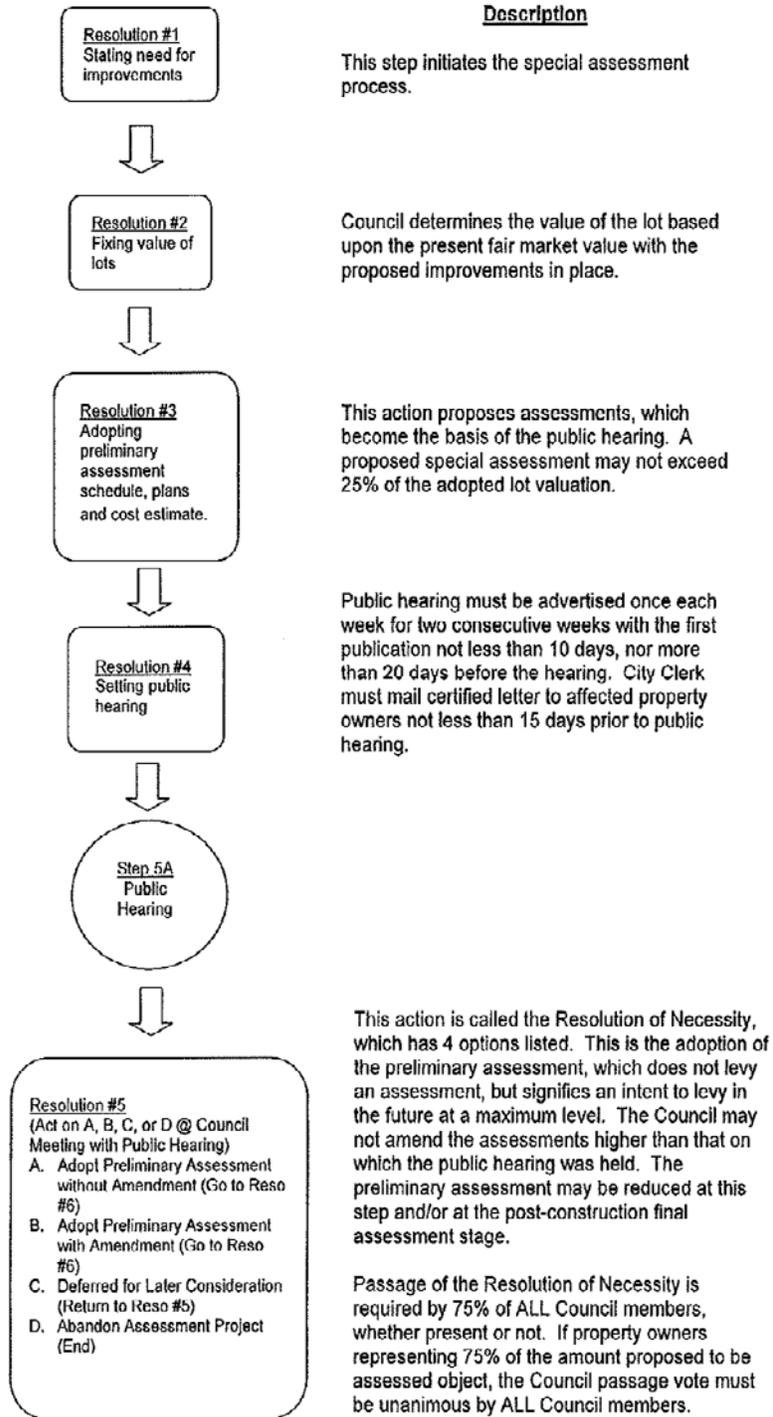
**FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS*
SUMMARY**



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

UPDATED 8.29.07

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



UPDATED 8.29.07

ENG
CLK
ANDERSON BOGERT
301500-00

RESOLUTION NO.

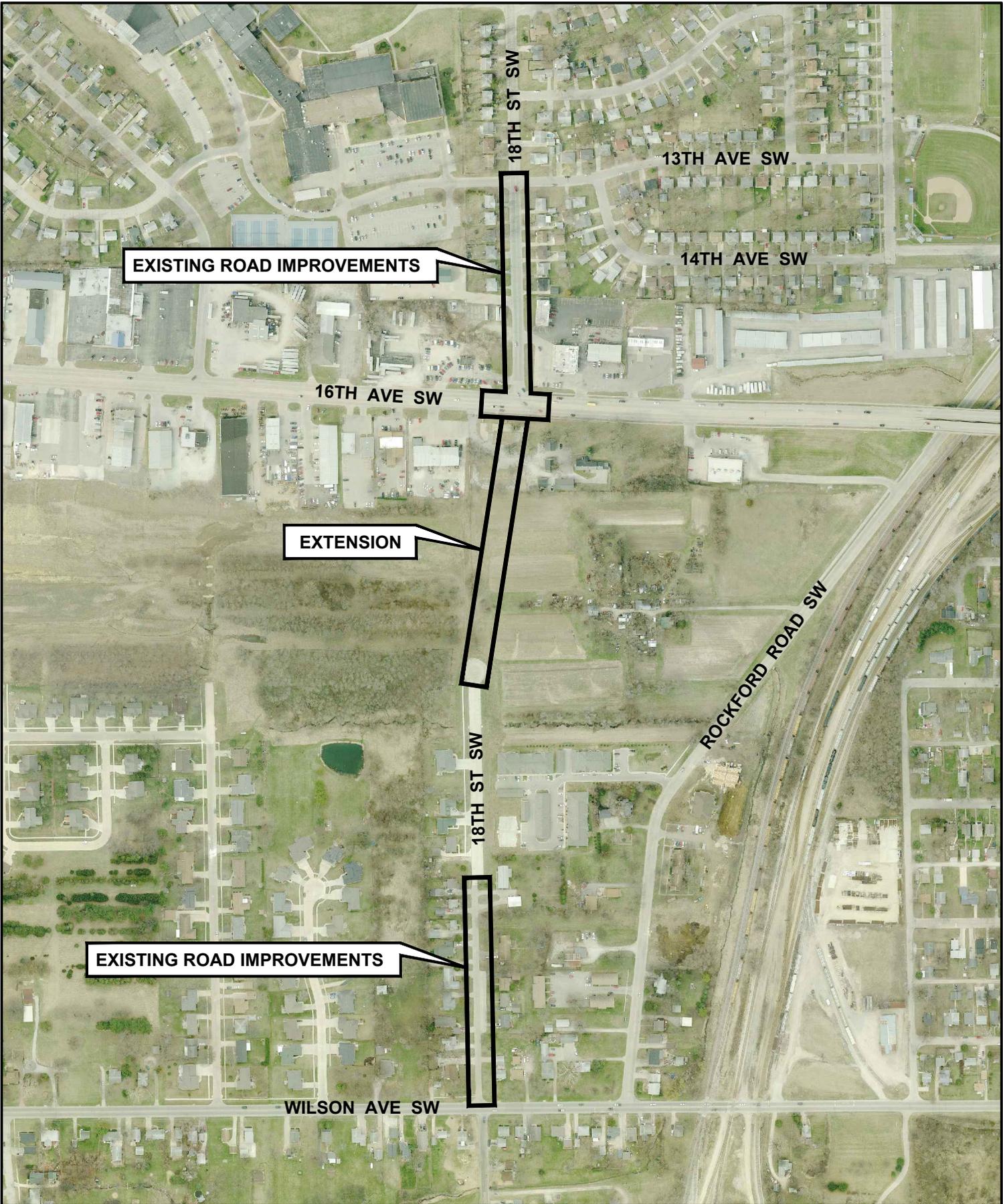
RESOLUTION FIXING VALUES OF LOTS FOR THE CONSTRUCTION OF
18TH STREET SW FROM WILSON AVENUE SW TO 16TH AVENUE SW IMPROVEMENTS,
(CIP NO. 301500)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements, said valuation being set forth in the attached preliminary schedule entitled "Preliminary Assessment Schedule", under the column therein headed "Property Valuation":

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

That said schedule of values, hereinabove referred to, be and the same is adopted as the valuations of the lots, with the proposed public improvements completed, within the boundaries of said improvements and the Clerk is hereby directed to deliver the same to Anderson Bogert, (Engineering Consultant), the Engineer, for said project, said Engineer to insert said values in the schedule of assessments which is to be prepared and filed with this Council.

Passed this 12th of August, 2014.



**18TH STREET SW FROM WILSON AVE. SW
TO 13TH AVE SW IMPROVEMENT PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5808

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

Resolution 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. CIP/DID #301500-00

Background:

This project will improve and extend 18th Street SW as a complete street from Wilson Avenue to 16th Avenue. The roadway currently dead ends approximately 850 feet south of 16th Avenue SW. This is the second phase of an overall project, which will provide a complete street of 18th Street SW from Wilson Avenue to 13th Street.

This resolution amends the initial preliminary resolution of the assessment process, passed by City Council on March 25, 2014. Included within this assessment boundary is a condominium complex (Meadow Creek Condominiums) that was initially represented by a single parcel number. However, the Meadow Creek Condominiums actually contains 47 individual units that should be uniquely identified in the assessment for the purpose of notifying individual condominium owners of possible assessment for such improvements. This resolution will expand the single parcel to individually list each of the property owners within the condominium complex.

Action / Recommendation:

Public Works Department recommends adoption of the resolution amending the preliminary assessments for the construction of pavement and sidewalk improvements in the City of Cedar Rapids, Iowa for the 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements.

Alternative Recommendation (if applicable):

If resolution is not adopted, it is uncertain if adequate notification of property owners in the assessment boundary will be accomplished. There may also be confusion as to what units of the conominium are or are not included in the assessment.

Time Sensitivity: Normal

Resolution Date: 12 August 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 301500

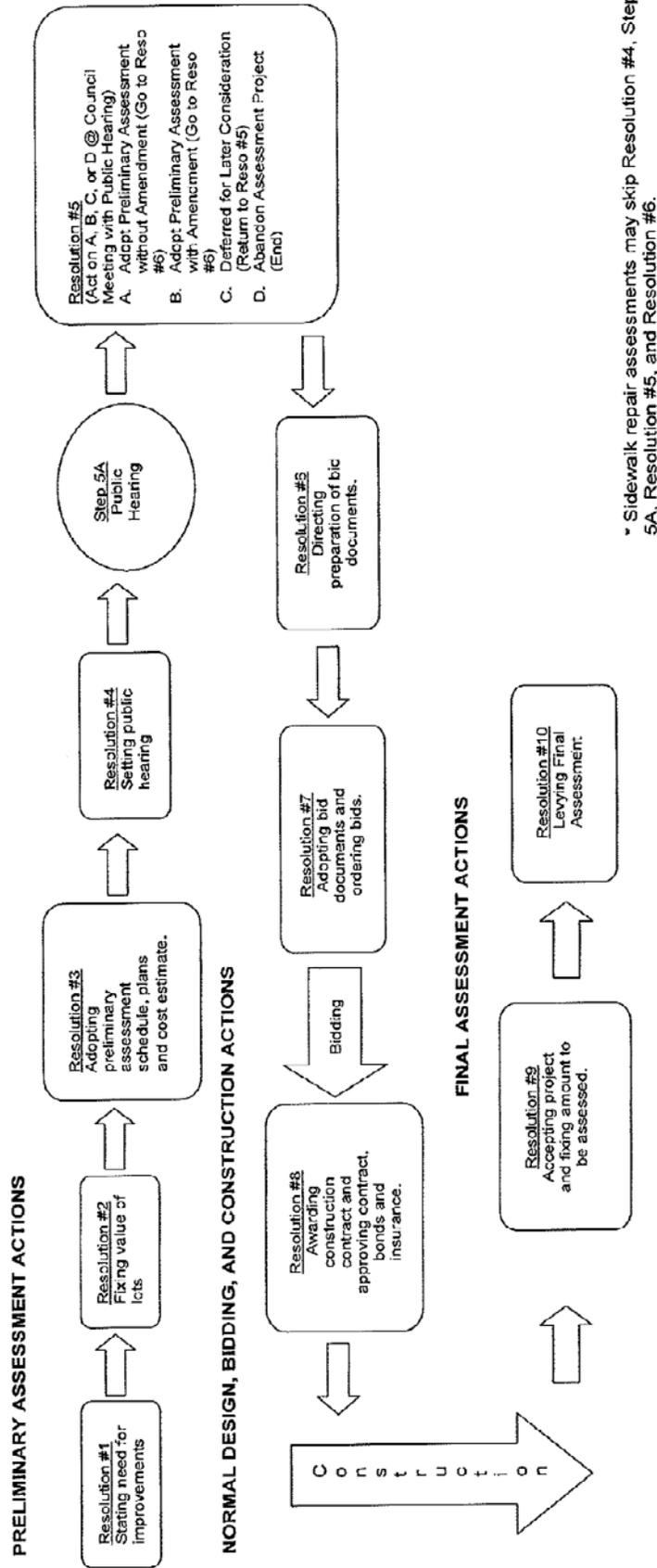
Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

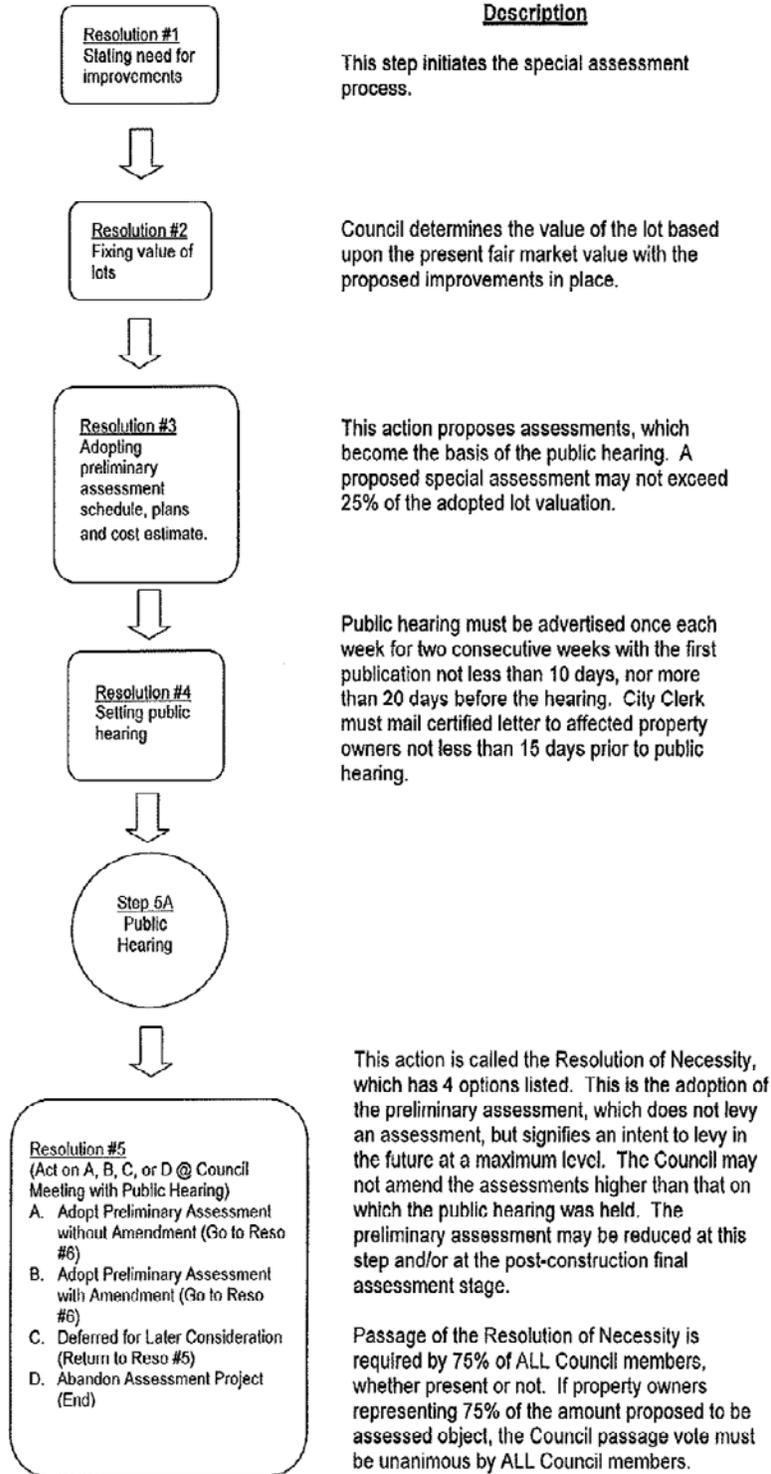
Explanation (if necessary):

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



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

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



UPDATED 8.29.07

RESOLUTION NO.

RESOLUTION AMENDING THE PRELIMINARY ASSESSMENTS FOR THE CONSTRUCTION OF 18TH STREET SW FROM WILSON AVENUE SW TO 16TH AVENUE SW IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, Resolution 0346-03-14 for the construction of 18th Street SW from Wilson Avenue SW to 16th Avenue SW Improvements was passed by the City Council on March 25, 2014, and

WHEREAS, said Resolution included within its assessment boundary a condominium complex represented by a single parcel number, and

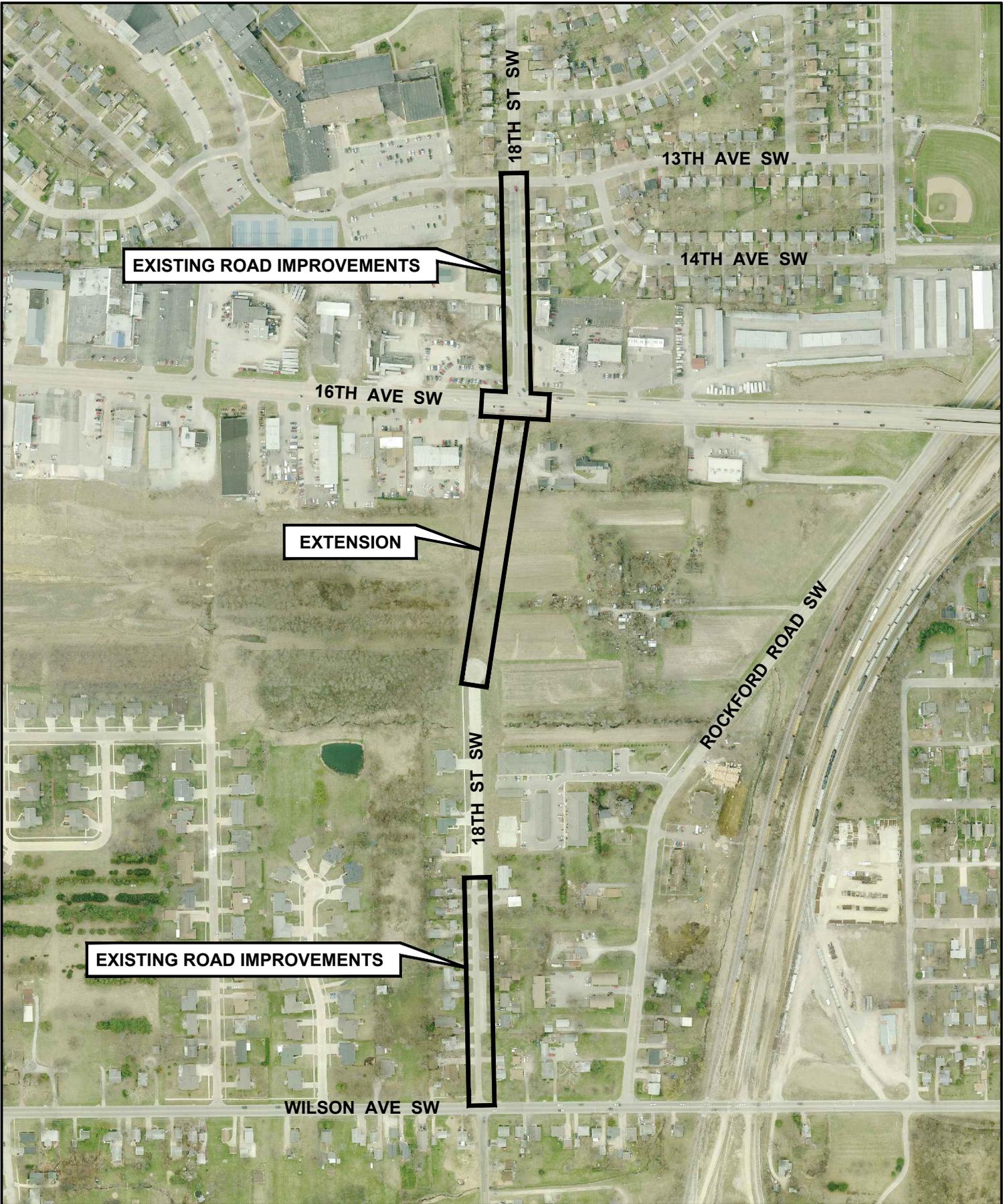
WHEREAS, the Meadow Creek Condominiums actually contain 47 individual units that should be uniquely identified in the assessment for the purpose of notifying individual condominium owners, now therefore

BE IT RESOLVED that this Council hereby determines that Resolution 0346-03-14 should be amended to add the following parcel numbers:

143225300201001 MEADOW CREEK-CONDO BLDG 1900 UNIT 2	143225300201024 MEADOW CREEK-CONDO BLDG 1940 UNIT 25
143225300201002 MEADOW CREEK-CONDO BLDG 1900 UNIT 3	143225300201025 MEADOW CREEK-CONDO BLDG 1940 UNIT 26
143225300201003 MEADOW CREEK-CONDO BLDG 1900 UNIT 4	143225300201026 MEADOW CREEK-CONDO BLDG 1940 UNIT 27
143225300201004 MEADOW CREEK-CONDO BLDG 1900 UNIT 5	143225300201027 MEADOW CREEK-CONDO BLDG 1940 UNIT 28
143225300201005 MEADOW CREEK-CONDO BLDG 1900 UNIT 6	143225300201029 MEADOW CREEK-CONDO BLDG 1940 UNIT 30
143225300201006 MEADOW CREEK-CONDO BLDG 1900 UNIT 7	143225300201030 MEADOW CREEK-CONDO BLDG 1940 UNIT 31
143225300201007 MEADOW CREEK-CONDO BLDG 1900 UNIT 8	143225300201031 MEADOW CREEK-CONDO BLDG 1940 UNIT 32
143225300201008 MEADOW CREEK-CONDO BLDG 1920 UNIT 9	143225300201032 MEADOW CREEK-CONDO BLDG 1960 UNIT 33
143225300201009 MEADOW CREEK-CONDO BLDG 1920 UNIT 10	143225300201033 MEADOW CREEK-CONDO BLDG 1960 UNIT 34
143225300201010 MEADOW CREEK-CONDO BLDG 1920 UNIT 11	143225300201034 MEADOW CREEK-CONDO BLDG 1960 UNIT 35

143225300201011 MEADOW CREEK-CONDO BLDG 1920 UNIT 12	143225300201035 MEADOW CREEK-CONDO BLDG 1960 UNIT 36
143225300201012 MEADOW CREEK-CONDO BLDG 1920 UNIT 13	143225300201036 MEADOW CREEK-CONDO BLDG 1960 UNIT 37
143225300201013 MEADOW CREEK-CONDO BLDG 1920 UNIT 14	143225300201037 MEADOW CREEK-CONDO BLDG 1960 UNIT 38
143225300201014 MEADOW CREEK-CONDO BLDG 1920 UNIT 15	143225300201038 MEADOW CREEK-CONDO BLDG 1960 UNIT 39
143225300201015 MEADOW CREEK-CONDO BLDG 1920 UNIT 16	143225300201039 MEADOW CREEK-CONDO BLDG 1960 UNIT 40
143225300201016 MEADOW CREEK-CONDO BLDG 1920 UNIT 17	143225300201040 MEADOW CREEK-CONDO BLDG 1960 UNIT 41
143225300201017 MEADOW CREEK-CONDO BLDG 1920 UNIT 18	143225300201041 MEADOW CREEK-CONDO BLDG 1960 UNIT 42
143225300201018 MEADOW CREEK-CONDO BLDG 1920 UNIT 19	143225300201042 MEADOW CREEK-CONDO BLDG 1960 UNIT 43
143225300201019 MEADOW CREEK-CONDO BLDG 1920 UNIT 20	143225300201043 MEADOW CREEK-CONDO BLDG 1960 UNIT 44
143225300201020 MEADOW CREEK-CONDO BLDG 1920 UNIT 21	143225300201044 MEADOW CREEK-CONDO BLDG 1960 UNIT 45
143225300201021 MEADOW CREEK-CONDO BLDG 1920 UNIT 22	143225300201045 MEADOW CREEK-CONDO BLDG 1960 UNIT 46
143225300201022 MEADOW CREEK-CONDO BLDG 1920 UNIT 23	143225300201046 MEADOW CREEK-CONDO BLDG 1960 UNIT 47
143225300201023 MEADOW CREEK-CONDO BLDG 1920 UNIT 24	143225300201047 MEADOW CREEK-CONDO BLDG 1960 UNIT 48

Passed this 12th day of August, 2014



**18TH STREET SW FROM WILSON AVE. SW
TO 13TH AVE SW IMPROVEMENT PROJECT**



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: City Manager's Office

Presenter at meeting: Angie Charipar

Phone Number/Ext: 286-5090

Email: a.charipar@cedar-rapids.org

Alternate Contact Person: Sandi Fowler

Phone Number/Ext: 286-5077

Email: s.fowler@cedar-rapids.org

Description of Agenda Item:

Resolution fixing date for a meeting on the proposition to authorize a lease between the City of Cedar Rapids and Noleshawk Investments LLC and providing for publication of notice thereof.

Background:

In support of the community commitment to the Blue Zones Project – Cedar Rapids demonstration site, beginning July 1, 2013, the City of Cedar Rapids has provided office space to support the project. The lease with Vault, LLC which expired on June 30, 2014 was at a rate of \$900 per month. The project steering committee recommends the relocation of the project to office space in the Dows Building in downtown Cedar Rapids, at 205 2nd Street SE. The proposed lease rate of this property is \$650 per month.

On August 12, 2014, the City Council is asked to publish notice that a lease will be considered for this property at the August 26, 2014, City Council meeting.

Action / Recommendation:

Approve Resolution as provided.

Alternative Recommendation:

Request additional information.

Time Sensitivity: Immediate

Resolution Date: 8/12/2014

Estimated Presentation Time: Consent agenda

Budget Information (if applicable): Authorizing Resolution 1078-06-2013

Local Preference Policy Applies Exempt

Explanation:

RESOLUTION NO.

RESOLUTION FIXING DATE FOR A MEETING ON THE
PROPOSITION TO AUTHORIZE A LEASE BETWEEN THE CITY
OF CEDAR RAPIDS AND NOLESHAWK INVESTMENTS LLC
AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, the City of Cedar Rapids, Iowa ("City") and Noleshawk Investments LLC ("Noleshawk") have tentatively agreed to the terms and provisions of a Lease Agreement whereby the City will lease office space in a building owned by Noleshawk located at 205 2nd Avenue S.E., in Cedar Rapids Iowa; and

WHEREAS, the term of the proposed Lease Agreement does not exceed the economic life of the property to be acquired; and

WHEREAS, the parties have tentatively agreed that the initial term of the Lease Agreement will be one (1) year, and that the rent will be \$650.00 per month; and

WHEREAS, before a lease may be authorized, it is necessary to comply with the provisions of the Code of Iowa, and to publish a notice of the proposal and of the time and place of the meeting at which the Council proposes to take action for the authorization of the lease agreement and to receive oral and/or written objections from any resident or property owner of said City to such action.

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

Section 1. That this Council meet in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa, at 4:00 o'clock P.M., on the 26th day of August, 2014, for the purpose of taking action on the matter of the authorization of a Lease Agreement between the City of Cedar Rapids, Iowa as Tenant and Noleshawk Investments LLC as Landlord for office space in a building located at 205 2nd Avenue S.E., Cedar Rapids Iowa.

Section 2. That the Clerk is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said City, said publication to be not less than four clear days nor more than twenty days before the date of said public meeting on the authorization of said Lease Agreement, such notice to be in the form approved by the City Attorney.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: City Attorney

Presenter at meeting: James Flitz

Phone Number/Ext: 5028

Email: j.flitz@cedar-rapids.org

Alternate Contact Person: Casey Drew

Phone Number/Ext: 5097

Email: c.drew@cedar-rapids.org

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

Resolution Fixing Date for a Meeting on the Proposition to Authorize a Lease Purchase Agreement between the City of Cedar Rapids and Cedar Real Estate Group III, LLC in a Principal Amount Not to Exceed \$3,950,000 and Providing for Publication of Notice Thereof.

Background:

For Council consideration is a resolution to fix a date of hearing on the proposed Lease Purchase Agreement (LPA) between the City and Cedar Real Estate Group III, LLC. In this instance, the procedure for approving the LPA is required to be substantially the same as that utilized to authorize the issuance of general obligation bonds for the same purpose, and therefore a public hearing must be held on the proposal.

The LPA is part of the Development Agreement relating to the new, proposed CRST Center to be constructed on property formerly owned by the city between 1st Street SE and the river, and 2nd and 3rd Avenues. The property subject to the LPA is the flood wall and the vault into which the City will establish a storm water pumping station. The LPA characterizes the property as personal property. The LPA contemplates that the Developer will construct the property pursuant to Army Corp of Engineer and City specifications. The City will purchase the assets within 1 year after the term of the LPA begins, which is when the property is ready for use by the City. The lease will terminate at that time. The Development Agreement also requires the Developer to give the City an easement to access these assets after the lease term ends.

A notice of hearing must be published at least once in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the City. The date of publication is to be not less than four clear days nor more than twenty days before the date of the public hearing.

A separate hearing must be held on the plans and specifications for the improvements that are being acquired under the LPA. The Public Works Department is handling that aspect of the transaction, and will provide those items to you separately.

Action / Recommendation:

Adopt resolution.

Alternative Recommendation:

None.

Time Sensitivity: High

Resolution Date: August 12, 2014

Estimated Presentation Time: None

Budget Information (if applicable): None

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION FIXING DATE FOR A MEETING ON THE
PROPOSITION TO AUTHORIZE A LEASE PURCHASE
AGREEMENT BETWEEN THE CITY OF CEDAR RAPIDS AND
CEDAR REAL ESTATE GROUP III, LLC, IN A PRINCIPAL
AMOUNT NOT TO EXCEED \$3,950,000, AND PROVIDING FOR
PUBLICATION OF NOTICE THEREOF

WHEREAS, the City of Cedar Rapids, Iowa ("City") and Cedar Real Estate Group III, LLC ("Developer") are parties to an Agreement for Private Redevelopment dated June 10, 2014 (the "Development Agreement"), under which it is contemplated that the City will enter into a Lease Purchase Agreement with the Developer, as authorized by Sections 364.4 and 384.25 of the City Code of Iowa, for the purpose of acquiring certain flood mitigation structures and improvements, consisting of a flood wall and storm water pump station to be constructed by the Developer under the terms of the Development Agreement on the property bounded by 1st Street between 2nd and 3rd Avenues SE; and

WHEREAS, the term of the proposed Lease Purchase Agreement does not exceed the economic life of the property to be acquired; and

WHEREAS, the payments due under the Lease Purchase Agreement will be payable from the debt service fund, but subject to abatement and being paid from other available funds, including local option sales tax revenue and/or tax increment revenues, as the City Council may determine; and

WHEREAS, before a lease or lease purchase agreement may be authorized, it is necessary to comply with the provisions of said Code, and to publish a notice of the proposal and of the time and place of the meeting at which the Council proposes to take action for the authorization of the lease or lease purchase agreement and to receive oral and/or written objections from any resident or property owner of said City to such action.

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

Section 1. That this Council meet in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa, at 4:00 o'clock P.M., on the 26th day of August, 2014, for the purpose of taking action on the matter of the authorization of a Lease Purchase Agreement between the City of Cedar Rapids and Cedar Real Estate Group III, LLC, as Lessor, in the principal amount of not to exceed \$3,950,000, for the purpose of acquiring certain flood mitigation structures and improvements, consisting of a flood wall and storm water pump station to be constructed by the Lessor under the terms of the Development Agreement on the property bounded by 1st Street and 2nd and 3rd Avenues SE.

Section 2. That the Clerk is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said City, said publication to be not less than four clear days nor more than twenty days before the date of said public meeting on the authorization of said Lease Purchase Agreement, such notice to be in the form approved by the City Attorney.

Passed this _____ day of _____, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014
Submitting Department: Office of the City Manager
Presenter at meeting: Angie Charipar **Phone Number/Ext:** 319-286-5090
Email: a.charipar@cedar-rapids.org
Alternate Contact Person: **Phone Number/Ext:**
Email:

Description of Agenda Item: Resolution authorizing the dues payment of \$46,758.65 to the Corridor Metropolitan Planning Organization for FY15 (July 1, 2014 – June 30, 2015). CIP/DID #274833

Background:

The City of Cedar Rapids is a member of the Corridor Metropolitan Planning Organization (MPO), a federally-mandated regional transportation planning agency. The Corridor MPO programs approximately \$4 million dollars a year in Federal funds for road, transit, and trail projects throughout the metro area. The Corridor MPO also facilitates member discussions around regional issues.

Annual Corridor MPO membership dues are determined based on the member's share of total population as of the last decennial census – approximately 64.87%. On July 17, 2014 the City of Cedar Rapids received a letter from the Corridor Metropolitan Planning Organization (MPO) requesting payment of the City's annual membership dues of \$46,758.65 for Fiscal Year 2015.

Cedar Rapids was one of the founding members of the Corridor MPO in 1962, whose Federally-mandated purpose is to perform regional transportation (and transportation related) planning in the Cedar Rapids metropolitan area. The other members are Marion, Hiawatha, Robins, Ely, Fairfax, and Linn County.

Action / Recommendation: Staff is recommending approval of the resolution.

Alternative Recommendation: City Council may table for further information.

Time Sensitivity: Yes.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 min. Consent

Budget Information (if applicable): This is currently in the Mayor and City Council budget for FY15. (Account 542103-101-101000)

Local Preference Policy Applies

Exempt

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids is a member of the Corridor Metropolitan Planning Organization (CMPO) which is a regional transportation planning agency for the Cedar Rapids metropolitan area, and

WHEREAS, the City of Cedar Rapids' portion of the FY2015 annual dues in the amount of \$46,758.65 has been budgeted by the Cedar Rapids City Council; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Finance Department is authorized to transfer funds from the City Council (542103-101-101000) to the Corridor Metropolitan Planning Organization for membership dues.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Consent Agenda Regular Agenda

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Facility

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

Alternate Contact: Roy Hesemann **Phone No.:** 5972 **E-mail:** r.hesemann@cedar-rapids.org

Description of Agenda Item:

Resolution approving the Business Travel Report for Kathy Bierman, Water Pollution Control Operations Manager, to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014 for an estimated amount of \$3,100. CIP/DID #

Background:

The City of Cedar Rapids travel policy requires any travel expenses with an estimated travel cost of \$3,000 or more to be approved by the City Council.

The estimated travel cost for Kathy Bierman to attend WEFTEC in New Orleans, Louisiana from September 27-October 2, 2014 is \$3,100.

The justification for attendance at WEFTEC is that the Water Environment Federation offers its community of members premier educational resources, opportunities for engagement, valuable professional relationships, career development, and a chance to play a leadership role in advancing water quality.

Action / Recommendation:

The Utilities Department – Water Pollution Control Division recommends that City Council approve the Business Travel Report for Kathy Bierman to attend WEFTEC in New Orleans, Louisiana from September 27-October 2, 2014 for the estimated amount of \$3,100.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

To be funded from the Utilities Department – Water Pollution Control Division fiscal year 2015 operations and maintenance budget and coded to 542102-611-611001-611054.

Local Preference Policy Applies Exempt

Explanation: Travel

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department - Water Pollution Control Division recommends Kathy Bierman, Water Pollution Control Operations Manager, attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014, and

WHEREAS, the estimated costs are \$3,100, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Kathy Bierman, Water Pollution Control Operations Manager, be hereby approved to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014 for an estimated amount of \$3,100. The trip cost will be funded from the Utilities Department – Water Pollution Control Division fiscal year 2015 operations and maintenance budget and coded to 542102-611-611005-611054.

Passed this 12th day August, 2014.

Council Agenda Item Cover Sheet

Consent Agenda Regular Agenda

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Facility

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

Alternate Contact: Roy Hesemann **Phone No.:** 5972 **E-mail:** r.hesemann@cedar-rapids.org

Description of Agenda Item:

Resolution approving the Business Travel Report for Roy Hesemann, Water Pollution Control Plant Manager, to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014 for an estimated amount of \$3,100. CIP/DID #

Background:

The City of Cedar Rapids travel policy requires any travel expenses with an estimated travel cost of \$3,000 or more to be approved by the City Council.

The estimated travel cost for Roy Hesemann to attend WEFTEC in New Orleans, Louisiana from September 27-October 2, 2014 is \$3,100.

The justification for attendance at WEFTEC is that the Water Environment Federation offers its community of members premier educational resources, opportunities for engagement, valuable professional relationships, career development, and a chance to play a leadership role in advancing water quality.

Action / Recommendation:

The Utilities Department – Water Pollution Control Division recommends that City Council approve the Business Travel Report for Roy Hesemann to attend WEFTEC in New Orleans, Louisiana from September 27-October 2, 2014 for the estimated amount of \$3,100.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

To be funded from the Utilities Department – Water Pollution Control Division fiscal year 2015 operations and maintenance budget and coded to 542102-611-611005-611054.

Local Preference Policy Applies Exempt

Explanation: Travel

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department - Water Pollution Control Division recommends Roy Hesemann, Water Pollution Control Plant Manager, attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014, and

WHEREAS, the estimated costs are \$3,100, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Roy Hesemann, Water Pollution Control Plant Manager, be hereby approved to attend the WEFTEC Annual Conference & Exposition 2014 in New Orleans, Louisiana from September 27-October 2, 2014 for an estimated amount of \$3,100. The trip cost will be funded from the Utilities Department – Water Pollution Control Division fiscal year 2015 operations and maintenance budget and coded to 542102-611-611005-611054.

Passed this 12th day August, 2014.

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – WPC

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

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

Description of Agenda Item:

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. 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). CIP/DID #615209.

Background:

The Iowa Department of Natural Resources (IDNR) requires that wastewater treatment facilities have procedures in place to insure that wastes are not accepted that could cause interference or pass-through (discharge violations). One process for insuring that these conditions do not occur is to carefully allocate or permit available treatment capacity in the facility.

Treatment capacity (aka Local Limits) is applicable to many different potential pollutants (wastes), such as BOD (biochemical oxygen demand – a measure of wastewater strength), suspended solids, and to metals like copper, cadmium, or selenium. All of these pollutants can be generated in very small amounts from domestic or commercial sources, but the largest contributors in Cedar Rapids and most other communities are industrial sources. The ability to provide treatment capacity for any of these pollutants to new or existing sources is an essential economic development criterion for companies making decisions about facility location or expansion.

In the re-issued NPDES permit for CRWPCF received on January 5, 2011, IDNR included a requirement that an evaluation of Local Limits be conducted and report submitted to IDNR by January 1, 2012. This evaluation must review all potential pollutants, determine maximum allowable headworks loadings for those pollutants, provide an explanation of how pollutant loading (treatment) capacity will be allocated to significant industrial users, and recommend an updated ordinance framework for the new local limits.

This Amendment authorizes the consultant to make further refinements and assist with revisions to the NPDES Permit based on still higher than anticipated actual industrial discharges in early 2014 to avoid potential NPDES effluent limit violations associated with CRWPCF shoreline discharges at elevated Cedar River levels.

Action / Recommendation:

The Utilities Department – WPC division recommends approval of Amendment No. 2 with HDR Engineering, Inc. for the WPCF Headworks Local Limits Study and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: Action needed 8-12-14

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. **Included in Current Budget Year.** The project will be funded from carryover funds from the FY2012 Water Pollution Control CIP budget coded to 925-553000-615-615000-X-X-615209.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** Funded from FY14 capital improvement program budget.
3. **Purchasing Department used or Purchasing Guidelines followed:** This is an amendment to an existing Professional Services Agreement between the City of Cedar Rapids, IA and HDR Engineering, Inc.

Local Preference Policy Applies Exempt

Explanation: HDR Engineering, Inc. is a local engineering firm with a presence within the corporate limits of the City of Cedar Rapids.

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

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Utilities Department – Water Pollution Control Facility executed a Professional Services Agreement with HDR Engineering for the WPCF Headworks Local Limits Study (Contract No. 615209) for an amount not to exceed \$110,000 by Resolution No. 0449-04-11 on April 12, 2011, and

WHEREAS, Amendment No. 1, approved by Resolution No. 1461-09-13 on September 10, 2013, increasing the scope of work for an amount not to exceed \$20,000, and

WHEREAS, HDR Engineering needs to make further refinements and assist with revisions to the WPCF Headworks Local Limits Study for an amount not to exceed \$5,800, and

WHEREAS, the Water Pollution Control Facilities staff recommends approval of Amendment No. 2, to the Professional Services Agreement with HDR Engineering for an amount not to exceed \$5,800 for the WPCF Headworks Local Limits Study, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 2, to the Professional Services Agreement with HDR Engineering for an amount not to exceed \$5,800, for the WPCF Headworks Local Limits Study (Contract No. 615209), be hereby approved and that the City Manager and Deputy City Clerk be authorized to execute said Amendment. The original contract amount was \$110,000; total contract amount with this amendment is \$135,800. This project will be funded from carryover funds from the FY2012 Water Pollution Control CIP budget coded to 925-553000-615-615000-X-X-615209.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Bill Kiesel

Phone Number/Ext: 5293

Email: w.kiesel@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

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). CIP/DID #0313-221

Background:

BG Brecke, Inc. was awarded the contract for as-needed process systems services through Resolution No. 1139-07-13. These services are to provide inspection services, testing, maintenance, repair and modifications for the liquid handling systems (piping, pressure vessels, tanks and other associated components).

This resolution is to renew the contract for the period August 1, 2014 through July 31, 2015. This is the second year of the contract; three additional one-year renewal options remain. BG Brecke, Inc. has increased their labor rates by approximately 2%.

Firm fixed prices:

1	Foreman/Supervisor	
	Standard hourly rate	\$74.67
	Overtime hourly rate	\$103.25
	Double time hourly rate	\$131.77
2	Journeyman	
	Standard hourly rate	\$71.52
	Overtime hourly rate	\$98.40
	Double time hourly rate	\$125.31
3	Apprentice/Laborer	
	Standard hourly rate	\$49.53
	Overtime hourly rate	\$65.42
	Double time hourly rate	\$78.88
4	Welder	
	Standard hourly rate	\$71.52
	Overtime hourly rate	\$98.40
	Double time hourly rate	\$125.31
5	Pipefitter	

	Standard hourly rate	\$71.52
	Overtime hourly rate	\$98.40
	Double time hourly rate	\$125.31
6	Millwright	
	Standard hourly rate	\$68.17
	Overtime hourly rate	\$88.82
	Double time hourly rate	\$106.49
7	Boiler Technician	
	Standard hourly rate	\$74.67
	Overtime hourly rate	\$103.25
	Double time hourly rate	\$131.77
8	Chemical Technician	
	Standard hourly rate	\$74.67
	Overtime hourly rate	\$103.25
	Double time hourly rate	\$131.77
9	HVAC Technician	
	Standard hourly rate	\$74.67
	Overtime hourly rate	\$103.25
	Double time hourly rate	\$131.77
10	Engineer	
	Standard hourly rate	\$137.60
11	Number of hours respond to regular service call	24 hours
12	Can you respond within 2 hours for emergency work	Yes
13	Does your company have a minimum service call charge	No
14	Percentage charged for materials over invoice	10%
15	Days/hours for standard hourly rate	M-F 7a-3:30p
16	Days/hours for overtime hourly rate	M-F 3:30p-12a; Sat 7a-3:30p
17	Days/hours for double time hourly rate	M-F 12-7a; Sat 3:30p-7a; Sun, Holiday

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Money has been allocated in the budget under account number 521108. GL coding will be determined at time of work order, depending on what area of the plant the work was performed

Local Preference Policy Applies Exempt

Explanation: BG Brecke, 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 Water Pollution Control Facility and BG Brecke, Inc. are parties to a Contract for process systems services on an as-needed basis; and

WHEREAS, the City desires to renew the Contract with BG Brecke, Inc. for the contract period August 1, 2014 through July 31, 2015; and

WHEREAS, this renewal is year two of the Contract; three additional one-year renewal options remain; and

WHEREAS, BG Brecke, Inc. has requested a price increase of approximately 2% for all labor rates; and

WHEREAS, the estimated annual cost of this Contract 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 and that the City Manager and City Clerk are hereby directed to execute Amendment No. 4 with BG Brecke, Inc. as described herein.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 13, 2013

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. 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).
CIP/DID #0812-045

Background:

Bids were solicited in 2012 on behalf of the City Manager’s Office for the printing and mailing of the magazine-style “Our CR” newsletter with four (4) bids submitted. The newsletter is issued four times per year in November, March, May and August to provide news and information about City services and programs, including the seasonal “PLAY!” guide from the Parks & Recreation Department. The newsletter also includes content from the Water Division’s annual Consumer Confidence Report and the Solid Waste & Recycling Division’s seasonal newspaper inserts.

A Contract was awarded to Walsworth Publishing Company, Inc. of Marceline, MO as the lowest bidder. The term of the initial Contract was September 26, 2012 through August 31, 2013. This Amendment No. 2 to the Contract is for a renewal period of September 1, 2014 through August 31, 2015 with two (2) one-year renewal options remaining. The total annual expenditure for the printing of four (4) magazine-style newsletters will not exceed \$240,000.

Funding is from the City newsletter budget for FY15, GL account #101-112200, which includes the amounts previously budgeted individually for the Parks & Recreation “PLAY!” guide, Water Division’s annual Consumer Confidence Report and the Solid Waste & Recycling Division’s seasonal newspaper inserts. Advertising revenue will also help fund the project.

Action / Recommendation:

Resolution authorizing execution of Amendment No. 2 to Contract for Printing of Magazine-Style Newsletter for an annual amount not to exceed \$240,000.

Alternative Recommendation:

Time Sensitivity: Production of next edition begins late September

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

City newsletter budget for FY15, GL account 101-112300; supplemented by advertising revenue

Local Preference Policy Applies Exempt

Explanation:

The local preference policy applied for award of the bid in 2012 but the local bidders exceeded the lowest bid by more than the amount defined in the policy.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids in 2012 for the printing and mailing of a magazine-style newsletter on behalf of the City of Cedar Rapids City Manager's Office; and

WHEREAS, bids were received from four (4) suppliers; and

WHEREAS, a Contract was awarded to Walsworth Publishing Company, Inc., for the initial period of September 26, 2012 through August 31, 2013; and

WHEREAS, Amendment No. 2 is for a renewal period of September 1, 2014 through August 31, 2015 with two one-year renewal options remaining; and

WHEREAS, the total annual expenditure will not exceed \$240,000, funded from the FY15 City newsletter budget and supplemented by 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. 2 with Walsworth Publishing Company, Inc. as described herein.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Amendment No. 1 to renew Contract for 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). CIP/DID #0713-006

Background:

Fauser Energy Resources was awarded the contract for as-needed delivery of motor oil and lubricants through Resolution No. 1422-08-13. This resolution is to renew the contract for the period September 1, 2014 through August 31, 2015. This is the second year of the contract; three additional one-year renewal options remain.

Fauser Energy Resources increased the price of some of the products due to a national increase in the price of oil. Current prices are as follows:

Product Code	Unit of Measure	Description/Item	Unit Price
304162	55 gallon drum	Automatic Transmission Fluid, Field & Fleet Dex/Mercon ATF	\$394.90
304130	Bulk gallon	Automatic Transmission Fluid, Field & Fleet Dex/Mercon ATF	\$7.18
304164	5 gallon pail	Automatic Transmission Fluid, Field & Fleet Dex/Mercon ATF	\$41.65
585230	Case (12 qts)	Automatic Transmission Fluid, Amstar Multipurpose ATF	\$27.93
1055512	Case (12 qts)	Automatic Transmission Fluid, TB Mercon V	\$38.82
PCHDATF55	55 gallon drum	Automatic Transmission Fluid, Petro Canada HD ATF	\$1,236.40
1052453	55 gallon drum	Automatic Transmission Oil, Conoco Syncon HP ATF	\$1,095.05
841022234	400# drum	Chassis Lubricant, Amstar Lazer Red #2	\$796.00
8410222311	120# drum	Chassis Lubricant, Amstar Lazer Red #2	\$256.80
8410222316	35# pail	Chassis Lubricant, Amstar Lazer Red #2	\$74.55
841022233	Case (40 tubes)	Chassis Lubricant, Amstar Lazer Red #2	\$83.65
2233	10 pack of tubes	Chassis Lubricant, Amstar Lazer Red #2	\$20.81
304220	55 gallon drum	Fleet Oil, Syn-Blend 15w40, Field & Fleet	\$458.15
304219	Bulk gallon	Fleet Oil, Syn-Blend 15w40, Field & Fleet	\$8.33
304222	5 gallon pail	Fleet Oil, Syn-Blend 15w40, Field & Fleet	\$47.40
751030	Case (12 qts)	Fleet Oil, Syn-Blend 15w40, Amstar	\$31.95
304193	55 gallon drum	Fleet Oil, 10w30 Diesel, Field & Fleet HD	\$512.05

514001	Bulk gallon	Fleet Oil, 40w, Field & Fleet HD40	\$8.07
51400155	55 gallon drum	Fleet Oil, 40w, Field & Fleet HD40	\$443.85
1058933	Case (12 qts)	Fleet Oil, 40w, TB T5X40	\$35.46
ND30121	Case (12 qts)	Non-Detergent 30 Weight, Accel	\$28.92
ND20121	Case (12 qts)	Non-Detergent 20 Weight, Accel	\$28.92
ND10121	Case (12 qts)	Non-Detergent 10 Weight, Accel	\$28.92
5712095	5 gallon pail	Synthetic Oil, 75w90, Amstar Syn FS	\$96.40
57120916	16 gallon keg	Synthetic Oil, 75w90, Amstar Syn FS	\$326.88
304144	5 gallon pail	Gear Oil, SAE 80w90, Field & Fleet	\$49.15
1053889	5 gallon pail	Gear Oil, Synthetic 80w140, TB Triton Syn	\$135.75
56793955	55 gallon drum	Gear Oil, 85w140 Field & Fleet	\$510.40
1055611	5 gallon pail	Gear Oil, Multipurpose R&O 100, TB	\$47.95
1055624	5 gallon pail	Gear Oil, Multipurpose R&O 150, TB	\$47.95
105563	5 gallon pail	Gear Oil, Multipurpose R&O 220, TB	\$47.95
67687	5 gallon pail	Gear Oil, Syncon R&O 150, Castrol Isolube	\$128.25
1057428	5 gallon pail	Gear Oil, 220, TB Extra Duty	\$67.15
1057430	5 gallon pail	Gear Oil, 460, TB Extra Duty	\$67.15
1057431	5 gallon pail	Gear Oil, 680, TB Extra Duty	\$67.15
1052032-32	5 gallon pail	Gear Oil, 32, TB Food Machinery Oil	\$79.40
1052334-460	5 gallon pail	Gear Oil, 460, TB Food Machinery Oil	\$79.40
1052332	55 gallon drum	Gear Oil, 220, TB Food Machinery Oil	\$894.85
304129	Bulk gallon	Hydraulic Oil, Field & Fleet AW 32	\$6.19
304155	55 gallon drum	Hydraulic Oil, Field & Fleet AW 32	\$340.45
304157	5 gallon pail	Hydraulic Oil, Field & Fleet AW 32	\$36.70
304161	5 gallon pail	Hydraulic Oil, Field & Fleet AW 46	\$37.55
304159	55 gallon drum	Hydraulic Oil, Field & Fleet AW 46	\$349.80
304136	5 gallon pail	Hydraulic Oil, Field & Fleet AW 68	\$37.55
1055679-32	5 gallon pail	Hydraulic Oil, Multi-Purpose R&O 32, TB	\$55.15
1055604-46	5 gallon pail	Hydraulic Oil, Multi-Purpose R&O 46, TB	\$55.15
1055680-68	5 gallon pail	Hydraulic Oil, Multi-Purpose R&O, 68, TB	\$55.15
841022233	Case (40 tubes)	Grease Lithium Base, Amstar Lazer Red #2	\$83.65
PFG2C30	Case (30 tubes)	Grease, Pure FG, Petro Canada Purity	\$121.73
1057198	Case (40 tubes)	Grease, Synthetic, TB Triton HP #1	\$146.65
585205	Case (12 qts)	Motor Oil, 5w20, Amstar	\$27.03
304166	55 gallon drum	Motor Oil, 5w20, Field & Fleet	\$405.90
304149	55 gallon drum	Motor Oil, 5w30, Field & Fleet	\$361.90
304127	Bulk gallon	Motor Oil, 5w30, Field & Fleet	\$6.58
585213	Case (12 qts)	Motor Oil, 5w30, Amstar	\$26.34
60227255	55 gallon drum	Motor Oil, Dexos 5w30, Field & Fleet	\$437.25
585221	Case (12 qts)	Motor Oil, 10w30, Amstar	\$25.92
304154	5 gallon pail	Motor Oil, 10w30, Field & Fleet	\$40.15
MG1104061	Case (6 qts)	Motor Oil, 10w40, Mag 1	\$14.22
MG13061	Case (6 qts)	Motor Oil, HD30, Mag 1	\$14.79
MS55	55 gallon drum	Solvent, 103 Degrees Flash, Metal Container, Field & Fleet	\$350.00
MS5	5 gallon pail	Solvent, 142 Degrees Flash, Plastic Container, Field & Fleet	\$36.00
MS55	55 gallon drum	Solvent, 142 Degrees Flash, Plastic Container, Field & Fleet	\$350.00
304126	Bulk gallon	Power Transmission Fluid, Field & Fleet UTF Fluid	\$7.13
304146	55 gallon drum	Power Transmission Fluid, Field & Fleet UTF Fluid	\$392.15
304148	5 gallon pail	Power Transmission Fluid, Field & Fleet UTF Fluid	\$41.40
DEF22.5	Case (5 gallons)	Diesel Exhaust Fluid, Terra Cair	\$16.50
DEF55	55 gallon drum	Diesel Exhaust Fluid, Terra Cair	\$109.45
DEFB	Bulk gallon	Diesel Exhaust Fluid, Terra Cair	\$1.65
6258	55 gallon drum	Phillips Heat Transfer Oil	\$540.75
401724	Can	Penetrating Oil Spray Can, K&W	\$5.50
HDCL19	Can	Chain & Cable Spray Can, JB Chain Lube	\$8.50
05174	Can	Silicone Spray, CRC	\$4.00
OILTESTKIT	Kit	Oil Analysis Kit, ALS Labs	\$10.50

AFLLB	Bulk gallon	Long Life Antifreeze, Polar	\$9.45
AFLL61	Case (6 gallons)	Long Life Antifreeze, Polar	\$59.22
AFLL55	55 gallon drum	Long Life Antifreeze, Polar	\$519.75
AFLL5050B	Bulk gallon	50/50 Long Life Antifreeze, Polar	\$5.75
AFLL505061	Case (6 gallons)	50/50 Long Life Antifreeze, Polar	\$37.32
AFLL505055	55 gallon drum	50/50 Long Life Antifreeze, Polar	\$316.25
RVAF61	Case (6 gallons)	RV Antifreeze, Polar	\$31.80
WW61	Case (6 gallons)	Windshield Washer Fluid, -.20 Below, Polar	\$11.10
WW2055	55 gallon drum	Windshield Washer Fluid, -.20 Below, Polar	\$70.10

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Department budgets

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 Fleet Services Division and Fauser Energy Resources are parties to a Contract for the delivery of motor oil and lubricant products on an as-needed basis; and

WHEREAS, the City desires to renew the Contract with Fauser Energy Resources for the contract period September 1, 2014 through August 31, 2015; and

WHEREAS, this renewal is year two of the Contract; three additional one-year renewal options remain; and

WHEREAS, vendor has increased the cost of some of the products due to a national increase in the cost of oil; and

WHEREAS, the estimated annual cost of this Contract is \$145,000.

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

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

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

Alternate Contact Person: Tariq Baloch **Phone Number/Ext:** X5283
Email: tariqb@cedar-rapids.org

Description of Agenda Item:

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 \$25,1006.40). CIP/DID #0810-030

Background:

A Purchase Agreement was established in 2010 with Van Meter Industrial as the sole source for Rockwell Automation TechConnect Support for the Utilities Department. The initial Contract was for the period of September 1, 2010 through August 31, 2011.

Amendment No. 4 to the Contract is for a renewal period of September 1, 2014 through August 31, 2015 with additional one-year renewal options allowed as needed by mutual agreement. The total annual Contract amount is \$25,006.40, funded from FY15 operating budgets for divisions within the Utilities Department.

Pricing shall be as follows:

Catalog Number	Firm-fixed Unit Price
9800DC8JMCOM	\$14,536.00
9800DC8AUTOD	\$5,968.00
9800DC8ABDRIVB	\$816.00
9800DC8INFAUT	\$3,686.40
Total Annual Amount:	\$25,006.40

Action / Recommendation:

Resolution authorizing execution of Amendment No. 4 to Contract for Rockwell Automation TechConnect Support for the total annual amount of \$25,006.40.

Alternative Recommendation:

Time Sensitivity: Current Agreement expires August 31, 2013.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

FY15 operating budgets for divisions within the Utilities Department

Local Preference Policy Applies Exempt

Explanation:

Sole source vendor is local.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division established a Purchase Agreement on behalf of the Utilities Department in 2010 with Van Meter Industrial to provide Rockwell Automation TechConnect Support; and

WHEREAS, the initial Agreement period was September 1, 2010 through August 31, 2011; and

WHEREAS, Amendment No. 4 is for the renewal period of September 1, 2014 through August 31, 2015 with additional one-year renewal options allowed as needed by mutual agreement; and

WHEREAS, the total annual amount is \$25,006.40, funded from FY15 operating budgets for Divisions within the Utilities Department;

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 Van Meter Industrial as described herein.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Bill Kiesel

Phone Number/Ext: 5293

Email: w.kiesel@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

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). CIP/DID #0710-001

Background:

Captain Clean Ltd. provides as-needed and emergency jetting and cleanout services, which include pressure washing, jetting, cleaning and vacuuming services on various pits, tanks, drains and machinery located at the Water Pollution Control Facility and all associated lift stations. These services shall include, but are not limited to; cleaning wetwells and sumps, floor drains, floors, walls, heat exchangers, tanks, boiler tubes, etc.

Captain Clean has agreed to renew the Contract with no change in price, terms and conditions. This is the fifth year of the Agreement; no renewal options remain. This service will be re-bid in 2015. The term of the renewal period is September 1, 2014 through August 31, 2015.

Standard Hourly Rate (8 hrs/day M-F)	
Foreman	\$41.00
Operator	\$38.00
Laborer	\$35.00
Saturday Hourly Rate (over 8 hrs/day M-F, S)	
Foreman	\$61.50
Operator	\$57.00
Laborer	\$52.50
Sunday, Holiday and Emergency Call-in Hourly Rate	
Foreman	\$82.00
Operator	\$76.00
Laborer	\$70.00
Percentage upcharge for material	10.00%
NOTE: Emergency call-ins are subject to a 4-hour minimum rate charge	

Description	Firm fixed price
Waterblaster, 10-29 gpm, 10K	\$78.00/hour
Waterblaster, 30+ gpm, 10K	\$82.00/hour
Waterblaster, 10-20 gpm, 20K	\$115.00/hour
Waterblaster, 8 gpm, 40K	\$220.00/hour
Pumper, liquid vacuum	\$65.00/hour
Vacuum loader – truck mounted	\$78.00/hour
Vacuum loader – trailer mounted	\$78.00/hour
Hydro-excavator/combination unit	\$130.00/hour
Power washer – hot water machine	\$52.50/hour
Sewer jetter	\$65.00/hour
Hydraulic transfer pumps	\$65.00/hour
Street sweeper	\$75.00/hour
Support trucks	\$50.00/day/truck
Oxygen meter	\$50.00/day
Fall protection	\$50.00/day
Air mover	\$40.00/day
Spinner tip	\$50.00/day
Rotary nozzle	\$30.00/hour
20K spinner tip	\$25.00/hour
Automatic power lancer	\$25.00/hour
NOTE: Water blaster or vacuum loaders are subject to a 4-hour minimum rate charge All other equipment is subject to a 2-hour minimum rate charge	

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 522105-611-611002

Local Preference Policy Applies Exempt

Explanation: Captain Clean is a certified local vendor

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Water Pollution Control Facility and Captain Clean Ltd. are parties to a Contract for jetting and cleanout services on an as-needed basis; and

WHEREAS, the City desires to renew the Contract with Captain Clean Ltd. for the contract period September 1, 2014 through August 31, 2015; and

WHEREAS, this renewal is year five of the Contract; no renewal options remain, therefore this service will be re-bid in 2015; and

WHEREAS, vendor has agreed to hold the pricing firm for the one-year renewal period; and

WHEREAS, the estimated annual cost of this Contract is \$65,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 5 with Captain Clean Ltd. as described herein.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: 08-12-14

Submitting Department: Finance – Purchasing Services Division

Presenter at meeting: consent

Phone Number/Ext:

Email:

Alternate Contact Person: Rita Rasmussen

Phone Number/Ext: 5807

Email: r.rasmussen@cedar-rapids.org

Description of Agenda Item:

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**). CIP/DID #0109-220

Background:

This resolution closes the Agreement with Shuttleworth & Ingersoll, PLC for the Real Estate Acquisition Legal Services the FEMA Hazard Mitigation Grant Program (HMGP).

Action / Recommendation:

To close out project and authorize the City Manager and City Clerk to execute Amendment No. 1

Alternative Recommendation: none

Time Sensitivity: Not sensitive

Resolution Date: 08-12-14

Estimated Presentation Time: consent

Budget Information (if applicable):

Local Preference Policy Applies Exempt

Explanation: Federal Funding –FEMA

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

PUR
ENG
FIN
AUD FILE
SHUTWRTH
OB472583
0109-220
OB377545

RESOLUTION NO.

RESOLUTION APPROVING AMENDMENT NO. 1 TO REAL ESTATE ACQUISITION LEGAL SERVICES AND CLOSING OUT THE AGREEMENT WITH OUTSIDE COUNSEL TO PROVIDE LEGAL SERVICES FOR THE HAZARD MITIGATION GRANT PROGRAM

WHEREAS, the City of Cedar Rapids, Iowa ("the City") and Shuttleworth & Ingersoll, PLC ("the Firm") are parties to an Agreement, authorized by Resolutions No.0500-05-09 and No.1141-11-09, for flood related Real Estate Acquisition Legal Services ("Agreement"), whereby Shuttleworth & Ingersoll, PLC provides Legal Services in connection with the FEMA Hazard Mitigation Grant Program necessitated by the flooding of June 2008; and

WHEREAS, the City and the Firm confirm that the services provided under the Agreement for Real Estate Acquisition Legal Services in connection with the FEMA Hazard Mitigation Grant Program are hereby accepted as being completed and that the total cost of services provided is \$5,966; and

WHEREAS, the funding for these services is covered under the flood related budgets.

NOW THEREFORE BE IT RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 1 with Shuttleworth & Ingersoll, PLC for flood related Real Estate Acquisition Legal Services.

Passed this 12th day of August 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: 08-12-14

Submitting Department: Finance – Purchasing Services Division

Presenter at meeting: consent

Phone Number/Ext:

Email:

Alternate Contact Person: Rita Rasmussen

Phone Number/Ext: 5807

Email: r.rasmussen@cedar-rapids.org

Description of Agenda Item:

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**). CIP/DID #0109-220

Background:

This resolution closes the Agreement with Bradley & Riley PC for the Real Estate Acquisition Legal Services the FEMA Hazard Mitigation Grant Program (HMGP).

Action / Recommendation:

To close out project and authorize the City Manager and City Clerk to execute Amendment No. 1

Alternative Recommendation: none

Time Sensitivity: Not sensitive

Resolution Date: 08-12-14

Estimated Presentation Time: consent

Budget Information (if applicable):

Local Preference Policy Applies Exempt

Explanation: Federal Funding –FEMA

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

PUR
ENG
FIN
AUD FILE
BRADLEY RILEY
OB472583
0109-220
OB377545

RESOLUTION NO.

RESOLUTION APPROVING AMENDMENT NO. 1 TO REAL ESTATE ACQUISITION LEGAL SERVICES AND CLOSING OUT THE AGREEMENT WITH OUTSIDE COUNSEL TO PROVIDE LEGAL SERVICES FOR THE HAZARD MITIGATION GRANT PROGRAM

WHEREAS, the City of Cedar Rapids, Iowa (“the City”) and Bradley & Riley, PC (“the Firm”) are parties to an Agreement, authorized by Resolutions No.0500-05-09 and No.1141-11-09, for flood related Real Estate Acquisition Legal Services (“Agreement”), whereby Bradley & Riley, PC provides Legal Services in connection with the FEMA Hazard Mitigation Grant Program necessitated by the flooding of June 2008; and

WHEREAS, the City and the Firm confirm that the services provided under the Agreement for Real Estate Acquisition Legal Services in connection with the FEMA Hazard Mitigation Grant Program are hereby accepted as being completed and that the total cost of services provided is \$5,274; and

WHEREAS, the funding for these services is covered under the flood related budgets.

NOW THEREFORE BE IT RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 1 with Bradley & Riley, PC for flood related Real Estate Acquisition Legal Services.

Passed this 12th day of August 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$19,865 and extending 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). CIP/DID #301614-01

Background:

This project includes improvements to the northbound exit ramp from Interstate 380 at 42nd Street NE; realignment and reconstruction of the trail crossing at 42nd Street; and extension of the railroad crossing to accommodate the trail improvements, which improves pedestrian and bicycle safety. The project was let in June of 2014 and received no bids. To address this issue the scope of the construction will be increased to include pavement patching from west of the I-380 interchange and Center Point Road, as well as the addition of bicycle accommodations on 42nd Street in coordination with a separate project immediately west of this project.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$19,865, and extending the contract completion date to July 31, 2015

Alternative Recommendation:

If the Professional Services Agreement Amendment is not executed, staff will need to review other options for the design and completion of contract documents for the project.

Time Sensitivity: Normal

Resolution Date: August 12, 2015

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301614

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, a Professional Services Agreement was executed with Anderson-Bogert Engineers & Surveyors, Inc. on November 25, 2013 for the 42nd Street NE and I-380 Intersection Improvements project, and

WHEREAS, it was determined that the project limits for the project should be extended from west of the 42nd Street/ I-380 interchange to Center Point Road, and

WHEREAS, Anderson-Bogert Engineers & Surveyors, Inc. can perform the additional design services noted above for an additional amount not to exceed \$19,865, and

WHEREAS, the contract completion date will be extended to July 31, 2015,

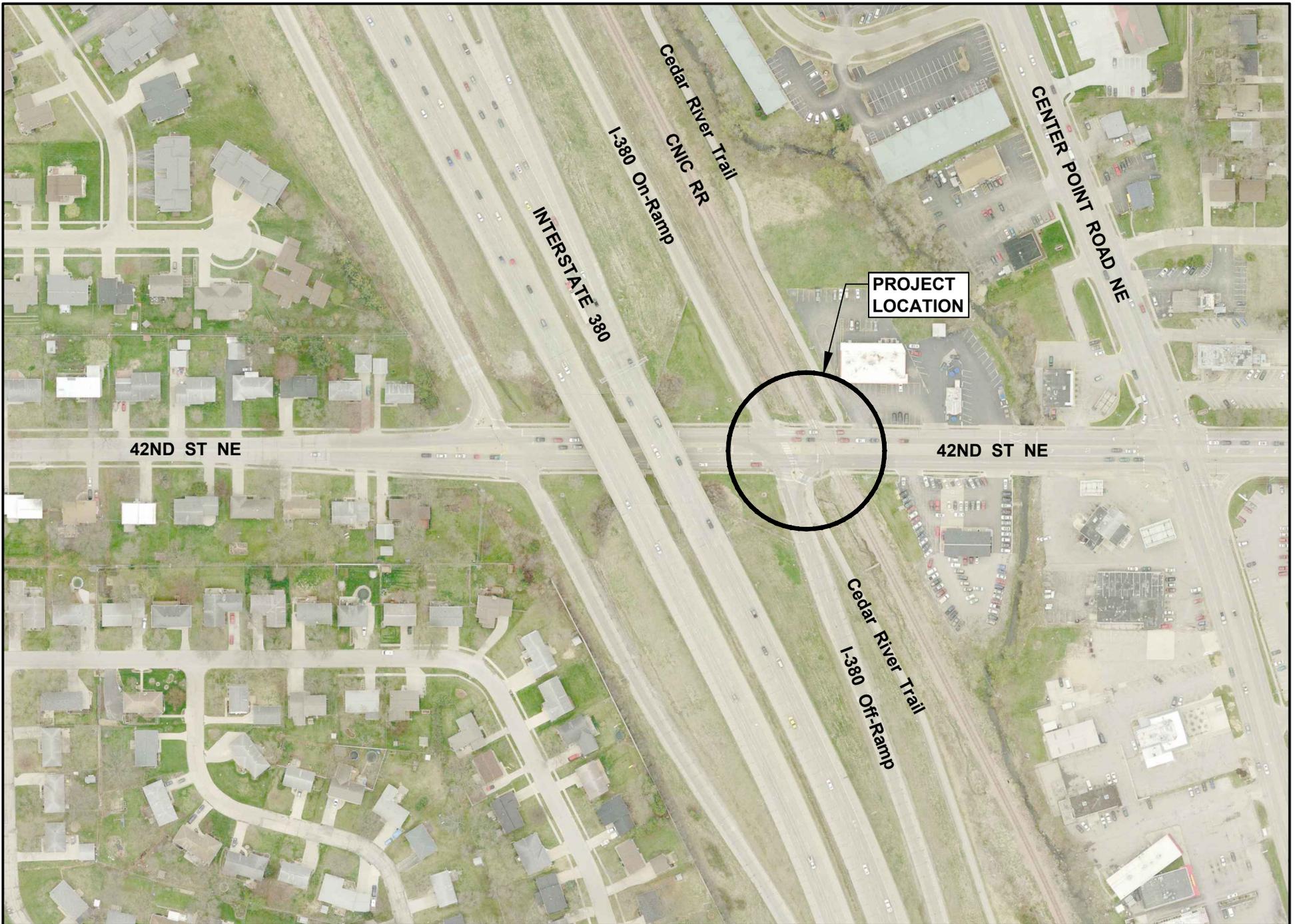
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of 19,865 and extending the completion date to July 31, 2015 for the 42nd Street NE and I-380 Intersection Improvements project (301614-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$84,099
Amendment No. 1	\$19,865
	<hr/>
Amended Contract Amount	\$103,964

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 301614	\$19,865
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Passed this 12th day of August, 2014



**42ND STREET NE / I-380 / TRAIL
INTERSECTION IMPROVEMENTS**





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 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). CIP/DID #305093-01

Background:

This professional services agreement was executed to determine the best option for rehabilitation or replacement of the sidewalks on the 8th Avenue Bridge over the Cedar River. It was determined that the sidewalks had deteriorated to the point at which rehabilitation is not cost effective. The cost to replace the sidewalks was estimated at \$2,000,000. In order to determine if the \$2,000,000 investment in new sidewalks is reasonable, the useful life of the bridge's steel substructure built in 1938 needs to be determined.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of 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.

Alternative Recommendation:

If the Professional Services Agreement Amendment is not executed, staff will need to review other options for the design and completion of contract documents for the project.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301614

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, a Professional Services Agreement was executed with Shoemaker & Haaland Professional Engineers on August 5, 2013 for the 8th Avenue Bridge Sidewalk Replacement Preliminary Design project, and

WHEREAS, it was determined that additional testing is required to determine the remaining useful life of the 8th Avenue Bridge substructure,

WHEREAS, Shoemaker & Haaland Professional Engineers can perform the additional design services noted above for an additional amount not to exceed \$18,715, and

WHEREAS, the contract completion date will be extended to October 6, 2014, to perform the additional design services,

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 sign Amendment No. 1 to the Professional Services Agreement with Shoemaker & Haaland Professional Engineers in the amount of 18,715 and extending the completion date to October 6, 2014 for the 8th Avenue Bridge Sidewalk Replacement Preliminary Design project (305093-01). A summary of the contract amendments for this contract is as follows:

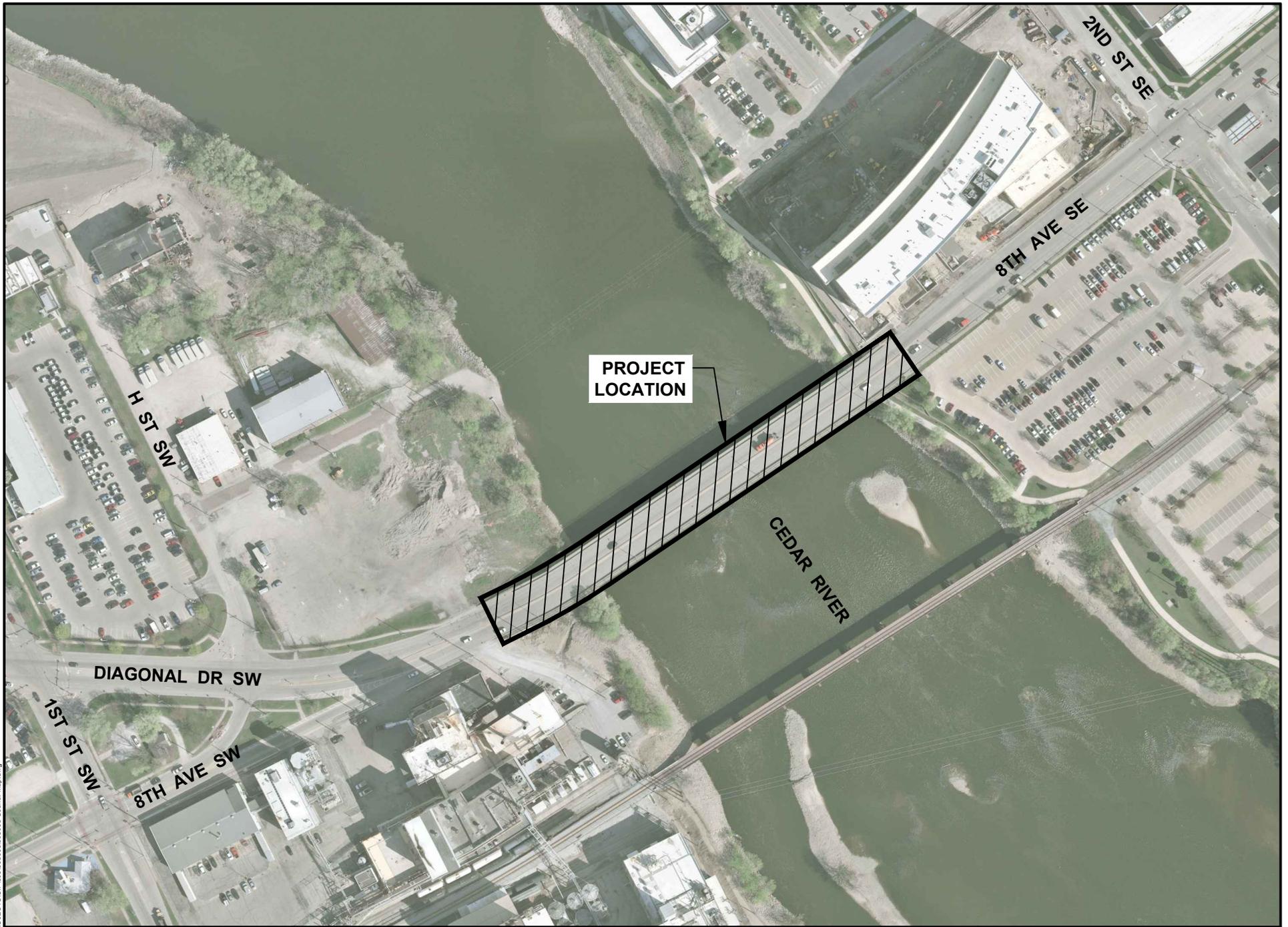
Original Contract Amount:	\$22,300
Amendment No. 1	\$18,715

Amended Contract Amount	\$41,015

General ledger coding for this amendment to be as follows:

Fund 3051, Dept ID 305000 Project 305093	\$18,715
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Passed this 12th day of August, 2014



PROJECT
LOCATION

CEDAR RIVER

DIAGONAL DR SW

8TH AVE SW

8TH AVE SE

2ND ST SE

H ST SW

1ST ST SW



8TH AVENUE BRIDGE SIDEWALK REPLACEMENT



Cadd File Name: W:\PROJECTS\CIP\305093\05093 Council Map.dwg



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**

Resolution authorizing execution of 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 Street Repair Program Project Management program (original contract amount was \$148,560; total contract amount with this amendment is \$297,120) (**Paving for Progress**). CIP/DID #3017970-01

Background:

This project includes the coordination of LOST funded projects, design consultants and providing assistance to City staff to implement the "Quick Start" portion of the Paving for Progress Program. This amendment extends these services through January 31, 2015.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Foth Infrastructure and Environment, LLC specifying an increased amount not to exceed \$148,560.

Alternative Recommendation:

Delay project and direct City staff to complete program management and coordination of consultants designing Paving for Progress.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3017970, 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Foth Infrastructure and Environment, LLC has been providing project management services for the City during the "Quick Start" portion of the Paving for Progress program, and

WHEREAS, the "Quick Start" portion of the Paving for Progress Program will continue into the 2015 construction season, and

WHEREAS, the City desires continued services of Foth Infrastructure and Environment, LLC in the oversight and execution of this program, the City and the Consultant agree to amend the original Scope of Services,

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 sign Amendment No. 1 to the Professional Services Agreement with Foth Infrastructure and Environment, LLC in the amount of \$148,560 and extend the contract completion date to January 31, 2015 for the management and assistance in association with the Quick Start Street Repair Program Project Management program. A summary of the contract amendment is as follows:

Original Contract Amount:	\$148,560
Amendment No. 1	\$148,560

Amended Contract Amount	\$297,120

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3017970	\$148,560
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Passed this 12th day of August, 2014



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

Resolution authorizing execution of 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 4th Avenue SE Improvements from 6th Street to 19th Street project (original contract amount was \$91,667.00; total contract amount with this amendment is \$123,019) **(Paving for Progress)**. CIP/DID #3012080-01

Background:

The additional work included adding full reconstruction of the block of 4th Avenue from 5th Street to 6th Street, evaluation of complete street elements within the project limits, and storm sewer improvements. This project will now include the complete reconstruction of a section of the existing roadway, replacement of storm sewer, resurfacing of sections of the street, bicycle accommodations and pedestrian accessibility improvements. This project is funded by the Local Option Sales Tax (LOST), approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$31,352.

Alternative Recommendation: Complete required corridor evaluation, design and bid documents utilizing City staff.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012080, 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City has requested additional services of an additional segment of 4th Avenue SE from 6th Street to 5th Street to the project for reconstruction, and

WHEREAS, the City desires to evaluate and incorporate complete streets elements into the improvements on 4th Avenue SE from 6th Street SE to 19th Street SE, and

WHEREAS, the City has requested additional services of the Consultant and the City and the Consultant agree to amend the original Scope of Services,

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 sign Amendment No. 1 to the engineering consultant agreement with HR Green, Inc. in the amount of \$31,352.00 for the 4th Avenue SE Improvements from 6th Street SE to 19th Street SE project, 3012080-01. A summary of the contract amendments for this contract is as follows:

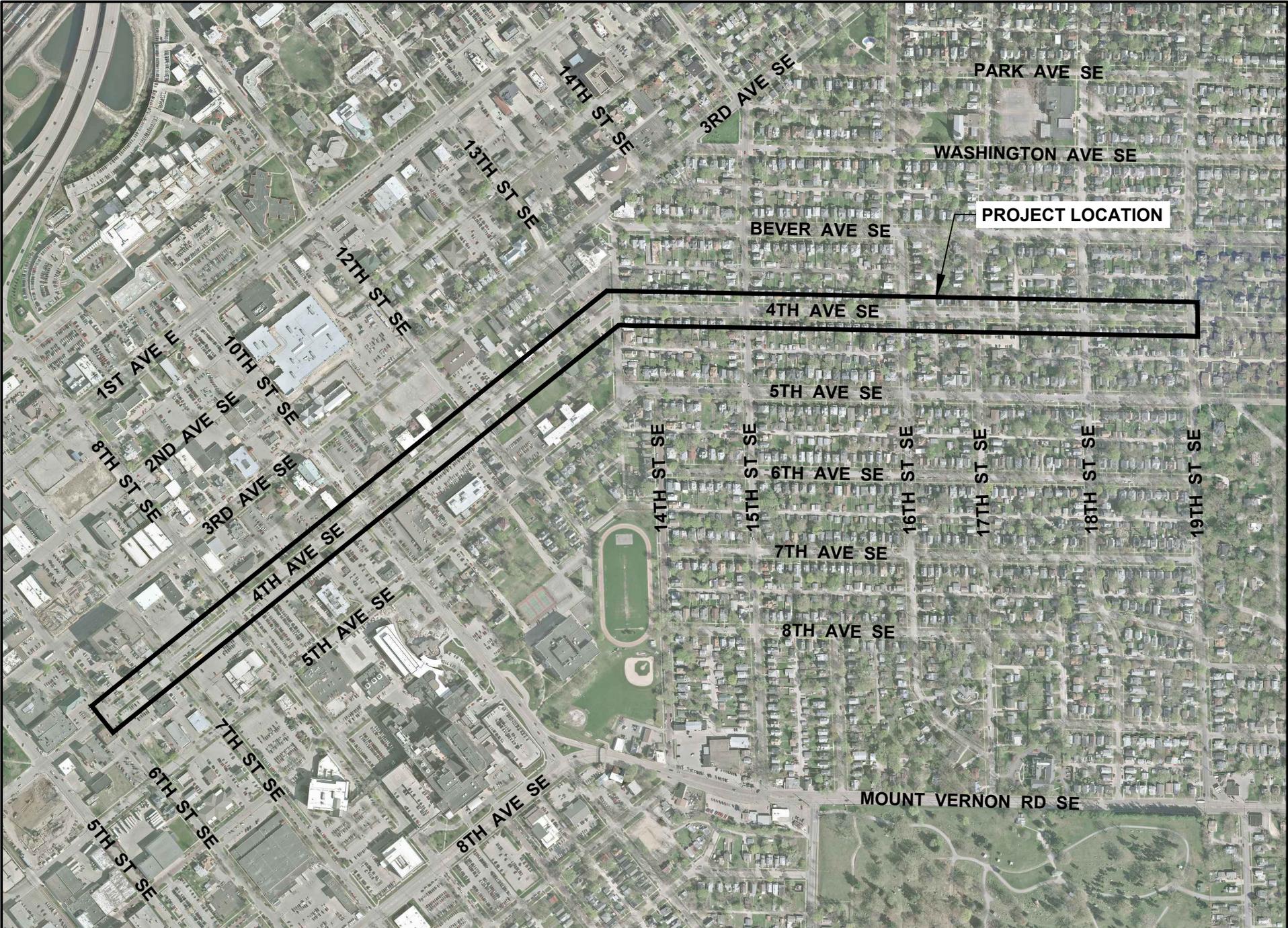
Original Contract Amount:	\$91,667
Amendment No. 1	\$31,352

Amended Contract Amount	\$123,019

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012080	\$31,352
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Passed this 12th day of August, 2014



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





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

Resolution authorizing execution of 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 improvements on 42nd Street NE from Interstate 380 to Wenig Road project (original contract amount was \$52,101; total contract amount with this amendment is \$231,348) (**Paving for Progress**). CIP/DID# 3012092-01

Background:

The original contract amount was to evaluate the pavement, determine a method of rehabilitation and prepare preliminary plans and initial construction cost estimate. The project will include the complete reconstruction of the existing roadway, evaluation and replacement of storm sewer, sanitary sewer service lines and water distribution network, and pedestrian accessibility improvements. This project is funded by the Local Option Sales Tax (LOST) approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc specifying an increased amount not to exceed \$231,348.

Alternative Recommendation: Complete required corridor evaluation, design and bid documents utilizing City staff.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012092 7970 (LOST)

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City desires to complete street improvements on 42nd Street NE from Interstate 380 to Wenig Road, and

WHEREAS, the original Agreement was developed to determine the type of pavement repair method necessary for the roadway, and

WHEREAS, based on subsurface investigation and engineering analysis, total reconstruction is recommended for this section, and

WHEREAS, the City has requested additional services of the Consultant, and the City and Consultant agree to amend the original 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 authorized to sign Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$179,247 for the 42nd Street NE Improvements from I-380 to Wenig Road project, 3012092-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$52,101
Amendment No. 1	\$179,247

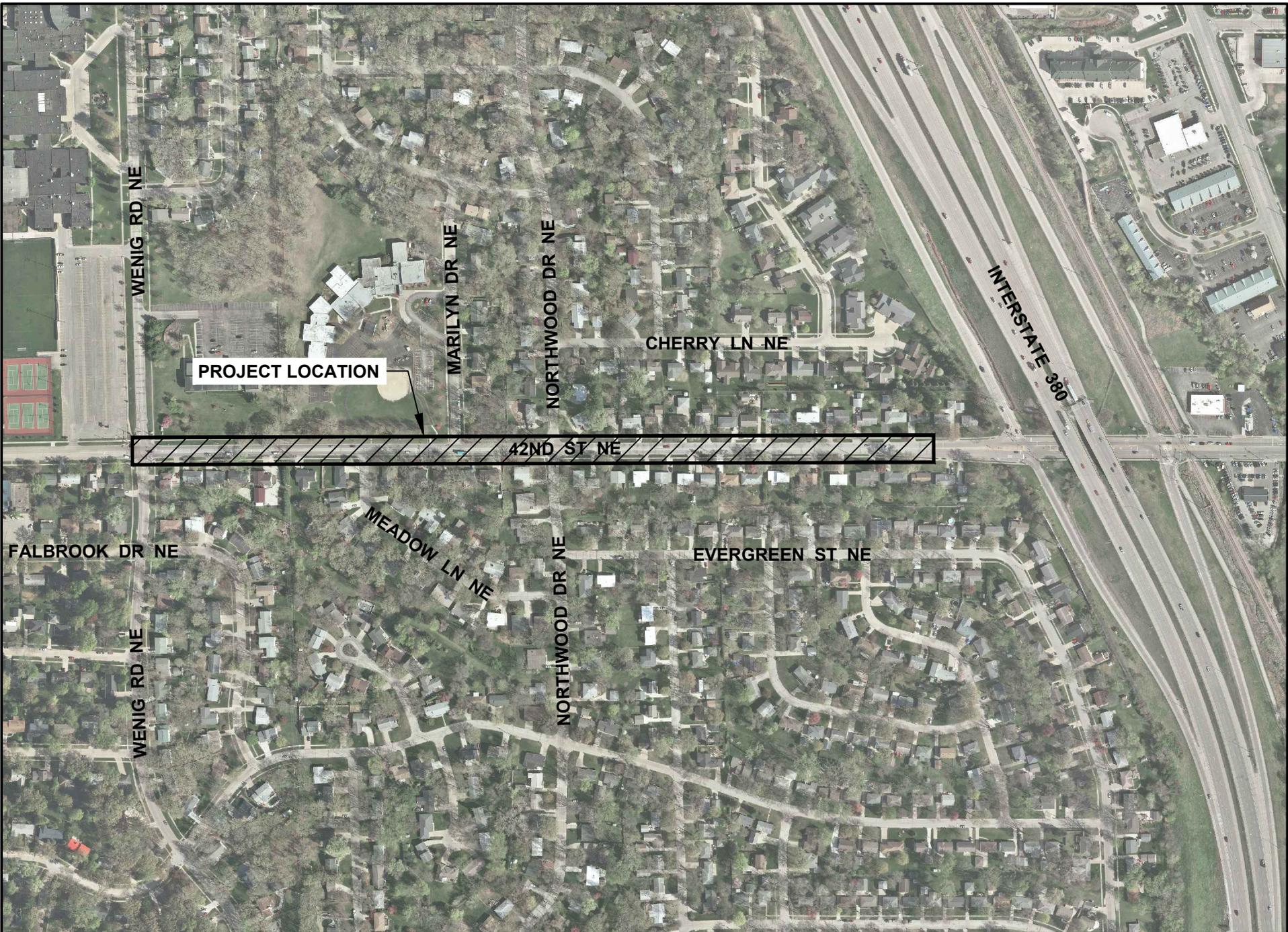
Amended Contract Amount	\$231,348

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012092	\$179,247
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Passed this 12th day of August, 2014

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**42ND STREET NE FROM INTERSTATE 380 TO WENIG ROAD
IMPROVEMENTS PROJECT**



Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Facility

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

Alternate Contact: Bruce Jacobs **Phone No.:** 5913 **E-mail:** b.jacobs@cedar-rapids.org

Description of Agenda Item:

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)**. CIP/DID #3303101000-03

Background:

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

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

All the work discussed above is being separated into two projects; Phase 1 and Phase 2. This separated phasing of work is being done to group similar work together for bidding purposes. The work being considered in association with this coversheet is the Phase 2 work. The work contained in Phase 2 generally consists of construction of a soil-bentonite cutoff wall, an earthen berm, a seepage berm with toe drain, a reinforced concrete floodwall, site grading, access roads, utility re-routing, permanent fencing and seeding. Phase 1 of this project was bid on March 13 and covers work related to a pump station and related sewer modifications. Bids were opened and publicly announced on April 10, 2013.

The proposed Change Order includes 13 Items. Items 1-12 are for changes to the scope of work as defined in the Contract Documents. Item 13 is to account for the Allowance that was included in the Bid for work related to but not reasonably inferred from the Plans and Specifications. Justification for each item is briefly described in body of the Change Order.

Each contractor proposal (COP) was reviewed by the Owner's and Engineer's designated representatives to ensure that the scope of the proposal is appropriate, and the pricing is reasonable.

Action / Recommendation:

The Utilities Department – Water Pollution Control Facility staff recommends execution of Change Order No. 1 in the amount of \$28,583.82 with Tricon General Construction.

Alternative Recommendation: None

Time Sensitivity: Action needed 08-12-14

Resolution Date: 08-12-14

Estimated Presentation Time: 0 Minutes

Budget Information Process Information:

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

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

Purchasing Department used or Purchasing Guidelines followed: Yes. The project was bid as a Capital Improvement Project.

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

Attachments: Two (2) endorsed originals of Change Order dated July 23, 2014

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute Change Order No. 1, to the Contract with Tricon General Construction, specifying an increase in the amount of \$28,583.82 for additional work requested by the City of Cedar Rapids for the Water Pollution Control Facility Permanent Flood Wall Protection Project Phase 2 – Flood Wall and Earthen Berm project (Contract No. 3303101000-03).

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

Original Contract Amount	\$5,820,000.00
Plus Change Order No. 1	<u>\$28,583.82</u>
Amended Contract Amount	\$5,848,583.82

Funded from the FY 2012, 2013, 2014, and 2015 Water Pollution Control Flood budget and coded to:

553000-615-615000-3303101000.

Passed this 12th day of August, 2014



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell
E-mail Address: sbauer@frewdev.com

Phone Number/Extension: 5804

Alternate Contact Person: John Frew (FDG) **Phone Number/Extension:** 319/739-4040
E-mail Address: j.frew@frewdev.com

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

Authorizing 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). CIP/DID #535103-20

Background:

WCD = Work Change Directive

WCD #11	Electrical Room Door Revisions	\$898
	Phone/Data Cable Changes	\$1,683
	Added Steel at Lobby Door	\$3,563
	Sprinkler Coverage Modifications	\$22,330
	Access Closure Plates added to close gap between buildings	\$646
	Sidewalk repairs	\$6,149
	Elevator Re-Inspection	\$1,683
	Repairs for Sidewalk Trip Hazard	\$3,775
	Removal of Concrete Slab	\$2,686
	Miscellaneous Electrical Modifications	\$585
	Added Steel for Hand Rail	\$5,850
	Fire Caulking Changes	\$3,142
WCD #12	Liquidated Damages	(\$75,000)

Liquidated damages are due to missed contractual milestones and final completion dates resulting in lost parking revenue and additional time and material cost to Frew Development Group. Knutson Construction Services, Inc. has refused to sign Change Order No. 8 (Revised Final) and City Staff is recommending to proceed without the signature in order to lead to project closeout. Depending upon any new information provided by Knutson Construction, this could be subject to change.

Action / Recommendation:

The Public Works Department and Frew Development Group (the Construction Manager) recommend approval of Change Order No. 8 (Revised Final).

Alternative to the Recommendation:

If Council does not approve the proposed resolution, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): Revenue Bonds

Local Preference Policy: Applies Exempt

Explanation: Capital Improvement Project

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): City Council Infrastructure Committee 11/20/12

ENG
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KNUTSON
FREW
535103-20

RESOLUTION NO.

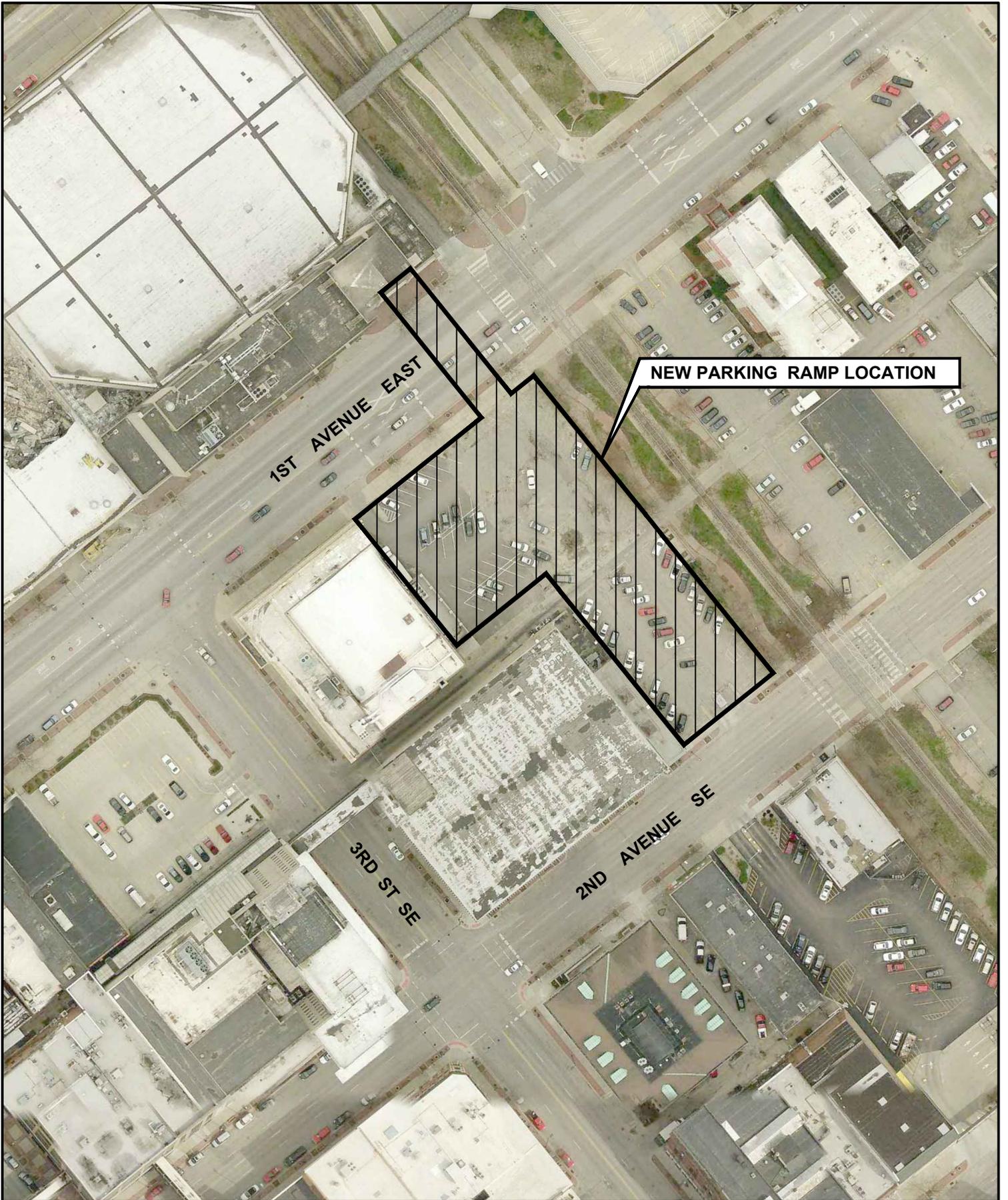
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 8 (Revised Final) deducting the amount of \$22,010 with Knutson Construction Services, Inc. for the Cedar Rapids Convention Complex Parking Ramp (and Skywalk) project, Contract No. 535103-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$12,402,000
Possible Incentive	20,000
Change Order No. 1	(349,930)
Change Order No. 2	48,109
Change Order No. 3	54,832
Change Order No. 4	(6,931)
Change Order No. 5	34,557
Change Order No. 6	437,614
Change Order No. 7	32,149
Change Order No. 8 (Revised Final)	(22,010)
Removal of Original Incentive Value	<u>(20,000)</u>
	\$12,630.390

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

(\$22,010) 535-535000-535103

Passed this 12th day of August, 2014.



1ST AVENUE EAST

NEW PARKING RAMP LOCATION

3RD ST SE

2ND AVENUE SE



**CEDAR RAPIDS CONVENTION COMPLEX
NEW PARKING RAMP (AND SKYWALK)**
Location Map



0 FEET 100



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

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** **Map**

Authorizing 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). CIP/DID #635120-21

Background:

WCD = Work Change Directive

WCD #3	Supplemental Heat Elevator Rooms	\$3,967.66
	CE046, ITC 47R, 50, 52, 53, 55, 56, 57 No Scope Change	\$0
	Floor Drain Vent Pipe Modification	\$2,090.76
	Backflow Device and Water Meter Enclosure	\$12,222.50
	HVAC in Electrical Equipment Room	\$9,842.07
	Covers for Copper Piping	\$3,434.88
	Louvers at Stair Towers	\$2,034.85
	Time Adjustment due to Prime Contractor work not being complete.	July 1, 2014

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Bowker Mechanical Contractors, LLC.

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: August 12, 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
BOWKER
OPN
635120-21

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$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, Contract No. 635120-21. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$215,000.00
Change Order No. 1	5,242.95
Change Order No. 2	2,843.12
Change Order No. 3	<u>33,592.72</u>
Amended Contract Amount	\$256,678.79

General ledger coding for this Change Order to be as follows: \$33,592.72 635-635000-635120

Passed this 12th day of August, 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: 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. 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). CIP/DID #301847-01

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 water main work was added by the Utilities Department. Once the paving was removed in the intersection of Montclair Drive NW and Jacolyn Drive, the existing subgrade was found to be unsuitable to reconstruct the paving on, and material was brought in to rectify the situation.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 (Revised) submitted by Ricklefs Excavating, Ltd.

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: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301847

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
AUD FILE
FIN
CLK
RICKLEFS
301847-01

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. 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, Contract No. 301847-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$162,800.00
Incentive up to	9,000.00
Change Order No. 1	324.50
Change Order No. 2	5,541.70
Change Order No. 3	41,772.35
	<hr/>
Amended Contract Amount	\$219,438.55

General ledger coding for this Change Order to be as follows: \$41,772.35 301-301000-301847

Passed this 12th day of August, 2014.



PROJECT LOCATION

HARVEST DR NW

MONTCLAIR DR NW

OWEN STREET NW

JACOLYN DR NW

E AVENUE NW

**MONCLAIR DRIVE NW FROM OWEN STREET TO
JACOLYN DRIVE STORM SEWER AND
INTERSECTION IMPROVEMENTS PROJECT**





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. 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). CIP/DID #3012072-01

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. 3 (Final) 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: August 12, 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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LL PELLING
ANDERSON BOGERT
3012072-01

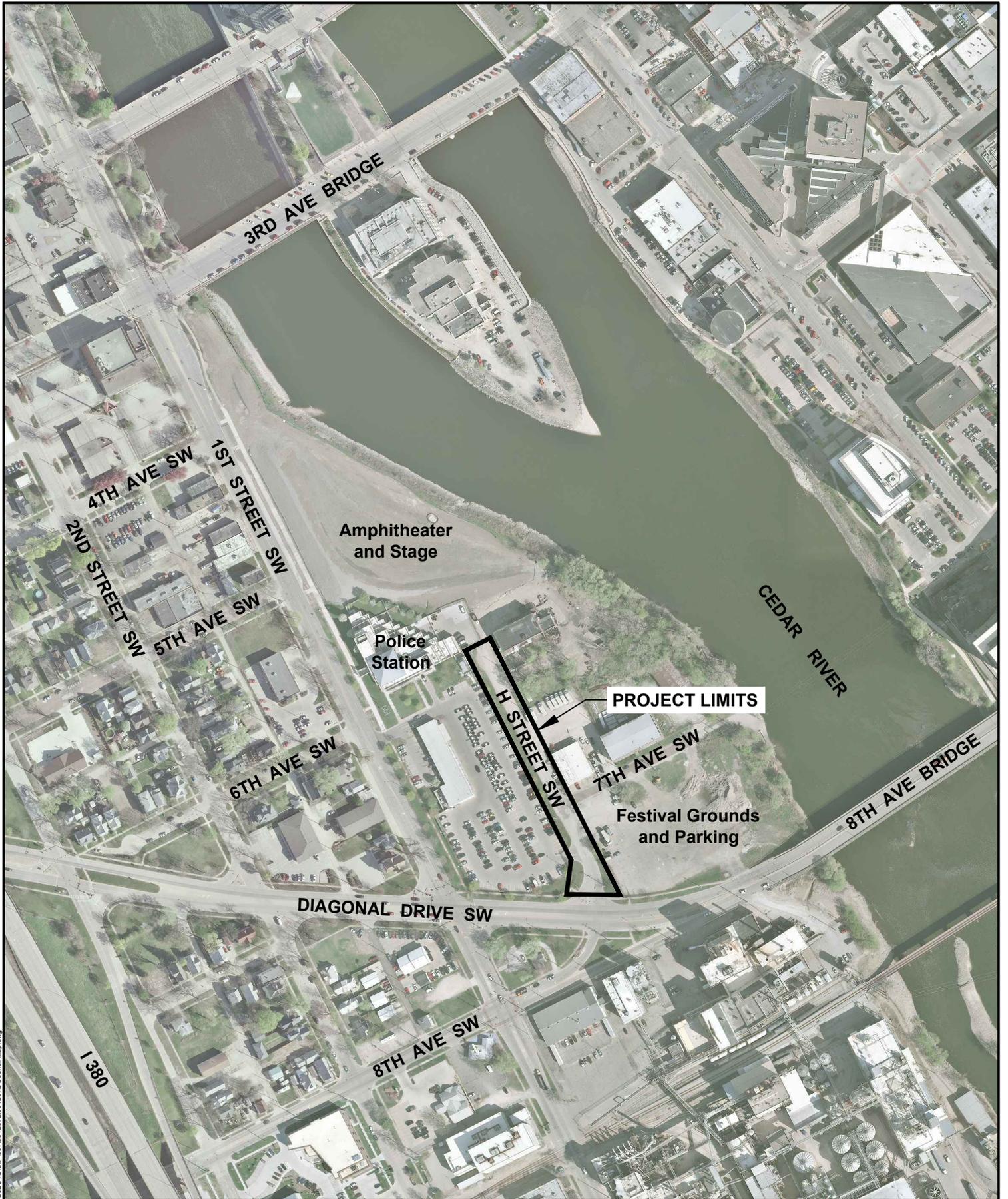
RESOLUTION NO.

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. 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, 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
Change Order No. 3 Final	-17,452.40
Removal of Original Incentive	<u>-2,000.00</u>
Amended Contract Amount	\$115,803.89

General ledger coding for this Change Order to be as follows: \$-17,452.40 301-301000-3012072

Passed this 12th day of August, 2014.



**H STREET SW FROM DIAGONAL DRIVE SW
TO NORTH OF 7TH AVENUE SW
PAVEMENT REHABILITATION**





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 \$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). CIP/DID #655080-03

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. When it was decided to keep the new temporary trail, an additional 276 lineal feet of chain link fence was needed to secure the landfill area. When the new south access road was built, erosion stone was added to both sides to stop erosion due to the steep grade. The 27" sewer main in the existing head box had a large water leak and needed repaired. Due to the delays caused by spring flooding in 2013, the working days and milestones have been deleted along with the incentives and disincentives.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 11 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: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 655080: \$7,370,000 (CDBG) and \$1,000,000 (Revenue bonds), 615229: \$271,500 (Revenue bonds)

Local Preference Policy: Applies Exempt

Explanation: Grant-funded project.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary): Project was discussed at September 20, 2011 Infrastructure Committee meeting.

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SM HENTGES
ANDERSON BOGRET
655080-03

RESOLUTION NO.

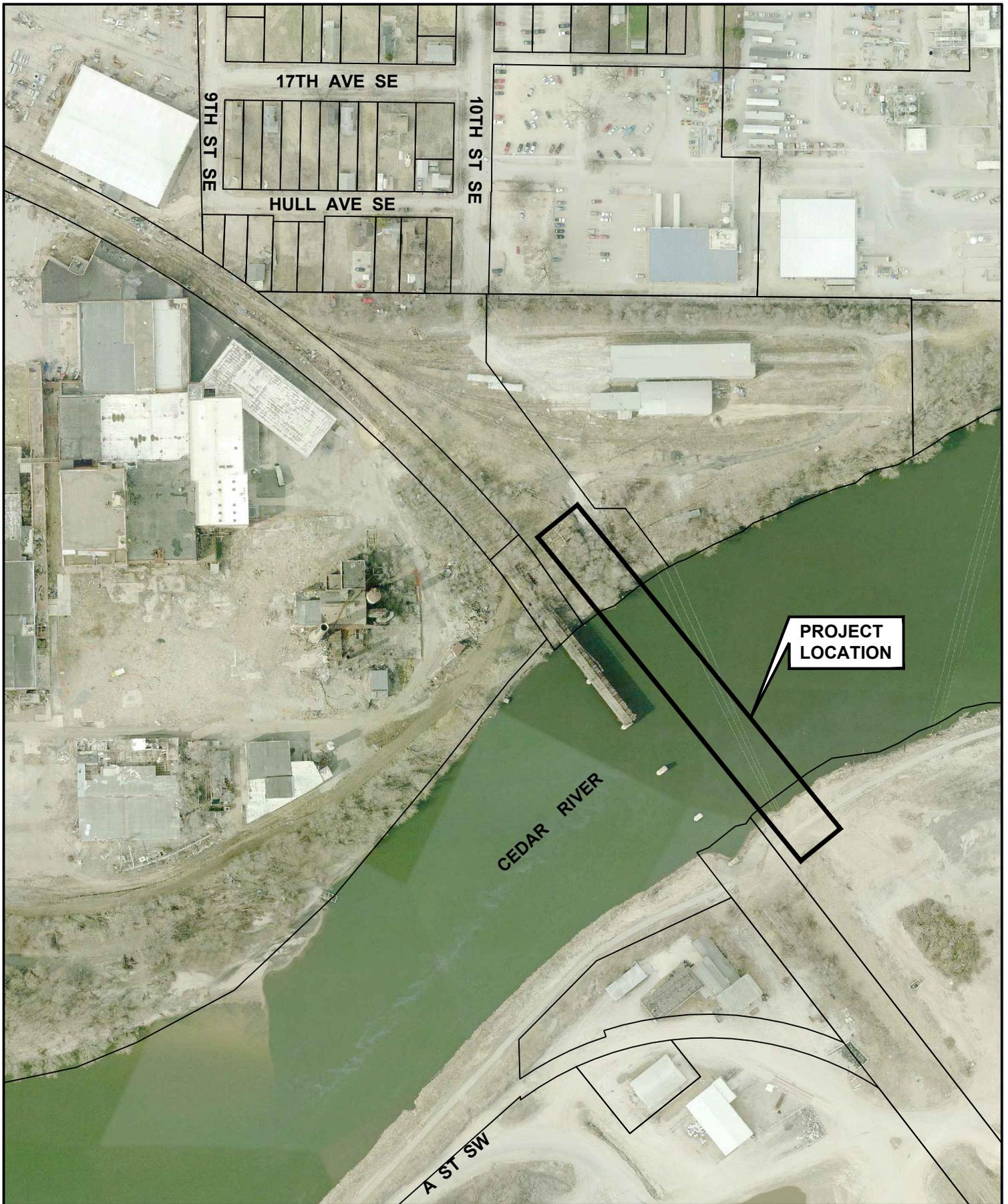
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 11 in the amount of \$14,598.04 with S.M. Hentges & Sons, Inc. for the Cedar River Sanitary Sewer Crossing Improvements project, Contract No. 655080-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$5,370,464.00
Possible Incentive	24,500.00
Change Order No. 1	1,186.81
Change Order No. 2	9,105.14
Change Order No. 3	4,804.16
Change Order No. 4	7,628.19
Change Order No. 5	20,094.74
Change Order No. 6	16,804.72
Change Order No. 7	753.49
Change Order No. 8	47,700.00
Change Order No. 9	36,224.13
Change Order No. 10	60,232.82
Change Order No. 11	14,598.04
Removal of Original Incentive Value	<u>(24,500.00)</u>
Amended Contract Amount	\$5,589,596.24

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

\$14,598.04 655-655000-655080

Passed this 12th day of August, 2014.



**CEDAR RIVER SANITARY SEWER
CROSSING IMPROVEMENTS**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 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). 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. The Contractor was asked to use exterior chimney seals in place of designed interior seals. Larger adjusting rings were also needed to match the designed castings.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 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: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 655625-03 total funding: \$3,817,000 (Cedar Rapids: \$1,304,848, Marion: \$1,154,232, Hiawatha: \$595,976, Robins: \$761,944, Linn County: \$0). Funding split per multi-jurisdictional agreement (Cedar Rapids Resolution 0827-10-08)

Local Preference Policy: Applies Exempt

Explanation: Chapter 26 of the Code of Iowa requires public improvement projects to be awarded to the lowest, responsive, responsible bidder.

Recommended by Council Committee: Yes No N/A

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SM HENTGES
ANDERSON BOGERT
655625-05

RESOLUTION NO.

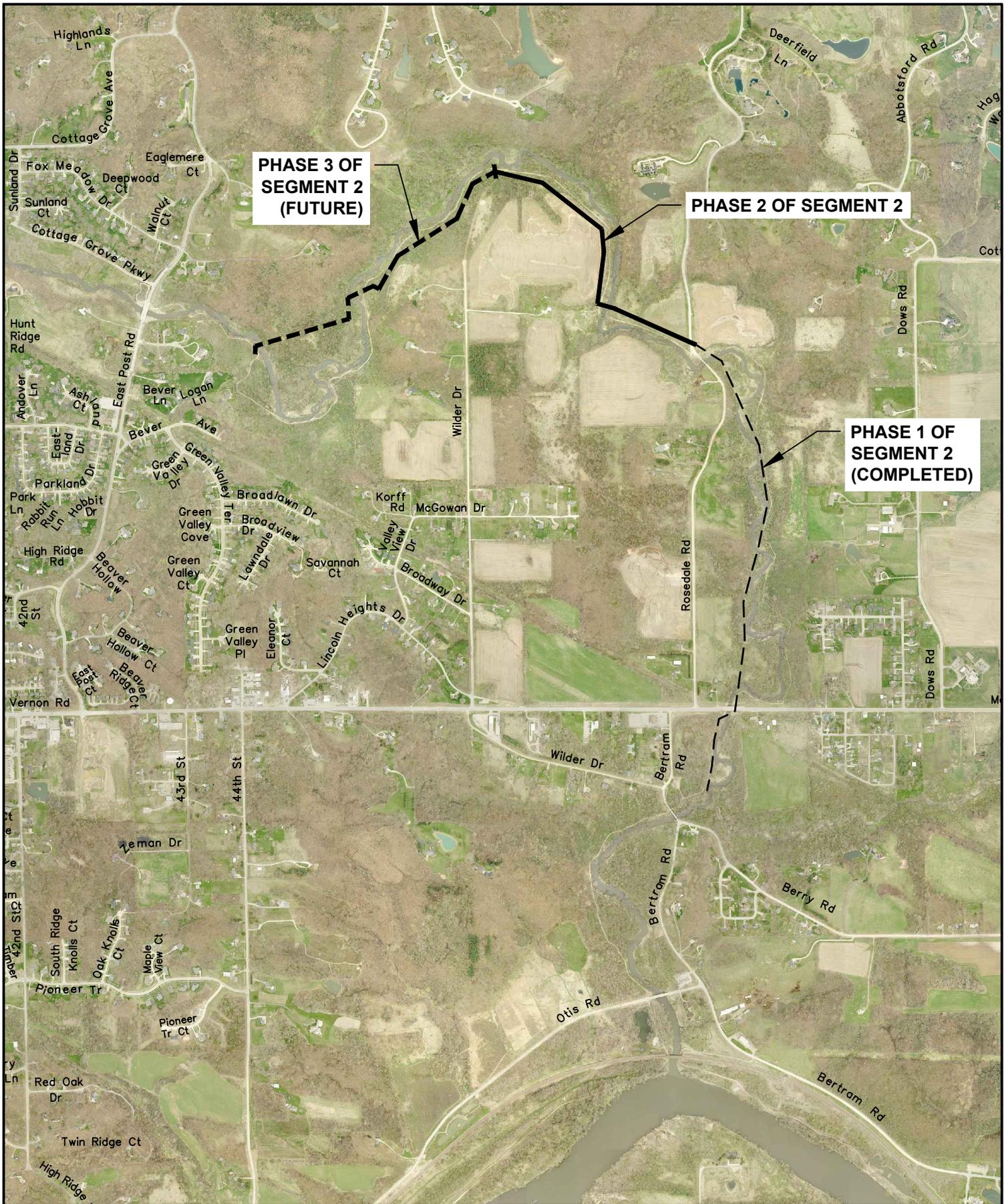
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$11,058.01 with S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 - Phase 2 Reconstruction project, Contract No. 655625-05. 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	4,353.98
Change Order No. 3	<u>11,058.01</u>
Amended Contract Amount	\$1,877,768.66

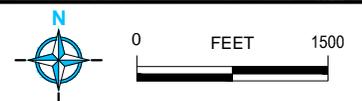
General ledger coding for this Change Order to be as follows:

\$11,058.01 655-655000-655625

Passed this 12th day of August, 2014.



**INDIAN CREEK AND DRY RUN CREEK
SANITARY SEWER CAPACITY IMPROVEMENTS
SEGMENT 2, PHASE 2**





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. 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). CIP/DID #301696-01

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Bicycle SHARO symbols were added to this project based on the citywide bike plan. Bever Avenue is designated to have SHARO bike lanes.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 12 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: August 12, 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

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RATHJE
SNYDER
301696-01

RESOLUTION NO.

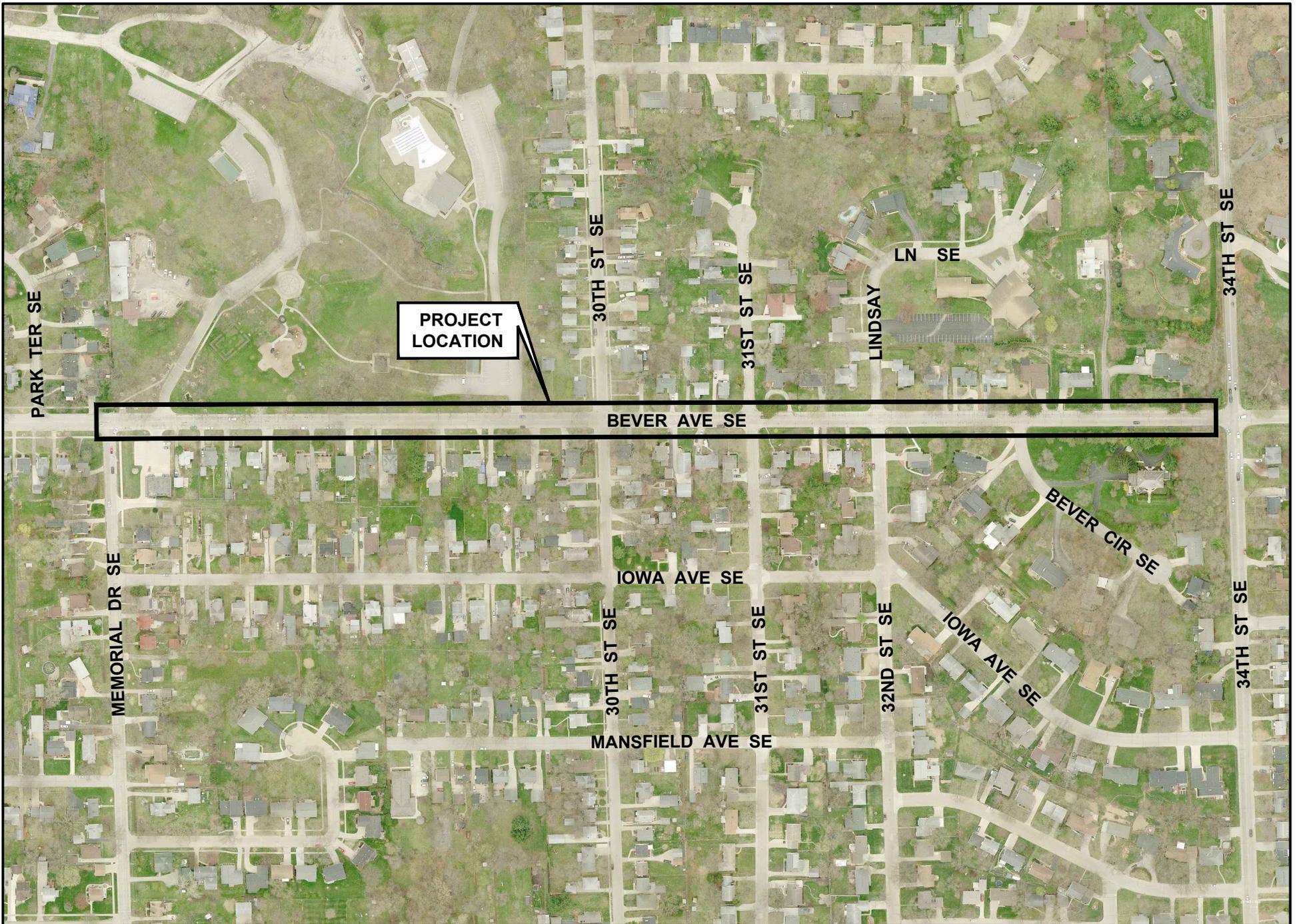
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 12 in the amount of \$3,528.78 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE, Contract No. 301696-01. A 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	955.17
Change Order No. 12	<u>3,528.78</u>
Amended Contract Amount	\$1,692,538.95

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

\$3,528.78 301-301000-301696

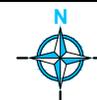
Passed this 12th day of August, 2014.



**PROJECT
LOCATION**



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





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 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). CIP/DID #635120-20

Background:

WCD = Work Change Directive

WCD #5	Concrete Placement	\$0
	Striping/Parking Layout Change due to Head Clearance	\$1,675
	Bollard Revision on Elevated Slabs	\$785
	Electrical power for future signs	\$0
	Delete Parking Lot Island & Light Pole Relocation	(\$3,167)
	Stair Tower Louver Modification	\$0
	N & S Precast Elevations – extend top of columns	\$5,751
	Fire Sprinkler Standpipe Termination	\$6,842
	Floor Drain Vent Pipe Modification	\$0
	HVAC in Electrical Equipment Room	\$0
	Exterior Paint Color Clarification – Electrical Room and Stair Towers(extra work)	\$9,396
	Covers for Copper Piping	\$0
	Elevator Equipment Room Enlargement – Code Requirement	\$57,841

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 submitted by Knutson Construction Services Midwest, Inc.

Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

Time Sensitivity: Normal

Resolution Date: August 12, 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

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KNUTSON
OPN
635120-20

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 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, Contract No. 635120-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,801,500
Change Order No. 1	31,593
Change Order No. 2	23,960
Change Order No. 3	16,159
Change Order No. 4	15,216
Change Order No. 5	<u>79,123</u>
Amended Contract Amount	\$7,967,551

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

\$79,123 635-635000-635120

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing 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**). CIP/DID #SSD103-11

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. While installing the sanitary sewer in the alley north of 15th Avenue between 6th and 8th Streets, a 4" water main was discovered to be in conflict with the new 12" sanitary sewer. The 4" water main had to be lowered for the sanitary sewer to be clear.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Ricklefs Excavating, Ltd.

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: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Recommended by Council Committee: Yes No N/A

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RICKLEFS
SNYDER
SSD103-11
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. 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, Contract No. SSD103-11. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,765,564.20
Possible Incentive	50,000.00
Change Order No. 1	31,968.10
Change Order No. 2	4,527.17
Change Order No. 3	3,708.77
Disincentive/Liquidated Damages	<u>(9,750.00)</u>
Amended Contract Amount	\$1,846,018.24

General ledger coding for this Change Order to be as follows: \$3,708.77 330-330210-18511-SSD103

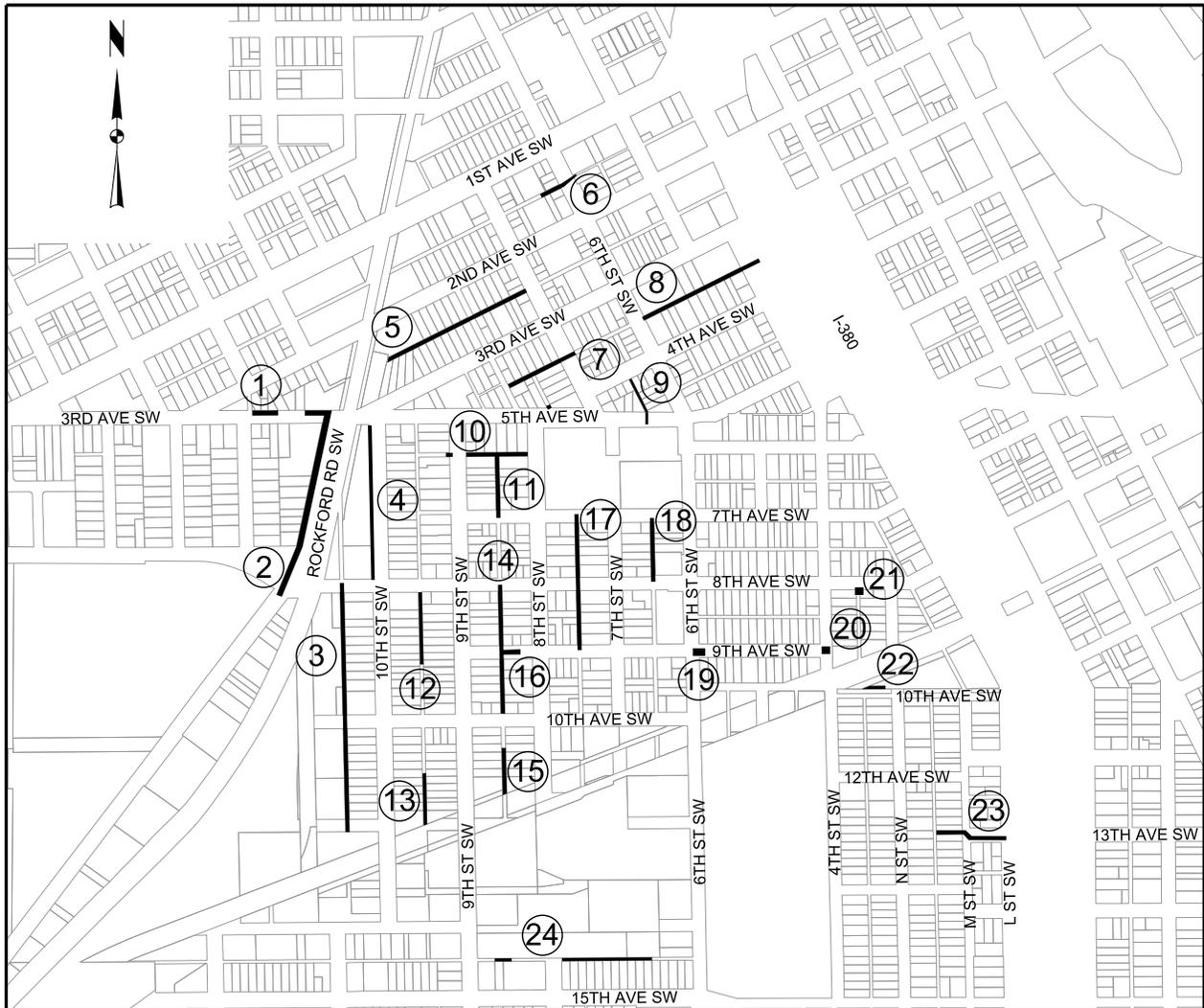
Passed this 12th day of August, 2014.

SW QUADRANT, 2008 FLOOD AREA SANITARY SEWER RESTORATION, PHASE II, PART 2

CONTRACT NUMBER SSD103-11

Project Location Map & Table Reference		
#	Street or alley	Location
1	3rd Ave. SW	11th St. SW to Rockford Rd. SW
2	Rockford Rd. SW	8th Ave. SW to 3rd Ave. SW
3	Alley West of 10th St. SW	12th Ave. SW to 8th Ave. SW
4	10th St. SW	8th Ave. SW to 5th Ave. SW
5	2nd-3rd Ave. SW Alley	CRANDIC Rail to 7th St. SW
6	1st-2nd Ave. SW Alley	7th to 6th Streets SW
7	3rd-5th Ave. SW Alley	8th to 7th Streets SW
8	3rd-4th Ave. SW Alley	6th to 4th Streets SW
9	7th-6th St. SW Alley	5th to 4th Ave. SW
10	7th-5th St. SW Alley	9th to 8th Ave. SW
11	8th-9th St. SW Alley	7th to 5th Ave. SW
12	10th-9th St. SW Alley	9th to 8th Ave. SW

Project Location Map & Table Reference (Continued)		
13	10th-9th St. SW Alley	CRANDIC Rail to 10th Ave. SW
14	8th-9th St. SW Alley	8th to 10th Ave. SW
15	8th-9th St. SW Alley	10th Ave. SW to CRANDIC Rail
16	9th Ave. SW	Between 8th and 9th Streets SW
17	8th-7th St. SW Alley	9th to 7th Ave. SW
18	7th-6th St. SW Alley	8th to 7th Ave. SW
19	19th Ave. SW	East of 6th St. SW
20	4th St. SW	9th Ave. SW
21	4th-N St SW Alley	South of 8th Ave. SW
22	10th Ave. SW	Between 4th and N St. SW
23	13th Ave. SW	West of M St. SW to L St. SW
24	Alley north of 15th Ave. SW	9th to 6th St. SW



PROJECT LOCATION
MAP & TABLE REFERENCE





Council Agenda Item Cover Sheet

****FLOOD****

Submitting Department: Public Works Department

Presenter at meeting: Rob Davis, PE

Phone Number/Extension: 5808

E-mail Address: r.davis@cedar-rapids.org

Alternate Contact Person: Russell Betts

Phone Number/Extension: 5212

E-mail Address: r.betts@cedar-rapids.org

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

Authorizing 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**). CIP/DID #VME001-03

Background:

Delete 5 Fire/Smoke Dampers	(\$231)
Replace Stage Elevator Lighting Fixtures	\$659
Painting concrete block in Command Center Corridor	\$3,136
Change water risers from copper to PEX	\$16,714
Provide roof patch at Boiler Vent Piping	\$2,382
Paint walls in several rooms in South Tower	\$6,063
Delete Terrazzo Restoration in 2 nd Floor Storage Room	(\$7,350)
Relocating Motorized Shade Switch Locations	\$1,520
Re-inspection of Elevator	\$3,359
Revise installation of previously installed Lobby Diffusers	\$3,942

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 17 submitted by Rinderknecht Associates, 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: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies Exempt

Explanation: FEMA project

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
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AUD FILE
RINDERKNECHT
NEUAMANN
VME001-03
OB377545
470681

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. 17 in the amount of \$30,194 with Rinderknecht Associates, Inc. for the Veterans Memorial Phase I project, Contract No. VME001-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$5,540,000
Change Order No. 1	9,264
Change Order No. 2	249,446
Change Order No. 3	86,896
Change Order No. 4	48,251
Change Order No. 5	109,121
Change Order No. 6	11,625
Change Order No.7	30,883
Change Order No. 8	54,510
Change Order No. 9	38,822
Change Order No. 10	922
Change Order No. 11	5,826
Change Order No. 12	0
Change Order No. 13	8,134
Change Order No. 14	14,811
Change Order No. 15	9,484
Change Order No. 16	1,829
Change Order No. 17	<u>30,194</u>
Amended Contract Amount	\$6,250,018

General ledger coding for this Change Order to be as follows: \$30,194 552104-330-33020-18512-VME001-03

Passed this 12th day of August, 2014 .

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Division

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

Alternate Contact: Matt Jensen **Phone:** 5937 **E-mail:** m.jensen@cedar-rapids.org

Description of Agenda Item:

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Professional Services Agreement with H.R. Green Company for an amount not to exceed \$130,505 for the Water Pollution Control HVAC Upgrades project. CIP/DID #615234-01

Background:

The Water Pollution Control Facility has added additional buildings dedicated to BioSolids Handling as the plant loading has increased. For this reason, each of the buildings included in this project has its own separate HVAC system, even though some of the buildings are physically connected. The HVAC systems that were installed when the buildings were constructed were standard systems for commercial buildings, and were not designed to handle industrial environments with corrosive elements in the air. As a result, the existing systems have corroded/degraded to the point where they are no longer effective and are no longer able to adequately heat/cool the spaces they serve. The three buildings that will have their HVAC systems upgraded are the Gravity Belt Thickener Building, the Centrifuge Building, and the Biogas Building.

The goal of the project is to replace existing HVAC system components (air handlers, condensers, intake and exhaust fans, ductwork, make-up air units, etc.) that have failed due to the corrosion effects of H₂S at the Water Pollution Control Facility. The project will involve redesigning/replacing the existing HVAC systems with equipment that is more corrosion resistant and energy efficient than the existing systems. This will also include evaluating the structures themselves for weatherproofing opportunities to minimize heating/cooling losses.

Five engineering firms were contacted for Statements of Qualifications to perform the design. The five firms were: A&J Associates, H.R. Green Company, Shive-Hattery, West Plains Engineering, and Strand Associates, Inc. Packets detailing the experience of the firm and the proposed schedule for the project were received from H.R. Green Company, West Plains Engineering, and Strand Associates. The Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that H.R. Green Company could bring to the project best met the needs of the Utilities Department.

Action / Recommendation:

The Utilities Department – Water Pollution Control division recommends approval of the Professional Services Agreement with H.R. Green Company for the Water Pollution Control HVAC Upgrades project and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: Action needed 8-12-14

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2015 and FY2016 Water Pollution Control Division Capital Improvement Projects budget. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615234.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$150,000 budgeted in the FY2015 CIP budget and \$1,000,000 in the FY2016 Capital Improvement Projects budget for the Water Pollution Control HVAC Upgrades project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria.

Local Preference Policy

Applies

Exempt

Explanation: Consultant evaluation form gives preference to local consultants.

Recommend by Council Committee Yes

No

N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Water Pollution Control Facility has added additional buildings dedicated to BioSolids Handling as the plant loading has increased and each of the buildings have their own separate HVAC system, and

WHEREAS, the HVAC systems that were installed when the buildings were constructed were standard systems for commercial buildings, and were not designed to handle industrial environments with corrosive elements in the air, and

WHEREAS, as a result, the existing systems have corroded/degraded to the point where they are no longer effective and are no longer able to adequately heat/cool the spaces they serve, and

WHEREAS, five engineering firms were contacted for Statements of Qualifications and packets detailing the experience of the firm and proposed schedule for the project were received from H.R. Green Company, West Plains Engineering, and Strand Associates, and

WHEREAS, the Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that H.R. Green Company could bring to the project best met the needs of the department, and

WHEREAS, the Utilities Department – Water Pollution Control Division recommends approval of the Professional Services Agreement with H.R. Green Company for the Water Pollution Control HVAC Upgrades project and authorizing the City Manager and City Clerk to execute said Agreement, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to enter into a Professional Services Agreement with H.R. Green Company for the Water Pollution Control HVAC Upgrades project for an amount not to exceed \$130,505 be hereby approved and the City Manager and Deputy City Clerk authorized to execute. To be funded from the FY15 and FY16 CIP budget and coded to 553000-615-615000-x-x-615234.

Passed this 12th day of August, 2014.

Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Pollution Control Division

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

Alternate Contact: Matt Jensen **Phone:** 5937 **E-mail:** m.jensen@cedar-rapids.org

Description of Agenda Item:

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. 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. CIP/DID #615244-01

Background:

The Water Pollution Control Facility has four dry-type unit substations that have been in continuous service since the facility was constructed 35 years ago. These transformers and associated equipment have reached the end of their effective life and need to be replaced before failure occurs. The four transformers that need to be replaced serve the following buildings/equipment: Administration Building, Operations & Maintenance Building, Incinerator, and the Incinerator Draft Fan.

The goal of the project is to replace existing dry-type unit substations that have reached the end of their projected life with new transformers and isolation switches. The intent of the project is not to replace the unit substations in-kind, but instead to replace them with pad-mount, oil-filled transformers and pad-mount switches.

Six engineering firms were contacted for Statements of Qualifications to perform the design. The six firms were: Stanley Consultants, Inc., H.R. Green Company, PRVN, Shive-Hattery, West Plains Engineering, and Strand Associates, Inc. Packets detailing the experience of the firm and the proposed schedule for the project were received from Stanley Consultants, PRVN, Shive-Hattery, West Plains Engineering, and Strand Associates. The Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates, Inc. could bring to the project best met the needs of the Utilities Department.

Action / Recommendation:

The Utilities Department – Water Pollution Control division recommends approval of the Professional Services Agreement with Strand Associates, Inc. for the Water Pollution Control Facility Unit Substation Replacement project and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: Action needed 8-12-14

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2015 and FY2016 Water Pollution Control Division Capital Improvement Projects budget. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615244.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$400,000 budgeted in the FY2015 CIP budget and \$400,000 in the FY2016 Capital Improvement Projects budget for the Water Pollution Control Facility Unit Substation Replacement project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria.

Local Preference Policy

Applies Exempt

Explanation: Consultant evaluation form gives preference to local consultants.

Recommend by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Water Pollution Control Facility has four dry-type unit substations that have been in continuous service since the facility was constructed 35 years ago, and

WHEREAS, the transformers and associated equipment have reached the end of their effective life and need to be replaced before failure occurs by replacing existing dry-type substations with new transformers and isolation switches, and

WHEREAS, the project's intent is not to replace the unit substations in-kind, but instead replace them with pad-mount, oil-filled transformers and pad-mount switches, and

WHEREAS, six engineering firms were contacted for Statements of Qualifications and packets detailing the experience of the firm and proposed schedule for the project were received from Stanley Consultants, PRVN, Shive-Hattery, West Plains Engineering, and Strand Associates, Inc., and

WHEREAS, the Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates, Inc. could bring to the project best met the needs of the department, and

WHEREAS, the Utilities Department – Water Pollution Control Division recommends approval of the Professional Services Agreement with Strand Associates, Inc. for the Water Pollution Control Facility Unit Substation Replacement project and authorizing the City Manager and City Clerk to execute said Agreement, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to enter into a Professional Services Agreement with Strand Associates, Inc. for the Water Pollution Control Facility Unit Substation Replacement project for an amount not to exceed \$134,000 be hereby approved and the City Manager and Deputy City Clerk authorized to execute. To be funded from the FY15 and FY16 CIP budget and coded to 553000-615-615000-x-x-615244.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

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

Resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in an amount not to exceed \$86,593 for design services in connection with the FY 2015-2016 Biennial Bridge Inspections project. CIP/DID #4915016-01

Background:

Anderson-Bogert will perform inspections on 74 City-owned structures including 46 bridges, 18 culverts, and 14 special structures. Inspections are required every two years, and certain structures are required to have annual inspections. Scope of work also includes documentation of maintenance or repair recommendations and submittal of Structure Inventory and Appraisal (SI&A) reports to the Iowa Department of Transportation (IDOT). This consultant is pre-qualified to perform bridge inspections by the IDOT.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc.

Alternative Recommendation:

None. Public Works Department does not have qualified staff or resources to perform these inspections which are a Federal requirement.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): This will be funded out of Public Works Operations Budget which has available funds for this work.

Local Preference Policy: Applies Exempt

Explanation: Anderson-Bogert Engineers & Surveyors, Inc. is located within Cedar Rapids and was given a local preference per the 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 Anderson-Bogert Engineers & Surveyors, 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 \$86,593, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 4915016-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for FY 2015-2016 Biennial Bridge Inspections project (Fund 101, Dept. ID 123000),

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 12th day of August, 2014.



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: David Elgin
E-mail Address: d.elgin@cedar-rapids.org

Phone Number/Extension: 5803

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

Resolution authorizing execution of an 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 Agreement with Midwestern Railroad Properties, Incorporated (a subsidiary of UPRR) in the amount of \$250,000 for the railroad corridor continuing SE south of 12th Avenue SE to the Cedar River, and also a strip north of 12th Avenue SE on the northwest side of 400 12th Avenue SE. CIP/DID #3012062-00

Background:

The City has negotiated with UPRR and Midwestern Railroad Properties, Inc. to acquire their rights along the 4th Street SE railroad right-of-way corridor from south of 9th Avenue SE to the Cedar River. For negotiation and conveyance purposes, the corridor was divided into two parcels.

The portion along 4th Street SE from south of 9th Avenue SE to south of 12th Avenue SE is owned in fee title by the City with UPRR holding an easement for use as a railroad right-of-way corridor. An Agreement for Release of Easement has been submitted to the City by UPRR for this portion in the amount of \$25,000.

Midwestern Railroad Properties, Inc. holds the fee title interest in the railroad corridor for the portion south of 12th Avenue SE to the Cedar River, and also a strip north of 12th Avenue SE on the northwest side of 400 12th Avenue SE. A Letter Agreement has been submitted to the City by Midwestern Railroad Properties, Incorporated outlining the terms for a possible sale of the fee title interest on this portion in the amount of \$250,000.

Per the terms of the Letter Agreement, the City anticipates closing by November 20, 2014.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of an Agreement for Release of Easement in the amount of \$25,000 with Union Pacific Railroad (UPRR) and authorizing execution of a Letter Agreement in the amount of \$250,000 with Midwestern Railroad Properties, Incorporated.

Alternative to the Recommendation:

Not acquire the property.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301/3010000/3012062

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): Reviewed with members of Infrastructure Committee in July of 2014.

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need to acquire the railroad right-of-way corridor along 4th Street SE from south of 9th Avenue SE to the Cedar River, and

WHEREAS, Union Pacific Railroad (UPRR), 1400 Douglas Street, Omaha, Nebraska 68179-1690, an easement holder on the real property known and described as:

The railroad right-of-way corridor along 4th Street SE from south of 9th Avenue SE to south of 12th Avenue SE, in the City of Cedar Rapids, Linn County, Iowa (herinafter referred to as Parcel 1)

has agreed to release their easement from the above stated portion of railroad right-of-way corridor known as Parcel 1, to the City of Cedar Rapids for total consideration of \$25,000, and

WHEREAS, Midwestern Railroad Properties, Incorporated (a subsidiary of Union Pacific Railroad), 1400 Douglas Street, Omaha, Nebraska 68179-1690, OWNER of the real property known and described as:

The railroad right-of-way corridor along 4th Street SE south of 12th Avenue SE to the Cedar River, and also a strip north of 12th Avenue SE on the northwest side of 400 12th Avenue SE, in the City of Cedar Rapids, Linn County, Iowa (herinafter referred to as Parcel 2)

has agreed to convey the above stated railroad right-of-way corridor known as Parcel 2, to the City of Cedar Rapids for total consideration of \$250,000, and

WHEREAS, UPRR has submitted an Agreement for Release of Easement for Parcel 1, and

WHEREAS, Midwestern Railroad Properties, Incorporated has submitted a Letter Agreement for the railroad right-of-way for Parcel 2, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the railroad right-of-way corridor and release of easement in accordance with the terms set forth in the Agreement for Release of Easement and the Letter Agreement, and

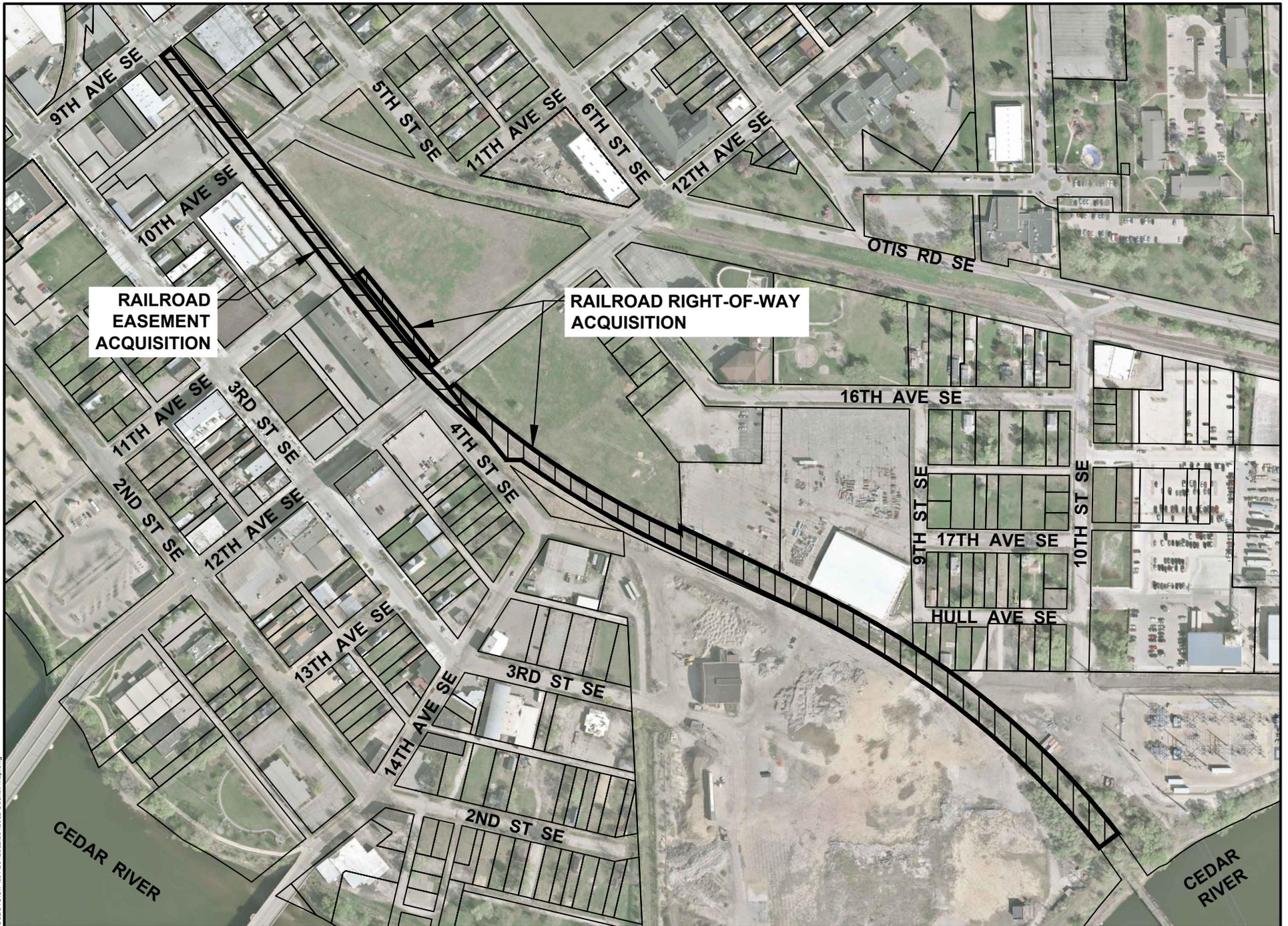
WHEREAS, the City Council has allocated Capital Improvement funds for the 4th Street SE Railroad Corridor from 9th Avenue SE to the Cedar River Project (Fund 301, Dept ID 3010000, Project 3012026), now therefore

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 Agreement for Release of Easement and the Letter Agreement as described herein, and

BE IT FURTHER RESOLVED that the Agreement for Release of Easement and the Letter Agreement 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.

Passed this 12th day of August, 2014.



**RAILROAD
EASEMENT
ACQUISITION**

**RAILROAD RIGHT-OF-WAY
ACQUISITION**



**ACQUIRING RIGHT-OF-WAY CORRIDOR ALONG 4TH STREET SE FROM
SOUTH OF 9TH AVENUE SE TO THE CEDAR RIVER**





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 \$500 and accepting a Sanitary Sewer Easement Agreement from the Cedar Rapids and Iowa City (CRANDIC) Railway Company from 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. CIP/DID #655028-00

Background:

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 \$500 and accepting a Sanitary Sewer Easement Agreement from the Cedar Rapids and Iowa City Railway Company.

Alternative to the Recommendation:

Do not proceed with acquiring the proposed Sanitary Sewer Easement Agreement and direct City staff to abandon or reconfigure the sanitary sewer.

Time Sensitivity: Normal

Resolution Date: August 12, 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):

655028/ACQUISITION/CRANDIC/CRANDIC-PARCEL 1/COUNCIL AGENDA ITEMS/COVER SHEET AGR ESMT

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for an easement for sanitary sewer exists in order to accommodate the proposed facilities, and

WHEREAS, the Cedar Rapids and Iowa City (CRANDIC) Railway Company, 2330 12th Street SW, Cedar Rapids, Iowa 52404, Owner of the real property known and described as:

See Attached Permanent Sanitary Sewer Easement Exhibit

has agreed to convey the necessary sanitary sewer easement at vacant land east of J Street SW and Hawkeye Downs Road SW, south of the CRANDIC railroad right-of-way to the City of Cedar Rapids for total consideration of \$500, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the sanitary sewer easement 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 City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

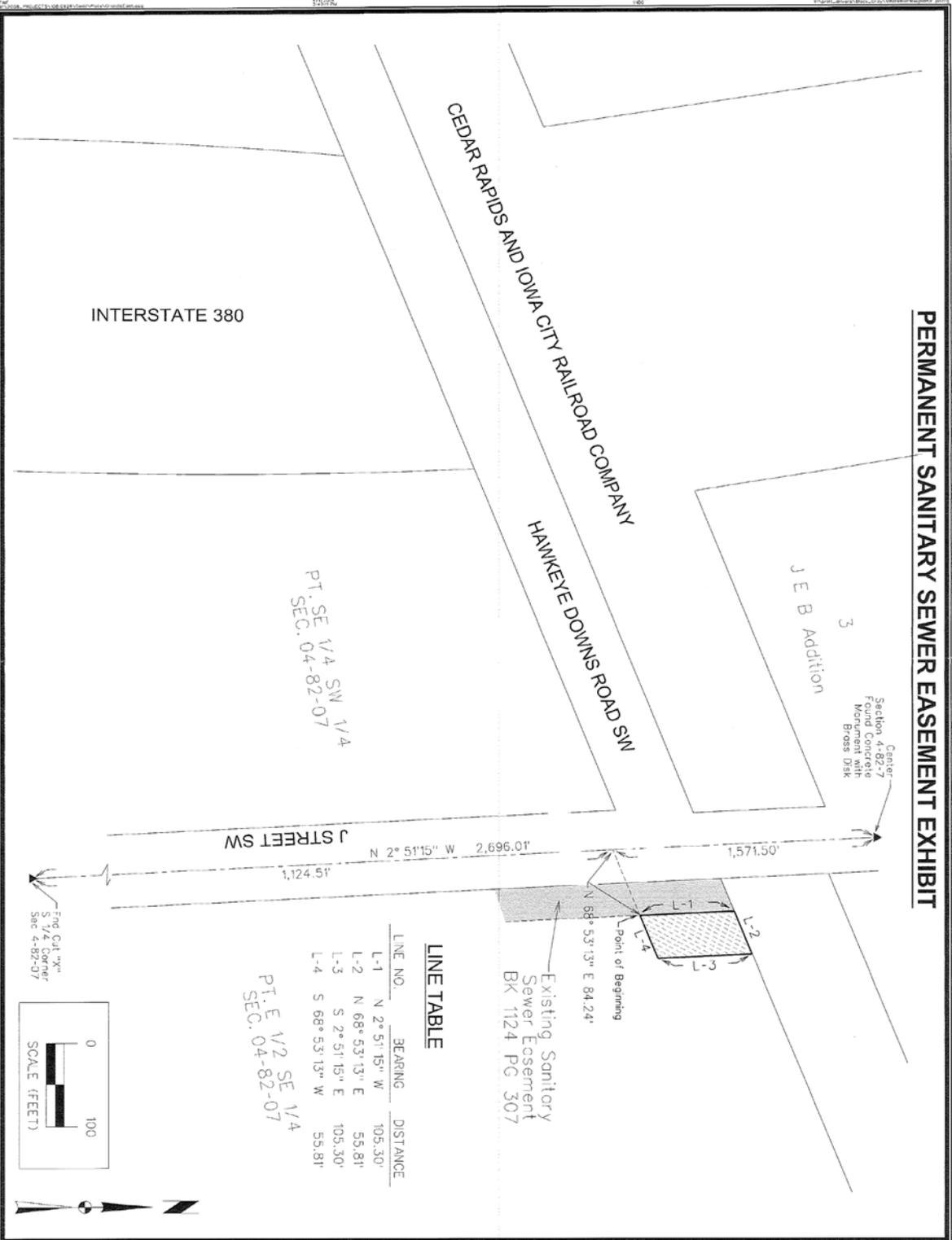
BE IT FURTHER RESOLVED that the Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

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 Sanitary Sewer Easement Agreement 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 12th day of August, 2014.

PERMANENT SANITARY SEWER EASEMENT EXHIBIT



LINE TABLE

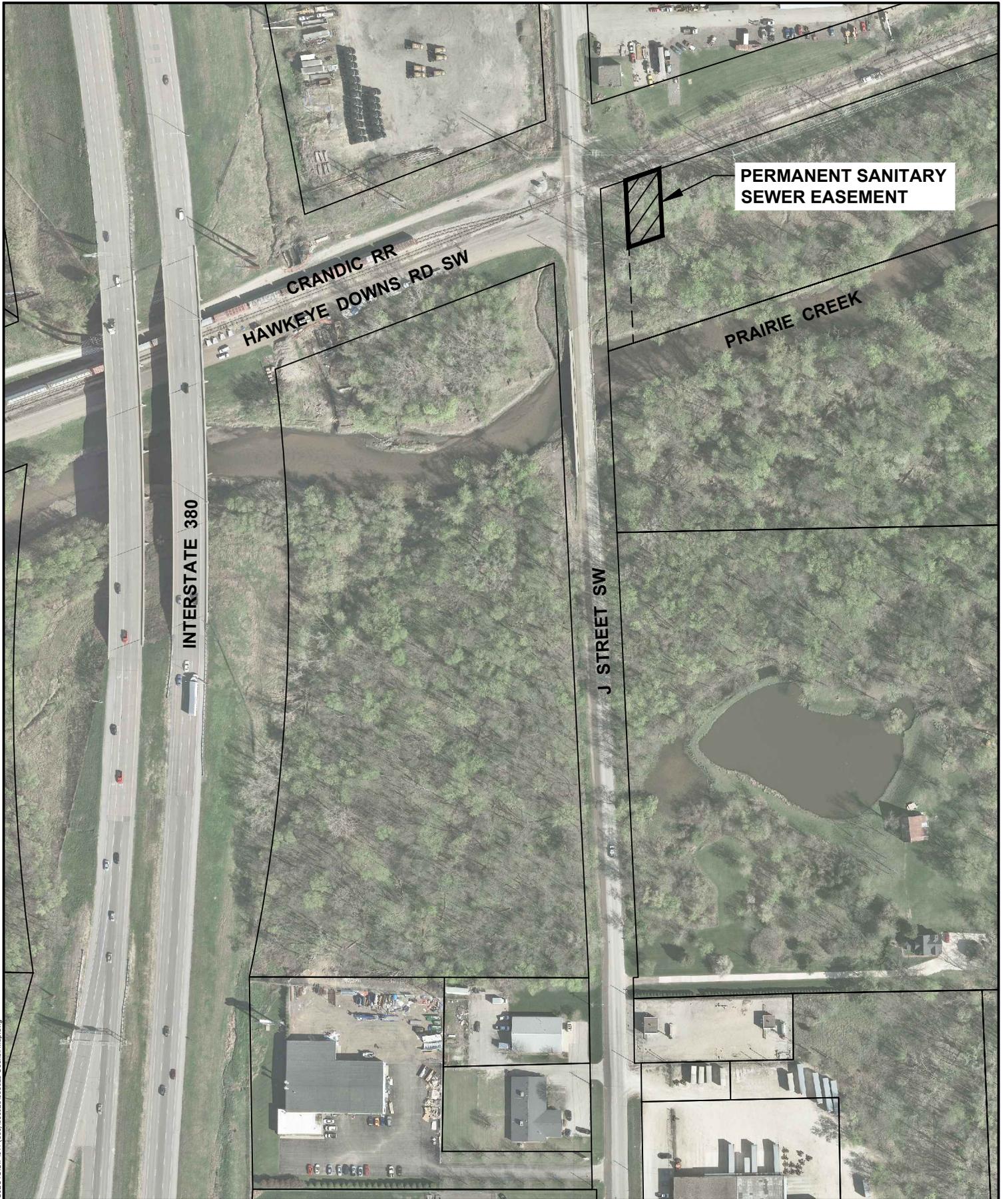
LINE NO.	BEARING	DISTANCE
L-1	N 2° 51' 15" W	105.30'
L-2	N 68° 53' 13" E	55.81'
L-3	S 2° 51' 15" E	105.30'
L-4	S 68° 53' 13" W	55.81'

PT. E 1/2 SE 1/4
SEC. 04-82-07

Find Cut "x"
S 1/4 Corner
Sec 4-82-97



	PERMANENT SANITARY SEWER EASEMENT EXHIBIT		<table border="1"> <tr> <th>MARK</th> <th>REVISION</th> <th>DATE</th> <th>BY</th> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>		MARK	REVISION	DATE	BY				
	MARK	REVISION	DATE	BY								
PREPARED FOR THE CITY OF CEDAR RAPIDS SNYDER & ASSOCIATES		5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 319-363-0394										



PERMANENT SANITARY SEWER EASEMENT

INTERSTATE 380

**CRANDIC RR
HAWKEYE DOWNS RD SW**

PRAIRIE CREEK

J STREET SW

**PRAIRIE CREEK TRUNK SEWER REPLACEMENT PHASE 1
PERMANENT SANITARY SEWER EASEMENT**



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Craig Hanson, PE
E-mail Address: c.hanson@cedar-rapids.org

Phone Number/Extension: 5867

Alternate Contact Person: Jon Durst
E-mail Address: j.durst@cedar-rapids.org

Phone Number/Extension: 5856

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

Resolution authorizing the Public Works Sewer Maintenance Division to purchase equipment and repair services from MID-IOWA Solid Waste Equipment Co., Inc. (MID-IOWA) for existing Closed-Circuit Televising (CCTV) equipment manufactured by ARIES and Pipe Hunter in an amount not to exceed \$155,000. CIP/DID #43-15-024

Background:

Since 1996, the Public Works Department's Sewer Maintenance Division has increased its CCTV capabilities and equipment. Based on extensive research and demonstrations from multiple vendors, MID-IOWA was chosen as the sole vendor for repairs to existing ARIES and Pipe Hunter equipment, including purchasing individual components that have worn out or have broken. Industry wide, CCTV equipment is serviced through the vendor it is purchased from.

The equipment and repairs are already in the approved FY 2015 budget. Based on the amount of money spent through a single vendor combined with the conversion of a second televising truck to this manufacture, the Purchasing Division has requested the annual projected repair expenditures with MID-IOWA be approved by the City Council.

The City currently owns \$200,000 worth of ARIES and Pipe Hunter CCTV equipment. Annually, expenditures of \$20,000 to \$50,000 are spent on repairs and \$105,000 in new equipment or parts. This fiscal year, the projected expenditures are:

Repairs and parts	\$20,000 to 50,000
Conversion of televising system to and a Sewer Line Tractor/Camera	\$105,000

The figures projected are based on the 10% discounted price the City receives as a repeat customer.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to approve the purchases and repairs with MID-IOWA.

Alternative Recommendation:

If Council determines not to approve the resolution, the City will need to find a vendor capable of maintaining and supplying the same equipment, which research shows is at an equal or higher cost. History shows that attempts to utilize other vendors were unsuccessful and the City shipped the items to MID-IOWA in the end. If repairs are not done, the key component of preventative and investigative televising will be reduced or lost. The City could then outsource the service at a higher price or have an increase of sewer blockages.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): This is in the approved 2015 Sewer Enterprise budget.

Local Preference Policy: Applies Exempt

Explanation: The Local Preference Policy applies; however, there are no local vendors for the products and services.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Maintenance Department requests approval to purchase Sewer CCTV camera equipment and repairs from MID-IOWA Solid Waste Equipment Co., and

WHEREAS, MID-IOWA Solid Waste Equipment Co. is the sole provider of equipment needed to maintain the operation and maintenance of the ARIES CCTV system and Pipe Hunter CCTV system owned by the City of Cedar Rapids, and

WHEREAS, individual components of the ARIES CCTV system and the Pipe Hunter CCTV system reached the end of designed life span and must be replaced with new or refurbished components (cameras, tractors, cables, cable drum, light heads, jet hoses), and

WHEREAS, the estimated FY 2015 annual cost of repairs and purchases is \$155,000, and

WHEREAS, funds are available in the FY 2015 Sewer Operating Fund (Fund 651, Dept ID 651500 Program 65151), and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Department is authorized to purchase equipment and repair service through MID-IOWA Solid Waste Equipment Co. in an amount not to exceed \$155,000.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Craig Hanson
E-mail Address: c.hanson@cedar-rapids.org

Phone Number/Extension: 5867

Alternate Contact Person: Mike Duffy
E-mail Address: m.duffy@cedar-rapids.org

Phone Number/Extension: 5873

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

Resolution authorizing the Public Works Department to purchase rock salt from North American Salt in an amount not to exceed \$1,182,720 for a maximum purchase of 13,200 tons of rock salt for winter snow and ice control. CIP/DID #80-15-006

Background:

Beginning in 2004, the City has participated in the Iowa Department of Transportation (IDOT) purchase program for salt. This program requires the City is to purchase at least 70% of the estimated tonnage of 12,000 tons. Salt vendors are required to supply up to 110% of the estimated tonnage for the City, if requested.

The price per the IDOT salt supplier agreement is \$87.60 per ton. There is also a fuel surcharge, figured on a sliding scale, with surcharges beginning at \$0.20/ton of salt if the fuel price of diesel is at or above \$4.20/gallon at the time of delivery; maximum surcharge is \$7.20/ton of salt if the fuel price is at or above \$7.90/gallon. We estimate a maximum fuel surcharge of up to \$2.00/ton if the fuel price is at or above \$5.10/gallon at the time of delivery, for a maximum expected value of \$1,182,720. The FY 2015 budget is \$878,813 for chemicals.

The budget is only exceeded in extreme weather conditions, such as the 2007/2008 winter. A normal season is 8,500 tons, or at this year's price it would be \$761,600. This resolution covers the maximum salt purchases and fuel surcharges. The amount of salt usage is dependent on the severity of winter snow and temperature conditions to provide safer roadways for City residents. After a series of years with cost reductions, the previous vendor did not bid. The price went up \$21.86 per ton, which is consistent with the trend in this year's vendors pricing since last purchased from them and the cost to Iowa City, Linn County and Iowa Department of Transportation sites near or in Cedar Rapids.

Action / Recommendation:

The Public Works Department recommends authorizing the purchase of rock salt from North American Salt.

Alternative Recommendation:

The City has roughly 800 tons of rock salt on hand, which is down from 5,100 tons last year due to the extreme winter of 2014/2015. The replacement was planned to be done over multiple years depending on the weather and budgets. This method cuts the peak expense of over \$130 per ton during the winter to the \$87.60 of this year's bid. For example, the emergency reserves used last season were bought for under \$70 per tons, saving over \$200,000 in cost avoidance. Without additional materials, the City may deplete its supply and would have limited ability to remove snow and ice accumulations from City streets. Alternate materials would be necessary to achieve the snow and ice service level goals at a substantially higher cost.

If the Council chooses not to approve the purchase of rock salt through the IDOT's salt supplier agreement, possible options include:

1. Not purchase additional supply of rock salt and risk depletion of supply.
2. Research additional bids which would duplicate efforts of the IDOT who has already secured competitive bids from qualified supplies.
3. Purchase alternate de-icing chemicals with expected higher cost.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): Department 124201 account 531104, budget for Chemical Supplies - \$821,674.67

Local Preference Policy: Applies Exempt

Explanation: No local vendors, state bid

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Department requests approval to purchase rock salt through the Iowa Department of Transportation's (IDOT) May 2014 letting for up to 13,200 tons of rock salt for winter snow and ice control, and

WHEREAS, North American Salt (Compass Minerals) 9900 West 109th Street, Suite 600, Overland Park, KS 66210, will supply salt at a cost of \$87.60 per ton of rock salt, and

WHEREAS, the IDOT Agreement also implements a fuel surcharge, based on a sliding scale, with surcharges beginning at \$0.20/ton of salt if the fuel price of diesel is at or over \$4.20/gallon at the time of delivery, with a maximum surcharge of \$7.60/ton if the fuel price is at or above \$7.90/gallon, and

WHEREAS, the Public Works Department estimates a maximum fuel surcharge of up to \$2/ton if the fuel price is at or above \$5.10/gallon, and

WHEREAS, the maximum expenditure shall be \$1,182,720, for a maximum purchase of 13,200 tons of rock salt inclusive of any fuel surcharges, and

WHEREAS, funds are available in the FY 2015 Street Operating Fund (Fund 101, Dept ID 124250 and 124270) to proceed with the purchase of salt within said budget limits, and

WHEREAS, the Public Works Director / City Engineer recommends the purchase of the required goods and services from North American Salt,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA the Public Works Department is authorized to purchase rock salt through the IDOT's salt supplier agreement.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5153

Description of Agenda Item: **Consent Agenda** **Regular Agenda** **MAP**
 Resolution authorizing 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**). CIP/DID #3012093-00

Background:

On March 11, 2014, City Council passed Resolution 0311-03-14 authorizing execution of a 28E Agreement with Linn County to participate in the cost for construction of an asphalt overlay for the Blairs Ferry Road from West of Miller Road Westerly 7,850 Feet to Pavement Change West of Wayside Circle Drive project. The project has been completed. A center left turn lane at Ushers Ferry Road and additional patching was added to the project during the construction phase to accommodate traffic potentially bypassing the Edgewood Road/ Highway 100 construction. The 28E Agreement states the City agrees to reimburse the County for the actual cost of the project. The original estimated cost was \$226,044.27; the final cost is \$342,205.95.

Action / Recommendation:

The Public Works Department recommends accepting the project and authorizing payment in the amount of \$342,205.95 to Linn County for construction of an asphalt overlay for the Blairs Ferry Road from West of Miller Road Westerly 7,850 Feet to Pavement Change West of Wayside Circle Drive project in accordance with the 28E Agreement.

Alternative to Recommendation: None

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): CIP 3012093, Paving for Progress

Local Preference Policy: Applies Exempt

Explanation: State Bidding Requirements Apply

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Resolution 0311-03-14 authorized execution of a 28E Agreement with Linn County to participate in a project to construct asphalt resurfacing on Blairs Ferry Road from West of Miller Road Westerly 7,850 Feet to Pavement Change West of Wayside Circle Drive, and

WHEREAS, the work is substantially complete and in conjunction with the executed 28E Agreement the City will pay the actual cost of the project, and

WHEREAS, the Public Works Director /City Engineer recommends the City pay for the actual cost of the project, now therefore

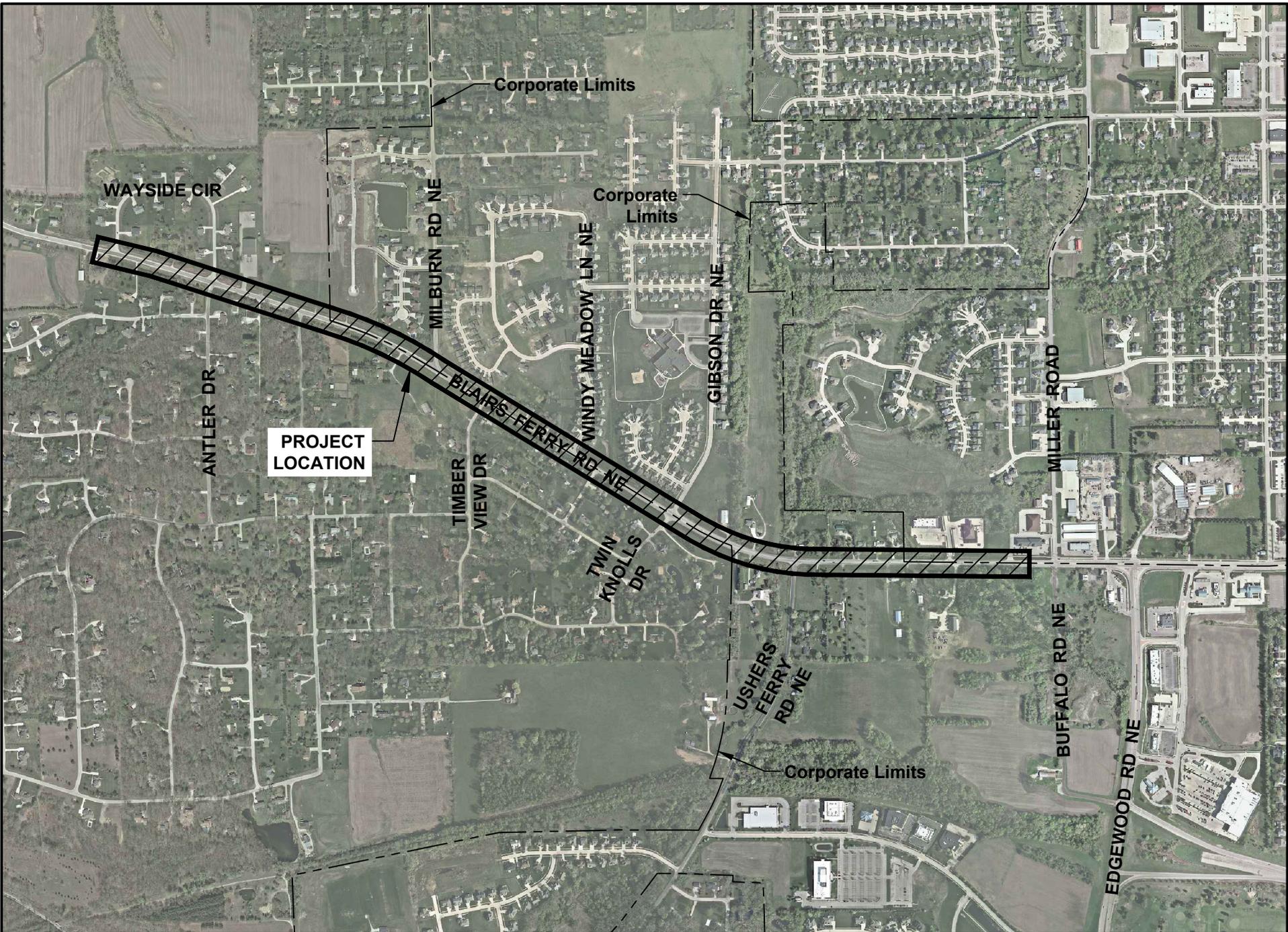
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the Public Works Director / City Engineer's recommendation for the asphalt resurfacing project on Blairs Ferry Road from West of Miller Road Westerly 7,850 Feet to Pavement Change West of Wayside Circle Drive, be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to make payment to Linn County in the amount of \$342,205.95.

The final contract price is \$342,205.95 distributed as follows:

\$342,205.95 Fund 301, Dept ID 301000 Project 3012093

Passed this 12th day of August, 2014.

Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012093\3012093 Council Map.dwg



**BLAIRS FERRY ROAD NE FROM EAST OF MILLER ROAD TO WEST CITY LIMITS
REHABILITATION PROJECT**





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** **Yes Map**

Resolution authorizing execution of a Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation 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. CIP/DID #301207-00

Background:

Iowa Department of Transportation (IDOT) is proposing improvements for the Highway 100 extension from Edgewood Road NE to Highway 30. IDOT will design, bid and inspect a portion of the Highway 100 Improvements with the following project limits:

Highway 100 from Old Ferry Road (County) to just east of Ushers Ferry Road NW.

The City has requested certain improvements be incorporated into project described as follows:

- Underdeck lighting on the bridge over Ushers Ferry Road.
- Carrier pipe casings across Highway 100 at various locations for future sanitary sewer and water main extensions.
- Other water main construction necessary to construct the project.

In addition, 761 Iowa Administrative Code Chapter 150.3(1)d provides that the City will share in the costs of storm sewer improvements related to project.

Total costs for these improvements are estimated to be \$509,964. This agreement provides for the reimbursement to IDOT for the City's improvements.

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 Highway 100 from Old Ferry Road (County) to just east of Ushers Ferry Road NE project. Upon City approval, signed agreements will be returned to the IDOT for necessary signatures.

Alternative to Recommendation:

Alternatives include deferring action until additional information is provided.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

CIP 304990:	\$134,354
CIP 305128:	\$ 41,667
CIP 6255422013034:	\$166,881
CIP 655762:	<u>\$167,062</u>
Total:	\$509,964

Local Preference Policy: Applies Exempt

Explanation: Does not apply to IDOT agreements.

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 CH2M-Hill is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$119,055, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 655762-02 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Highway 100 Sanitary Sewer and Water Main Crossing Improvements:

Fund 655, Dept ID 655000, Project 655762	\$86,660
Fund 625, Dept ID 625000, Project 6255422013034	\$32,395

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 27th day of August, 2013.



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.sovers@cedar-rapids.org

Phone Number/Extension: 5547

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

Resolution authorizing execution of a Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation in the amount of \$92,625 for City sanitary improvements on Highway 100 from Covington Road to Old Ferry Road (County) to be incorporated in the Highway 100 from Edgewood Road NE to Highway 30 project. CIP/DID #301207-00

Background:

The Iowa Department of Transportation (IDOT) is proposing improvements for Highway 100 extension from Edgewood Road to Highway 30. The IDOT will design, bid and inspect a portion of the Highway 100 Improvements with the following project limits:

Highway 100 from Covington Road to Old Ferry Road (County).

The City has requested that a carrier pipe for a future sanitary sewer extension be incorporated into project. The costs for these improvements are estimated to be \$92,625. This agreement provides for the reimbursement to IDOT for the City's improvements.

[LOW BID] (City, State)	\$[DOLLAR AMOUNT]
Incentive up to	<u>\$15,100.00</u>
Total	\$[DOLLAR AMOUNT]
[2ND LOW BID] (City, State)	\$[DOLLAR AMOUNT]

List all Bidders (City, State) as indicated on Bid Tab

[Contractor] submitted the lowest of the bids received on August 6, 2014 for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project. The bid is within the approved budget. Construction work is anticipated to begin this fall or spring 2015 and be completed within 30 working days.

Action / Recommendation:

The Public Works Department recommends approving the resolution authorizing execution of an Preconstruction Agreement for Primary Road Project with the IDOT the grading of Iowa 100 from Covington Road to Old Ferry Road (County) in connection with the Highway 100 from Edgewood Road NE to Highway 30 project.

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of [\$ BID AMOUNT] plus incentive up to \$15,100, bond and insurance of [CONTRACTOR] for the 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project.

Alternative to Recommendation:

Alternatives include deferring action until additional information is provided.

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 August 12, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): CIP 655762 \$92,625

Local Preference Policy: Applies Exempt

Explanation: Does not apply to IDOT agreements.

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids (CITY) desires to incorporate City sanitary improvements into the Highway 100 from Edgewood Road NE to Highway 30 project (CIP 301207) by agreement with the Iowa Department of Transportation (IDOT), and

WHEREAS, the IDOT will design, let and inspect construction of the project described as "Grading on Iowa 100 from west of Covington Road to Old Ferry Road", and

WHEREAS, the City has requested installation of a carrier pipe across Iowa 100 for future sanitary sewer extension, and

WHEREAS, the Public Works Director / City Engineer recommends authorizing execution of Agreement No. 2014-4-284 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 IDOT Agreement No. 2014-4-284 for a Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation in the amount of \$92,625 in connection with the Highway 100 from Edgewood Road NE to Highway 30 project (CIP No. 301207).

General ledger coding for this agreement to be as follows:

Fund 655, Dept ID 655000 Project 655762	\$92,625
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Passed this 12nd day of August, 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 Map**

Resolution 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). CIP/DID #3012104-01

Background:

Rathje Construction Company, Marion, IA	\$44,503.20
Incentive up to	<u>2,000.00</u>
Total	\$46,503.20
E & F Paving Company, LLC, Cedar Rapids, IA	\$60,217.50
Tschiggfrie Excavating, Dubuque, IA	\$64,131.00

Rathje Construction Company submitted the lowest of the competitive quotations received on July 30, 2014 for the Alley Between F Avenue and G Avenue NW from 9th Street to 8th Street Portland Cement Concrete Pavement project. The bid is within the approved budget. Construction work is anticipated to begin this fall and be completed within 15 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve 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.

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 August 12, 2014 may affect the construction schedule for the improvements.

Resolution Date: August 12, 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):

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on July 30, 2014 by the City Engineer, or designee, for the Alley Between F Avenue and G Avenue NW from 9th Street to 8th Street Portland Cement Concrete Pavement project (Contract No. 3012104-01):

Rathje Construction Company, Marion, IA	\$44,503.20
Incentive up to	<u>2,000.00</u>
Total	\$46,503.20
E & F Paving Company, LLC, Cedar Rapids, IA	\$60,217.50
Tschiggfrie Excavating, Dubuque, IA	\$64,131.00

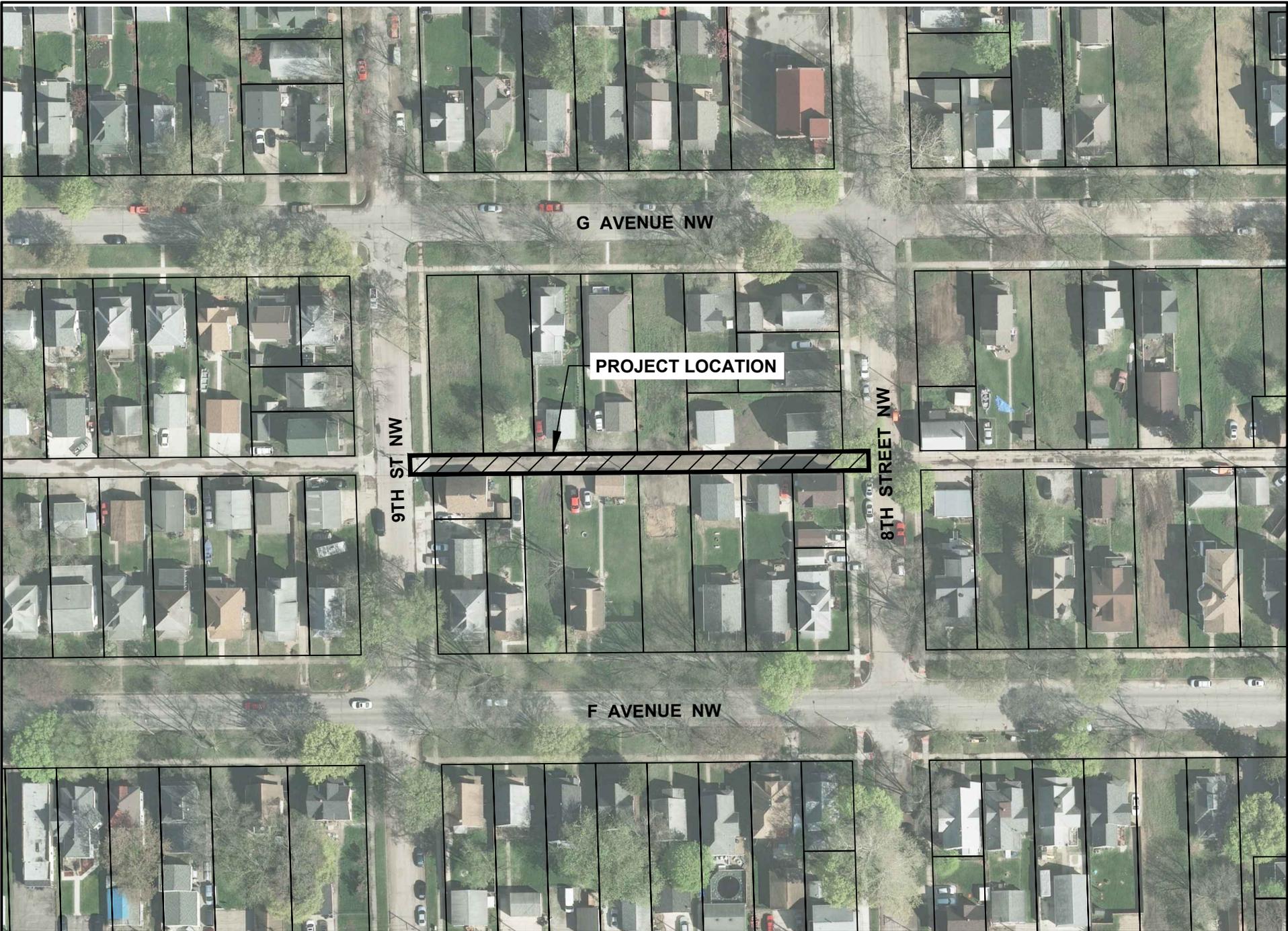
AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$46,503.20 301-301000-3012104

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 12th day of August, 2014.



**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: 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 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**). CIP/DID #3012086-02

Background:

Rathje Construction Company, Marion, IA	\$2,345,585.88
Possible Incentive	\$ 81,500.00
Total Award	\$2,427,085.88

Pirc-Tobin Construction, Inc., Alburnett, IA	*\$2,376,970.35
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*multiplication/addition errors found in bid

Rathje Construction Company submitted the lowest of the bids received on July 16, 2014 for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project. Construction work is anticipated to begin this fall or the spring of 2015 and be completed by November 24, 2014 (fall start) or August 7, 2015 (spring start).

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve 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.

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 August 12, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 12, 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):

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 24, 2014 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project (Contract No. 3012086-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on June 28, 2014 pursuant to which a public hearing was held on July 8, 2014, and

WHEREAS, the following bids were received, opened and announced on July 16, 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 July 22, 2014

Rathje Construction Company, Marion, IA	\$2,345,585.88
Incentive up to	<u>\$ 81,500.00</u>
Total	\$2,427,085.88
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,377,000.00

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price, and accordingly, the bid of Pirc-Tobin Construction, Inc. was corrected to be \$2,376,970.35, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, general ledger coding for this public improvement shall be as follows: \$2,427,085.88; \$2,378,368.38 301-301000-7970-3012086, \$48,717.50 625-625000-625884-2014081 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. 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 bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid 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 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 12th day of August, 2014.

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

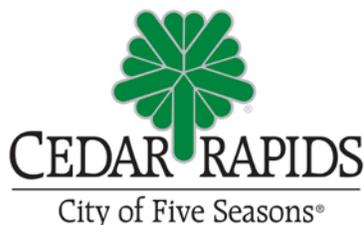


**PROJECT
LOCATION**



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





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**

Resolution 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). CIP/DID #301182-09

Background:

Rathje Construction Company, Marion, IA	\$56,724.21
Possible Incentive	<u>2,500.00</u>
Total Award	\$59,224.21
Ricklefs Excavating, Ltd., Anamosa, IA	\$88,288.30
Tschiggfrie Excavating, Dubuque, IA	\$96,363.00
Iowa Erosion Control, Inc., Victor, IA	\$117,280.84

Rathje Construction Company submitted the lowest of the competitive quotations received on August 5, 2014 for the 33rd Avenue SW from East of Coyote Road SW to Edgewood Road SW Intersection Improvements project. The bid is within the approved budget. Construction work is anticipated to begin this fall or the spring of 2015 and be completed within 20 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve 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.

Alternative to the Recommendation:

If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal.

Resolution Date: August 12, 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):

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on August 5, 2014 by the City Engineer, or designee, for the 33rd Avenue SW from East of Coyote Road SW to Edgewood Road SW Intersection (Contract No. 301182-09):

Rathje Construction Company, Marion, IA	\$56,724.21
Possible Incentive	<u>2,500.00</u>
Total Award	\$59,224.21
Ricklefs Excavating, Ltd., Anamosa, IA	\$88,288.30
Tschiggfrie Excavating, Dubuque, IA	\$96,363.00
Iowa Erosion Control, Inc., Victor, IA	\$117,280.84

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$59,224.21 301-301000-301182

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, and report the results thereof to the City council at its next meeting 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 12th day of August, 2014.



PROJECT LOCATION

WAL-MART

TARGET

PEBBLE DR SW

BAYBERRY DR SW

CORAL LANE SW

EDEN LANE SW

CAMEO LANE SW

BRAMBLE ROAD SW

33RD AVENUE SW

COYOTE ROAD SW

EDGEWOOD RD SW

QUEEN DR SW

KING DR SW

ARDSLEY LN SW

DUNHAM DR SW

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33RD AVENUE SW FROM EAST OF COYOTE ROAD SW TO
EDGEWOOD ROAD SW INTERSECTION IMPROVEMENTS PROJECT



Council Agenda Item Cover Sheet

Council Meeting Date: 08-12-2014

Submitting Department: Solid Waste and Recycling Division

Presenter at meeting: Steve Hershner

Phone Number/Ext: 5281

Email: s.hershner@cedar-rapids.org

Alternate Contact Person: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

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

28E Agreement between the City of Cedar Rapids Utilities Department – Solid Waste and Recycling Division and the City of Robins for two (2) loose leaf vacuum collection events in the fall of 2014 for a not to exceed cost of \$17,844.50. (Steve Hershner).

Background:

The City of Robins approached the City of Cedar Rapids in 2010 to inquire about the possibility of Cedar Rapids providing Robins with loose leaf vacuum collection service. The city of Cedar Rapids has provided the City of Robins with loose leaf vacuum collection service for the past four years (2010, 2011, 2012 & 2013).

The City of Robins has once again requested that the City of Cedar Rapids provided the City of Robins with loose leaf vacuum collection service in the fall of 2014. After reviewing Robin's request, Cedar Rapids has agreed, in principal, to once again provide the City of Robins with two Saturday collection events, one in October 2014 and one in December 2014. The City of Robins has signed a 28E Agreement, which sets the terms and conditions for the fall collection service and is seeking approval from the City of Cedar Rapids to enter into the agreement. The Agreement has been reviewed by the City Attorney and appears to be in order. The agreement will be in place for three months only and must be approved annually by both Cities in order to be valid.

Action / Recommendation:

The Utilities – Solid Waste and Recycling Division recommends approval of the 28E Agreement that will allow the City of Cedar Rapids to provide the City of Robins with two loose leaf collection events this fall.

Alternative Recommendation:

None.

Time Sensitivity:

The City of Robins has requested time to promote the leaf collection service to their residents through their local paper, which is published once per month, thus they seek City approval as soon as possible.

Resolution Date: 08-12-2014

Estimated Presentation Time: 1 minute

Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation:

RESOLUTION NO.

WHEREAS, the Utilities Department – Solid Waste and Recycling Division has negotiated a 28E Agreement with the City of Robins for loose leaf vacuum collection in the fall of 2014, and

WHEREAS, the Solid Waste and Recycling Division agrees to provide the City of Robins with two Saturday loose leaf vacuum collection events, one in October 2014 and one in December 2014 for a not to exceed cost of \$17,844.50, and

WHEREAS, the 28E Agreement will be in place for three (3) months only and must be approved annually by both Cities in order to be valid, and

WHEREAS, the Utilities Department – Solid Waste and Recycling Division staff recommend approval of the 28E Agreement between the City of Cedar Rapids and the City of Robins, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 28E Agreement between the City of Cedar Rapids and City of Robins, Iowa, be hereby approved and that the City Manager and City Clerk are hereby authorized to execute said Agreement.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Fire

Presenter at meeting: Brian Gibson
Email: b.gibson@cedar-rapids.org

Phone Number/Ext: (319) 286-5200

Alternate Contact Person: Mark English
Email: m.english@cedar-rapids.org

Phone Number/Ext: (319) 286-5220

Description of Agenda Item:

Resolution to authorize the City Manager to execute contract with Pierce Manufacturing for the purchase of one Triple Combination Pumper Fire Truck for the Fire Department; purchase price from Capital Improvement Fund is \$516,622.00.

Background:

The Fire Department established a truck committee that worked in conjunction with fire department staff and Fleet Services representatives to conceptualize functional needs and created design specifications for a replacement pumper truck. The truck committee and Fleet Services representatives concur that continuing to purchase from Pierce as the preferred manufacturer provides the best value to the City. Pierce Manufacturing has been in business since 1913, is a technology leader, and provides excellent after-sale customer support. Cedar Rapids has purchased fire pumpers, aerial trucks and Quint apparatus from Pierce since 1988. The fire pumper truck is being purchased to replace a similar vehicle that is 15 years old and has become increasingly less effective to operate as the City's primary pumper truck. The purchase is part of a comprehensive, multi-year fleet replacement plan.

Action / Recommendation:

The Fire Department recommends approval of this purchase.

Alternative Recommendation:

If the purchase is not approved at this time, the Fire Department will continue to operate with current apparatus. The Fire Department would need to modify the apparatus replacement schedule and could possibly incur higher maintenance costs or have equipment out-of-service for repairs.

Time Sensitivity: N/A

Resolution Date: August 12, 2014

Estimated Presentation Time: N/A

Budget Information (if applicable): Cost of the pumper truck is \$516,622.00 with funding from the Fiscal Year 2014 CIP Account 554000-308-308000 Project #308151.

Local Preference Policy Applies Exempt
Explanation:

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

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TRS

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to execute the contract with Pierce Manufacturing, 2600 American Drive, P.O. Box 201, Appleton, WI 54913, for the purchase of one Triple Combination Pumper Fire Truck to be supplied to the City of Cedar Rapids for a total purchase price of \$516,622.00. Funds for this purchase are from Fiscal Year 2015 CIP Account #55400-308-308000 Project #308151.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Fire

Presenter at meeting: Curtis Hopper

Phone Number/Ext: (319) 286-5226

Email: c.hopper@cedar-rapids.org

Alternate Contact Person: Mark English

Phone Number/Ext: (319) 286-5220

Email: m.english@cedar-rapids.org

Description of Agenda Item:

Resolution authorizing the Fire Department to make payment to the DoubleTree by Hilton Cedar Rapids Convention Complex in the amount of \$34,833.96. Funds for this conference are from Fire Department Special Revenue Account #542102-7864-786400.

Background:

The Missouri Valley Division is composed of individuals and organizations of fire and emergency service departments from an eight state area. The Missouri Valley Division was founded in 1927. The Missouri Valley Division's mission is to enhance the professionalism and capabilities of career and volunteer fire chiefs, officers and allied professionals throughout the division through cutting edge educational opportunities.

The Missouri Valley Division has held an annual conference every year since 1935. Traditional events surrounding the conference include an exhibition of fire and emergency apparatus, equipment and services; educational workshops and seminars addressing management, operational and administrative issues applicable to the fire service industry; business meetings; and social events for members and spouses highlighting the local area cultural, entertainment and tourist attractions.

The City of Cedar Rapids entered into an agreement with the Missouri Valley Division of the International Association of Fire Chiefs to host their annual conference on June 25-27, 2014, at the DoubleTree by Hilton Cedar Rapids Convention Complex.

Revenue from sponsorships, attendee and vendor registrations completely funded this conference from Fire Department Special Revenue Account #542102-7864-786400.

The DoubleTree by Hilton Cedar Rapids Convention Complex was the venue for this conference which provided meeting rooms, A/V needs, the Grand Ballroom for the dinner/entertainment, meals and snacks throughout the conference, and the arena floor for exhibition of fire and emergency apparatus, equipment and services.

Action / Recommendation:

The Fire Department recommends approval of the payment of this expense.

Alternative Recommendation:

The Fire Department does not have an alternative recommendation as this conference was self-sustaining and all expenses will be paid with the revenue generated.

Time Sensitivity: N/A

Resolution Date: August 12, 2014

Estimated Presentation Time: N/A

Budget Information (if applicable): Cost of this conference will be from the Fire Department Special Revenue Account 542102-7864-786400.

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

Explanation (if necessary): N/A

RESOLUTION NO.

WHEREAS, on behalf of the Cedar Rapids Area Convention and Visitors Bureau and the Cedar Rapids Fire Department, the City of Cedar Rapids entered into an agreement with the Missouri Valley Division of the International Association of Fire Chiefs to host their annual conference on June 25-27, 2014, at the DoubleTree by Hilton Cedar Rapids Convention Complex, and

WHEREAS, revenue from sponsorships, attendee and vendor registrations completely funded this conference; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fire Department is hereby authorized to make payment to the DoubleTree by Hilton Cedar Rapids Convention Complex in the amount of \$34,833.96. Funds for this conference are from Fire Department Special Revenue Account #542102-7864-786400.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Fire

Presenter at meeting: Jason Andrews
Email: j.andrews@cedar-rapids.org

Phone Number/Ext: (319) 286-5264

Alternate Contact Person: Mark English
Email: m.english@cedar-rapids.org

Phone Number/Ext: (319) 286-5220

Description of Agenda Item:

Resolution to authorize Fire Department funding for a Service Agreement with Dr. Bradford Wisnousky for \$29,409.20. Funds to come from Fire Department Account #522108-101-131600. (Jason Andrews)

Background:

The Cedar Rapids Fire Department provides advanced emergency medical services to the community. State of Iowa Law requires the Fire Department to have a Physician Medical Director. The Fire Department entered in to an Agreement for Professional Services with Dr. Brandford Wisnousky on May 25, 2010. Continuation of this agreement requires an increase in funding.

Action / Recommendation:

The Fire Department recommends approval of this funding.

Alternative Recommendation:

If this funding is not approved at this time, the Fire Department will not be able to continue to provide emergency medical services to the community.

Time Sensitivity: September 1, 2014

Resolution Date: August 12, 2014

Estimated Presentation Time: N/A

Budget Information (if applicable): Cost of agreement will be from the Fire Department Account #522108-101-131600

Local Preference Policy Applies Exempt

Explanation: Compensation for existing Agreement for Professional Services between Dr. Bradford Wisnousky and the City of Cedar Rapids, Iowa.

Recommended by Council Committee

Yes

No

N/A

Explanation (if necessary): N/A

RESOLUTION NO.

WHEREAS, the Cedar Rapids Fire Department provides advanced emergency medical services to the citizens of the community; and

WHEREAS, the Fire Department is required by State of Iowa Law to have a physician Medical Director; and

WHEREAS, the Fire Department entered in to an Agreement for Professional Services with Dr. Bradford Wisnousky on the 25th day of May, 2010; and

WHEREAS, compensation for this agreement is for the annual amount of \$26,989.20 plus general liability and medical director insurance for \$2,420.00; and

WHEREAS, the funding for this agreement is from Fire Department Account #522108-101-131600; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fire Department is hereby authorized to continue this agreement with Dr. Bradford Wisnousky, for \$29,409.20.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Fire

Presenter at Meeting: Curtis Walser

Phone: 319-310-4930

Email: c.walser@cedar-rapids.org

Alternate Contact Person: Mark English

Phone: 319-286-5220

Email: m.english@cedar-rapids.org

Description of Agenda Item:

Resolution to authorize Fire Department to purchase Mobile Data Computer (MDC) equipment from Keltek, Inc. in an amount not to exceed \$45,000 through June 30, 2015. Funds for the purchase to come from capital equipment, Account # 554000-101-131300-NA, and capital improvement, Account #554000-308-308000 Project #308154 and Project #308151. (Curtis Walser)

Background:

The Cedar Rapids Fire Department utilizes mobile data computers (MDCs) in all front line fire apparatus. These computers maintain constant contact with Dispatch's Computer Aided Dispatch (CAD) software which logs, processes, and recommends fire units to respond to 911 calls. Part of maintaining a public safety MDC program is periodic replacement and upgrades of computer equipment. The Cedar Rapids Fire department is purchasing MDC equipment under WSCA Contract B27172. The purchases will be paid for by capital equipment and capital improvement funds.

Action/Recommendation:

The Fire Department recommends approval of the mobile data computer equipment.

Alternative Recommendation:

If the equipment is not approved at this time, the Fire Department will be forced to continue to run aging equipment which has a finite service life.

Time Sensitivity: Capital equipment funds must be spent by June 30, 2015.

Resolution Date: August 12, 2014

Estimated Presentation Time: N/A

Budget Information (if applicable):

Cost of MDC equipment will not exceed \$45,000.00. Funding will be from capital equipment Account # 554000-101-131300-NA and capital improvement Account # 554000-308-308000 Project #308154 and Project#308151.

Local Preference Policy Applies Exempt
Explanation: WSCA Contracted Vendor to be utilized.

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

RESOLUTION NO.

WHEREAS, the Cedar Rapids Fire Department utilizes Mobile Data Computers (MDCs) in all front line fire apparatus to augment emergency response; and

WHEREAS, the Cedar Rapids Fire Department utilizes a standard replacement and upgrade program for MDC equipment; and

WHEREAS, funding for the purchase is from capital equipment fund, Account #554000-101-131300, and Account #554000-308-308000 CIP Project #308154 and CIP Project #308151; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fire Department is hereby authorized to purchase Mobile Data Computer equipment from WSCA Contract B27172, with Keltek Inc., PO Box 14, Baxter, Iowa, 50028, in an amount not to exceed \$45,000.00 through June 30, 2015.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Resolution authorizing approval of a Temporary Use Permit for a portable concrete batch plant as requested by Cedar Valley Corp., LLC for property at 5720 26th Street SW. NEW

Background:

The City received a request for the Temporary Use Permit for a portable concrete batch plant from Cedar Valley, Inc. on July 25, 2014. The batch plant is proposed to be located at the northwest corner of the intersection of 26th Street SW and 60th Avenue SW on property currently operated as a quarry by Wendling Quarries, Inc. at 5720 26th Street SW. The batch plant will be utilized to provide concrete for a two phase State paving project for Highway 30. The first phase is to be completed in 2014 and the second phase in 2015. The section of Highway 30 included in this project is from Stoney Point Road SW to Edgewood Road SW. The request is to allow the batch plant at the above stated location until September 30, 2015.

The Development Services Department staff has reviewed the request and recommends City Council approve the request by adoption of the attached Resolution.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

City Council may table this item and request further information.

Time Sensitivity:

Cedar Valley Corp., LLC needs to have the portable concrete batch plant installed by September 1, 2014.

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

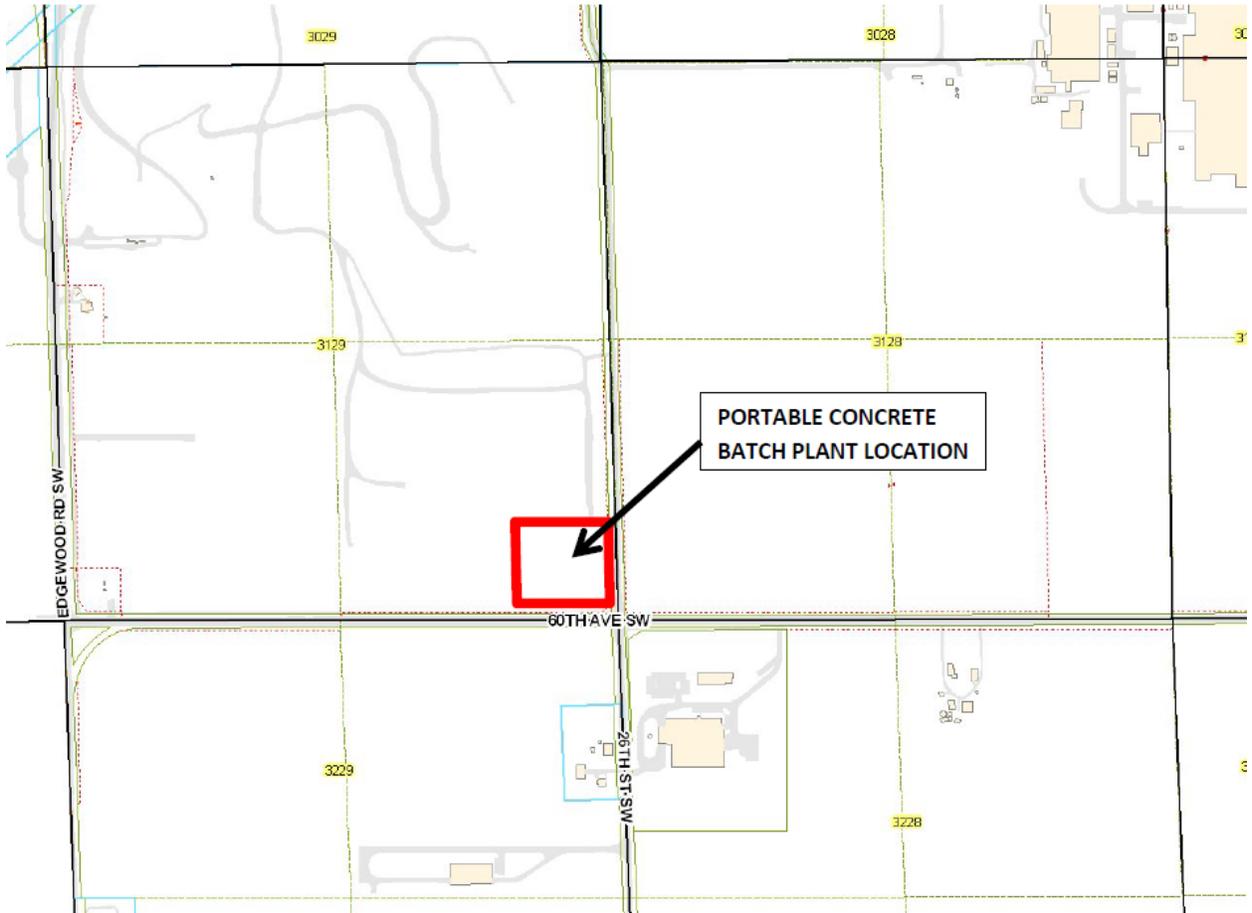
Budget Information (if applicable): N/A

Local Preference Policy Applies Exempt

Explanation:

Recommended by Council Committee Yes No N/A

LOCATION MAP



DSD	BSD
ENG	CLK
FIR	STR
TITLEHOLDER	RCR
CONTACT	TED
WTR	

RESOLUTION NO.

WHEREAS, a request for a temporary portable concrete batch plant has been submitted by Cedar Valley Corp., LLC for property owned by Wendling Quarries, Inc. and located at 5720 26th Street SW; and

WHEREAS, Subsection 32.04.030.B.1.b. of the City Zoning Ordinance provides for a temporary portable concrete batch plant subject to City Council approval by resolution and issuance of a Temporary Use Permit by the Building Services Department; and,

WHEREAS, City staff has reviewed this request and recommends approval to the following conditions:

1. That the expiration for the Temporary Use Permit for the portable concrete batch plant is September 30, 2015.
2. That if Cedar Valley Corp. LLC requires the portable concrete batch plant to be in place beyond the date stated above a written request for a time extension shall be submitted no later than 30-days prior to expiration of the permit and any time extension shall be approved administratively without the need for City Council action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL that the request by Cedar Valley Corp., LLC for a Temporary Use Permit for a temporary portable concrete batch plant at 5720 26th Street SW on property owned by Wendling Quarries, Inc. is approved subject to the conditions stated above;

BE IT FURTHER RESOLVED that the owner signs an Acceptance of Conditions for No. 1 and 2, as stated above.

Passed this 12th day of August, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Fleet Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Fleet Services purchase and delivery of one cab and chassis with a fiberglass service body from Junge Center Point in the amount of \$62,298. CIP/DID #0414-174

Background:

In April, 2014, Purchasing Services solicited bids on behalf of Fleet Services for the purchase and delivery of four cab and chassis with bodies. The successful vendor indicated they would allow piggy-back pricing for additional purchases. This unit is a part of the fleet replacement program for FY 2015.

Bids were originally received from 4 vendors. Not all vendors provided bids on all of the vehicles. Junge Center Point was the lowest responsive and responsible bidder for all four vehicles.

Bids received:

Company Name	Location	Price
<i>19,000 GVWR Chassis with Fiberglass Service Body – Quantity 2</i>		
Junge Center Point	Center Point	\$124,596
Thys Automotive	Belle Plaine	\$129,794
GATR Truck Center	Cedar Rapids	\$134,660

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 073-073000

Local Preference Policy Applies Exempt

Explanation: Junge Center Point is a certified local vendor

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids in April 2014 for the purchase and delivery of four cab and chassis with bodies on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, responses were received from four vendors, but not all vendors bid on all of the vehicles; and

WHEREAS, Fleet Services is making an additional purchase of one cab and chassis with a fiberglass service body utilizing the piggy-back purchasing option based on the award to Junge Center Point, which was the lowest responsive and responsible bidder; and

WHEREAS, this purchase is part of the Fleet replacement program; and

WHEREAS, the total cost is \$62,298.

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 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Fleet Services

Presenter at meeting: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Description of Agenda Item:

Fleet Services Division purchase of four 2015 Ford F550 chassis-cab trucks; two with 11 foot steel dump bodies, one with a steel stake side body, and one bare chassis from Ed Stivers Ford, to be used by the Parks Maintenance Department, Solid Waste and Recycling Division, and Golf Operations for an amount of \$211,606. CIP/DID #4672-14

Background:

The Ford F550 chassis cab trucks are used in all aspects of maintenance in all city-owned parks, solid waste operations, and golf course maintenance activities. These units will replace similar units which have exceeded the lifecycle and cost-efficient life.

This purchase is being made from the State bid Contract #4672.14, for Heavy Duty Chassis-cab Trucks, as let by the Iowa Department of Administrative Services Purchasing Department. Ed Stivers Ford hold the contract for these units.

Action / Recommendation:

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

Alternative Recommendation:

If not approved, the operating expenses for the City and end-user will continue to escalate. Asphalt pavement repairs as part of general maintenance will be delayed.

Time Sensitivity: Normal

Resolution Date: July 22, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Fund 073, Dept ID 073000, Account 554000

Local Preference Policy Applies Exempt

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

Recommended by Council Committee Yes No N/A

RESOLUTION NO.

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of two 2015 Ford F550 Chassis-cab trucks with 11 foot steel dump bodies, one Chassis-cab with a steel stake side body, and one bare Chassis-cab for budgeted and scheduled fleet replacements for use by the Parks and Recreation Maintenance division, Solid Waste and Recycling, and Golf Operations and

WHEREAS, Ed Stivers Ford, is a current holder of the State bid Contract No. 4672-14 for Heavy Duty Chassis-cab Trucks, as let by the Iowa Department of Administrative Services Purchasing Department, and

WHEREAS, the total expenditure for said purchase will be \$211,606, budgeted in GL account Fund 073, Dept ID 073000, Account 554000, and

WHEREAS, the Fleet Services Division recommends the purchase of said chassis-cab trucks and dump bodies from Ed Stivers Ford for a total amount of \$211,606.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named equipment from Ed Stivers Ford, as described herein.

Passed this 12th day of August 2014



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Email:

Alternate Contact Person: Daniel Gibbins

Phone Number/Ext: 5768

Email: d.gibbins@cedar-rapids.org

Alternate Contact Person: Heather Mell

Phone Number/Ext: 5117

Email: h.mell@cedar-rapids.org

Description of Agenda Item:

Parks and Recreation Department purchase of 40 soccer goals from Pyramid School Products in the amount of \$48,540. CIP/DID #0714-017

Background:

Purchasing Services solicited bids on behalf of Parks & Rec for the purchase and delivery of soccer goals with nine vendors responding. Pyramid School Products was the lowest bidder to meet all of the specifications.

Bids were received from:

BSN Sports (Bid 1)	Cedar Falls, IA	\$32,750.00
Pyramid School Products	Tampa, FL	\$48,540.00
Anaconda Sports	Lake Katrine, NY	\$51,760.00
Efinger Sporting Goods	Bound Brook, NJ	\$56,852.00
Wilson's Sports Center	Iowa City, IA	\$57,840.00
Scheel's All Sport	Coralville, IA	\$60,000.00
Soccer Connections, Inc	Urbandale, IA	\$60,189.00
BSN Sports (Bid 2)	Dallas, TX	\$60,999.60
S&S Worldwide	Colchester, CT	\$63,055.80

Action / Recommendation:

Recommend council approve resolution or the purchase and delivery of soccer goals

Alternative Recommendation:

Time Sensitivity:

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 556000-101-164173

Local Preference Policy Applies Exempt

Explanation: Local preference did not have an effect on the award.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for the purchase and delivery of forty soccer goals on behalf of the City of Cedar Rapids Parks & Recreation Department; and

WHEREAS, responses were received from nine vendors; and

WHEREAS, the Parks & Recreation Department is making the following recommendation for award to Pyramid School Products, which was the lowest responsive and responsible bidder; and

WHEREAS, the total cost is \$48,540.

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 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: 08-12-14

Submitting Department: Forestry

Presenter at meeting: consent

Phone Number/Ext:

Email:

Alternate Contact Person: Rob Davis

Phone Number/Ext: 5808

Email: r.davis@cedar-rapids.org

Description of Agenda Item:

Contract for Wetland Maintenance Services project with Griggs Environmental Strategies, Inc. for the Forestry Division for an amount not to exceed \$46,750. (CIP/DID #0514-197)

The goal of this maintenance project is to bring the mitigation site into permit compliance and includes many, but not all, of the activities recommended in the 2013 Monitoring Report and the non-compliance letter issued by USACE, dated January 29, 2014.

A Request for Bid was issued on June 16, 2014 for Wetland Maintenance Services to bring the Wilson Avenue Wetland Mitigation site into compliance.

Two bids were received:

	Name of Firm	Location	Price
1	Griggs Environmental Strategies, Inc.	Boone, IA	\$ 46,750.00
2	Quality Care, the Nature Company	Coralville, IA	\$ 89,170.46

Scope of Work is as follows:

Scope #	Proposed Start Date	Proposed End Date	Description
1	08-18-14	10-31-14	Install twenty (20) boundary signs (provided by the City)
2	08-18-14	10-31-14	Remove and properly dispose of the trash and miscellaneous debris
3	08-18-14	10-31-14	Buffer restoration
4a	09-15-14	10-31-14	Invasive species control
4b	2015	2015	Annual mowing of wetland area and tree cage maintenance
5	10-01-14	10-31-14	Provide and plant 105 trees and shrubs

Action / Recommendation:

That the above recommendation be approved and that the City Manager and the City Clerk be authorized to execute the Contract with Griggs Environmental Strategies, Inc.

Alternative Recommendation: None

Time Sensitivity: Sensitive for project schedule

Resolution Date: 08-12-14

Estimated Presentation Time: consent

Budget Information (if applicable):

Local Preference Policy Applies Exempt

Explanation: All firms were located outside of Linn County.

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

RESOLUTION NO.

WHEREAS, the City issued a Request for Bid on June 16, 2014 for Wetland Maintenance Services to bring the Wilson Avenue Wetland Mitigation site into compliance; and

WHEREAS, bids were received from two firms as follows;

	Name of Firm	Location
1	Griggs Environmental Strategies, Inc.	Boone, IA
2	Quality Care, the Nature Company	Coralville, IA

AND WHEREAS, the bids have been carefully evaluated and it is recommended to award the contract to Griggs Environmental Strategies, Inc. of Boone, Iowa; and

WHEREAS, the cost for the scope of work for the term of the contract shall be a firm fixed price of \$46,750 and the services will be billed at intervals as follows:

	Description of Services	Payment Schedule
1	Install Boundary Signs, entire task	900
2	Debris Removal, initial cleanup	31,000
3	Buffer Restoration, entire task	2,200
4	Invasive Species Control, each time	4,500
5	Buffer Area Mowing, annual	2,000
6	Provide and Plant 105 trees/shrubs, entire task	6,150
	Project Total, Not to Exceed	\$ 46,750

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the above recommendation be accepted and that the City Manager and the City Clerk are hereby authorized to execute a contract with Griggs Environmental Strategies, Inc.

Passed this 12th day of August 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Cedar Rapids Police Department

Presenter at meeting: Diane P. Webber **Phone Number/Ext:** 319-286-5908
E-mail Address: d.webber@cedar-rapids.org

Alternate Contact Person: Capt. Walther **Phone Number/Ext:** 319-286-5470
E-mail Address: b.walther@cedar-rapids.org

Description of Agenda Item:

Resolution authorizing execution of a Work-Study Program agreement between the City of Cedar Rapids Animal Care and Control and Kirkwood Community College, providing for student job opportunities.

Background:

Recognizing the potential outstanding benefits of a Work-Study Program, Animal Care and Control and Kirkwood Community College have discussed and designed a Work-Study Program, to provide learning opportunities for students interested in the animal care and control field. Animal Care and Control is located on the Kirkwood Community campus, making job opportunities through the Work-Study Program easily accessible to students. The Work-Study Program offers students a chance to work part-time in a field of interest, benefits Animal Care and Control by filling a need for additional staffing, and the Program covers the wages for the students at no cost to the City.

Action / Recommendation:

The Police Department and Animal Care and Control recommend execution of the Work-Study Program agreement.

Alternative Recommendation: None

Time Sensitivity:

Student job opportunities could be available for the Fall Semester at Kirkwood.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0

Budget Information (if applicable): NA

Local Preference Policy: Applies Exempt x

Explanation: NA

Recommended by Council Committee Yes No N/A x

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids and Kirkwood Community College recognize the potential outstanding benefits of a Work-Study Program, and share a mutual desire to provide learning opportunities for students interested in the animal care and control field, and

WHEREAS, Animal Care and Control would benefit by having additional part- time staff in the form of Work-Study Program participants, and

WHEREAS, the Kirkwood Community College Work-Study Program offers students a chance to work part-time in Animal Care and Control at no cost to the City of Cedar Rapids;

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 Kirkwood Community College Work-Study Agreement, according to the terms of the agreement thereof.

Passed this 12th day of August, 2014.

**Council Agenda Item Cover Sheet**

Council Meeting Date: August 12, 2014

Submitting Department: Cedar Rapids Police Department

Presenter at meeting: Charlie McClintock **Phone Number/Ext:** 5383
E-mail Address: c.mcclintock@cedar-rapids.org

Alternate Contact Person: Chief Jerman **Phone Number/Ext:** 5374
E-mail Address: w.jerman@cedar-rapids.org

Description of Agenda Item:

Resolution authorizing execution of an annual maintenance agreement with Intergraph Corporation, Security, Government & Infrastructure (SG&I) Division for the Computer Aided Dispatch (CAD) system in the amount of \$86,803.20. CIP/DID #OB669723

Background:

The Joint Communications Agency requests approval for an annual maintenance agreement of the Computer Aided Dispatch (CAD) system for the Fiscal Year 2015, effective July 01, 2014 through June 30, 2015. Joint Communications Agency has reviewed the maintenance agreement with Intergraph Corporation, Security, Government & Infrastructure (SG&I) Division. and has determined this is the most cost effective solution for the City of Cedar Rapids. Cost of the agreement for the time period stated above is \$86,803.20.

Action / Recommendation:

Joint Communications Agency and the Police Department recommend that the City Council approve the resolution.

Alternative Recommendation:

Without approval of the resolution, the annual maintenance agreement with Intergraph Corporation, Security, Government & Infrastructure (SG&I) Division would not be paid, and the Joint Communications Agency would not be able to receive crucial updates to the software.

Time Sensitivity: Maintenance will be paid upon execution of the agreement.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0

Budget Information (if applicable): JCA Fiscal Year 2015 budget

Local Preference Policy: Applies Exempt x

Explanation: NA

Recommended by Council Committee Yes No N/A x

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids owns public safety computer aided dispatch and police and fire records management systems purchased from the Intergraph Corporation, Security, Government & Infrastructure (SG&I) Division, 170 Graphics Drive, Madison, Alabama 35758, who is also the sole provider for software maintenance; and

WHEREAS, the City of Cedar Rapids Joint Communications Agency staff has completed an annual evaluation and review of maintenance terms and conditions; and has determined the most cost effective solution, and

WHEREAS, funds for this maintenance agreement in the amount of \$86,803.20 for the period of July 1, 2014 through June 30, 2015, have been budgeted in the Joint Communications Agency's Fiscal Year 2015 budget under account number 522100-061-061000;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Joint Communications Agency be authorized to renew the City of Cedar Rapids service agreement with Intergraph Corporation, Security, Government & Infrastructure (SG&I) Division and

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are hereby authorized to execute the agreement for the services herein.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Consent Agenda **Regular Agenda**

Council Meeting Date: August 12, 2014

Submitting Department: Utilities – Water Division

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

Alternate Contact: Andrew Lundy **Phone:** 5968 **E-mail:** a.lundy@cedar-rapids.org

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

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Professional Services Agreement with Dixon Engineering, Inc. for an amount not to exceed \$52,900 for the Engineering Services for C Street Water Tower Reconditioning project. CIP/DID #6250013-01

Background:

The Cedar Rapids Utilities Department – Water Division owns ten painted steel water storage facilities. The Mt. Vernon Road elevated tank was painted in 2005, and the reconditioning of the 60th Avenue Standpipe and the Boyson Road Water tank was completed in 2006 and 2007, respectively. The Wilson Avenue Water Tank was reconditioned in 2010 and the Chandler Street Reservoir was painted in 2012.

The C Street Water Tower is a 2,000,000 hydropillar which was originally constructed in 1995. The water tower was inspected in the Fall of 2011. The inspection report at that time recommended renovating the tower within the next few years. This project is to complete the renovation recommended in the 2011 inspection report. A water tank renovation project includes sandblasting and recoating of all interior/exterior surfaces; completion of any needed structural, mechanical and electrical repairs; and completion of improvements to address safety and security issues. A steel water tank will typically need to undergo a major renovation approximately every 15 years.

Five engineering firms were contacted for Statements of Qualifications to perform the design. The five firms were: Stanley Consultants, Inc., HDR Engineering, Dixon Engineering, Tank Industry Consultants, and KLM Engineering. Packets detailing the experience of the firm and the proposed schedule for the project were received from HDR Engineering, Dixon Engineering and Tank Industry Consultants. The Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Dixon Engineering, Inc. could bring to the project best met the needs of the Utilities Department.

Action / Recommendation:

The Utilities Department – Water division recommends approval of the Professional Services Agreement with Dixon Engineering, Inc. for the Engineering Services for C Street Water Tower Reconditioning and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: Action needed 8-12-14

Resolution Date: 8-12-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY2015 Water Division Capital Improvement Projects budget. The project will be coded to the following CIP fund: 553000-625-625000-x-x-6250013.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$700,000 budgeted in the FY2015 Capital Improvement Projects budget for the C Street Water Tower Reconditioning project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria.

Local Preference Policy

Applies Exempt

Explanation: Consultant evaluation form gives preference to local consultants.

Recommend by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO

WHEREAS, the City of Cedar Rapids Utilities – Water Division needs to recondition and renovate the C Street SW Water Tower, and

WHEREAS, the Water Division will require the specialized services of a consultant for the engineering design, bidding and project inspection services required during the renovation, and

WHEREAS, proposals were solicited from five engineering firms experienced with design and renovation of water tanks and towers. The five firms were: Stanley Consultants, Inc., HDR Engineering, Dixon Engineering, Tank Industry Consultants, and KLM Engineering. Packets detailing the experience of the firm and the proposed schedule for the project were received from HDR Engineering, Dixon Engineering and Tank Industry Consultants, and

WHEREAS, the Utilities Department – Water Division staff evaluated the qualifications of the responding firms and determined that the technical resources that Dixon Engineering, Inc. could bring to the project best met the needs of the Utilities Department – Water Division, and

WHEREAS, Dixon Engineering, Inc. has proposed to furnish these services for an amount not to exceed \$52,900, and

WHEREAS, the Utilities Department – Water Division staff recommends that the City execute a Professional Services Agreement with Dixon Engineering, Inc. for Engineering Services for the C Street Water Tower Reconditioning project (Contract No. 6250013-01).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 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 (Contract No. 6250013-01) be hereby approved and that the City Manager and Deputy City Clerk be authorized to execute said Agreement. To be funded from the Utilities Department – Water Division Fiscal Year 2015 Capital Improvement Projects budget and coded to the following CIP fund: 553000-625-625000-x-x-6250013.

Passed this 12th day of August, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Community Development and Planning

Presenter at Meeting: Paula Mitchell

Phone: 286-5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone: 286-5188

Email: c.mason@cedar-rapids.org

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

Resolution authorizing execution of an Agreement to Terminate Option to Purchase Agreement with Sonoma Square Senior Living, LLLP. CIP/DID #OB959319

Background:

On December 17, 2013, City Council approved an Option to Purchase Agreement with Sonoma Square Senior Living, LLLP for excess City-owned properties located at 606 J Avenue NW, 610 J Avenue NW, 1106 6th Street NW, 1108 6th Street NW, 1110 6th Street NW, 1116 6th Street NW, 1111 Ellis Boulevard NW, 1113 Ellis Boulevard NW, and 1101 Ellis Boulevard NW. The proposed development included a multi-family residential structure proposed by High Development, to be funded through a Low Income Housing Tax Credit (LIHTC) award through the Iowa Finance Authority (IFA). The Option to Purchase Agreement was subject to the award of LIHTCs during the 2014 calendar year.

On March 12, 2014, the City and the developer learned that the project was not awarded funding by IFA. The developer has no other funding mechanism to complete the project and there is mutual agreement that it is in the best interests of the parties to terminate the Option to Purchase Agreement. The Developer has communicated interest to submit another project for LIHTC funding at that site, so staff is recommending initiation of a new Request for Proposals following termination of the agreement.

Action/Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity:

The agreement must be terminated in order to issue a new call for proposals. Applications are due to IFA in December.

Resolution Date: August 12, 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 through this action.

Recommended by Council Committee Yes No N/A

Explanation (if necessary):

RESOLUTION NO.

AUTHORIZING EXECUTION OF AN AGREEMENT TO TERMINATE OPTION
TO PURCHASE AGREEMENT WITH SONOMA SQUARE SENIOR LIVING,
LLLP

WHEREAS, the City Council authorized execution of an Option to Purchase Agreement with Sonoma Square Senior Living, LLLP on December 17, 2013 for a proposed project consisting of a multi-family residential structure; and

WHEREAS, the agreement was subject to the award of Low Income Housing Tax Credit funding in 2014 to complete the project; and

WHEREAS, the Developer and the City have been notified that the project will not receive Low Income Housing Tax Credit funding, and no other funding mechanism is available to complete the project; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Terminate Option to Purchase 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 Agreement to Terminate Option to Purchase Agreement with Sonoma Square Senior Living, LLLP.

Passed this 12th day of August, 2014



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: Glenn Vosatka, PE
E-mail Address: g.vosatka@cedar-rapids.org

Phone Number/Extension: 5821

Description of Agenda Item: Consent Agenda Regular Agenda Map

Report on bids and resolution 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 (estimated cost is \$140,000). CIP/DID #304998-04

Background:

Zinser Grading & Excavating, LLC, Walford, IA	\$117,363.00
Incentive up to	<u>\$ 4,500.00</u>
Total	\$121,863.00
BWC Excavating, LC, Solon, IA	\$137,713.81
Borst Brothers Construction, Inc., Marion, IA	\$173,711.25

Zinser Grading & Excavating, LLC submitted the lowest of the bids received on July 23, 2014 for the FY 2015 Drain Tile Program project. The bid is within the approved budget. Construction work is anticipated to begin this fall and be completed within 27 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve 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.

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 August 12, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 304998

Local Preference Policy: Applies Exempt

Explanation:

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):



July 23, 2014

City Council
City of Cedar Rapids

RE: Report on bids as read for the FY 2015 Drain Tile Program, Contract Number 304998-04

Dear City Council:

Bids were received on July 23, 2014 for the FY 2015 Drain Tile Program project as follows:

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

The engineers cost opinion for this work is \$140,000. 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 "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

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 July 8, 2014 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the FY 2015 Drain Tile Program (Contract No. 304998-04) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on July 12, 2014 pursuant to which a public hearing was held on July 22, 2014, and

WHEREAS, the following bids were received, opened and announced on July 23, 2014 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on August 12, 2014

Zinser Grading & Excavating, LLC, Walford, IA	\$117,363.00
Incentive up to	<u>\$ 4,500.00</u>
Total	\$121,863.00
BWC Excavating, LC, Solon, IA	\$137,713.81
Borst Brothers Construction, Inc., Marion, IA	\$173,711.25

WHEREAS, general ledger coding for this public improvement shall be as follows: \$121,863 304-304000-304998, 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 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 12th day of August, 2014.



COLLINS RD NE

PROJECT LOCATION

PROJECT LOCATION

42ND ST NE

PROJECT LOCATION

32nd St

INTERSTATE 380

PROJECT LOCATION



FY 2015 DRAIN TILE PROGRAM



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: City Manager's Office

Presenter at meeting: Angie Charipar

Phone Number/Ext: 286-5090

Email: a.charipar@cedar-rapids.org

Alternate Contact Person: Sandi Fowler

Phone Number/Ext: 286-5077

Email: s.fowler@cedar-rapids.org

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

Resolution authorizing execution of 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.

Background:

In response to the needs expressed by Cedar Rapids residents who were affected by storm damage on or about June 30, 2014, the City of Cedar Rapids desires to partner with Linn Area Partners Active in Disaster, Greater Cedar Rapids Community Foundation, and Hawkeye Area Community Action Program to provide Cedar Rapids residents, among others in Linn County, with case advocacy services provided by HACAP.

The City Council is asked to authorize this Letter of Agreement to provide these services for a total cost of not more than \$18,300, with each of the three entities contributing a third of the costs.

Action / Recommendation:

Approve Resolution as provided.

Alternative Recommendation:

Request additional information.

Time Sensitivity: Immediate

Resolution Date: 8/12/2014

Estimated Presentation Time: Consent agenda

Budget Information (if applicable): Contingency fund

Update:

Response to Rising River and Flash Floods June 29-30, 2014

During the overnight hours June 29-30, 2014, Cedar Rapids and the surrounding areas received significant rainfall in just a few hours. The intense amount of water overwhelmed the storm sewer system in many areas of the City, causing water to rise in the streets and rush through neighborhoods. The sanitary sewer system also became overwhelmed resulting in some basement back-ups and sewer overflows. The following is a brief overview of the City's completed and continuing efforts to assist residents affected by the storms.

Building Services

- Visited and recorded some level of damage at 306 properties
- Approximately 35 properties deemed structurally unsafe with foundation collapses
- Issued 20 permits as of 8/7/2014

Solid Waste & Recycling

- Collected 346.13 tons of material, 47 appliances, 9 tires and household hazardous materials from 1,050 homes
- The total disposal cost for this material was \$14,469.82
- The division is still working with three customers whose homes were severely damaged limiting their ability to get material to the curb by the deadline

Trees

- 240+ tree damage locations
- Crews collected over 1100 tons from the 6/30 storm (500+ from 6/17 storm)
- The combined cost of the tree related activities and cleanup of debris will exceed \$120,000

Streets

- Barricades and Temporary Repairs immediately deployed to help ensure resident safety
- Permanent repairs are needed, some of which will be included as Capital Improvements Projects or contracted out due to scope of work
- Currently seven streets are still closed or partially closed due to flood impacts
- Total known estimates for street repairs exceed 2.2 million

Additional Assistance

- Up to \$5000 State Disaster Assistance available for qualified recipients
- Hosted Community Resource Fair for impacted residents July 16, 2014
 - Ten social service agencies and two utility companies participated
 - Staff from six City departments attended and made themselves available for questions/concerns
 - Approximately 80-100 residents attended
- SBA offering low-interest federal disaster loans to residents and business owners affected by storms
- City of Cedar Rapids, Linn Area Partners Active in Disaster, Greater Cedar Rapids Community Foundation and Hawkeye Area Community Action Program partnering to offer Disaster Case Advocacy Services (pending Council approval)

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF 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

WHEREAS, on or about June 30, 2014, the City of Cedar Rapids was inundated with storms and other unusual weather events which caused severe damage to citizen property in various areas within the city, and

WHEREAS, it is important to the general health, safety and welfare of the entire city for such damaged property to be repaired as quickly as possible, and

WHEREAS, the Linn Area Partners Active and Disaster, Greater Cedar Rapids Community Foundation, and Hawkeye Area Community Action Program have agreed to work with the City to provide disaster case advocacy services which will aid the Cedar Rapids citizens, among others, who were victims of the unusual storm events and suffered property damage, and

WHEREAS, a public purpose exists sufficient to justify the expenditure of city public funds to support the disaster recovery services contemplated by an agreement by and among the aforementioned entities,

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

1. The recitals contained hereinabove are found to be true and correct.
2. The City Manager is authorized to sign a Letter of Agreement with Linn Area Partners Active and Disaster, Greater Cedar Rapids Community Foundation, and Hawkeye Area Community Action Program for disaster case advocacy services as contemplated herein.

Passed this _____ day of _____, 2014.

**Letter of Agreement Between Linn Area Partners Active in Disaster (LAP AID),
Greater Cedar Rapids Community Foundation (GCRCF), the City of Cedar Rapids
(City) and Hawkeye Area Community Action Program (HACAP)**

**For
Disaster Case Advocacy Services**

The intent of this Letter of Agreement (“this Agreement”) is for the LAP AID, GCRCF, the City (also collectively known and referred to as the funding partners) and HACAP to work cooperatively to provide case advocacy support to individuals and households impacted by the June 2014 storms (“support services”).

Pursuant to this Agreement, the funding partners will reimburse HACAP for costs HACAP incurs July 21, 2014 through October 21, 2014 for providing the support services. Total funding for this Agreement shall not exceed \$18,300.

The funding will be managed in the following manner:

- HACAP will submit a proposed budget to the funding partners.
- Each funding partners will issue one lump sum payment to HACAP equal to one third of the estimated expenses for the period identified above.

TERM

This Agreement is effective beginning July 21, 2014, and will terminate October 21, 2014, unless extended upon mutual agreement of LAP AID, GCRCF, City, and HACAP.

RESPONSIBILITIES OF HACAP

HACAP will:

1. Provide a case advocate to work directly with individuals and families residing in Linn County to determine their unmet needs resulting from storm damage in June 2014, and to assist such individuals and families with their efforts to recover..
2. Provide data entry staff to compile and track the information collected for reporting the unmet needs.
3. Provide reports to the funding partners on a monthly basis (or as often as needed) to review progress in responding to the unmet needs.
4. Work with LAP AID to develop a community “resource pool”, consisting of both money s and in-kind items, to provide assistance to individuals and families through the case advocacy process in order to provide for unmet needs.
5. Provide long term disaster recovery services to LAP AID as long as resources are available from LAP AID’s community partnership funding or from HACAP’s own designated contributions. HACAP will also provide supervision for this work.

6. Supervise and train all employees providing services, and pay compensation, benefits, business expenses, workers compensation insurance, liability insurance, and other costs as employees of HACAP.
7. Comply with laws, regulations, and policies regarding confidentiality of information provided to perform the responsibilities of this Agreement.
8. Work in partnership with LAP AID in responding to the long term disaster recovery needs.

RESPONSIBILITIES OF LAP AID

LAP AID will:

1. Pursue community partnership funding for long term disaster recovery needs of affected residents of Linn County, and inform HACAP of funding secured.
2. Meet with HACAP, City, LAP-AID and GCRCF at least once a month, as agreed upon by the parties hereto to review unmet needs reports, discuss problem-solving to meet the unmet needs, and monitor progress to assist residents in their recovery.
3. Work in partnership with HACAP in responding to the long term disaster recovery needs.

INDEMNIFICATION AND INSURANCE

No party to this Agreement shall be responsible for any losses or liabilities sustained as a result of any actions of, or omissions by, any other party, or their officers, agents, or employees. Each party hereto shall defend, indemnify, and hold harmless, the other parties against any and all losses arising from the acts, errors or omissions of that party and their officers and employees in performing responsibilities under this Agreement.

HACAP will maintain a minimum of \$1 million per occurrence of general and professional liability insurance during the term of this Agreement, and will provide proof of such insurance as requested. HACAP will name each of the other parties to this agreement, and their officers and employees as additional insureds on such insurance policies.

RELATIONSHIP OF THE PARTIES

Nothing in this Agreement shall be interpreted as creating a formal partnership or joint venture between the parties. The relationship between LAP AID, City, GCRCF, and HACAP in this Agreement is that of independent contractors and neither party is employee or agent of the other.

The rights and obligations of the parties to this Agreement may not be assigned or subcontracted unless such assignment or subcontract is in writing and consented to by both parties.

**LINN AREA PARTNERS ACTIVE
IN DISASTER**

By _____

Date Signed: _____

**GREATER CEDAR RAPIDS
COMMUNITY FOUNDATION**

By _____

Date Signed: _____

**HAWKEYE AREA COMMUNITY ACTION
PROGRAM**

By _____

Date Signed: _____

CITY OF CEDAR RAPIDS

By _____

Date Signed: _____



Council Agenda Cover Sheet
2nd and possible 3rd ORDINANCE READING
and possible Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5807

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

Phone Number/Extension: 5092

Description of Agenda Item: Consent Agenda Regular Agenda Map

Second and possible third reading of 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.

Resolution 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. CIP/DID ROWV-010693-2014.

Background:

A Public Hearing was held on July 22, 2014 in which no objections were heard.
July 22, 2014 - 1st reading of the Ordinance was held and passed.

Action / Recommendation:

August 12, 2014 - 2nd and possible 3rd reading of the Ordinance and would like to pass the resolution for the disposition of Plat of Survey No. 1910 Parcel A as requested by Cedar Real Estate Group III, LLC.

Time Sensitivity: Normal

Resolution Date: August 12, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies Exempt

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

Recommended by Council Committee: Yes No N/A

Explanation (if necessary):

ENG
ASR
RCR
TRS
CD
TED
BSD
STR

CEDAR REAL ESTATE GROUP III, LLC
ROWV-010693-2014

ORDINANCE NO. _____

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

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

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

A 4-foot wide strip of excess street right-of-way located along the westerly right-of-way line of First Street SE between 2nd Avenue and 3rd Avenue SE (also known as Plat of Survey No. 1910 Parcel A as shown in Book 8997, Page 89 - 90 and recorded on June 25, 2014 at the Office of the Linn County Recorder)

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

Introduced this 22nd day of July, 2014.

Passed this 12th day of August, 2014.

ENG
ASR
RCR
FIN
AUD FILE
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TRS
TED
BSD
STR
CD
IT
CEDAR REAL EST GROUP
ROWV-010693-2014

RESOLUTION NO.

WHEREAS, a notice has been given and a public hearing held as required by law, and

WHEREAS, the public use has been vacated by ordinance for the following described City property:

A 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 (also known as Plat of Survey No. 1910 Parcel A as shown in Book 8997, Page 89 - 90 and recorded on June 25, 2014 at the Office of the Linn County Recorder)

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

1. The City Manager and City Clerk shall execute a Quit Claim Deed conveying the property hereafter described to Cedar Real Estate Group III, LLC, 3930 16th Avenue SW, Cedar Rapids, Iowa 52404:

Plat of Survey No. 1910 Parcel A as shown in Book 8997, Page 89 - 90 and recorded on June 25, 2014 at the Office of the Linn County Recorder.

2. This conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors, and assigns as follows:
 - a. This vacation is subject to the terms and conditions of the Development Agreement for this proposed project which was approved by City Council on June 10, 2014.
3. The grantee, Cedar Real Estate Group III, LLC, be required to submit a combined tax statement to the City Assessor's Office, since the square footage does not constitute a buildable lot area in and of itself.

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this

conveyance and that the same is hereby approved and accepted, and that it shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 12th day of August, 2014



Cadd File Name: W:\PROJECTS\Non-CIP\2014\114 Right-of-Way Migration\ENERGO\ROWVAC-010693-2014_201 First Street SE CRST\ROWV-010693-2014 Council Map.dwg



1ST STREET SE RIGHT-OF-WAY VACATION



ROWV-010693-2014



Council Agenda Item Cover Sheet

Council Meeting Date: August 12, 2014

Submitting Department: Development Services

Presenter at meeting: Joe Mailander

Phone Number/Ext: 319 286-5822

Email: j.mailander@cedar-rapids.org

Alternate Contact Person: Vern Zakostecky

Phone Number/Ext: 319 286-5043

Email: v.zakostecky@cedar-rapids.org

Description of Agenda Item: Consent Ordinance Regular Agenda

Second and possible Third Reading 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. CIP/DID #RZNE-010697-2014

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on June 19, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The applicant is applying for a Rezoning from RMF-2, Residential Multi-Family to C-3, Regional Commercial. The applicant has purchased a home with an attached store front. The store was previously operated in the RMF-2 District but was vacated for over a year and lost the non-conforming use status. This request along with an associated conditional use request would allow the owner to live on-site and operate a business from the existing store front.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> • City staff reviewed the application and recommended revisions, which were made.
City Planning Commission review	<ul style="list-style-type: none"> • The City Planning Commission reviewed the application on June, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A. • There were objectors and this is a flood related item.
City Council consideration	<ul style="list-style-type: none"> • A Public Hearing and First Reading of the Ordinance will be held on July 22, 2014 to allow for public input. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. • Approval of the rezoning will be subject to the conditions stated in the Ordinance.

Action / Recommendation:

City staff recommends holding the public hearing and 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: 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):



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, June 19, 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: Vern Zakostecky, Planner
Dave Houg, Plats & Zoning Conditions Coordinator

CD Staff: Seth Gunnerson, Planner
Jeff Hintz, Planner
Kirsty Sanchez, 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 29, 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: 614 1st Avenue NW (Rezoning and Conditional Use)

- a) Consideration of a Rezoning from RMF-2, Multiple Family Residence Zone District to C-3, Regional Commercial Zone District as requested by Builders Plus (Applicant) and Gam Thi Nguyen (Titleholder).

Case No. RZNE-010697-2014 Case Manager: Joe Mailander

- b) Consideration of a Conditional Use for residential use on the ground floor in a C-3, Regional Commercial Zone District as requested by Builders Plus (Applicant) and Gam Thi Nguyen (Titleholder).

Case No: COND-010698-2014 Case Manager: Joe Mailander

Mr. Zakostecky presented a zoning map showing that it was from Multiple Family Residence to Regional Commercial. Some of the property in this area is zoned residential/commercial. The building is under 2000 square feet in size. Rear parking for 8 is available. Mr. Zakostecky showed elevation, aerial photo and general information. Mr. Zakostecky stated that this was also a request for a Conditional Use for residential use on the ground floor.

Commissioner Overland called for questions of Mr. Zakostecky. No questions were presented.

Commissioner Overland called for a representative of the applicant.

James Payne, 1908 Iowa Street, Davenport, Iowa and Nadeem Abghel, (No address listed)

Commissioner Overland called for questions of the applicant. No questions were presented.

Commissioner Knox-Seymour stated she was concerned about the business being a tobacco shop. Mr. Abghel stated that it would be a legal tobacco shop.

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. Commissioner Knox-Seymour made a motion to approve the Rezoning from RMF-2, Multiple Family Zone District to C-3, Regional Commercial Zone District. Commissioner King 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.

Commissioner Overland called for a motion. Commissioner Thoms made a motion to approve the Conditional Use for residential use on the ground floor in a C-3, Regional Commercial Zone District. Commissioner Halverson seconded the motion.

The meeting was adjourned at 3:40 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;

Cooper's 1st Addition, Block 4, Lot 25, to Cedar Rapids, Linn County, IA.

and located at 614 1st Avenue NW, now zoned RMF-2, Multiple Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. Prior to occupancy, appropriate permits, inspections, and approvals are obtained.
2. Effective screening shall be provided and maintained per provisions of the Zoning Ordinance where adjacent to an "R" District or a variance be obtained.
3. 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.
4. Handicapped parking shall be provided per applicable provisions of the State Code and the Americans with Disabilities Act.
5. 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 a ground floor dwelling unit 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 22nd day of July, 2014.