

MINUTES OF THE CITY COUNCIL
CITY OF CEDAR RAPIDS, IOWA

March 12, 2015, 7:00 p.m.

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

The invocation was given by Council member Weinacht.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

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

A public hearing was held to consider the Fiscal Year 2016 Annual Budget (Casey Drew). Objections were heard. No written comments or objections were filed.

0321-03-15, adopting the Fiscal Year 2016 Annual Budget.

A public hearing was held to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates (Casey Drew). One objection was heard. No written comments or objections were filed.

Ordinance No. _____, being an Ordinance amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates, was presented and read the first time.

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

A public hearing was held to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates (Casey Drew). One objection was heard. No written comments or objections were filed.

Ordinance No. _____, being an Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates, was presented and read the first time.

Council member Gulick moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered

for action at a later date; seconded by Council member Russell. Approved, Ayes, Council members Gulick, Olson, Russell, Shields, Weinacht and Mayor Corbett.

A public hearing was held to consider amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates (Casey Drew). One objection was heard. No written comments or objections were filed.

Ordinance No. _____, being an Ordinance amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates, was presented and read the first time.

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

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project (estimated cost is \$1,170,000) (Dave Wallace). No comments or objections were heard or filed.

0322-03-15, adopting plans, specifications, form of contract and estimated cost for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project. (FLOOD).

Public comments were heard.

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

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

Motion to approve minutes.

Motions setting public hearing dates for:

- a. March 24, 2015 – to consider the disposition of City-owned commercial property at 525 Valor Way SW (commonly known as the Knutson Building) and inviting redevelopment proposals (FLOOD);
- b. March 24, 2015 – to consider an Ordinance relating to collection of tax increment for the proposed Amendment No. 3 to the Amended and Restated Urban Renewal Plan for the Consolidated Technology Park Urban Renewal Area.

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the

Noelridge Park Water Resource Restoration project and authorizing the Utilities Director, or designee, to receive and open bids and publicly announce the results on April 8, 2015 (estimated cost is \$220,000).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on March 25, 2015 (estimated cost is \$600,000).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the 11th Street NW (West of) Between M Avenue and N Avenue Detention Basin Water Quality Improvements project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on April 8, 2015 (estimated cost is \$57,000).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on March 25, 2015 (estimated cost is \$305,000).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the Blairs Ferry Road and Miller Road NE Traffic Signal Installation project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on March 25, 2015 (estimated cost is \$90,000).

Motion approving the beer/liquor/wine applications of:

- a. Beef O'Brady's, 5240 Edgewood Road NE;
- b. The Broken Spoke 2010 Sylvania Avenue NE (new – formerly Inches-A-Weigh);
- c. Cedar Rapids Ball Club, 950 Rockford Road SW;
- d. Cedar Rapids Country Club, 550 27th Street Drive SE (switching to class A private club license);
- e. Cottage Grove Place, 2115 1st Avenue SE;
- f. Ellis Golf Course, 1401 Zika Avenue NW;
- g. Ellis Park Softball Complex, 2000 Ellis Boulevard NW (new – seasonal 8-month license);
- h. Guppy's On The Go, 235 Edgewood Road NW;
- i. Guppy's On The Go, 1532 Ellis Boulevard NW;
- j. Home Port, 624 Center Point Road NE;
- k. Jones Golf Course, 2901 Fruitland Boulevard SW;
- l. Lone Star Steakhouse & Saloon, 4545 1st Avenue SE;
- m. Mulligan's Pub, 1060 Old Marion Road NE;

- n. Playtime Tap, 933 14th Avenue SW;
- o. Tait Cummins Sports Complex, 3000 C Street SW (new – seasonal 8-month license);
- p. Twin Pines Golf Course, 3800 42nd Street NE.

0323-03-15, approving payment of bills.

0324-03-15, approving payment of payroll.

0325-03-15, approving the special event application for the Freedom Festival parade (includes road closures) on June 27, 2015.

0326-03-15, approving the special event application for the Flood the Run event (includes road closures) in Ellis Park and city streets in the area on August 15, 2015.

0327-03-15, setting a public hearing date for April 14, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 74th Street NE Improvements from 500-Foot West of White Ivy Place to C Avenue NE project (Paving for Progress).

0328-03-15, setting a public hearing date for April 14, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 2015 Sidewalk Infill Project – Phase 2 project.

0329-03-15, determining the necessity and setting dates of a public hearing for March 24, 2015 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 3 to the Amended and Restated Urban Renewal Plan for the Consolidated Technology Park Urban Renewal Area.

0330-03-15, fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW Improvement project.

0331-03-15, accepting work and fixing amount to be assessed for the 76th Avenue SW Improvements, from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project.

0332-03-15, establishing traffic signal control at the intersection of Edgewood Road and Edgewood Parkway SW.

0333-03-15, establishing traffic signal control at the intersection of 29th Street and Prairie Drive NE.

0334-03-15, Amendment No. 1 to the Professional Services Agreement with McClure Engineering Co. for an increased amount not to exceed \$35,015 for design services in connection with the Edgewood Road NW Multiuse Pathway from O Avenue NW to Ellis Road NW project (original contract amount was \$78,590; total contract amount with this amendment is \$113,605).

0335-03-15, Amendment No. 5 to the Professional Services Agreement with HDR

Engineering, Inc. for an increased amount not to exceed \$77,621 for design services in connection with the Prairie Creek, from J Street to Cedar River, Sanitary Sewer Reconstruction project (original contract amount was \$1,147,413; total contract amount with this amendment is \$1,285,873) (FLOOD).

0336-03-15, Amendment No. 2 to the Administrative Plan for the Fourth Round of the Single Family New Construction Program.

0337-03-15, Agreement For Use, Release, and Indemnification Contract on behalf of the Cedar Rapids Fire Department to use privately-owned structure at 1020 30th Street NE for Non-Burn exercises and Live Burn training.

0338-03-15, Professional Services Agreement with ALLTRANS, Inc. for an amount not to exceed \$141,170 for design services in connection with the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street project (Paving for Progress).

0339-03-15, Purchase Agreement in the amount of \$1 and accepting an easement for turn-around, easement for drainage, and temporary grading easement for construction from Cedar Rapids Real Estate Group, L.P.P. from land located 1332 Edgewood Road SW in connection with the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project.

0340-03-15, Purchase Agreement in the amount of \$28,500 and accepting a warranty deed for right-of-way from Salem United Methodist Church for land located at 3715 33rd Avenue SW in connection with the 2015 Sidewalk Infill Project.

0341-03-15, Contract for Emergency Compressor Replacement with B.G. Brecke, Inc. for the Cedar Rapids Ice Arena for an amount not to exceed \$28,821.

0342-03-15, approving \$50,000 of additional fees for Ahlers and Cooney, P.C. as outside legal counsel regarding Veterans Memorial Building.

0343-03-15, amending Resolution No. 0303-02-15, which authorized a Development Agreement with Prairie Crossings, to correct the urban renewal area to Technology Park Urban Renewal Area.

Ordinance No. _____, being an Ordinance vacating public ways and grounds in and to the property described as a 1,054 square-foot strip of E Avenue NW right-of-way and a 7.4 square-foot triangle of C Avenue NW right-of-way located adjacent to 423 5th Street NW as requested by Ivan L. Clay, was presented and read the second time.

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

Ordinance No. 008-15, being an Ordinance vacating public ways and grounds described as a 41,640 square-foot parcel of excess City-owned right-of-way located at 3400 Edgewood Road NE as requested by CoCoSaJe, L.C., was presented and read the third time.

Council member Gulick moved the adoption of the Ordinance as read; seconded by Council member Weinacht. Adopted, Ayes, Council members Gulick, Olson, Russell, Shields, Weinacht and Mayor Corbett.

0344-03-15, authorizing the disposition of the property described as a 41,460 square-foot parcel of excess City-owned right-of-way located at 3400 Edgewood Road NE as requested by CoCoSaJe, L.C.

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

City Council adjourned at 8:04 p.m. to meet Tuesday, March 24, 2015 at 4:00 p.m.

Amy Stevenson, City Clerk

Absent, Council member Poe
Absent, Council member Shey
Absent, Council member Vernon