

**For more information contact:**  
City Manager's Office  
(319) 286-5080



**FOR IMMEDIATE RELEASE**  
March 6, 2015 4:00 p.m.

## **NOTICE OF CITY COUNCIL SPECIAL MEETING**

The Cedar Rapids City Council will meet in Special Session on Thursday, March 12, 2015 at 7:00 p.m. in the Council Chambers, 3<sup>rd</sup> Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda.

### **Special Session Agenda**

#### **PUBLIC HEARINGS**

1. A public hearing will be held to consider the Fiscal Year 2016 Annual Budget (Casey Drew).
  - a. Resolution adopting the Fiscal Year 2016 Annual Budget. CIP/DID #OB1380222
2. A public hearing will be held to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates (Casey Drew).
  - a. First Reading: Ordinance amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates. CIP/DID #OB1374529
3. A public hearing will be held to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates (Casey Drew).
  - a. First Reading: Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates. CIP/DID #OB1374529

4. A public hearing will be held to consider amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates (Casey Drew).
  - a. First Reading: Ordinance amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates. CIP/DID #OB1374529
5. A public hearing will be 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).
  - a. Resolution 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)**. CIP/DID #SSD101-08

## **PUBLIC COMMENT**

*This is an opportunity for the public to address the City Council on any subject pertaining to Council action scheduled for today. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.*

## **MOTION TO APPROVE AGENDA**

### **CONSENT AGENDA**

**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 individual discussion unless Council requests that an item be removed for separate consideration.**

6. Motion to approve minutes.
7. 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)**; CIP/DID #OB1292698
  - 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. CIP/DID #OB615106
8. 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). CIP/DID #304110-01
9. 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 18<sup>th</sup> Street SW from 16<sup>th</sup> Avenue to 13<sup>th</sup> 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). CIP/DID #301500-05

10. 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 11<sup>th</sup> 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). CIP/DID #304160-12
11. 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). CIP/DID #304425-01
12. 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). CIP/DID #306268-01
13. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
  - a. Beef O'Brady's, 5240 Edgewood Road NE;
  - b. The Broken Spoke 2010 Sylvia Avenue NE (new – formerly Inches-A-Weigh);
  - c. Cedar Rapids Ball Club, 950 Rockford Road SW;
  - d. Cedar Rapids Country Club, 550 27<sup>th</sup> Street Drive SE (switching to class A private club license);
  - e. Cottage Grove Place, 2115 1<sup>st</sup> 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 1<sup>st</sup> Avenue SE;
  - m. Mulligan's Pub, 1060 Old Marion Road NE;
  - n. Playtime Tap, 933 14<sup>th</sup> Avenue SW;
  - o. Tait Cummins Sports Complex, 3000 C Street SW (new – seasonal 8-month license);
  - p. Twin Pines Golf Course, 3800 42<sup>nd</sup> Street NE.
14. Resolutions approving payment of bills and payroll:
  - a. Bills; CIP/DID #OB1143566
  - b. Payroll. CIP/DID #OB1143566
15. Resolutions approving the special event applications for:
  - a. Freedom Festival parade (includes road closures) on June 27, 2015; CIP/DID #SPEC-031278-2014
  - b. Flood the Run event (includes road closures) in Ellis Park and city streets in the area on August 15, 2015. CIP/DID #SPEC-030829-2014

16. Resolution setting a public hearing date for April 14, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 74<sup>th</sup> Street NE Improvements from 500-Foot West of White Ivy Place to C Avenue NE project (**Paving for Progress**). CIP/DID #3012050-00
17. Resolution 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. CIP/DID #3012074-00
18. Resolution 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. CIP/DID #OB615106
19. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 26<sup>th</sup> Street SW Improvements from 76<sup>th</sup> Avenue SW to 60<sup>th</sup> Avenue SW Improvement project. CIP/DID #3012004-00
20. Resolution accepting work and fixing amount to be assessed for the 76<sup>th</sup> Avenue SW Improvements, from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project. CIP/DID #301208-00
21. Resolution establishing traffic signal control at the intersection of Edgewood Road and Edgewood Parkway SW. CIP/DID #306163-00
22. Resolution establishing traffic signal control at the intersection of 29<sup>th</sup> Street and Prairie Drive NE. CIP/DID #306204-00
23. Resolutions approving actions regarding purchases, contracts and agreements:
  - a. 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); CIP/DID #325008-01
  - b. 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**); CIP/DID #SSD011-03
  - c. Amendment No. 2 to the Administrative Plan for the Fourth Round of the Single Family New Construction Program; CIP/DID #OB540257
  - d. Agreement For Use, Release, and Indemnification Contract on behalf of the Cedar Rapids Fire Department to use privately-owned structure at 1020 30<sup>th</sup> Street NE for Non-Burn exercises and Live Burn training; CIP/DID #OB1380101
  - e. Professional Services Agreement with ALLTRANS, Inc. for an amount not to exceed \$141,170 for design services in connection with the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project (**Paving for Progress**); CIP/DID #3012129-01

- f. 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; CIP/DID #304425-00
- g. 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 33<sup>rd</sup> Avenue SW in connection with the 2015 Sidewalk Infill Project; CIP/DID #3012074-00
- h. Contract for Emergency Compressor Replacement with B.G. Brecke, Inc. for the Cedar Rapids Ice Arena for an amount not to exceed \$28,821; CIP/DID #0315-186
- i. Approving \$50,000 of additional fees for Ahlers and Cooney, P.C. as outside legal counsel regarding Veterans Memorial Building; CIP/DID #OB1306909
- j. 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. CIP/DID #OB814580

## **ORDINANCES**

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

- 24. 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 5<sup>th</sup> Street NW as requested by Ivan L. Clay. CIP/DID #ROWV-015442-2014

### **(Third Reading)**

- 25. 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.
  - a. Resolution 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. CIP/DID #ROWV-006977-2013

## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Finance Department

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

**Phone Number/Ext:** 286-5097

**Alternate Contact person:**  
**Email:**

**Phone Number/Ext:**

**Description of Agenda Item:**

A public hearing will be held to consider the Fiscal Year 2016 Annual Budget. (Casey Drew)

- a. Resolution to formally adopt the Fiscal Year 2016 Annual Budget.

**Background:**

The City published the fiscal year 2016 Annual Budget Notice on February 25, 2015. Before the Fiscal Year 2016 Annual Budget can be certified to Linn County Auditor a public hearing must be held for public comment. Resolution will formally adopt the Fiscal Year 2016 Budget.

**Action / Recommendation:**

City Council to approve resolution adopting the Fiscal Year 2016 Budget.

**Alternative Recommendation:**

**Time Sensitivity:**

Adopt Fiscal Year 2016 Budget prior to March 15, 2015.

**Resolution Date:**

March 12, 2015

**Estimated Presentation Time:**

10 Minutes

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

**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the annual budget for the fiscal year ending June 30, 2016, as set forth in the Notice of the Public Hearing – Budget Estimate and in the detailed budget in support thereof showing the revenue estimates and appropriation expenditures and allocation to programs and activities for the said fiscal year be adopted, and the Finance Director is directed to make the filings required by law to include the adopted budget summary and the adoption of budget and certification of taxes and to set up the books in accordance with the summary and details as adopted.

Passed this 12<sup>th</sup> day of March, 2015.

## Public Hearing and First Reading of Ordinances

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Utilities Department

**Primary Contact:** Steve Hershner     **Phone:** 5281     **E-mail Address:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Kevin Kirchner     **Phone:** 5902     **E-mail Address:** [k.kirchner@cedar-rapids.org](mailto:k.kirchner@cedar-rapids.org)

**Description of Agenda Item:**

A public hearing will be held to consider amending Chapter 12 of the Municipal Code, Water Service; Chapter 13 of the Municipal Code, Wastewater Facilities; and Chapter 24 of the Municipal Code, Solid Waste and Recycling; by repealing existing rates and establishing new rates. (Steve Hershner)

- a. First Reading: Ordinance amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates. CIP/DID #OB1374529
- b. First Reading: Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates. CIP/DID #OB1374529
- c. First Reading: Ordinance amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates. CIP/DID #OB1374529

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

**Background:**

Rate schedules for the municipal utility services are evaluated and amended as needed each year in parallel with the adoption of the City’s Budget. The utility rate schedules are stipulated in their respective Chapters of the Municipal Code.

The Ordinances approve repealing certain sections of Chapters 12, 13 and 24 of the Municipal Code and new sections are enacted, as a substitute in lieu, by repealing existing rate schedules and adopting new rate schedules for all billings beginning July 1, 2015.

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

- March 12, 2015 – Public Hearing and First Reading of the Ordinances
- March 24, 2015 – Second Reading (Third Reading may be combined with Second Reading)
- April 14, 2015 – Third Reading (if not adopted at the March 25, 2014 council meeting)

**Action / Recommendation:** The Utilities Department recommends holding the Public Hearings and approval of the first reading of these Ordinances.

**Alternative Recommendation (if applicable):** N/A

**Time Sensitivity:** N/A

**Council Meeting Date:** 3/12/15

**Estimated Presentation Time:** 5 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

ORDINANCE NO.

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

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

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

“[12.26 WATER RATES.]

- (a) The rates assessed for the provision of water service shall be comprised of a daily service charge in accordance with the size of the water service meter and a volumetric charge for the water furnished. The volumetric charge for consumption July 1, 2015 or after shall be at the following rates:

First	25,000 Cu. Ft. per Month	\$ 1.8760 Per 100 Cu. Ft.
Next	75,000 Cu. Ft. per Month	\$ 1.7767 Per 100 Cu. Ft.
Next	900,000 Cu. Ft. per Month	\$ 1.6001 Per 100 Cu. Ft.
All Over	1,000,000 Cu. Ft. per Month	\$ 0.9793 Per 100 Cu. Ft.

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

SIZE OF METER	DAILY SERVICE CHARGE	MINIMUM DAILY VOLUMETRIC CHARGE	TOTAL MINIMUM DAILY CHARGE	TOTAL MINIMUM CHARGE ON A MONTHLY BASIS
5/8 Inch	\$0.3596	\$ 0.0000	\$ 0.3596	\$ 10.94
3/4 Inch	\$0.5678	\$ 0.0000	\$ 0.5678	\$ 17.27
1 Inch	\$0.6721	\$ 0.0000	\$ 0.6721	\$ 20.44
1½ Inch	\$0.7417	\$ 0.9868	\$ 1.7285	\$ 52.58
2 Inches	\$0.8110	\$ 1.4802	\$ 2.2912	\$ 69.69
3 Inches	\$1.2051	\$ 3.5156	\$ 4.7207	\$ 143.59
4 Inches	\$4.0903	\$ 6.8461	\$ 10.9364	\$ 332.65
6 Inches	\$5.1564	\$ 15.2341	\$ 20.3905	\$ 620.21
8 Inches	\$7.6476	\$ 30.1974	\$ 37.8450	\$ 1,151.11
10 Inches	\$10.4980	\$ 49.6486	\$ 60.1466	\$ 1,829.45
12 Inches	\$14.4145	\$ 73.5371	\$ 87.9516	\$ 2,675.19

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

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

<b>SIZE OF SERVICE LINE</b>	<b>DAILY SERVICE CHARGE</b>	<b>MINIMUM DAILY VOLUMETRIC CHARGE</b>	<b>TOTAL MINIMUM DAILY CHARGE</b>	<b>TOTAL MINIMUM CHARGE ON A MONTHLY BASIS</b>
5/8 Inch	\$0.0443	\$ 0.00	\$ 0.0443	\$ 1.35
3/4 Inch	\$0.0443	\$ 0.00	\$ 0.0443	\$ 1.35
1 Inch	\$0.0663	\$ 0.00	\$ 0.0663	\$ 2.02
1½ Inch	\$0.1436	\$ 0.00	\$ 0.1436	\$ 4.37
2 Inches	\$0.2318	\$ 0.00	\$ 0.2318	\$ 7.05
3 Inches	\$0.4635	\$ 0.00	\$ 0.4635	\$ 14.10
4 Inches	\$0.9270	\$ 0.00	\$ 0.9270	\$ 28.20
6 Inches	\$1.8650	\$ 0.00	\$ 1.8650	\$ 56.73
8 Inches	\$2.7919	\$ 0.00	\$ 2.7919	\$ 84.92
10 Inches	\$4.6570	\$ 0.00	\$ 4.6570	\$ 141.65
12 Inches	\$7.7689	\$ 0.00	\$ 7.7689	\$ 236.30

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

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

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

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

“[12.05 WATER SERVICE CONNECTIONS.]

- (b) 1) For those properties where adjacent water mains have previously been constructed at no expense to the owners of these properties, and where neither a property assessment for water service nor a connection fee has previously been paid as set forth in paragraph 12.05(b)2 below, the following Connection Fee shall apply: The water connection fee for a single-family or two-family residence, regardless of area of

the lot or tract upon which the dwelling is located shall be eight-hundred dollars (\$800).

- 2) The charge for all other uses shall be the product of eight-hundred dollars (\$800) per acre of land to be served by the water system connection, provided the minimum charge shall be eight-hundred dollars (\$800).”

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

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

**Section 4.** That the changes set forth in Section 1. of this Ordinance shall be in full force and effect on July 1, 2015, after passage and publication as required by law.

Introduced this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_, Mayor  
Ron J. Corbett

Attest:

\_\_\_\_\_, City Clerk  
Amy Stevenson

ORDINANCE NO.

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

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

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

"[13.17 SERVICE CHARGES]

(a) **Group I.** The total periodic billing for sewer charges on or after July 1, 2015 shall be the sum of all usage:

1. O & M - A flat charge of \$0.4133 per day during the billing period, which will also provide for two (2) ccf of metered usage per month. A fee of \$1.6691 per ccf will be charged for all water used in excess of two (2) ccf per month.
2. Residences that have two meters, one measuring inside usage and the other outside usage, will be charged year round for the sewer charges for all water used through the inside meter but will not be charged sewer charges for any usage through the outside meter.

(b) **Group II.** The total periodic billing for Group II sewer charges shall be the following, the rate effective on or after July 1, 2015, multiplied if necessary, by a Permit Surcharge Factor (PSF). The PSF shall be determined by the Director and noted on the Discharge Permit. The PSF shall be calculated by dividing the total O & M charges as set forth in Group III O & M by the O & M charges established in Group I. The PSF shall never be less than 1.0. Minimum monthly invoice charge for any Group II permit user subject to EPA regulation under 40 CFR Part 403 shall be \$25 per month per service agreement. Group II or III Industrial Facility Flat Rate for sanitary sewer service shall be calculated using the following formula: # of employees \* 25 gallons per day \* 30.4 days per month / 748 \* \$1.9815/ccf.

1. O & M Group I O&M flat charge + all water usage > 2 units or 4 units (depending on billing cycle) \*PSF\* \$1.9815/ccf

(c) **Group III.** The total periodic billing for sewer service charges after July 1, 2015, shall be the sum of the items listed in following subsections - 1, 2, 3 (when applicable. Debt service is only applicable to those industries still paying for reserved capacity as approved by resolution of the City Council.

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

<u>AVERAGE DAILY VALUE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd multiplied by	\$19.68
BOD in lbs. multiplied by	\$4.55
SS in lbs. multiplied by	\$3.84
TKN in lbs. multiplied by	\$18.24

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

<u>HIGHEST THREE-DAY AVERAGE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd multiplied by	\$19.68
BOD in lbs. multiplied by	\$4.55
SS in lbs. multiplied by	\$3.84
TKN in lbs. multiplied by	\$18.24

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

<u>AVERAGE DAILY VALUE</u>	<u>MONTHLY RATE</u>
Flow in 1000s gpd	\$10.60
BOD in lbs.	\$4.55
SS in lbs.	\$3.84
TKN in lbs.	\$18.24

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

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

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

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

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

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

Introduced this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_, Mayor  
 Ron J. Corbett

Attest:

\_\_\_\_\_, City Clerk  
 Amy Stevenson

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 24 OF THE CEDAR RAPIDS MUNICIPAL CODE, SOLID WASTE, BY REPEALING EXISTING RATES AND ESTABLISHING NEW SOLID WASTE AND RECYCLING COLLECTION RATES BEGINNING JULY 1, 2015

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

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

24.13 MANDATORY HOUSEHOLD COLLECTION.

- b) The rate for solid waste and yard waste collection and disposal for each dwelling unit (household) is established per dwelling unit (household). Such rate shall be \$0.5267 per day or \$16.02 per month for all billings beginning July 1, 2015, to include all collections for that billing period. The rate for each unit shall be reduced by one-half for the elderly or disabled as defined in Section 12.37 of the Municipal Code and such persons shall comply with the same procedure therein to obtain the reduced rate.
- e) The rate for recycling collection and processing for each dwelling unit (household) is established per dwelling unit (household). Such rate shall be \$0.1413 per day or \$4.30 per month for all billings beginning July 1, 2015, to include all collections for that billing period. The rate for each unit shall be reduced by one-half for the elderly or disabled as defined in Section 12.37 of the Municipal Code and such persons shall comply with the same procedure provided therein to obtain the reduced rate.

**Section 2.** SEPARABILITY OF PROVISIONS.

It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

**Section 3.** That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

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

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

**Section 6. PENALTY.**

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

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

Introduced this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_, Mayor  
Ron J. Corbett

Attest:

\_\_\_\_\_, City Clerk  
Amy Stevenson



## 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  Map

A public hearing will be 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).

Resolution 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**).  
CIP/DID #SSD101-08

**Background:**

This project will reconstruct approximately 2,400 lineal feet of sanitary sewer and replace 15 sanitary sewer manholes within the 2008 flood impacted areas of the northwest 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 \$1,606,358 and subject to receipt of acceptable bids, construction is scheduled to begin in June 2015 and anticipated to be completed by September 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.

**Alternative to the Recommendation:** Defer the project to the future.

**Time Sensitivity:** Must be acted upon March 12, 2015 to maintain the project schedule, and which must occur ahead of the project's March 18, 2015 bid opening.

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** FEMA PW #SSD101

**Local Preference Policy:** Applies  Exempt

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

RESOLUTION NO.

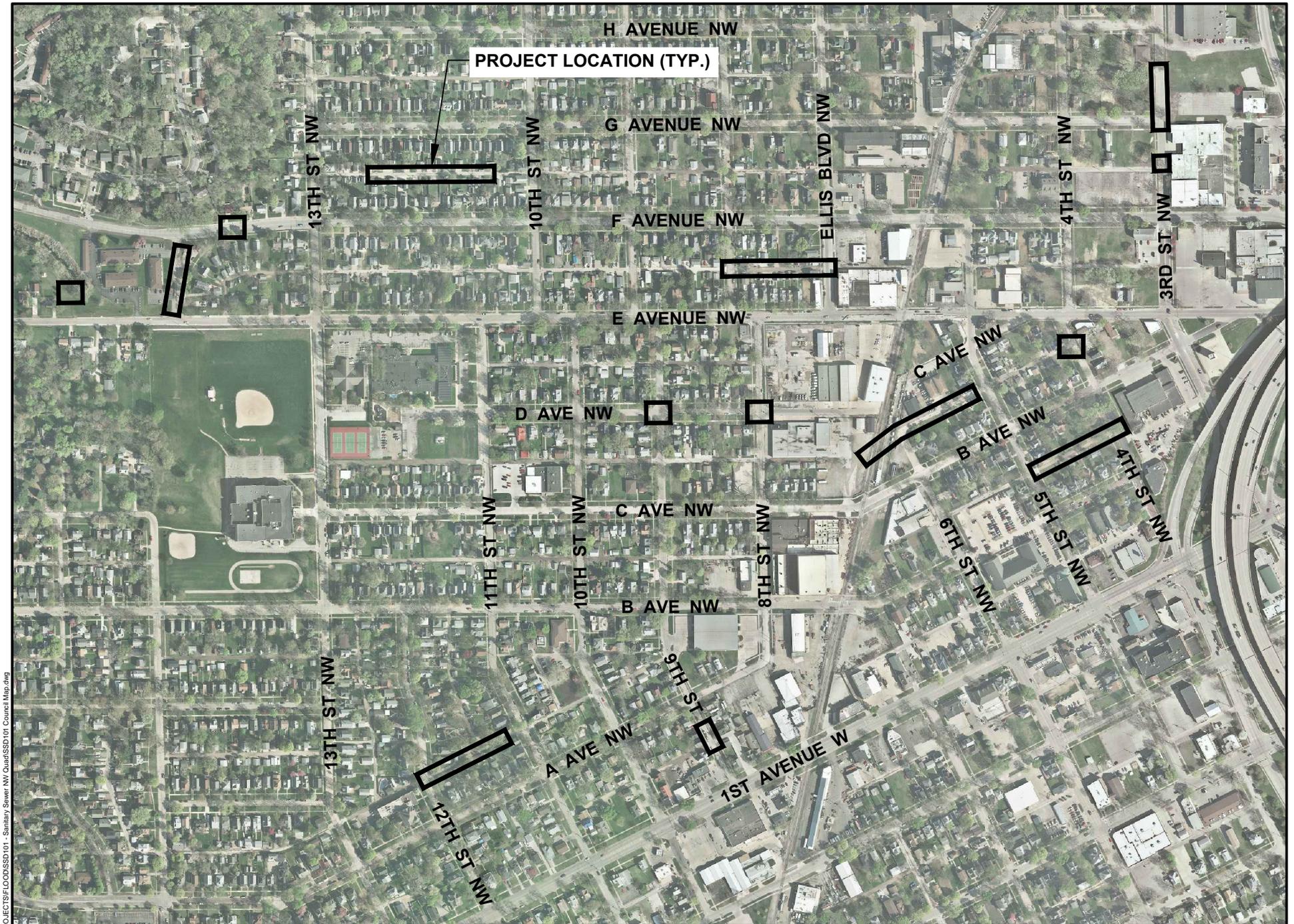
WHEREAS, on February 24, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project (Contract No. SSD101-08) for the City of Cedar Rapids, Iowa, and

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 12<sup>th</sup> day of March, 2015.



Cadd File Name: W:\PROJECTS\FLOODSSD101 - Sanitary Sewer NW Quad\SSD101 Council Map.dwg



NW QUADRANT, 2008 FLOOD  
SANITARY SEWER REPAIRS  
PHASE 2, BID PACKAGE 2





## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

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

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

**Alternate Contact Person:** Adam Lindenlaub

**Phone Number/Ext:** 319 286-5064

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

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

Motion setting a public hearing for 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**). CIP/DID #OB1292698

### **Background:**

On February 24, 2015, the City declined redevelopment proposals received for City-owned property at 525 Valor Way SW, commonly referred to as the Knutson Building, and directed staff to begin a new competitive proposal process.

The goal of the new Request for Proposal (RFP) process is to determine if the private sector can provide a financially feasible proposal that preserves the historic building and provides for integration with flood control. The following are the objectives for redevelopment of this property:

1. Rehabilitates the existing structure and maintains its historic architectural values.
2. Allows for construction of the City's Flood Control project in compliance with the Army Corps of Engineers' standards (ex: elevate, relocate, hybrid levee/permanent floodwall) and identifies additional costs beyond the City's budgeted levee project.
3. Considers a preference for mixed use rehabilitation with a focus on market-rate housing.
4. Demonstrates consistency with the Kingston Village Plan and Kingston Village Overlay District design guidelines.
5. Ensures a financially viable development plan for the existing structure and site, as well as a long term benefit to the community.

The five concerns Staff shared with City Council on February 24, 2015 are below and can be addressed as part of the Development Agreement:

1. How can the City ensure construction of the hybrid approach meets U.S. Army Corps of Engineers (USACE)/Federal Emergency Management Agency (FEMA) requirements?
  - a. The City would need to closely monitor the design/construction and coordinate approval with the US Army Corps of Engineers.
2. How can the City ensure funding for the hybrid approach is available?
  - a. The City would need to require a Payment and Performance bond, or similar

financial instrument, for the hybrid levee construction, as a condition of the Development Agreement prior to the transfer of property deed.

3. Would this set a precedent for private construction of flood control?
  - a. The City would have to clearly tie the private construction in this instance directly to the preservation of a historic building.
4. How can the City avoid negative impacts on view and access to the river?
  - a. The hybrid levee with permanent floodwall does impact the access to the river. The City can explore alternate access points, though these would likely require additional funding.

Next steps:

1. March 14 – Public Notice posted
2. March 23 – Informational meeting and building walkthrough
3. March 24 – City Council holds public hearing
4. April 13 – Proposals due
5. April 14 – Stakeholder review of proposals
6. April 28 – City Council consideration of proposals

**Action / Recommendation:**

City staff recommends setting a public hearing to invite competitive proposals for the redevelopment of 525 Valor Way SW.

**Alternative Recommendation:**

City Council may table the resolution and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** N/A

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

**Local Preference Policy** Applies  Exempt  N/A

**Explanation:**

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

**Explanation (if necessary):**

## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Community Development

**Presenter at meeting:** Kirsty Sanchez

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

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

**Alternate Contact Person:** Jennifer Pratt

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

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

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

Motion setting a public hearing for 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. CIP/DID #OB615106

### **Background:**

Amendment No. 3 to the Consolidated Technology Park Urban Renewal Plan would expand the Urban Renewal Area to allow the City to 1) grade, install sidewalk, and install sidewalk ramps along Kirkwood Boulevard in front of Kirkwood Community College; and 2) address current and future traffic congestion near Prairie Point Middle School by evaluating roadway needs and providing road reconstruction, sidewalks, culvert extensions, pedestrian signals, and possibly signalized intersections or roundabouts at the school entrances.

The Consolidated Technology Park Urban Renewal Plan was adopted by City Council on July 20, 2005. All provisions of the existing Urban renewal Plan not directly impacted by this proposed Amendment No. 3 shall remain in full force and effect.

### **Action / Recommendation:**

City staff recommends setting a public hearing.

### **Alternative Recommendation:**

City Council may table the item and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** N/A

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

**Local Preference Policy**    Applies     Exempt     N/A

### **Explanation:**

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

**Explanation (if necessary):**



## Council Agenda Motion Item Cover Sheet

Consent Agenda  Regular Agenda

**Submitting Department:** Utilities Department

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

**Phone Number/Extension:** 5281

**Alternate Contact Person:** Bruce Jacobs  
**E-mail Address:** b.jacobs@cedar-rapids.org

**Phone Number/Extension:** 5913

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

**Phone Number/Extension:** 5547

### Description of Agenda Item:

Motion filing plans, specifications, form of contract, estimated costs, 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 Department Director, or designee, to receive and open bids and publicly announce the results on April 8, 2015 (estimated cost is \$220,000). CIP/DID #304110-01

### Background:

The Iowa DNR and Iowa Finance Authority have created a funding source for water quality improvement projects whereby a portion of the interest due on a Clean Water State Revolving Fund (CWSRF) loan can be directed toward regional water quality improvements. The Utilities Department currently has a CWSRF loan. The Utilities Department coordinated with Public Works Engineering and the Parks Department to identify eligible projects. Initiating the project involved application to the DNR for project approval, approval by the Environmental Protection Commission, field reviews with DNR staff and ISU faculty advising them, discussions clarifying the desired scope of the project and clarification with the Iowa Finance Authority regarding available funding. After much discussion, the DNR and City Staff converged on the project in Noelridge Park.

The project will involve removal of a storm sewer pipe and construction of a bio-swale from Collins Road to the creek, repair of erosion and construction of check dams near the creek, and plunge pool improvements west of the culverts beneath Golf Street. These elements are intended to improve runoff water quality from the developed area north of Collins Road which in turn will enhance water quality in the McCloud Run watershed, repair and minimize further erosion, and beautify the park.

**Action / Recommendation:** The Utilities Department in conjunction with the Public Works Department and the Parks and Recreation Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March, 24, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative to the Recommendation:** Defer the project to the future. Doing so would risk available SRF Sponsored Project funding.

**Time Sensitivity:** Project must be bid this Spring to conduct construction and planting in early summer.

**Resolution Date Adopting Plans and Specs:** March 24, 2015

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

**Budget Information (if applicable):** Total cost of the project including engineering and construction, staff time and contingency is estimated to be \$364,305. The Sponsored Project program will fund up to \$294,017 of this cost, from a portion of the interest due on the current Clean Water State Revolving Fund loan (which the Utilities Department would be repaying anyway) through WPC CIP project 615245. The balance of the funding is available from storm water funds for NPDES compliance improvements (304160), and funding requested by the Parks Department in the FY16 budget.

**Local Preference Policy:** Applies  Exempt

**Explanation:** Does not apply to public improvement projects

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

**Explanation:** Presented at the February 26, 2015 Infrastructure Committee Meeting.



## 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**

Motion filing plans, specifications, form of contract, estimated costs, 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). CIP/DID #301500-05

**Background:** This project includes reconstruction of the north side of the 16<sup>th</sup> Avenue and 18<sup>th</sup> Street intersection and 18<sup>th</sup> Street from 16<sup>th</sup> Avenue to the north; improvements to the water system and sanitary sewer system; and the addition of sidewalk to the project corridor from 16<sup>th</sup> Avenue to 13<sup>th</sup> Avenue. This is phase one of a larger project, which involves connecting 18<sup>th</sup> Street SW as a complete street from Wilson Avenue to 13<sup>th</sup> Avenue.

**Action / Recommendation:**

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 24, 2015, and advertising for bids by publishing notice to bidders for the project.

**Alternative to the Recommendation:**

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

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** March 12, 2015

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

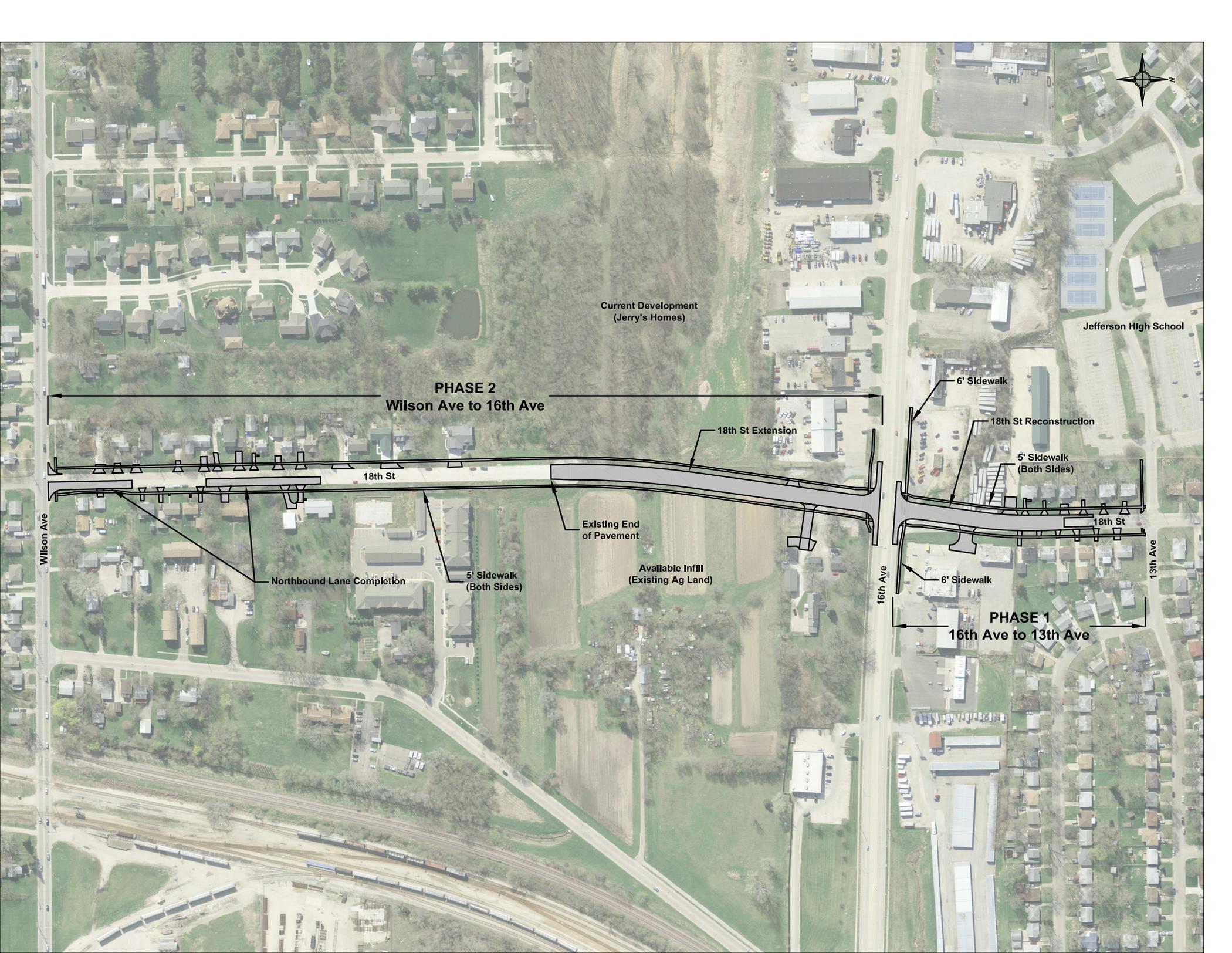
**Budget Information (if applicable):** CIP 301500

**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**



Current Development  
(Jerry's Homes)

Jefferson High School

**PHASE 2**  
Wilson Ave to 16th Ave

6' Sidewalk

18th St Reconstruction

5' Sidewalk  
(Both Sides)

18th St Extension

18th St

Existing End  
of Pavement

Available Infill  
(Existing Ag Land)

Northbound Lane Completion

5' Sidewalk  
(Both Sides)

16th Ave

6' Sidewalk

**PHASE 1**  
16th Ave to 13th Ave

18th St

13th Ave

Wilson Ave



## 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:** Garrett Prestegard, PE  
**E-mail Address:** g.prestegard@cedar-rapids.org

**Phone Number/Extension:** 5115

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the 11<sup>th</sup> 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). CIP/DID #304160-12

**Background:**

The City submitted applications for the Community Development Block Grant (CDBG) Program Disaster Recovery Infrastructure Funding to the Iowa Department of Economic Development and was awarded \$107,960 to complete water quality improvements to a detention basin. The project will consist of constructing rip-rap at the detention basin's inlet and outlet, constructing permanent silt checks, and grading channel banks to reduce the risk of future erosion.

**Action / Recommendation:**

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative to the Recommendation:** Defer the project to the future.

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** March 24, 2015

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

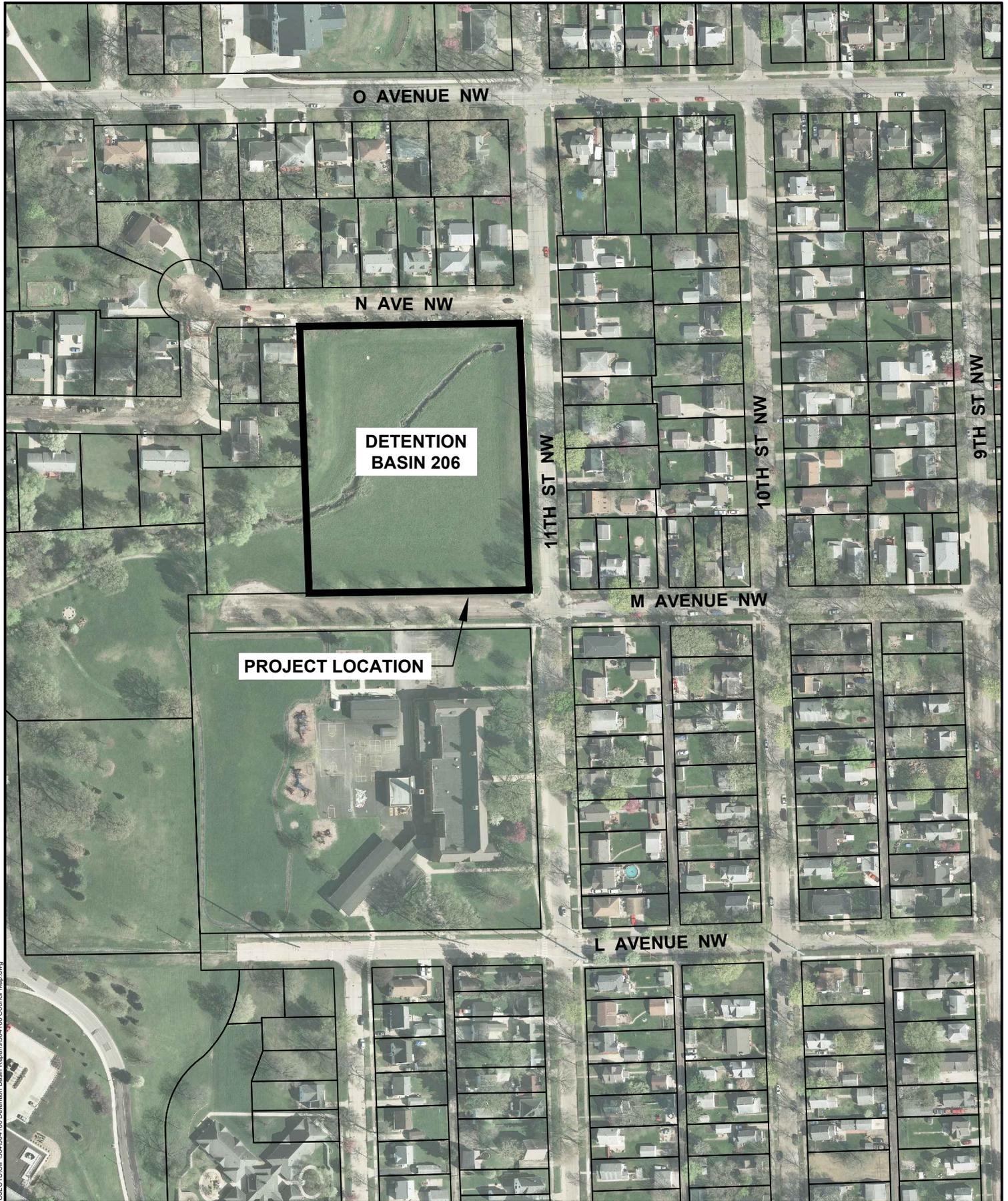
**Budget Information (if applicable):** CIP 304160 \$119,897 (CDBG \$107,960; City \$11,937)

**Local Preference Policy:** Applies  Exempt

**Explanation:** Does not apply to public improvement projects.

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

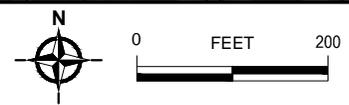
**Explanation**



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**DETENTION BASIN 206  
 WATER QUALITY IMPROVEMENTS 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:** Garrett Prestegard, PE  
**E-mail Address:** g.prestegard@cedar-rapids.org

**Phone Number/Extension:** 5115

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 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). CIP/DID #304425-01

### **Background:**

Routine televising of the sanitary sewer system has identified a segment of the system that requires replacement. The location of the sanitary sewer is within a greenspace right-of-way south of Auburn Drive SW. This area was also identified as needing stormwater system improvements as a result of reoccurring drainage issues. The project will replace the damaged sanitary sewer line to reduce the likelihood of sanitary sewer backups in the area and improve the stormwater conveyance system to reduce the risk of property damage.

### **Action / Recommendation:**

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 24, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative to the Recommendation:** Defer the project to the future.

**Time Sensitivity:** Normal

**Resolution Date Adopting Plans and Specs:** March 24, 2015

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

**Budget Information (if applicable):** CIP 304425 \$309,570; CIP 6550013 \$82,984

**Local Preference Policy:** Applies  Exempt

**Explanation:** Does not apply to public improvement projects.

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

**Explanation**



1ST AVENUE SW

2ND AVENUE SW

AUBURN DRIVE SW

12TH AVENUE SW

EDGEWOOD ROAD SW

16TH AVENUE SW

PROJECT LOCATION



**AUBURN DRIVE SW (SOUTH OF) STORM AND  
SANITARY SEWER 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**  **Map**

Motion filing plans, specifications, form of contract, estimated costs, 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). CIP/DID #306268-01

### **Background:**

The intersection of Blairs Ferry Road and Miller Road NE has had a history of traffic crashes, and there are substantial delays on the Miller Road approach to this intersection. The City of Hiawatha has requested the installation of a temporary traffic signal at this intersection to address the short-term traffic safety and traffic capacity issues at this intersection, until Edgewood Road is extended from Blairs Ferry Road northerly. The City Council approved a 28E Agreement with the City of Hiawatha on September 23, 2014 relating to the construction, maintenance, and operation of temporary traffic signals at this intersection. The 28E Agreement includes provisions for Cedar Rapids to cooperate and support the extension of Edgewood Road northerly to Tower Terrace Road. The Edgewood Road extension, when completed, is expected to allow the temporary traffic signals to be removed and replaced with a raised median, in accordance with the Preliminary Roadway and Intersection Design Study (PRID Study dated April 29, 2010) completed and approved by the Corridor Metropolitan Planning Organization.

Project improvements include installation of a box span wire fully actuated traffic signal with wireless interconnect to the existing traffic signals at Blairs Ferry Road and Edgewood Road NE and Blairs Ferry Road and Ushers Ferry Road NE.

### **Action / Recommendation:**

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for March 24, 2015 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:** March 24, 2015

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

**Budget Information (if applicable):** CIP No. 306268. 28E Agreement requires Hiawatha to reimburse Cedar Rapids for 50% of the traffic signal project costs.

**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):** Project was presented to the Infrastructure Committee on September 16, 2014.



**PROJECT LOCATION**

**Corporate Limits**

**HIGHWAY 100 CONSTRUCTION**



**BLAIRS FERRY ROAD AND MILLER ROAD NE  
TRAFFIC SIGNAL INSTALLATION**



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## COUNCIL AGENDA ITEM COVER SHEET

**Meeting Date:** 3/12/2015

**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. Beef O'Brady's, 5240 Edgewood Road NE;
- b. Broken Spoke, The, 2010 Sylvia 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.

**Background:**

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

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** N/A

**Estimated Presentation Time:** N/A

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

**Local Preference Policy:** Applies                      Exempt      X

**Explanation:**

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

**Explanation: (if necessary):**



## Cedar Rapids Police Department Memorandum

**To:** Chief Jerman  
**From:** Lt. Walter Deeds  
**Subject:** Beer/Liquor License Applications Calls For Service Summary  
**Date:** 3/12/2015

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Beef O'Brady's 5240 EDGEWOOD RD NE	2	0	0	0
Broken Spoke, The 2010 SYLVIA AVE NE	0	0	0	0
Cedar Rapids Ball Club 950 ROCKFORD RD SW	52	0	0	1
Cedar Rapids Country Club 550 27TH ST DR SE	18	0	0	0
Cottage Grove Place 2115 1ST AVE SE	60	0	0	0
Ellis Golf Course 1401 ZIKA AVE NW	10	0	0	0
Ellis Park Softball Complex 2000 ELLIS BLVD NW	0	0	0	0
Guppy's On The Go 235 EDGEWOOD RD NW	105	2	2	6
Guppy's On The Go 1532 ELLIS BLVD NW	311	0	2	2
Home Port 624 CENTER POINT RD NE	6	0	0	0
Jones Golf Course 2901 FRUITLAND BLVD SW	7	0	0	0
Lone Star Steakhouse & Saloon 4545 1ST AVE SE	15	0	1	0
Mulligan's Pub 1060 OLD MARION RD NE	3	0	0	0

Playtime Tap 933 14TH AVE SW	38	1	0	6
Tait Cummins Sports Complex 3000 C ST SW	0	0	0	0
Twin Pines Golf Course 3800 42ND ST NE	11	0	0	0

## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Finance

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

**Phone Number/Ext:** 286-5097

**Alternate Contact Person:**  
**Email:**

**Phone Number/Ext:**

**Description of Agenda Item:**

Resolution authorizing the Finance Department to issue payments to vendors for the various amounts and the payments to vendors is hereby appropriated from the different funds. CIP/DID #OB1143566

**Background:**

The bi-weekly listing of bills have been examined and approved by the proper departments.

**Action / Recommendation:**

Authorize the Finance department to issue payments.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** March 12, 2015

**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):**

## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Finance/General Accounting Division

**Presenter at meeting:** Casey Drew

**Phone Number/Ext:** 286-5097

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

**Alternate Contact Person:**

**Phone Number/Ext:**

**Email:**

**Description of Agenda Item:**

Resolution authorizing the Finance Department to issue payroll checks.

**Background:**

The bi-weekly listing of Payrolls have been examined and approved by the proper departments.

**Action / Recommendation:**

Authorize the Finance department to issue payroll checks and appropriated from the different funds.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** March 12, 2015

**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):**

## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

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

**Presenter at meeting:** Angie Charipar

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

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

**Alternate Contact Person:** Kim Greene

**Phone Number/Ext:** 319-286-5083

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

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

Resolutions approving the special event applications for:

- 1) Freedom Festival parade (includes road closures) on June 27, 2015. CIP/DID #SPEC-031278-2014
- 2) Flood the Run event (includes road closures) in Ellis Park and city streets in the area on August 15, 2015. CIP/DID #SPEC-030829-2014

### **Background:**

Referencing the Special Event applications received for the above special events which are requesting permission to hold activities with street closures, approval is recommended subject to the conditions stated on the attached resolutions.

### **Action / Recommendation:**

Approve motion for this event.

### **Alternative Recommendation:**

### **Time Sensitivity:**

**Resolution Date:** March 12, 2015

**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):**

RESOLUTION NO.

WHEREAS, Liz Neff, on behalf of the Cedar Rapids Freedom Festival, has requested permission to hold their annual Freedom Festival parade on city streets starting at 10:00 a.m. on Saturday, June 27, 2015, with parade staging for participants also on city streets starting at 7:30 a.m., and

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

1. Staging Area: 17th Avenue SW from A Street SW to C Street SW
2. City streets will be closed for the event from 7:30 AM to 12:30 PM on the following streets:

9th Avenue SE from 3rd Street SE to 4th Street SE  
3rd Street SE from 9th Avenue SE to 16th Avenue SE  
16th Avenue SE from 3rd Street SE to and across the Bridge of Lions and from the Bridge of Lions across 16th Avenue SW to C Street SW  
C Street SW from 16th Avenue SW to 20th Avenue SW  
17th Avenue SW from A Street SW to C Street SW  
18th Avenue SW from A Street SW to C Street SW  
19th Avenue SW from A Street SW to C Street SW  
20th Avenue SW from A Street SW to C Street SW  
A Street SW from 16th Avenue SW to 20th Avenue SW

3. Parade Route:

Start at C Street SW and 16th Avenue SW, proceed northeast on 16th Avenue SW crossing the Bridge of Lions to 16th Avenue SE, proceed on 16th Avenue SE to 3rd Street SE, proceed northwest on 3rd Street SE to 9th Avenue SE (end of route), proceeding northeast on 9th Avenue SE to disburse.

Streets closed for the event will be from 7:30 AM to 12:30 PM on the following streets:

9th Avenue SE from 3rd Street SE to 4th Street SE  
3rd Street SE from 9th Avenue SE to 16th Avenue SE  
16th Avenue SE from 3rd Street SE to and across the Bridge of Lions and from the Bridge of Lions across 16th Avenue SW to C Street SW

Streets closed for the event will be from 7:30 AM to 12:30 PM on the following streets:

9th Avenue SE from 3rd Street SE to 4th Street SE  
3rd Street SE from 9th Avenue SE to 16th Avenue SE  
16th Avenue SE from 3rd Street SE to and across the Bridge of Lions and from the Bridge of Lions across 16th Avenue SW to C Street SW

4. Please note that all events are responsible to provide additionally desired park tables and receptacles beyond what is standardly available and in place within City Parks. Additional tables, trash cans, trash bags, servicing of trash cans and removal of event related trash, event fencing, hoses, etc. must be provided by the event applicant. Events are also not allowed to move park furniture and receptacles in order to fulfill additional needs by the event.
5. Upon completion of event, all areas associated with the event will be cleaned up. All permanent Park trash receptacles must have trash removed by the event and bags replaced the day of the event. All park grounds that see event crowds must be inspected by the event for any trash, litter, temporary event signs, etc., which must be removed the day of the event before park closing hours. Needed additional trash or debris cleanup by Parks staff will be billed to the event for reimbursement.
6. Applicant agrees upon completion of the events to clean up all areas associated with the events and to reimburse the City for damage to any portion of public property.
7. Applicant shall work with the Cedar Rapids Metro Economic Alliance office to facilitate parking removal along the parade route in the manner prescribed by the City as follows:
  - a) Applicant shall obtain temporary "No Parking" signs meeting requirements of the City including text, size and material. Sign text shall state "Emergency No Parking -- Tow Away Zone beginning 9:00 AM on 06/28/14 per Municipal Code Sections 61.094 & 61.094A". Date and time on the temporary signs shall be stick-on and removable to facilitate use of the signs for other parades.
  - b) Applicant shall arrange installation of signs in the method, location and timing required by the City.
  - c) Applicant shall arrange removal of all signs immediately following completion of the parade.
  - d) Applicant is responsible for notification of all affected property and business owners adjacent to areas of parking removal. Such notification shall occur a minimum of 48 hours prior to the parade. A copy of the notification shall be provided to the City Manager's Office prior to the event.
  - e) Applicant's approval for temporary "No Parking" signs is only for this event.
8. 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.
9. 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.
10. Applicant will be responsible for contacting both the Union Pacific Railroad and the Cedar Rapids & Iowa City Railway to assure no conflicts will occur during the event at any railroad grade crossings that intersect with the race routes.

11. Applicant agrees there will be no throwing of candy or other items from the parade units, any items intended to be distributed to parade attendees must be handed out.
12. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
13. The Public Works Department will provide barricades for the Police Department's placement, and any other traffic control deemed necessary by the City to maintain the flow and safety of vehicular and pedestrian traffic due to the construction in Greene Square Park.
14. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers.  
Applicant will be required to hire fourteen (14) off duty officers and one (1) commander.  
Nine (9) officers (\$49/hr) three hour minimum. (\$1,323.00)  
Five (5) officers (\$49/hr) four hour minimum (\$980.00)  
One (1) commander (\$54/hr) four hour minimum (\$216.00)  
Estimated total is \$2,519.00
15. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 12<sup>th</sup> day of March, 2015.

RESOLUTION NO.

WHEREAS, Courtney Ball on behalf of Matthew 25 (Applicant) has requested approval to hold a fundraiser event "Flood the Run" on city streets in Ellis Park and vicinity on Saturday, August 15, 2015, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Special Events Committee has reviewed the request and recommends approval subject to the following conditions:

1. Event staging will be in Ellis Park, not in public streets
2. Route is as follows:

Start on Ellis Blvd NW just north of south Ellis Park entrance, continue northwest on Ellis Blvd NW to Ellis Harbor Road NW, continue north on Ellis Harbor Road NW to the park road and make the loop around Manhattan/Robbins Lake Park to the bike trail, continuing on the bike trail to back to Ellis Blvd NW, continue southeast on Ellis Blvd NW to Park Road NW in Ellis Park, continue west and then south on the Park Road NW through Ellis Park to Ellis Park Road NW in Ellis Park, continue northeasterly and south around the loop of Ellis Park Road NW approximately 500 feet, then go east approximately 165 feet through the park and turn southeast for approximately 265 feet (via a giant slip and slide) to the finish.
3. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
4. Upon completion of event, all areas associated with the event will be cleaned up. All permanent Park trash receptacles must have trash removed by the event and bags replaced the day of the event. All park grounds that see event crowds must be inspected by the event for any trash, litter, temporary event signs, etc., which must be removed the day of the event before park closing hours. Needed additional trash or debris cleanup by Parks staff will be billed to the event for reimbursement.
5. The Duck Pond, Harborview, Lakeview, Manhattan, Pool, Rose Garden, Shakespeare Wedding area on 8/15 from 7am-4pm are being held for the event. Park pavilions must be reserved for the \$452. Reservations may be placed through the Ambroz Recreation Center at 2000 Mt Vernon Rd SE, Cedar Rapids 52403 or by calling 319-286-5731
6. Applicant shall provide adequate rest room facilities when available Park restrooms are not adequate.
7. Applicant will require event participants to use standard courtesies and yield appropriate right-of-way to non-event traffic. Any temporary signs placed along the event route must be removed the day of the event.

8. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following street for this event: Ellis Blvd NW from just northwest of Park entrance at "River Pavilion" to just east of 18th Street NW.
  - a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
  - b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than Friday, August 14, 2015 3:00 PM, and removed no later than Sunday, August, 16, 2015.
  - c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.
9. Applicant should contact the Water Department Customer Service (319-286-5900) one week prior to the event and request the number (one per hydrant) of hydrant meter assemblies they will need and the location of each hydrant the units are to be placed on.

For the charges to connect, remove, cost per day and unit cost contact the Water Department Customer Service. There is also a damage deposit required.
10. Applicant agrees upon completion of the events to clean up all areas associated with the events and to reimburse the City for damage to any portion of public property.
11. 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.
12. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.
13. Applicant shall provide a command post, near the event start/finish, for officers and event staff.
14. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
15. Applicant shall comply with all traffic controls as may be required and/or provided by the Police Department.
16. 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.
17. Applicant shall be responsible for receiving from each participant in the run/walk an individual signed Waiver of Liabilities of the City of Cedar Rapids.
18. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic

controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.

The streets will be closed from 7:00 AM on Saturday, August 15, 2015 until 2:00 PM on Saturday, August 15, 2015, this includes set up and tear down time.

19. If applicant alters the above route or intends to use a different route, a separate event application approval may be required with the new route detailed.
20. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
21. If cooking using LP, an LP permit is required. Contact Fire Marshal McKinnon at 319-286-5762.
22. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers.  
  
Applicant will be required to hire four (4) off duty officers (\$49/hr) for minimum of three hours. Total estimated cost is \$588.
23. 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.
24. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 12<sup>th</sup> day of March, 2015.



## 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 setting a public hearing for April 14, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 74<sup>th</sup> Street NE Improvements from 500-Foot West of White Ivy Place to C Avenue NE project (**Paving for Progress**). CIP/DID #3012050-00

### Background:

This project proposes to construct new pavement and sidewalks on 74<sup>th</sup> Street NE, continuing the improvements completed under CIP 301150 from West Park Road to 500-Foot West of White Ivy Place NE.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any TIF (Tax Incremental Financing) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for April 14, 2015, to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.
2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date
4. Abandon the special assessment

**Action / Recommendation:**

The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on April 14, 2015, to receive public comments.

**Alternative to the Recommendation:**

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

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):**

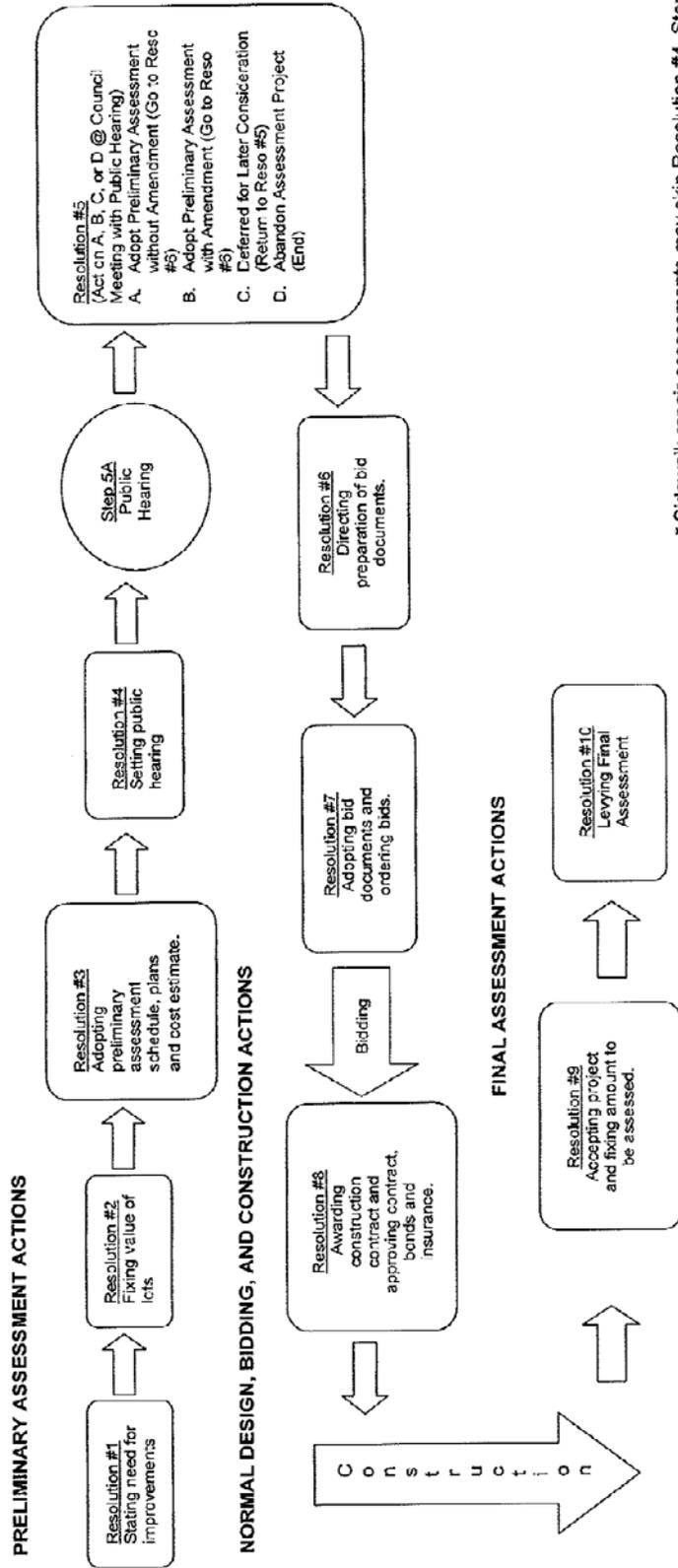
**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**

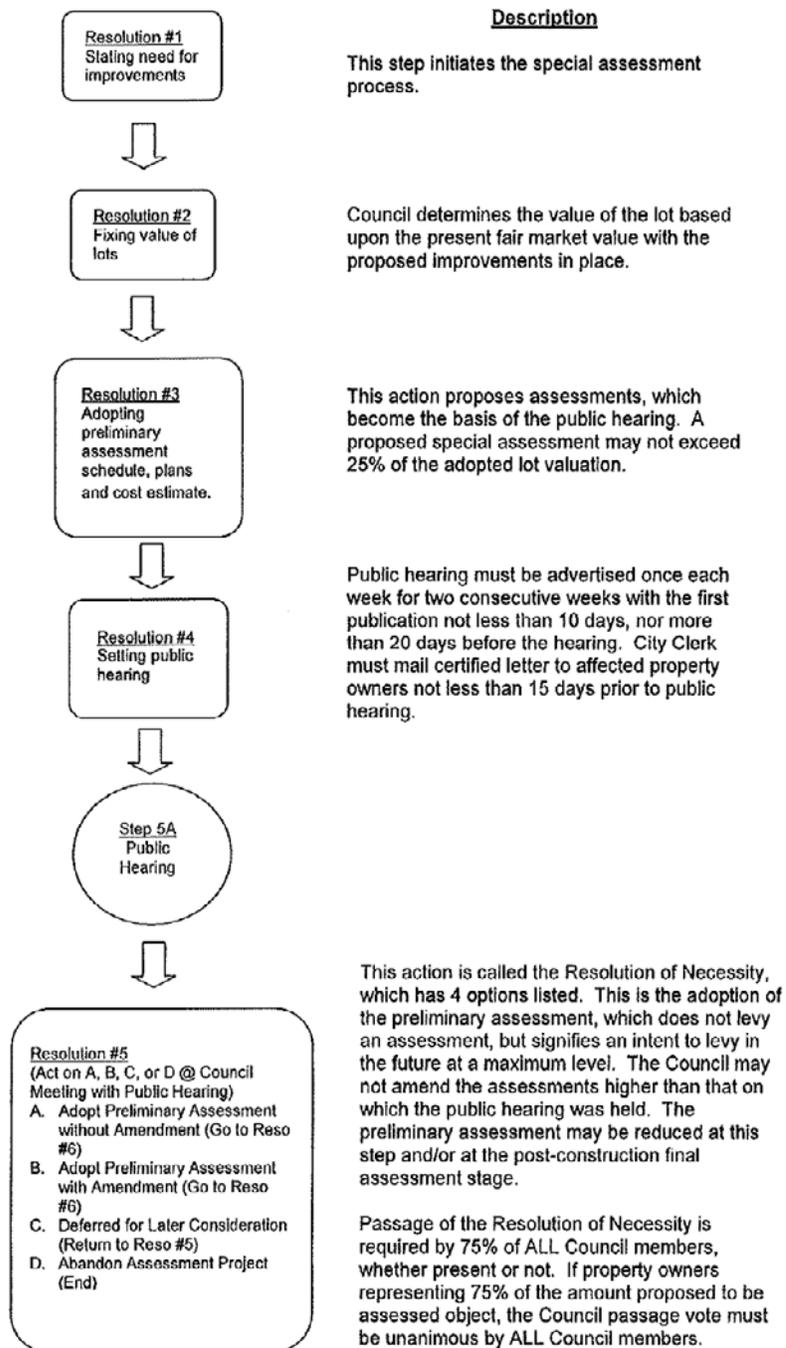
**FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS\*  
SUMMARY**



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

UPDATED 6.29.07

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



RESOLUTION NO.

RESOLUTION SETTING A PUBLIC HEARING DATE FOR APRIL 14, 2015, TO CONSIDER  
THE RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the 74<sup>th</sup> Street NE Improvements from 500-Feet West of White Ivy Place to C Avenue NE, as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the 74<sup>th</sup> Street NE Improvements from 500-Feet West of White Ivy Place to C Avenue NE in Cedar Rapids, Iowa.

Said District containing the properties to be assessed is set out and described in the following "Notice to Property Owners", set out in this Resolution.

Said improvements within said District are located and described in the following "Notice to Property Owners", set out in this Resolution.

The method of construction shall be by contract.

Costs of said improvements will be assessed to the properties within the boundaries of the District. No property shall be assessed more than it is benefited by the improvement nor more than 25% of its value on the date of its assessment. Said assessment may include a ten percent Default and Deficiency Fund, as authorized by Section 384.44, State Code of Iowa.

A plat and schedule and estimate of costs are now on file in the Office of the Clerk as required by law.

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid for from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, State Code of Iowa, and/or from such other funds of said Municipality as may be legally used for such purpose.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 Noon, on the 14<sup>th</sup> day of April, 2015, at Council Chambers, City Hall, 3<sup>rd</sup> Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of the hearing on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements; said Notice to be in substantially the following form:

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the 74<sup>th</sup> Street NE Improvements from 500-Foot West of White Ivy Place to C Avenue NE of the types and in the location as follows:

GPN & Legal Description:

112745100200000 E328' W713.2' S530' SW SE EX RD	113413000600000 GREYSTONE 3RD
112745100300000 SW SE EX CRESCENT VIEW 1ST & EX E328' W713.20' S530' & EX RD	113413000700000 GREYSTONE 3RD
112747701100000 HUNTINGTON RIDGE 4TH	113413000800000 GREYSTONE 3RD
112747701000000 HUNTINGTON RIDGE 4TH	113413000900000 GREYSTONE 3RD
112747700900000 HUNTINGTON RIDGE 4TH	113413001000000 GREYSTONE 3RD
112747700800000 HUNTINGTON RIDGE 4TH	113413001100000 GREYSTONE 3RD
112747700700000 HUNTINGTON RIDGE 4TH	113413001200000 GREYSTONE 3RD
112747700600000 HUNTINGTON RIDGE 4TH	113413001300000 GREYSTONE 3RD
112747700500000 HUNTINGTON RIDGE 4TH	113413001400000 GREYSTONE 6TH
112747700400000 HUNTINGTON RIDGE 4TH	113413001500000 GREYSTONE 6TH
112747700300000 HUNTINGTON RIDGE 4TH	113413001600000 GREYSTONE 6TH
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112747700100000 HUNTINGTON RIDGE 4TH	113413001800000 GREYSTONE 6TH
112747600200000 HUNTINGTON RIDGE 4TH	113413001900000 GREYSTONE 6TH
112747600300000 HUNTINGTON RIDGE 4TH	113413002000000 GREYSTONE 6TH
112747600400000 HUNTINGTON RIDGE 4TH	113413002100000 GREYSTONE 6TH
112747600500000 HUNTINGTON RIDGE 4TH	113413002300000 GREYSTONE 6TH
112747600600000 HUNTINGTON RIDGE 3RD	113413002400000 GREYSTONE 6TH
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112747601600000 HUNTINGTON RIDGE 1ST	113412701200000 GREYSTONE 6TH
112748000100000 HUNTINGTON RIDGE 1ST	113412701300000 GREYSTONE 6TH
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112748000300000 HUNTINGTON RIDGE 1ST	113412700401000 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 1
112748000400000 HUNTINGTON RIDGE 1ST	113412700401001 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 2
112748000500000 HUNTINGTON RIDGE 1ST	113412700401002 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 3
112748000600000 HUNTINGTON RIDGE 1ST	113412700401003 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 4
112748000700000 HUNTINGTON RIDGE 1ST	113412700401004 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 5
112748000800000 HUNTINGTON RIDGE 1ST	113412700401005 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 6
112748000900000 HUNTINGTON RIDGE 1ST	113412700401006 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 7
112748001000000 HUNTINGTON RIDGE 1ST	113412700401007 GREYSTONE COURTYARD HOMES CONDO BLDG A UNIT 8
112748001100000 HUNTINGTON RIDGE 1ST	113412700401008 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 1
112748001200000 HUNTINGTON RIDGE 1ST	113412700401009 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 2
112748001300000 HUNTINGTON RIDGE 1ST	113412700401010 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 3

112748001400000 HUNTINGTON RIDGE 1ST	113412700401011 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 4
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112748001600000 HUNTINGTON RIDGE 1ST	113412700401013 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 6
112748100100000 HUNTINGTON RIDGE 1ST	113412700401014 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 7
112748100200000 HUNTINGTON RIDGE 1ST	113412700401015 GREYSTONE COURTYARD HOMES CONDO BLDG B UNIT 8
112748100300000 HUNTINGTON RIDGE 1ST	113412700401016 GREYSTONE COURTYARD HOMES CONDO BLDG C UNIT 1
112748100400000 HUNTINGTON RIDGE 1ST	113412700401017 GREYSTONE COURTYARD HOMES CONDO BLDG C UNIT 2
112748100500000 HUNTINGTON RIDGE 1ST	113412700401018 GREYSTONE COURTYARD HOMES CONDO BLDG C UNIT 3
112748100600000 HUNTINGTON RIDGE 1ST	113412700401019 GREYSTONE COURTYARD HOMES CONDO BLDG C UNIT 4
112748100700000 HUNTINGTON RIDGE 1ST	113412700401020 GREYSTONE COURTYARD HOMES CONDO BLDG C UNIT 5
112748100800000 HUNTINGTON RIDGE 2ND	113412700401021 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 1
112748100900000 HUNTINGTON RIDGE 2ND	113412700401022 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 2
112748101000000 HUNTINGTON RIDGE 2ND	113412700401023 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 3
112748101100000 HUNTINGTON RIDGE 2ND	113412700401024 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 4
112748101200000 HUNTINGTON RIDGE 2ND	113412700401025 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 5
112748101300000 HUNTINGTON RIDGE 2ND	113412700401026 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 6
112748101400000 HUNTINGTON RIDGE 2ND	113412700401027 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 7
112748101500000 HUNTINGTON RIDGE 2ND	113412700401028 GREYSTONE COURTYARD HOMES CONDO BLDG D UNIT 8

112748101600000 HUNTINGTON RIDGE 2ND	113412700401029 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 1
112748101700000 HUNTINGTON RIDGE 2ND	113412700401030 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 2
112748101800000 HUNTINGTON RIDGE 2ND	113412700401031 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 3
112748101900000 HUNTINGTON RIDGE 2ND	113412700401032 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 4
112748102000000 HUNTINGTON RIDGE 2ND	113412700401033 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 5
112748102100000 HUNTINGTON RIDGE 2ND	113412700401034 GREYSTONE COURTYARD HOMES CONDO BLDG E UNIT 6
112748102200000 HUNTINGTON RIDGE 2ND	113412701500000 GREYSTONE 6TH
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112747900700000 HUNTINGTON RIDGE 2ND	113412600500000 GREYSTONE 5TH
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112747803500000 HUNTINGTON RIDGE 3RD	113412800200000 GREYSTONE 7TH
112747803400000 HUNTINGTON RIDGE 3RD	113412802100000 GREYSTONE 8TH
112747803300000 HUNTINGTON RIDGE 3RD	113412802000000 GREYSTONE 8TH
112747803200000 HUNTINGTON RIDGE 3RD	113412801900000 GREYSTONE 8TH
112747803100000 HUNTINGTON RIDGE 3RD	113412801800000 GREYSTONE 8TH EX E5'
112747803000000 HUNTINGTON RIDGE 3RD	113412801700000 GREYSTONE 8TH E5' LOT 13 & ALL LOT
112747802900000 HUNTINGTON RIDGE 3RD	113412801600000 GREYSTONE 8TH
112747802800000 HUNTINGTON RIDGE 3RD	113412801500000 GREYSTONE 8TH
112747802700000 HUNTINGTON RIDGE 3RD	113412801400000 GREYSTONE 8TH
112747802600000 HUNTINGTON RIDGE 3RD	113412801300000 GREYSTONE 8TH
112747802500000 HUNTINGTON RIDGE 3RD	113410300200000 GREYSTONE 1ST
112747802400000 HUNTINGTON RIDGE 3RD	113410300100000 GREYSTONE 1ST
112747802300000 HUNTINGTON RIDGE 3RD	113410300500000 GREYSTONE 1ST
112747802200000 HUNTINGTON RIDGE 1ST	113410300400000 GREYSTONE 1ST
112747802100000 HUNTINGTON RIDGE 1ST	113410300300000 GREYSTONE 7TH & E2.10' LOT 20

112747802000000 HUNTINGTON RIDGE 2ND	113412801200000 GREYSTONE 7TH EX E2.10'
112747801900000 HUNTINGTON RIDGE 2ND	113412801100000 GREYSTONE 7TH
112747801800000 HUNTINGTON RIDGE 2ND	113412801000000 GREYSTONE 7TH
112747801700000 HUNTINGTON RIDGE 2ND	113412800900000 GREYSTONE 7TH EX W .90'
112747801600000 HUNTINGTON RIDGE 2ND	113412800800000 GREYSTONE 7TH E .90' LOT 15 & W .90' LOT 17 & ALL LOT
112747801500000 HUNTINGTON RIDGE 2ND	113412800700000 GREYSTONE 7TH EX E .90'
112747801400000 HUNTINGTON RIDGE 2ND	113412800600000 GREYSTONE 7TH
112747801300000 HUNTINGTON RIDGE 3RD	113412800500000 GREYSTONE 7TH E3.1' LOT 12 & ALL LOT
112747801200000 HUNTINGTON RIDGE 3RD	113412800400000 GREYSTONE 7TH EX E3.1'
112747801100000 HUNTINGTON RIDGE 3RD	113412800300000 GREYSTONE 6TH
112747801000000 HUNTINGTON RIDGE 3RD	113412901000000 GREYSTONE 6TH
112747800900000 HUNTINGTON RIDGE 3RD	113412900900000 GREYSTONE 7TH
113410100100000 N217.6' E324.9' NE NE EX RDS	113412900800000 GREYSTONE 7TH
113410100200000 GREYSTONE 4TH	113412900700000 GREYSTONE 7TH
113410100300000 GREYSTONE 1ST	113412900600000 GREYSTONE 7TH
113410100400000 GREYSTONE 1ST	113412900500000 GREYSTONE 7TH
113410100500000 GREYSTONE 1ST	113412900400000 GREYSTONE 7TH
113410100600000 GREYSTONE 1ST	113412900300000 GREYSTONE 7TH
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113410101200000 GREYSTONE 1ST	113410500600000 GREYSTONE 1ST
113410101300000 GREYSTONE 1ST	113410500500000 GREYSTONE 1ST
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That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

construction of Portland Cement Concrete sidewalk and pavement, and any necessary work such as grading, seeding, and removals to complete said construction

The Cedar Rapids City Council will meet at 12:00 Noon, on the 14<sup>th</sup> day of April, 2015, at the Cedar Rapids Council Chambers, 3<sup>rd</sup> floor of City Hall, 101 1<sup>st</sup> Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Amy Stevenson  
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)

INTRODUCED AND PROPOSED at a meeting held on the 12<sup>th</sup> day of March, 2015.

PROJECT LOCATION

74TH STREET NE

73RD ST NE

71ST STREET NE

WHITE IVY PL NE

WHITE IVY PL NE

QUAIL TRAIL NE

FOX CT NE

PIN TAIL DR NE

HUNTINGTON RIDGE RD NE

C AVENUE NE



74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE IMPROVEMENTS PROJECT





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Kevin Vrchoticky EIT  
**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Phone Number/Extension:** 5896

**Alternate Contact Person:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:**  **Consent Agenda**  **Regular Agenda**  **Yes**  **No** **MAP**  
Resolution setting a public hearing for April 14, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 2015 Sidewalk Infill Project – Phase 2 project. CIP/DID #3012074-00

### Background:

This project will construct sidewalk at locations to remove gaps between existing sidewalks. The majority of these locations are beyond the five-year allowable grace period for when sidewalks are required to be installed per the Subdivision Ordinance, or to fulfill conditions of a sidewalk Petition and Assessment Agreement.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any TIF (Tax Incremental Financing) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for April 14, 2015 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.
2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date
4. Abandon the special assessment

**Action / Recommendation:**

The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on April 14, 2015 to receive public comments.

**Alternative to the Recommendation:**

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

**Time Sensitivity:** Normal

**Resolution Date:** April 14, 2015

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

**Budget Information (if applicable):** 3012074

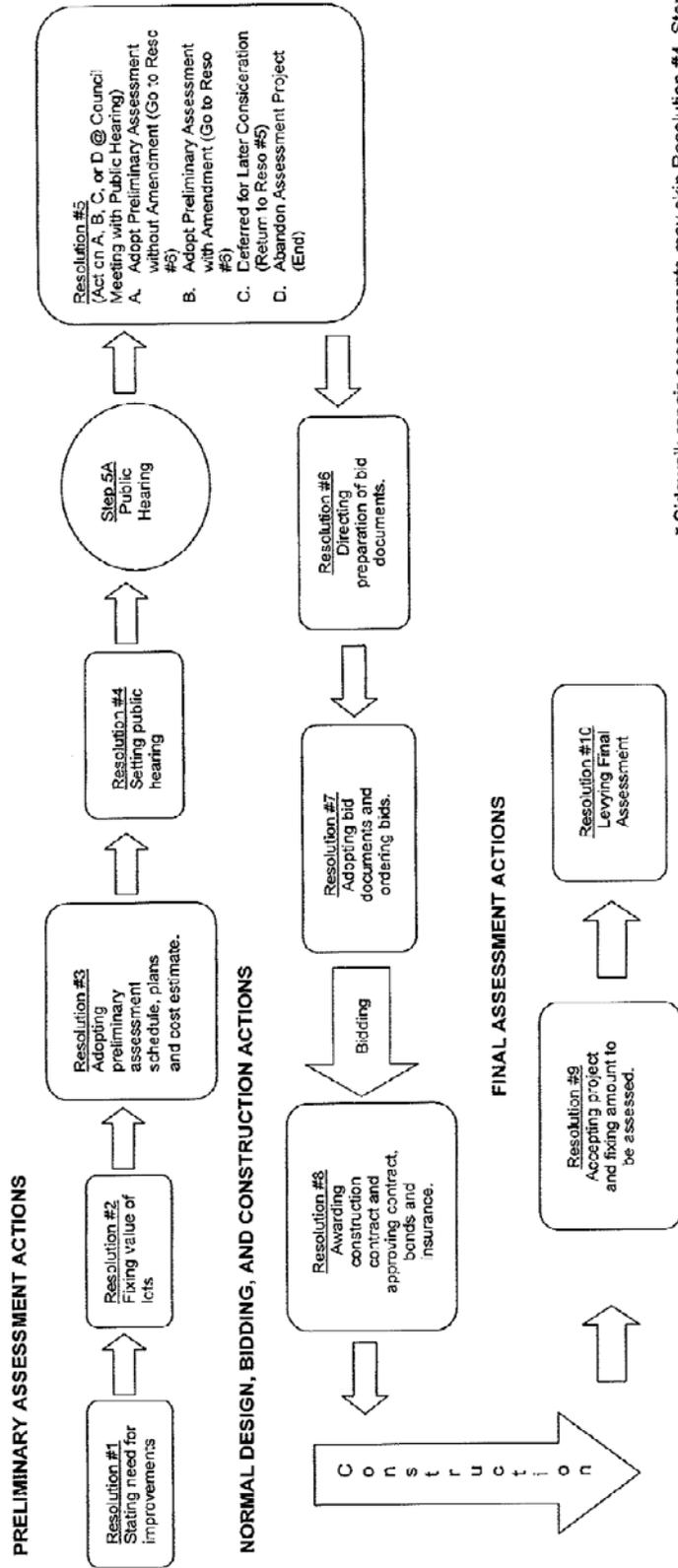
**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation:**

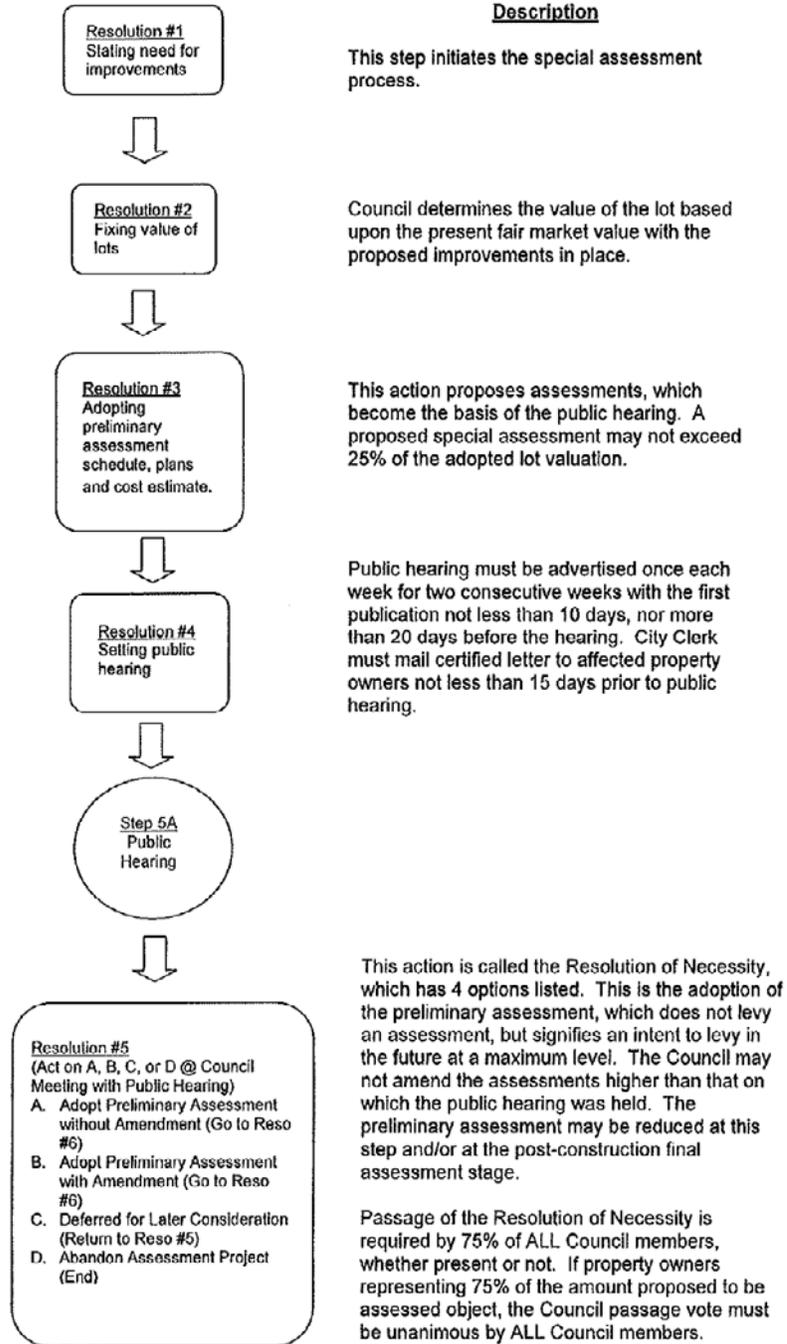
**FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS\*  
SUMMARY**



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

UPDATED 6.29.07

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



UPDATED 8.29.07

Page 2 of 2

RESOLUTION NO.

RESOLUTION SETTING A PUBLIC HEARING DATE FOR APRIL 14, 2015 TO CONSIDER  
THE RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the 2015 Sidewalk Infill Project – Phase 2 as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the 2015 Sidewalk Infill Project – Phase 2 in Cedar Rapids, Iowa.

Said District containing the properties to be assessed is set out and described in the following “Notice to Property Owners”, set out in this Resolution.

Said improvements within said District are located and described in the following “Notice to Property Owners”, set out in this Resolution.

The method of construction shall be by contract.

Costs of said improvements will be assessed to the properties within the boundaries of the District. No property shall be assessed more than it is benefited by the improvement nor more than 25% of its value on the date of its assessment. Said assessment may include a ten percent Default and Deficiency Fund, as authorized by Section 384.44, State Code of Iowa.

A plat and schedule and estimate of costs are now on file in the Office of the Clerk as required by law.

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid for from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, State Code of Iowa, and/or from such other funds of said Municipality as may be legally used for such purpose.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 Noon, on the 14<sup>th</sup> day of April 2015 at Council Chambers, City Hall, 3<sup>rd</sup> Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of

the hearing on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements; said Notice to be in substantially the following form:

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the 2015 Sidewalk Infill Project - Phase 2 project of the types and in the location as follows:

GPN & Legal Description:

<b>GPN</b>	<b>LEGAL DESCRIPTION</b>
143122700500000	TWIN TOWERS ADDN (LESS N 20' & S 20') W 80' LOT 7 & (LESS ST) STR/LB 8
133610200600000	LANDS S 90' N 340' W 100' E 143.8' S 1/2 NE NE STR/LB 36 83 8
133610200500000	E 300' EX N 250' & EX SCHILLIGS 2ND & 3RD & EX S 90' N 340' W 100' S 143.8' S 1/2 NE NE STR/LB 36 83 8
133610200400000	SCHILLIG'S 2ND STR/LB 1
132647800701020	SHAMROCK CONDO UNIT 5120-6
132647800701025	SHAMROCK CONDO UNIT 5120-11
132647800701027	SHAMROCK CONDO UNIT 5120-13
132647800701028	SHAMROCK CONDO UNIT 5120-14
132647800701039	SHAMROCK CONDO UNIT 5130-10
132647800701041	SHAMROCK CONDO UNIT 5130-12
132647800701042	SHAMROCK CONDO UNIT 5130-13
132647800701046	SHAMROCK CONDO UNIT 5140-2
132647800701050	SHAMROCK CONDO UNIT 5140-6
132647800701102	SHAMROCK CONDO UNIT 5180-13
132647800701103	SHAMROCK CONDO UNIT 5180-14
132647800701055	SHAMROCK CONDO UNIT 5140-11
132647800701058	SHAMROCK CONDO UNIT 5140-14
132647800701061	SHAMROCK CONDO UNIT 5160-2
132647800701064	SHAMROCK CONDO UNIT 5160-5
132647800701066	SHAMROCK CONDO UNIT 5160-7
132647800701023	SHAMROCK CONDO UNIT 5120-9
132647800701024	SHAMROCK CONDO UNIT 5120-10
132647800701031	SHAMROCK CONDO UNIT 5130-2
132647800701032	SHAMROCK CONDO UNIT 5130-3

132647800701036	SHAMROCK CONDO UNIT 5130-7
132647800701073	SHAMROCK CONDO UNIT 5160-14
132647800701074	SHAMROCK CONDO UNIT 5160-15
132647800701080	SHAMROCK CONDO UNIT 5170-6
132647800701085	SHAMROCK CONDO UNIT 5170-11
132647800701087	SHAMROCK CONDO UNIT 5170-13
132647800701037	SHAMROCK CONDO UNIT 5130-8
132647800701049	SHAMROCK CONDO UNIT 5140-5
132647800701053	SHAMROCK CONDO UNIT 5140-9
132647800701054	SHAMROCK CONDO UNIT 5140-10
132647800701065	SHAMROCK CONDO UNIT 5160-6
132647800701068	SHAMROCK CONDO UNIT 5160-9
132647800701069	SHAMROCK CONDO UNIT 5160-10
132647800701070	SHAMROCK CONDO UNIT 5160-11
132647800701075	SHAMROCK CONDO UNIT 5170-1
132647800701077	SHAMROCK CONDO UNIT 5170-3
132647800701088	SHAMROCK CONDO UNIT 5170-14
132647800701095	SHAMROCK CONDO UNIT 5180-6
132647800701099	SHAMROCK CONDO UNIT 5180-10
132647800701101	SHAMROCK CONDO UNIT 5180-12
132647800701104	SHAMROCK CONDO UNIT 5180-15
132647800701078	SHAMROCK CONDO UNIT 5170-4
132647800701083	SHAMROCK CONDO UNIT 5170-9
132647800701084	SHAMROCK CONDO UNIT 5170-10
132647800701091	SHAMROCK CONDO UNIT 5180-2
132647800701096	SHAMROCK CONDO UNIT 5180-7
132647800701021	SHAMROCK CONDO UNIT 5120-7
132647800701022	SHAMROCK CONDO UNIT 5120-8
132647800701026	SHAMROCK CONDO UNIT 5120-12
132647800701029	SHAMROCK CONDO UNIT 5120-15
132647800701030	SHAMROCK CONDO UNIT 5130-1
132647800701033	SHAMROCK CONDO UNIT 5130-4
132647800701034	SHAMROCK CONDO UNIT 5130-5
132647800701045	SHAMROCK CONDO UNIT 5140-1
132647800701047	SHAMROCK CONDO UNIT 5140-3
132647800701048	SHAMROCK CONDO UNIT 5140-4

132647800701051	SHAMROCK CONDO UNIT 5140-7
132647800701052	SHAMROCK CONDO UNIT 5140-8
132647800701056	SHAMROCK CONDO UNIT 5140-12
132647800701059	SHAMROCK CONDO UNIT 5140-15
132647800701067	SHAMROCK CONDO UNIT 5160-8
132647800701081	SHAMROCK CONDO UNIT 5170-7
132647800701082	SHAMROCK CONDO UNIT 5170-8
132647800701086	SHAMROCK CONDO UNIT 5170-12
132647800701000	SHAMROCK CONDO UNIT 5110-1
132647800701089	SHAMROCK CONDO UNIT 5170-15
132647800701090	SHAMROCK CONDO UNIT 5180-1
132647800701092	SHAMROCK CONDO UNIT 5180-3
132647800701093	SHAMROCK CONDO UNIT 5180-4
132647800701094	SHAMROCK CONDO UNIT 5180-5
132647800701002	SHAMROCK CONDO UNIT 5110-3
132647800701003	SHAMROCK CONDO UNIT 5110-4
132647800701010	SHAMROCK CONDO UNIT 5110-11
132647800701012	SHAMROCK CONDO UNIT 5110-13
132647800701013	SHAMROCK CONDO UNIT 5110-14
132647800701019	SHAMROCK CONDO UNIT 5120-5
132647800701001	SHAMROCK CONDO UNIT 5110-2
132647800701004	SHAMROCK CONDO UNIT 5110-5
132647800701006	SHAMROCK CONDO UNIT 5110-7
132647800701011	SHAMROCK CONDO UNIT 5110-12
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132647800701016	SHAMROCK CONDO UNIT 5120-2
132647800701007	SHAMROCK CONDO UNIT 5110-8
132647800701017	SHAMROCK CONDO UNIT 5120-3
132647800701035	SHAMROCK CONDO UNIT 5130-6
132647800701038	SHAMROCK CONDO UNIT 5130-9
132647800701040	SHAMROCK CONDO UNIT 5130-11
132647800701043	SHAMROCK CONDO UNIT 5130-14
132647800701044	SHAMROCK CONDO UNIT 5130-15
132647800701057	SHAMROCK CONDO UNIT 5140-13
132647800701060	SHAMROCK CONDO UNIT 5160-1
132647800701062	SHAMROCK CONDO UNIT 5160-3

132647800701063	SHAMROCK CONDO UNIT 5160-4
132647800701071	SHAMROCK CONDO UNIT 5160-12
132647800701072	SHAMROCK CONDO UNIT 5160-13
132647800701076	SHAMROCK CONDO UNIT 5170-2
132647800701079	SHAMROCK CONDO UNIT 5170-5
132647800701005	SHAMROCK CONDO UNIT 5110-6
132647800701098	SHAMROCK CONDO UNIT 5180-9
132647800701009	SHAMROCK CONDO UNIT 5110-10
132647800701015	SHAMROCK CONDO UNIT 5120-1
132647800701018	SHAMROCK CONDO UNIT 5120-4
132647800701097	SHAMROCK CONDO UNIT 5180-8
132647800701008	SHAMROCK CONDO UNIT 5110-9
132647800701100	SHAMROCK CONDO UNIT 5180-11
143135302200000	VAN BUREN VILLAGE 1ST STR/LB B
133510100600000	LANDS (LESS STS) & (LESS SUBURBAN 2ND) NW NE NE STR/LB 35 83 8
143425101700000	SW NW EX N664.23' BNG 663 ON E LN W789.9' BNG 794.4' ON S LN & W20' OF C ST W1/2 SE NW EX P.O.S. #1504 & EX RDS 34 83 7

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

Construction of portland cement concrete sidewalk and any necessary work such as grading, seeding, and removals to complete said construction.

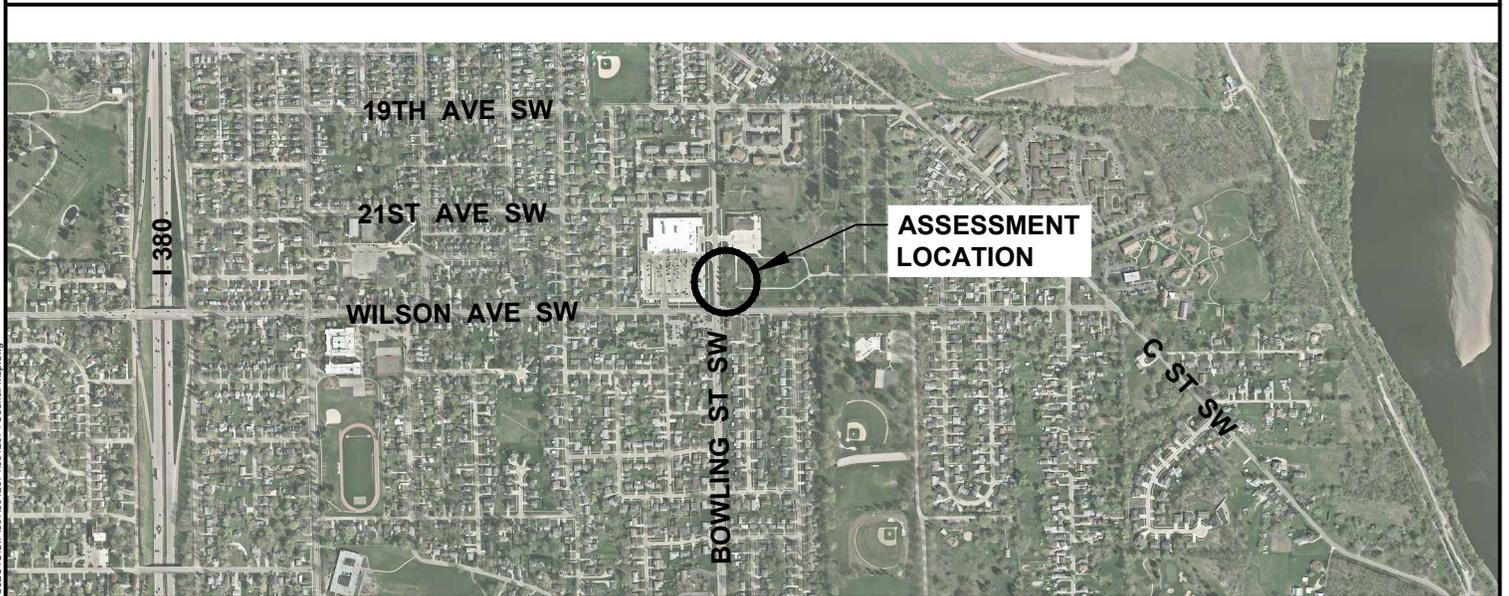
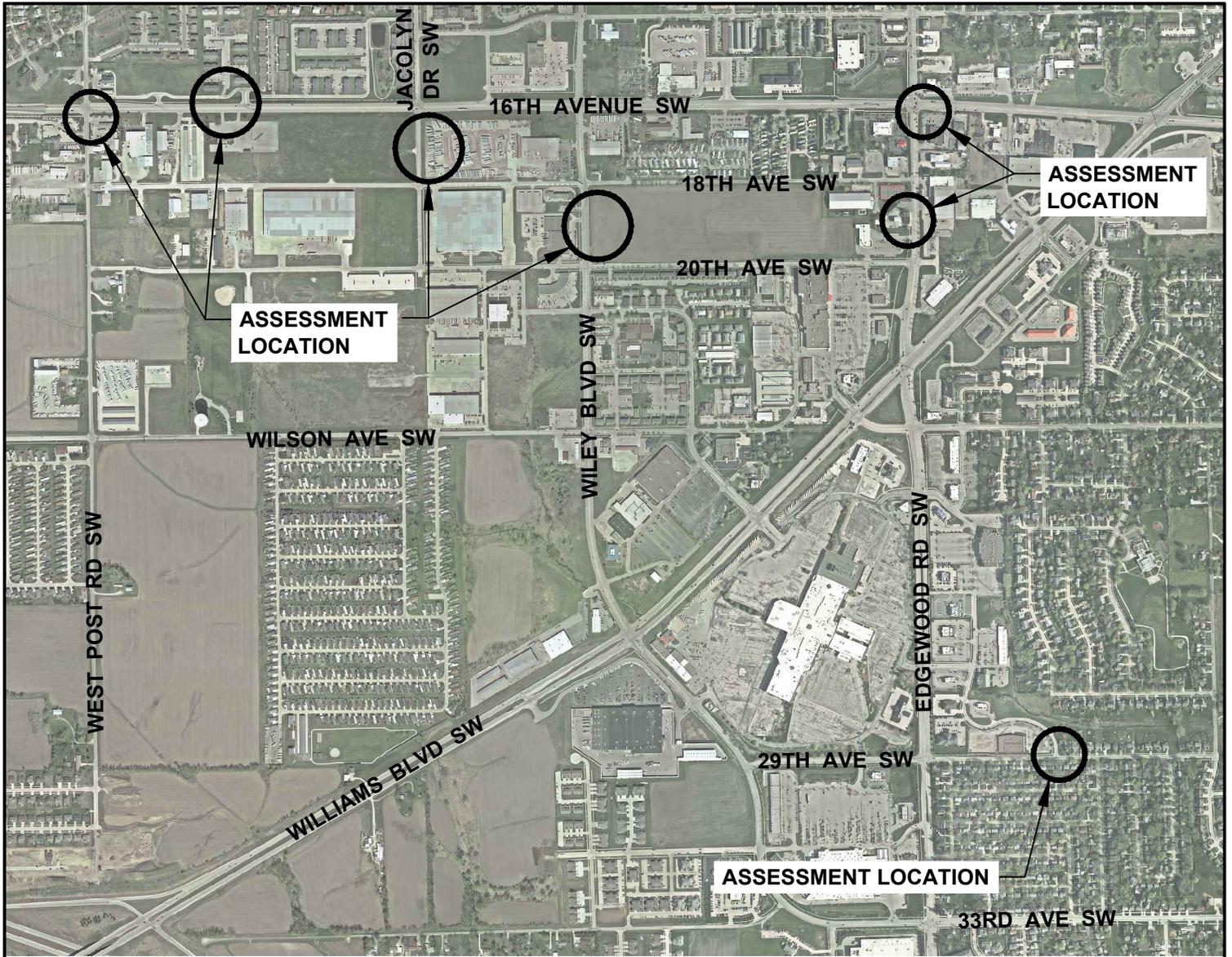
The Cedar Rapids City Council will meet at 12:00 Noon, on the 14<sup>th</sup> day of April, 2015 at the Cedar Rapids Council Chambers, 3<sup>rd</sup> floor of City Hall, 101 1<sup>st</sup> Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Amy Stevenson  
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)

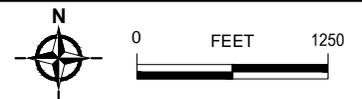
INTRODUCED AND PROPOSED at a meeting held on the 12<sup>th</sup> day of March 2015.



Cadd File Name: W:\PROJECTS\CI\3012074\3012074 Council Map.dwg



**PRELIMINARY ASSESSMENT PLATS  
2015 SIDEWALK INFILL PROJECT - PHASE 2**



## Council Agenda Item Cover Sheet

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Community Development

**Presenter at meeting:** Kirsty Sanchez

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

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

**Alternate Contact Person:** Jennifer Pratt

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

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

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

Resolution 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. CIP/DID #OB615106

### **Background:**

Amendment No. 3 to the Consolidated Technology Park Urban Renewal Plan would expand the Urban Renewal Area to allow the City to 1) grade, install sidewalk, and install sidewalk ramps along Kirkwood Boulevard in front of Kirkwood Community College; and 2) address current and future traffic congestion near Prairie Point Middle School by evaluating roadway needs and providing road reconstruction, sidewalks, culvert extensions, pedestrian signals, and possibly signalized intersections or roundabouts at the school entrances.

The Consolidated Technology Park Urban Renewal Plan was adopted by City Council on July 20, 2005. All provisions of the existing Urban renewal Plan not directly impacted by this proposed Amendment No. 3 shall remain in full force and effect.

### **Action / Recommendation:**

City staff recommends setting a public hearing.

### **Alternative Recommendation:**

City Council may table the items and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** N/A

**Budget Information (if applicable):**

**Local Preference Policy**    Applies     Exempt     N/A

**Explanation:**

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

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A PUBLIC HEARING, CONSULTATION WITH AFFECTED TAXING ENTITIES, AND REFERRAL TO 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

WHEREAS, the City Council of the City of Cedar Rapids, Iowa adopted Resolution No. 1239-06-03 on June 4, 2003 approving the Council Street Urban Renewal Plan (the "Original Plan") for the Council Street Urban Renewal Area (the "Urban Renewal Area"); and

WHEREAS, the City Council now has determined that it is appropriate and necessary to further amend the Urban Renewal Plan to add certain areas from the Urban Renewal Area; and

WHEREAS, this Council has reasonable cause to believe that the proposed amendments, described in Amendment No. 3 to the Urban Renewal Plan for the Urban Renewal Area (the "Amendment"), satisfy the eligibility criteria for urban renewal project activities and are consistent with Iowa Urban Renewal Law; and

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

WHEREAS, this Council has been advised that the notification and consultation procedures described in Section 403.5 of the Iowa Code do not apply to the Amendment; and

WHEREAS, the Iowa statutes require the City Council to hold a public hearing on the Amendment subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the Urban Renewal Area covered by the Amendment, and shall outline the general scope of the proposed Amendment under consideration, with a copy of said notice also being mailed to each affected taxing agency;

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

1. That a Public Hearing shall be held on the proposed Amendment No. 3 to the Consolidated Technology Park Urban Renewal Area before City Council at its meeting which commences at 4:00 p.m. on March 24, 2015 in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa.
2. That the City Clerk is authorized and directed to publish notice of this Public Hearing in the Cedar Rapids Gazette, once on a date not less than four (4) nor more than twenty (20) days before the date of said Public Hearing, and to mail a copy of said notice by ordinary mail to each affected taxing entity.
3. That the consultation on the proposed Amendment No. 3 to the Consolidated

Technology Park Urban Renewal Area required by Section 403.5(2) of the Code of Iowa, as amended, shall be held at 8:00 a.m. on March 18, 2015 in the Kranse Conference Room at City Hall, 101 First Street SE, Cedar Rapids, Iowa, and the Development Director, or other person as designated by the Director, is hereby appointed to serve as the designated representative of the City for purposes of conducting said consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5(2).

4. That the City Clerk is authorized and directed to cause a notice of said consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1A), along with a copy of the proposed Amendment No. 3 to the Consolidated Technology Park Urban Renewal Area.
5. That the proposed Amendment No. 3 to the Urban Renewal Plan for the Urban Renewal Area, attached hereto as Exhibit A, is hereby officially declared to be the proposed Amendment No. 3 to the Urban Renewal Plan for the Urban Renewal Area referred to in said notices for the purposes of such hearing and that a copy of said Amendment shall be placed on file in the office of the City Clerk.
6. That the proposed Amendment No. 3 to the Consolidated Technology Park Urban Renewal Area be submitted to the City Planning Commission for review and recommendation as to its conformity with the General Plan for the development of the City as a whole, with such recommendation to be submitted in writing to this Council within thirty (30) days of the date hereof.

Passed this 12<sup>th</sup> day of March, 2015.



**AMENDMENT NO. 3 TO THE  
CONSOLIDATED TECHNOLOGY PARK  
URBAN RENEWAL PLAN**

**As Approved by City Council**

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

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

## **TABLE OF CONTENTS**

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

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 3 to the Consolidated Technology Park Urban Renewal Plan* (the "Amendment") is to expand the size of the urban renewal area described in the Consolidated Technology Park Urban Renewal Plan as adopted by the City Council on July 20, 2005 (Resolution No. 1509-07-05) (the "Urban Renewal Plan").

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

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

### **1.2 Amendments**

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

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

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

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

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

The use of tax increment funds is authorized in Section 2.4 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

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

### **3.0 AREA BEING ADDED**

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted on a sub-area basis with appropriate allocation of resources. The intent of the sub-area designations is identified in Section 6.0 of the Urban Renewal Plan.

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

LANDS (LESS ST) S 826' W 247' NW STR/LB 15 82 7 SW 1/4 15-82-7 EX  
KIRKWOOD COMMUNITY COLLEGE 1ST & EX KIRKWOOD DVM CONDO &  
EX S30' E50' W341.13' SW SW & EX P.O.S. #1741 & EX RDS

KIRKWOOD COMMUNITY COLLEGE 2ND LOT 1 & 2

NE NE-EX RD STR/LB 21 82 7

N1/2 SE NE STR/LB 21 82 7

S1/2 SW NE & S1/2 SE NE STR/LB 21 82 7

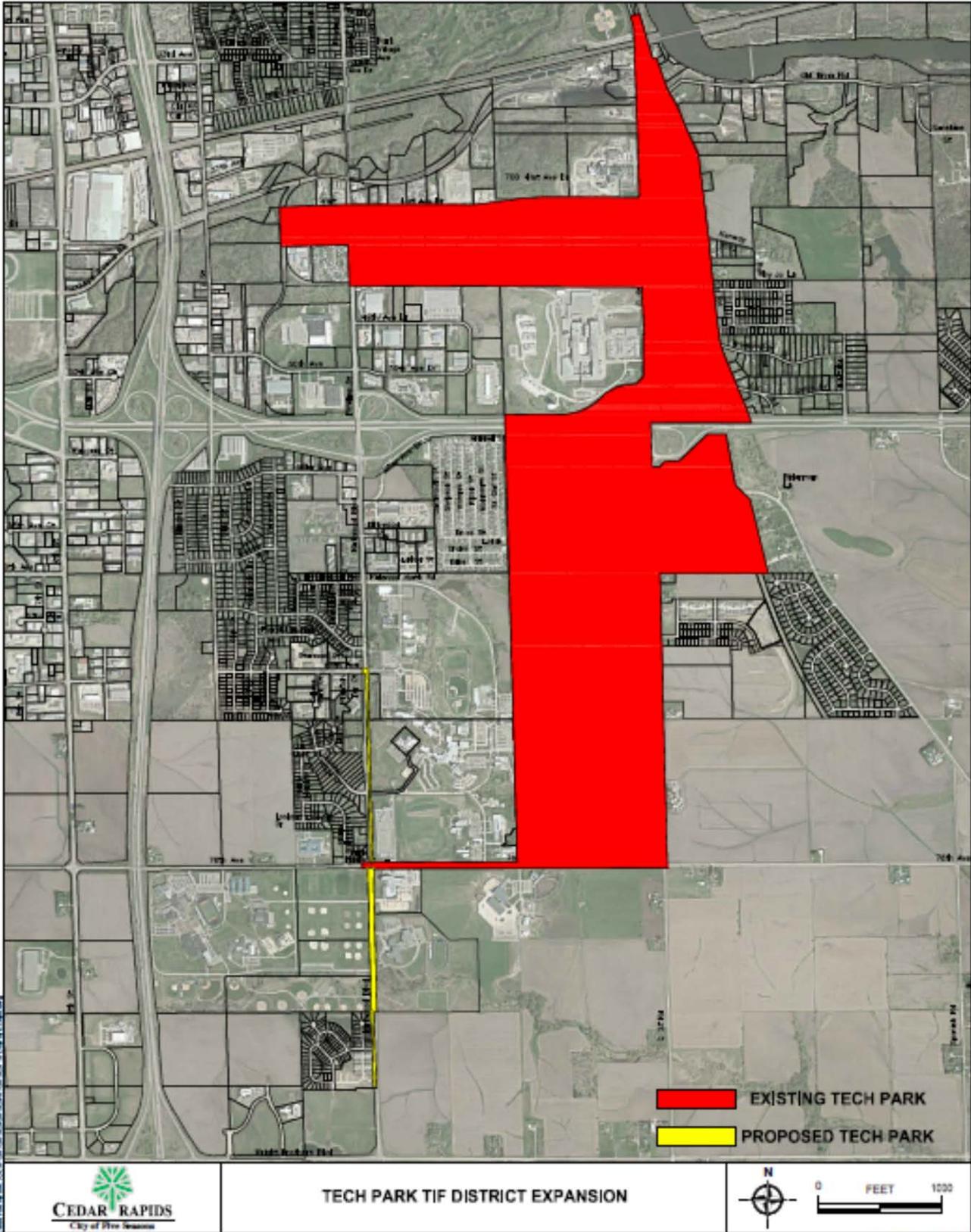
CEDAR RIDGE PLACE 1ST STR/LB 1 -11

CEDAR RIDGE PLACE 4TH ADDITION

### **4.0 EFFECTIVE DATE**

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

**ATTACHMENT A**  
**Parcels to be added to the Consolidated Technology**  
**Park Urban Renewal Area**



CIP No. 301929



## 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 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. CIP/DID #3012004-00

### Background:

This project proposes to improve the section of 26<sup>th</sup> Street SW from 76th Avenue SW to 60th Avenue SW, a distance of approximately one mile (5,280 linear feet). The current roadway has a rural section with granular surfacing and grassed ditches for channeling storm water runoff. The proposed section will be Portland Cement Concrete with an integral curb and storm sewer. As part of the project, an undersized culvert will be resized and replaced. No water and/or wastewater improvements will be included in the scope of the project.

When infrastructure construction by the City has benefited adjacent land, it has been the City's practice to assess for the benefit they receive. If not assessed, the City is essentially 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 November 11, 2014.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on the Preliminary Assessment Schedule under the column "Council Valuations". 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 5 & 6, shown on the attached plat, are recommended to use the City Assessor property value. Undeveloped Parcels 1, 2, 3, 4, 7, 8, 9, & 10 on the plat have a recommended valuation of \$0.87 per square foot.

**Action / Recommendation:**

The Public Works Department recommends adoption of the resolution 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 60th Avenue SW to 76th Avenue SW project.

**Alternative Recommendation (if applicable):**

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:** March 12, 2014

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

**Budget Information (if applicable):**

**Local Preference Policy:** Applies  Exempt

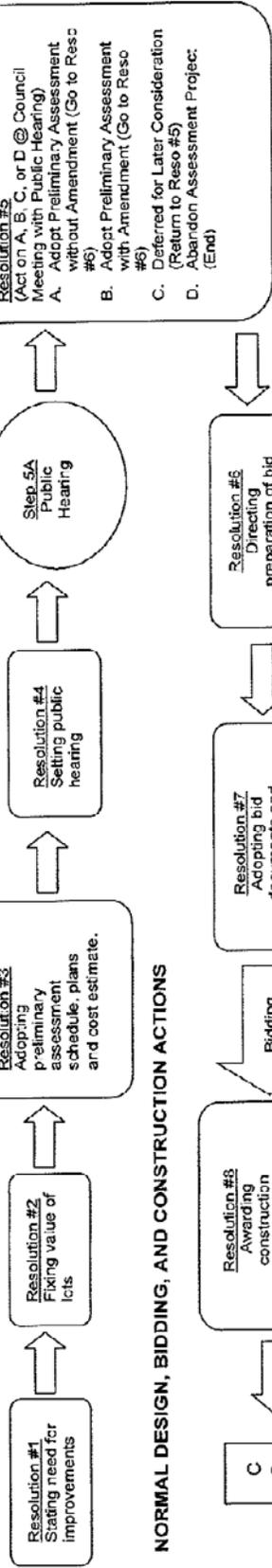
**Explanation:**

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

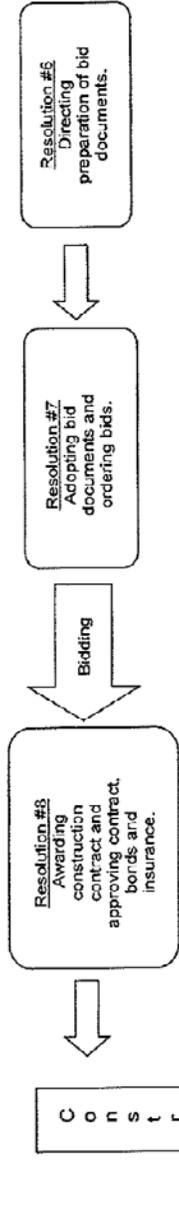
**Explanation (if necessary):**

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

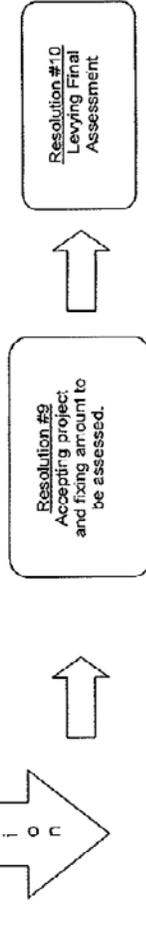
**PRELIMINARY ASSESSMENT ACTIONS**



**NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS**

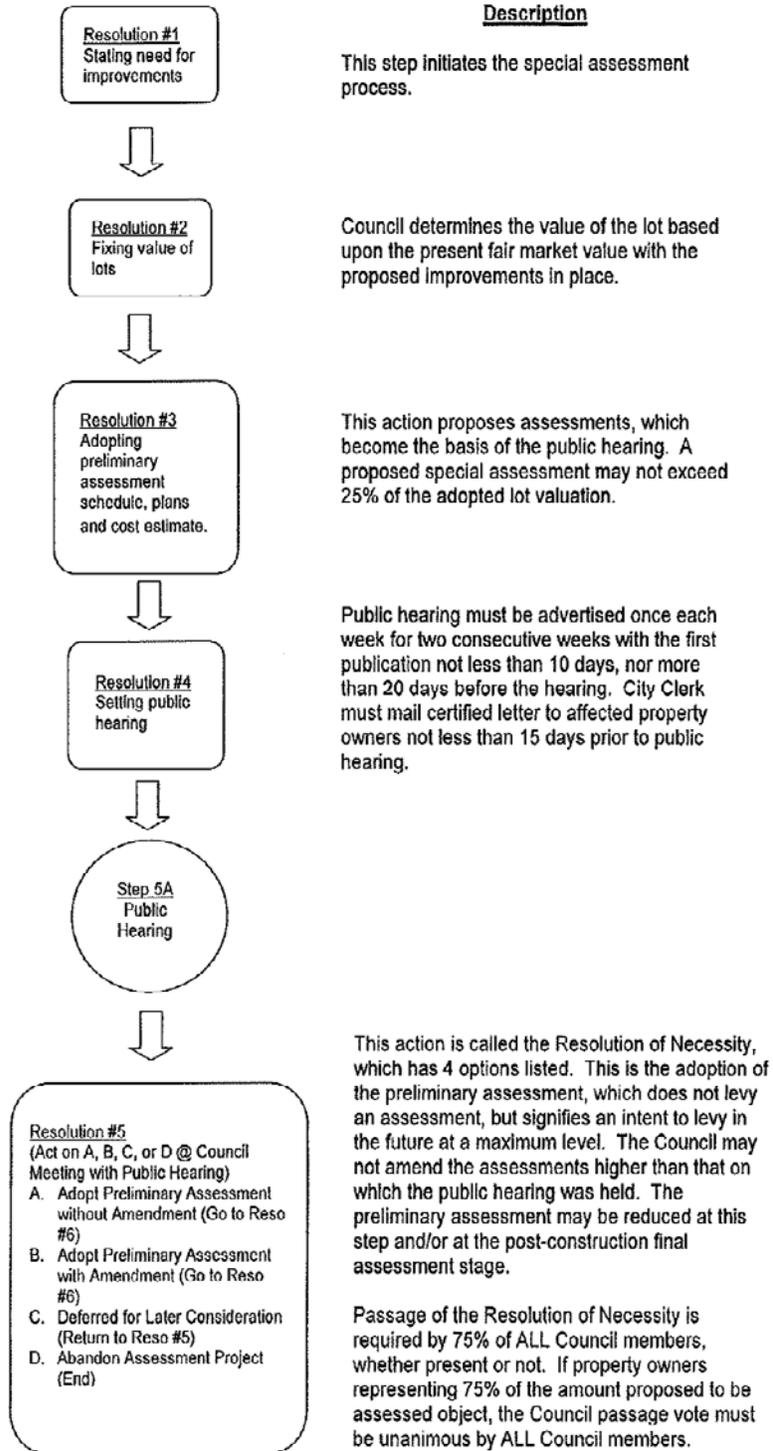


**FINAL ASSESSMENT ACTIONS**



\* 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 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, CIP No. 3012004.

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the 26th Street SW Improvements from 60th Avenue SW to 76th Avenue SW project, said valuation being set forth in a preliminary schedule entitled "Preliminary Assessment Schedule", under the column therein headed "Property Valuation", and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the 26<sup>th</sup> Street SW Improvements from 76<sup>th</sup> Avenue SW to 60<sup>th</sup> Avenue SW project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and specifications appear to be proper for the purpose intended, and

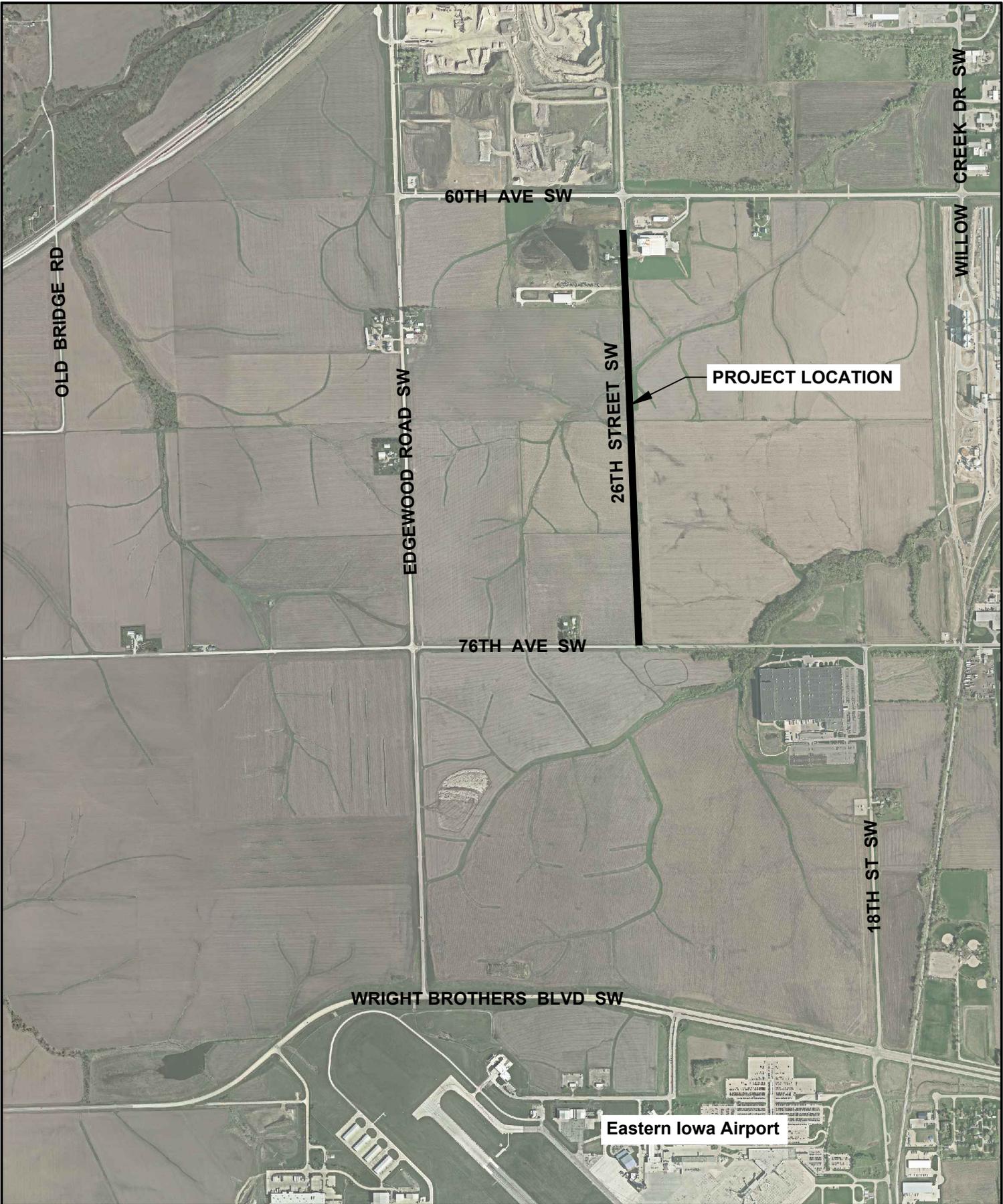
WHEREAS, said improvements will be constructed according to the Cedar Rapids Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same is adopted as the valuation 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 Ament, Design (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, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and preliminary plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and preliminary plans and specifications for said improvements and are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries of said 26<sup>th</sup> Street SW Improvements from 76<sup>th</sup> Avenue SW to 60<sup>th</sup> Avenue SW project.

Passed this 12<sup>th</sup> day of March, 2015.



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**26TH STREET SW IMPROVEMENTS FROM  
60TH AVENUE SW TO 76TH AVENUE 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:** 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 accepting work and fixing amount to be assessed for the 76<sup>th</sup> Avenue SW Improvements, from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project. CIP/DID #301208-00

### Background:

Construction has been completed by Pirc-Tobin Construction Inc. for the subject project. This is a previously approved Capital Improvements Project (CIP No. 301208) with a final construction amount of \$3,014,593. Final amount proposed to be assessed to the benefited properties is \$1,294,870. The preliminary assessment amount of \$1,740,030 was approved by City Council on January 8, 2013. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements.

### Action / Recommendation:

The Public Works Department recommends adoption of the resolution to accept the work and fix the amount to be assessed,

### Alternative to the Recommendation:

Revise the current policy to something with a higher city contribution, and in turn lower the assessments. The FY15 budget does not include additional funds for contributions, so funding source would have to be identified if the Council wants to pursue.

**Time Sensitivity:** Must be acted on by March 12, 2015 due to assessment schedule per State code timeline.

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** CIP 301208

**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on December 20, 2013, the City of Cedar Rapids, Iowa, entered into contract with Pirc-Tobin Construction Inc. of Alburnett, Iowa, for the construction of the 76th Avenue SW Improvements from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing within the City, as therein described; and

WHEREAS, said contractor has substantially completed the construction of said improvements, known as the 76th Avenue SW Improvements from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on February 26, 2015:

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

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been substantially completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be \$3,014,593.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be \$3,608,954.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the portland cement concrete paving, grading and drainage together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefor, and \$1,294,870 of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.

PASSED this 12<sup>th</sup> day of March, 2015.

City Engineer's Office  
City of Cedar Rapids, Iowa  
CERTIFICATE OF COMPLETION OF ASSESSABLE CONSTRUCTION

CONTRACTOR: Pirc- Tobin Construction Inc.

ADDRESS: P.O. Box 160 Alburnett, IA 52202

PROJECT: 76<sup>th</sup> Avenue SW Improvements - from Edgewood Road SW to east of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing (301208)

KIND OF WORK: Construction of a new concrete roadway and storm sewer system

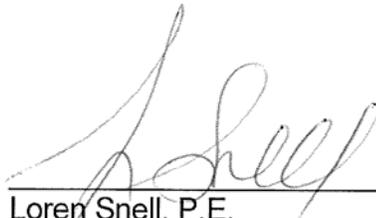
CONTRACT COMPLETION DATE: February 26, 2015

This is to certify that the work covered by the Public Improvement Contract between the City of Cedar Rapids and Pirc- Tobin Construction Inc. on the above project let November 20, 2013 and awarded December 3, 2013 consisting of grading, storm sewer installation, Portland Cement Concrete pavement construction and related work located at 76<sup>th</sup> Avenue SW from Edgewood Road SW to east of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing was substantially completed on the 14<sup>th</sup> day of February, 2015.

This document further certifies that all work covered by said public improvement contract has been inspected by the Public Works Department, and is found to have been performed in substantial compliance with the terms of said contract.

The total construction cost of the completed work is \$ 3,014,596 and recommendation is hereby submitted for acceptance of said work and payment to the Contractor in accord with Chapter 384.58, State Code of Iowa.

Respectfully submitted this 26th day of February, 2015



Loren Snell, P.E.  
Public Works Construction Engineering  
Manager



**76TH AVENUE SW IMPROVEMENTS FROM EDGEWOOD ROAD SW  
TO CRANDIC RAILROAD CROSSING**  
RECONSTRUCTION OF RURAL SEAL COAT STREET WITH DITCHES TO CONCRETE CURB AND GUTTER



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Ron Griffith  
**E-mail Address:** r.griffith@cedar-rapids.org

**Phone Number/Extension:** 5154

**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**  **Map**  
Resolution establishing traffic signal control at the intersection of Edgewood Road and Edgewood Parkway SW. CIP/DID #306163-00

**Background:**

City Council approved Resolution No. 1021-08-11 approving the Transportation Safety Improvement Program (TSIP) project for installation of a traffic signal at the intersection of Edgewood Road and Edgewood Parkway SW as part of CIP Project No. 306163. Traffic Engineering Division of the Public Works Department recommends installation of a traffic signal to improve pedestrian access and safety of the intersection.

**Action / Recommendation:**

The Public Works Department recommends approving the resolution to install the traffic signal at the intersection of Edgewood Road and Edgewood Parkway SW.

**Alternative Recommendation:**

Should Council not approve the resolution, the existing traffic control at this intersection will remain.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** 0 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

TED  
PD  
PKO  
60-15-031  
306163-00

RESOLUTION NO.

WHEREAS, the City Council passed Resolution No. 1021-08-11 on August 8, 2011, approving a signalization project for Edgewood Road and Edgewood Parkway SW as part of the Transportation Safety Improvement Program (TSIP) Agreement No. 2011-TS-018 with the Iowa Department of Transportation (IDOT), and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends that traffic signal control be established at the intersection of Edgewood Road and Edgewood Parkway SW,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the installation of traffic signal control at the intersection of Edgewood Road and Edgewood Parkway SW, be and the same is hereby approved.

Passed this 12<sup>th</sup> day of March, 2015



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



**ESTABLISH TRAFFIC SIGNAL CONTROL AT THE INTERSECTION OF EDGEWOOD ROAD AND EDGEWOOD PARKWAY SW**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Ron Griffith  
**E-mail Address:** r.griffith@cedar-rapids.org

**Phone Number/Extension:** 5154

**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**  **Map**  
Resolution establishing traffic signal control at the intersection of 29<sup>th</sup> Street and Prairie Drive NE. CIP/DID #306204-00

**Background:**

City Council approved Resolution No. 0956-07-11 approving the Transportation Safety Improvement Program (TSIP) project for installation of a traffic signal at the intersection of 29<sup>th</sup> Street and Prairie Drive NE as part of CIP Project No. 306204. Traffic Engineering Division of the Public Works Department recommends removal of the existing two-way stop control stopping Prairie Drive NE for 29<sup>th</sup> Street NE and installation of a traffic signal to improve the safety and functionality of the intersection.

**Action / Recommendation:**

The Public Works Department recommends approving the resolution to install the traffic signal at the intersection of 29<sup>th</sup> Street and Prairie Drive NE

**Alternative Recommendation:**

Should Council not approve the resolution, the intersection will remain under the current two-way stop control stopping Prairie Drive NE for 29<sup>th</sup> Street NE.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** 0 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

TED  
PD  
PKO  
60-15-031  
306204-00

RESOLUTION NO.

WHEREAS, the City Council passed Resolution No. 0956-07-11 on July 26, 2011, approving the traffic signalization project for 29<sup>th</sup> Street & Prairie Drive SW as part of the Transportation Safety Improvement Program (TSIP) Agreement No. 2012-TS-021 with the Iowa Department of Transportation (IDOT), and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends removal of the existing two-way stop control condition stopping Prairie Drive NE for 29<sup>th</sup> Street NE and that traffic signal control be established at the intersection of 29<sup>th</sup> Street and Prairie Drive NE,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the installation of traffic signal control at the intersection of 29<sup>th</sup> Street and Prairie Drive NE, be and the same is hereby approved.

Passed this 12<sup>th</sup> day of March, 2015

30TH ST NE

STAUB CT NE

MOUND FARM DR NE

REMOVAL OF TWO-WAY STOP CONTROL CONDITION & ESTABLISH TRAFFIC SIGNAL CONTROL

29TH ST NE

PRAIRIE DR NE

ROBINWOOD LN NE

27TH ST NE

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



REMOVAL OF EXISTING TWO-WAY STOP CONTROL CONDITION AND ESTABLISH TRAFFIC SIGNAL CONTROL AT THE INTERSECTION OF 29TH STREET AND PRAIRIE DRIVE NE



0 FEET 200



## 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 McClure Engineering Co. specifying 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 project (original contract amount was \$78,590; total contract amount with this amendment is \$113,605). CIP/DID #325008-01

**Background:**

This project is the addition of a multi-use pathway along Edgewood Road NW from the end of the Ellis trail at Ellis Road to O Avenue. The work will include design for construction and associated improvements.

This amendment covers design for sidewalk along both sides of 29<sup>th</sup> Street NW to connect to the new multiuse pathway and modifications to the traffic signals at intersections of Ellis Road NW / Edgewood Road NW and at O Avenue NW / Edgewood Road NW.

**Action / Recommendation:**

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with McClure Engineering Co. specifying an increased amount not to exceed \$35,015.

**Alternative Recommendation:** Complete program management and coordination of consultants utilizing City staff.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

**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, McClure Engineering Co. has been providing design services for the Edgewood Road NW Multiuse Pathway from O Avenue NW to Ellis Road, and

WHEREAS, the City add the design sidewalk to 29<sup>th</sup> Street NW and make modifications to traffic signals at the intersections of Ellis Road NW / Edgewood Road NW and at O Avenue NW / Edgewood Road NW to the project, and

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 McClure Engineering Company in the amount of \$35,015 and extend the contract completion date to November 30, 2016, for Edgewood Road NW Multiuse Pathway from O Avenue NW to Ellis Road project. A summary of the contract amendment is as follows:

Original Contract Amount:	\$78,590
Amendment No. 1	\$35,015
	<hr/>
Amended Contract Amount	\$113,605

General ledger coding for this amendment to be as follows:

Fund 325, Dept ID 325000 Project 325008	\$35,015
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Passed this 12<sup>th</sup> day of March, 2015



Cadd File Name: W:\PROJECTS\CIP\251325008 Edgewood Trail, O Ave to Ellis Blvd\325008 Council Map.dwg



**EDGEWOOD ROAD NW MULTIUSE PATHWAY  
FROM O AVENUE TO ELLIS ROAD NW**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Scott Sovers, PE  
**E-mail Address:** s.rovers@cedar-rapids.org

**Phone Number/Extension:** 5547

**Alternate contact person:** Dave Wallace, PE  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

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

Resolution authorizing execution of Amendment No. 5 to the Professional Services Agreement with HDR Engineering, Inc. specifying 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)** CIP/DID #SSD011-03

### Background:

This project will replace the Prairie Creek trunk sanitary sewer located between J Street SW and the Cedar River. This portion of the trunk sewer was damaged by the 2008 flood and this project will restore it to the pre-flood function.

Due to the size of the project, it has been determined that it would be beneficial to bid the project in multiple phases. The scope of services in the original agreement provided for one construction bid package so this amendment will add engineering services to develop and bid 3 separate construction contracts.

### Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 5 of the Professional Services Agreement with HDR Engineering, Inc. specifying an increased amount not to exceed \$77,621.

### Alternative Recommendation:

Alternatives include not proceeding with the additional services

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** SSD011-03 (FLOOD)

**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, it has been determined that due to the size of the project, it would be beneficial to bid the project in multiple phases, and

WHEREAS, additional design services beyond the original Professional Services Agreement are necessary for the additional bidding documents, and

WHEREAS, the Public Works Department recommends the authorization for HDR Engineering, Inc. to perform said additional services for an amount not to exceed \$77,621,

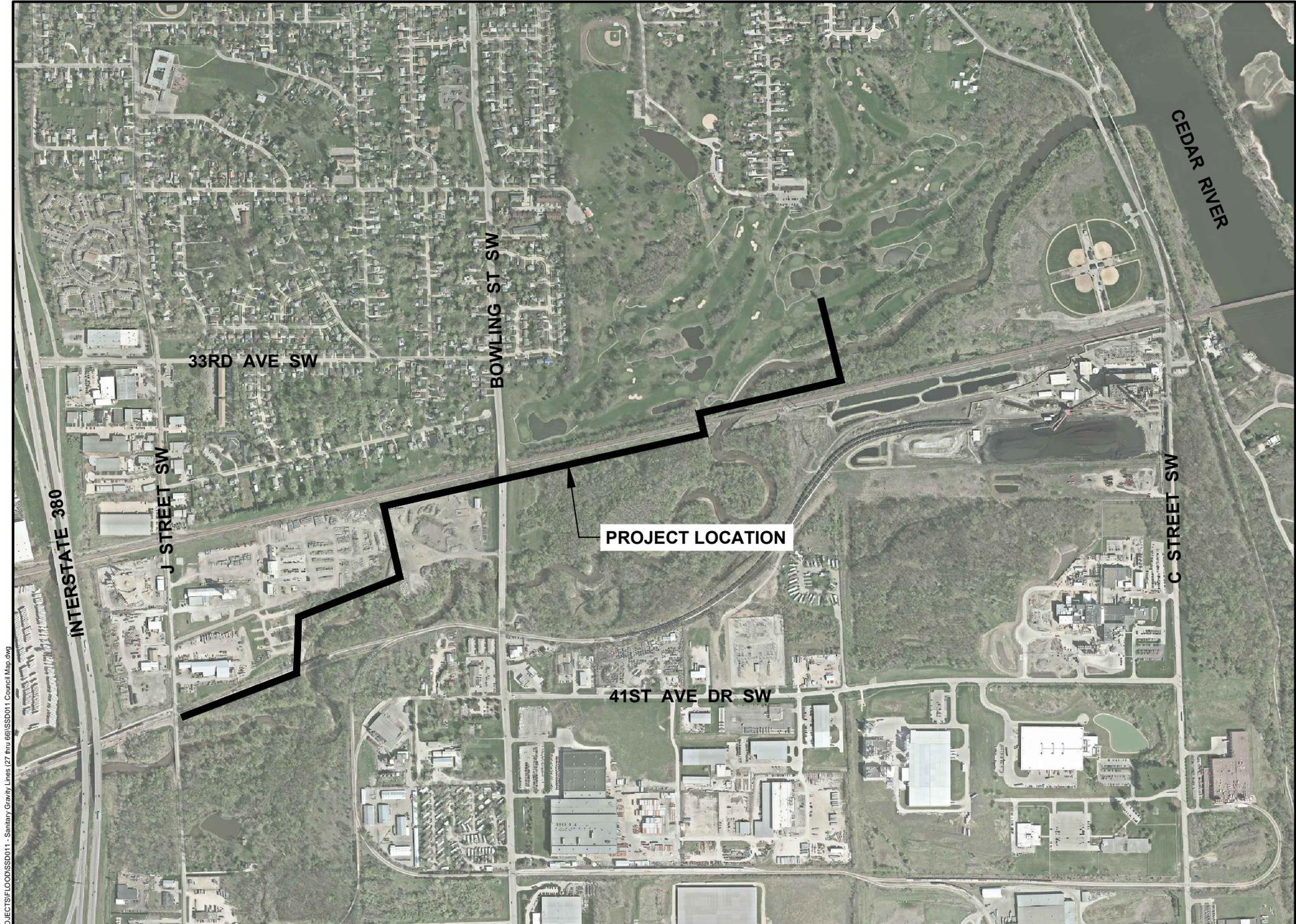
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 5 to the Professional Services Agreement with HDR Engineering, Inc. in the amount of \$77,621 for the Prairie Creek, from J Street to Cedar River, Sanitary Sewer Reconstruction project (SSD011-03). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$1,147,413
Amendment No. 1	\$0
Amendment No. 2	\$0
Amendment No. 3	\$60,839
Amendment No. 4	\$0
Amendment No. 5	\$77,621
	_____
Amended Contract Amount	\$1,285,873

General ledger coding for this amendment to be as follows:

Fund SSD, Dept ID SSD011 Project SSD011-03	\$77,621
--	----------

Passed this 12<sup>th</sup> day of March, 2014



Cadd File Name: W:\PROJECTS\FLOODS\SDD011 - Sanitary Gravity Lines (27 thru 66)\SDD011 Council Map.dwg



**PRAIRIE CREEK, FROM J STREET SW TO CEDAR RIVER,  
SANITARY SEWER RECONSTRUCTION**





## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** March 12, 2014

**Submitting Department:** Community Development

**Presenter at Meeting:** Paula Mitchell

**Phone:** 286-5852

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

**Alternate Contact Person:** Caleb Mason

**Phone:** 286-5188

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

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

Resolution authorizing approval of Amendment No. 2 to the Administrative Plan for the Fourth Round of the Single Family New Construction Program. CIP/DID #OB540257

### **Background:**

On February 18, 2015, the Development Committee recommended an amendment to the Administrative Plan for the remaining ROOTs Program funds. 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. It is expected that the available funding can create approximately 200 or more new single-family units. To date, 156 of those units have been allocated, most within the Tier 1 area. This leaves approximately 44 units left to allocate in this final round. In addition, there are an estimated 20 units to reallocate from a prior allocation round, for a total of 66 units.

The City owns approximately 20 lots in Tier 1 that are considered buildable based on R-TN zoning requirements. The existing lot inventory controlled by the City is therefore insufficient to meet the program needs.

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:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they have constructed in a previous program round. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- Shovel readiness will receive scoring consideration.
- The order of priority for allocation will be lots in Tier 1, followed by lots in Tier 2, with lots in Tier 3 receiving the lowest point value for location.
- Ongoing process for reallocation of lots that do not move forward to ensure full expenditure of grant resources.

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. Funds are also available to offset private land acquisition costs in Tier 1.

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

March 12, 2015 – City Council consideration of amended administrative plan

March 13, 2015 – Builder orientation meeting

April 1, 2015 – Proposals due to City

Week of April 6, 2015 – Proposals reviewed by stakeholder committee

Spring 2015 – Individual development agreements brought forward for City Council consideration.

**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 ensure compliance with IEDA expenditure deadlines.

**Resolution Date:** March 12, 2015

**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 AMENDMENT No. 2 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 have constructed in a previous program round. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- Shovel readiness will receive scoring consideration.
- The order of priority for allocation will be lots in Tier 1, followed by lots in Tier 2, with lots in Tier 3 receiving the lowest point value for location.
- Ongoing process for reallocation of lots that do not move forward to ensure full expenditure of grant resources.

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 final development plan to the Iowa Economic Development Authority for funding approval.

Passed this 12th day of March, 2015.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** March 10<sup>th</sup>, 2015

**Submitting Department:** Fire

**Presenter at Meeting:** Mark English

**Phone:** 319-286-5220

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

**Alternate Contact Person:** Donald Ransford

**Phone:** 319-286-5254

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

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

Resolution to authorize the City Manager to execute the Agreement For Use, Release, and Indemnification Contract on behalf of the Cedar Rapids Fire Department to use privately-owned structure at 1020 30<sup>th</sup> Street NE for **Non-Burn** exercises and **Live Fire** training between March 1, 2015 through May 31, 2015.

**Background:**

The Cedar Rapids Fire Department requires suitable structures for realistic training exercises in fireground tasks and techniques. Private citizens, Dale M. and Gail Nordby, have offered to the Fire Department a vacant structure at 1020 30<sup>th</sup> Street NE for such training exercises. This house is slated for demolition yet this year. It has been prepared for demolition through the abatement of all asbestos materials and elimination of city utilities. This Resolution also covers **Live Fire** training by the Fire Department, involving a controlled burn of the structure. All required preparations to the structure have been completed and appropriate insurance coverage has been obtained by the Owners, as described in the Agreement.

**Action/Recommendation:**

The Fire Department recommends approval of the execution of the present Agreement.

**Alternative Recommendation:**

If the resolution is not approved at this time, the Fire Department will lose the opportunity to conduct the **Non-Burn** exercises and **Live Fire** training.

**Time Sensitivity:** N/A

**Resolution Date:** March 10<sup>th</sup>, 2015

**Estimated Presentation Time:** N/A

**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):** N/A

RESOLUTION NO.

WHEREAS, The Cedar Rapids Fire Department requires suitable structures for field exercises to properly train and instruct its public safety employees in fireground tasks and techniques including the extinguishment of actual live fires (Non-Burn exercises and Live Fire Training), and

WHEREAS, Dale M. and Gail Nordby (hereinafter referred to as the OWNERS), 1237 32<sup>nd</sup> Street NE, Cedar Rapids, Iowa 52402 are the legal titleholders of the real estate property known and described as: East 150 feet of West 330 Feet of North 300 Feet of South 330 Feet of NE ¼ SE ¼ SW ¼ of Section 10-83-7, Linn County Iowa, with a local address of 1020 30<sup>th</sup> Street NE, Cedar Rapids, IA 52402, (hereinafter referred to as “the Property”), and

WHEREAS, the OWNERS are desirous of having the structure on the Property dismantled, destroyed, or otherwise demolished and has entered into a signed Agreement For Use, Release, and Indemnification Contract with the City for Fire Department use of the structure for Non-Burn Exercises and Live Fire Training, and

WHEREAS, the abovementioned Property has been properly prepared for destruction or demolition, including identification and removal of all asbestos-containing materials according to the requirements of the Iowa Department of Natural Resources, elimination of all utilities, including water, natural gas, electrical service, and communication services.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute the Agreement For Use, Release, and Indemnification Contract on behalf of the Cedar Rapids Fire Department.

Passed this 10<sup>th</sup> day of March, 2015.



## 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 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**). CIP/DID #3012129-01

### Background:

The City seeks to efficiently improve the pavement condition of all classifications of streets throughout the city. Ancillary benefits will include improved street rideability and extended pavement life. Specific work items include: site survey, review of the existing site conditions to identify street, and curb & gutter problem areas, design of improvements for identified problem areas, design of reconstruction for identified areas (including storm and sewer upgrades as necessary).

### Action / Recommendation:

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

### Alternative Recommendation:

The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing, or to delay this project until City Staff has the resources available to proceed with design.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** 3012129, LOST 7970

**Local Preference Policy:** Applies  Exempt

**Explanation:**

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

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project(s) below, and

WHEREAS, the Public Works Director / City Engineer has determined ALLTRANS, 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 \$141,170, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3012129-01 with the firm noted herein, and

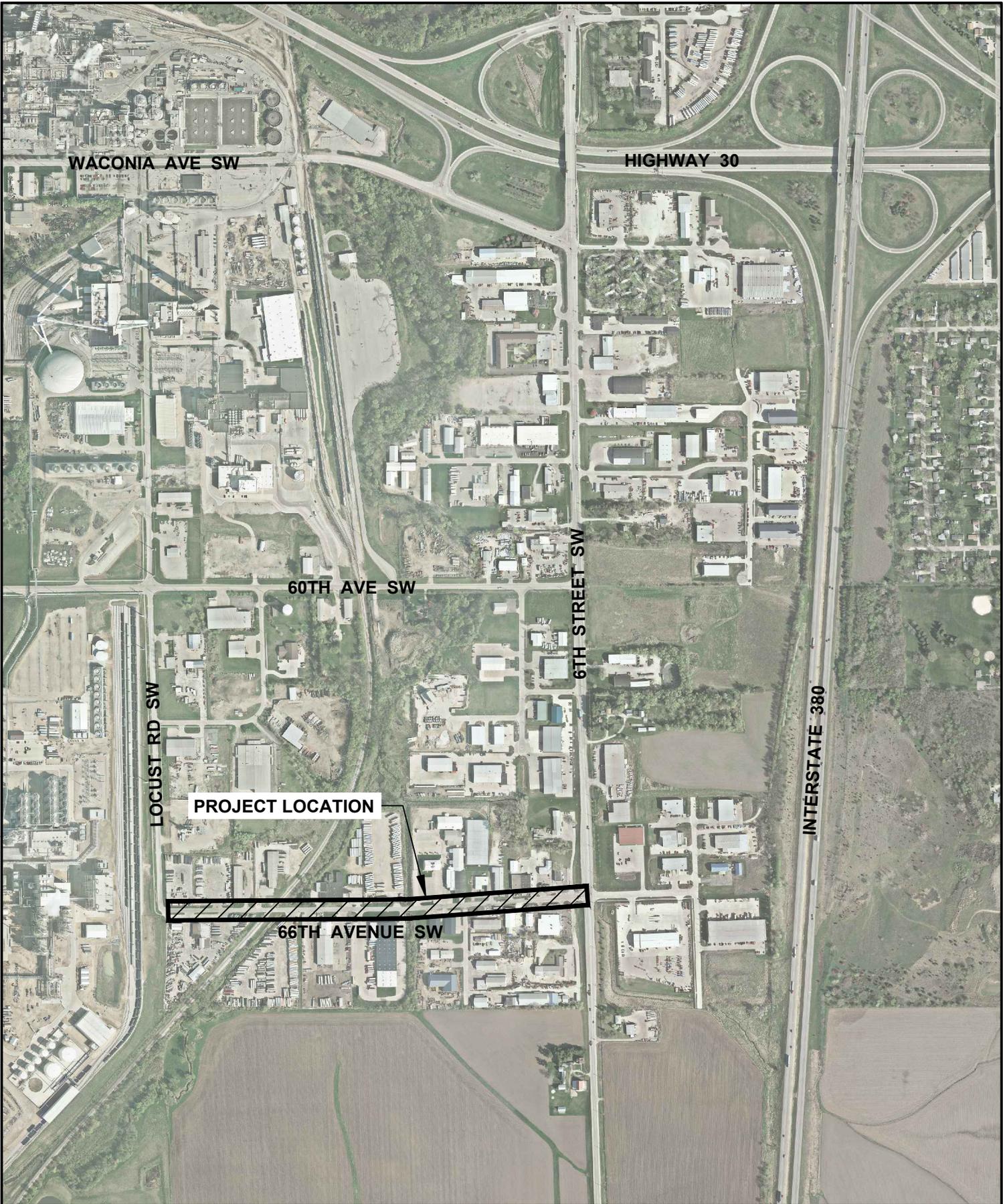
WHEREAS, the City Council has allocated funds for the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street project.

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3012129                      \$141,170

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 12<sup>th</sup> day of March, 2015



**PROJECT LOCATION**

**66TH AVENUE SW**

**WACONIA AVE SW**

**HIGHWAY 30**

**60TH AVE SW**

**6TH STREET SW**

**INTERSTATE 380**

**LOCUST RD SW**

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECT\3012129 - 66th Ave SW Tr Locust Rd to 6th St\3012129 Council Map.dwg



**66TH AVENUE SW ROADWAY IMPROVEMENTS  
FROM LOCUST ROAD TO 6TH STREET PROJECT**





## 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:** Dave Wallace  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

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

Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for turn-around, an easement for drainage, and a temporary grading easement for construction from Cedar Real Estate Group, L.L.P. from land located at 1332 Edgewood Road SW in connection with the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project. CIP/DID #304425-00

**Background:**

These easements are required to accommodate the proposed storm and sanitary Improvements south of Auburn Drive SW. The project will include replacing existing sanitary sewer, completing storm sewer improvements, and grading an overland flow path. The required permanent easements will divert surface water runoff and a turn-around area at the dead end of Auburn Drive SW.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for turn-around, an easement for drainage, and a temporary grading easement for construction from Cedar Real Estate Group, L.L.P.

**Alternative to the Recommendation:**

Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign Storm and Sanitary Sewer Improvements South of Auburn Drive SW project.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** 304/304000/304425

**Local Preference Policy:** Applies  Exempt

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

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

**Explanation (if necessary):**

ENG  
AUD FILE  
FIN  
TRS  
RCR  
IT  
CEDAR REAL ESTATE  
304425-00

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for an easement for turn-around, an easement for drainage and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Cedar Real Estate Group, L.L.P., 3930 16<sup>th</sup> Avenue SW, OWNER of the real property known and described as:

A part of Lot 4 and Lot 5, of Weaver's First Addition to the City of Cedar Rapids, Iowa

has agreed to convey the necessary Easement for Turn-Around, Easement for Drainage, and a Temporary Grading Easement for Construction at 1332 Edgewood Road SW to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for turn-around, easement for drainage and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project (Fund 304, Dept. ID 304000, Project 304425), now therefore

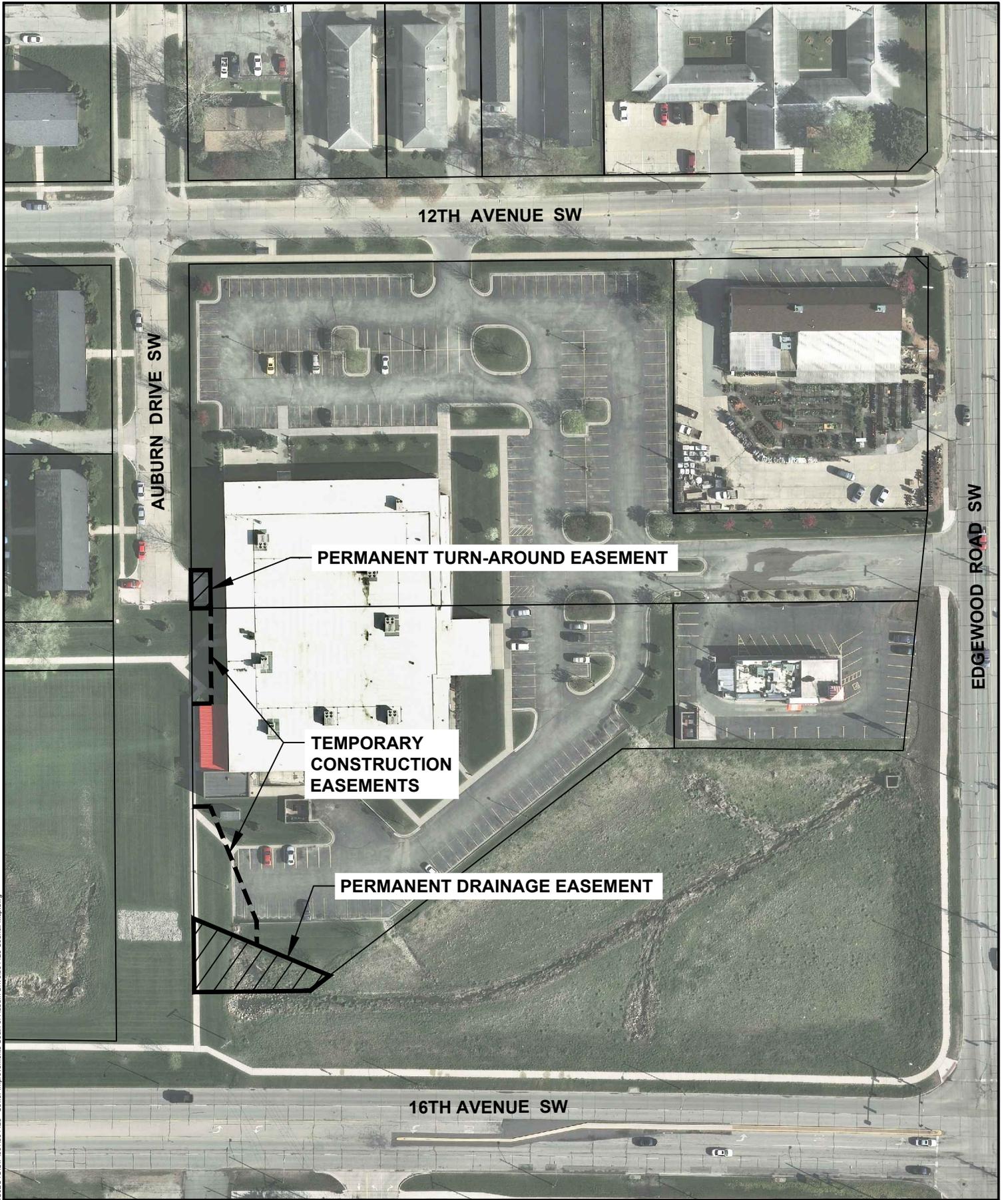
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Easement for Turn-Around and Easement for Drainage 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 12<sup>th</sup> day of March, 2015.



12TH AVENUE SW

AUBURN DRIVE SW

EDGEWOOD ROAD SW

PERMANENT TURN-AROUND EASEMENT

TEMPORARY  
CONSTRUCTION  
EASEMENTS

PERMANENT DRAINAGE EASEMENT

16TH AVENUE SW





## 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:** Kevin Vrchoticky  
**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Phone Number/Extension:** 5896

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

Resolution authorizing execution of a Purchase Agreement in the amount of \$28,500 and accepting a warranty deed for right-of-way from Salem United Methodist Church from land located at 3715 33<sup>rd</sup> Avenue SW in connection with the 2015 Sidewalk Infill Project. CIP/DID #3012074-00

### **Background:**

The right-of-way and temporary grading easement for construction is required to accommodate the proposed 2015 Sidewalk Infill Project. The project consists of installing sidewalks where gaps exist throughout the entire City. This parcel required right-of-way to accommodate the sidewalk and a temporary grading easement to construct the sidewalk. Compensation amounts proposed are based on an appraisal of the subject partial acquisition, provided by a qualified appraiser and/or a review appraiser's recommendation hired by the City.

### **Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$28,500 and accepting a warranty deed from Salem United Methodist Church.

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

Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the proposed sidewalk project.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

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

**Budget Information (if applicable):** 301/301000/3012074

**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):**

ENG  
AUD FILE  
FIN  
CD  
ASR  
TRS  
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IT  
SALEM UNITED  
3012074-00

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for a right-of-way and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Salem United Methodist Church, 3715 33<sup>rd</sup> Avenue SW, OWNER, of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 3715 33<sup>rd</sup> Avenue SW, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$24,050
Temporary Easement	\$4,450
TOTAL	<u>\$28,500</u>

, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 2015 Sidewalk Infill Project (Fund 301, Dept ID 301000, Project 3012074), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and Groundwater Hazard Statement from Salem United Methodist Church 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 12<sup>th</sup> day of March, 2015.



Cadd File Name: W:\PROJECTS\CIP\3012074\3012074 Council Map.dwg



**3715 33RD AVENUE SW  
RIGHT-OF-WAY ACQUISITION AND TEMPORARY CONSTRUCTION EASEMENT  
2015 SIDEWALK INFILL PROJECT**





## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** 03-12-15

**Submitting Department:** Cedar Rapids Ice Arena

**Presenter at meeting:** consent

**Phone Number/Ext:**

**Email:**

**Alternate Contact Person:** Sharon Cummins

**Phone Number/Ext:** 398-5211

**Email:** [s.cummins@uscellularcenter.com](mailto:s.cummins@uscellularcenter.com)

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

Contract for Emergency Compressor Replacement with B.G. Brecke, Inc. for the Cedar Rapids Ice Arena for an amount not to exceed \$28,821. CIP/DID #0315-186

### **Background:**

It was determined that the A1 Compressor on the NHL rink chiller was faulty and needed to be replaced. In order to hold upcoming scheduled events at the Ice Arena, this purchase has been deemed an emergency. BG Brecke, who holds the current contract for corrective and preventative HVAC Services at the Ice Arena has provided a quote and it has been carefully reviewed by staff and determined to be fair and reasonable.

### **Action / Recommendation:**

That the above recommendation be approved and that the City Manager and the City Clerk be authorized to execute the Contract with B.G. Brecke, Inc.

**Alternative Recommendation:** None

**Time Sensitivity:** Sensitive for project schedule

**Resolution Date:** 03-12-15

**Estimated Presentation Time:** consent

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

**Local Preference Policy** Applies  Exempt

**Explanation:**,

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

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, in order for upcoming scheduled events to be held, an emergency air compressor replacement is needed at the Cedar Rapids Ice Arena; and

WHEREAS, the Ice Arena obtained a quote from BG Brecke, Inc who is the holds the current contract for HVAC Services (Corrective and Preventative) at the Ice Arena; and

WHEREAS, the quote has been carefully evaluated and it is recommended to award the contract to the B.G. Brecke, Inc. of Cedar Rapids, Iowa; and

WHEREAS, the cost for the replacement and installation for a new Carrier compressor (part #06NW2250S7EA) is a firm fixed price of \$28,821.

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 B.G. Brecke, Inc.

Passed this 12<sup>th</sup> day of March 2015.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** March 12, 2015

**Submitting Department:** City Attorney

**Presenter at meeting:** James Flitz

**Phone Number/Ext:** 5028

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

**Alternate Contact Person:**

**Phone Number/Ext:**

**Email:**

**Description of Agenda Item:** Resolution authorizing additional funds regarding the retention of Ahlers and Cooney, P.C. as outside legal counsel regarding Veterans Memorial Building.

**Background:**

**Action / Recommendation:** Adopt resolution to authorize an additional \$50,000 for legal fees to Ahlers and Cooney, P.C.

**Alternative Recommendation:**

None.

**Time Sensitivity:** High

**Resolution Date:** March 12, 2015

**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.

WHEREAS, pursuant to City Council Resolution No. 1347-09-14, the lawfirm of Ahlers & Cooney, P.C. was retained to provide outside legal counsel services in connection with the Veterans Memorial Building mitigation and renovation, and

WHEREAS, said resolution limited the authorized cost for said legal services to \$50,000, and

WHEREAS, it is necessary to authorize additional funds for these services,

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, Iowa that an additional \$50,000 is authorized to defray the costs of these legal services. Additional costs shall be subject to further city council approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** March 12, 2015

**Submitting Department:** Community Development and Planning

**Presenter at meeting:** Seth Gunnerson

**Phone Number/Ext:** 319 286-5129

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

**Alternate Contact Person:** Jennifer Pratt

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

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

**Description of Agenda Item:**  **Consent**     **Public Hearing**     **Regular Agenda**  
Resolution amending Resolution No. 0303-02-15 to correct the urban renewal area. CIP/DID #OB814580

### **Background:**

On February 24, 2015 the City Council adopted Resolution No. 0303-02-15 to authorize execution of a development agreement with Prairie Crossings, LCC for public trail improvements made as part of the Prairie Crossings Development at the intersection of Kirkwood Parkway SW and C Street SW.

This resolution amends the Urban Renewal Area to correctly list the project in the Technology Park Urban Renewal area and authorizes payment of the Economic Development Grant of \$32,500 to Prairie Crossings, LLC.

### **Action / Recommendation:**

City staff recommends approval of the resolution.

### **Alternative Recommendation:**

City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** March 12, 2015

**Estimated Presentation Time:** N/A

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

**Local Preference Policy**    Applies     Exempt

Recommended by Council Committee  
Explanation (if necessary):

Yes

No

N/A

### Site Map



CD  
ATT  
CLK  
RCR  
FIN  
PRAIRIE CROSSINGS  
OB814580

RESOLUTION NO.

RESOLUTION AMENDING RESOLUTION NO. 0303-02-15 TO  
CORRECT THE URBAN RENEWAL AREA

WHEREAS, on February 24, 2015 the City Council adopted Resolution No. 0303-02-15 which authorized the City Manager to execute a development agreement with Prairie Crossings, LLC for development of public trail improvements with an Economic Development Grant payment not to exceed \$32,500; and

WHEREAS, the resolution should be amended to state the urban renewal project activities are in an area known as the Technology Park Urban Renewal Area (the "Project Area"), which area is described in the Urban Renewal Plan (the "Urban Renewal Plan") approved for such area by Resolution No. 0291-02-13 on February 26, 2013; and

WHEREAS, upon execution of the Development Agreement, Prairie Crossings, LLC is qualified to receive the full Economic Development Grant as provided under Section 7.1 (Economic Development Grant) of the Agreement.

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

1. That Resolution No. 0303-02-15 should be amended to state that the urban renewal project activities are in an area known as the Technology Park Urban Renewal Area (the "Project Area"), which area is described in the Urban Renewal Plan (the "Urban Renewal Plan") approved for such area by Resolution No. 0291-02-13 on February 26, 2013.
2. That the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to Prairie Crossings, LLC in the amount of \$32,500.00 to be paid from the Technology Park Tax Increment Financing Fund (Acct. # 7527-752700-752701).

Passed this 12<sup>th</sup> day of March, 2015.

## Council Agenda Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5807

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

**Phone Number/Extension:** 5092

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

Second and possible third reading of 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. CIP/DID #ROWV-015442-2014

**Background:**

A Public Hearing was held on February 24, 2015 in which no objections were heard.  
February 24, 2015 - 1<sup>st</sup> reading of the Ordinance was held and passed.  
February 24, 2015 – Resolution was passed.

**Action / Recommendation:**

March 12, 2015 – 2<sup>nd</sup> and 3<sup>rd</sup> reading of the Ordinance.

**Alternative to the Recommendation:** Continue to allow the existing building to encroach into the rights-of-way at these two locations.

**Time Sensitivity:** Normal

**Resolution Date:** February 24, 2015

**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  
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FIN  
AUD FILE  
CLK  
TRS  
TED  
BSD  
STR  
IT  
CD  
CLAY  
ROWV-015442-2014

ORDINANCE NO. \_\_\_\_\_

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

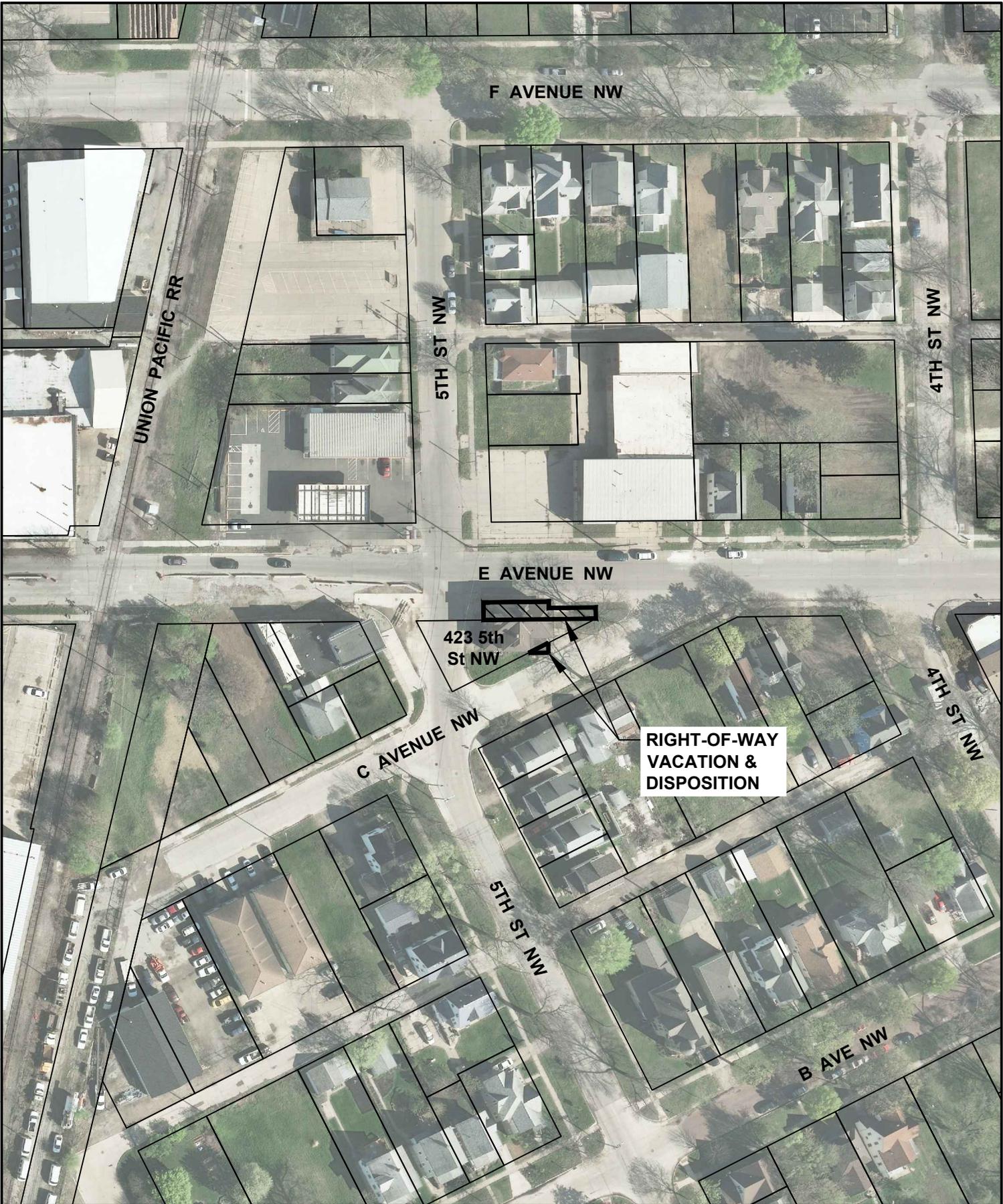
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

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

A 1,054 square-foot strip of E Avenue NW right-of-way (also known as Plat of Survey No. 1970 Parcel A as shown in Book 9149, Page 386 and recorded on January 8, 2015 at the Office of the Linn County Recorder) and a 7.4 square-foot triangle of C Avenue NW right-of-way located adjacent to 423 5th Street NW (also known as Plat of Survey No. 1971 Parcel A as shown in Book 9149, Page 385 and recorded on January 8, 2015 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.

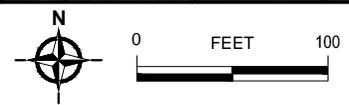
Passed this 12<sup>th</sup> day of March, 2015.



Cadd File Name: W:\PROJECTS\Non-CIP\2014\114 Right-of-Way Migration\2014 - ENERGO\ROWV-015442-2014 423 5th St NW Former Fire Station\ROWV-015442-2014 Council Map.dwg



**RIGHT-OF-WAY VACATION AND DISPOSITION**  
**423 5TH STREET NW**



ROWV-015442-2014



## 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:** Carol Morgan  
**E-mail Address:** c.morgan@cedar-rapids.org

**Phone Number/Extension:** 5092

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

Third reading of 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.

Resolution authorizing the disposition of the property 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. CIP/DID #ROWV-006977-2013

### Background:

A Public Hearing was held on February 10, 2015 in which no objections were heard.  
 February 10, 2015 - 1<sup>st</sup> reading of the Ordinance was held and passed.  
 February 24, 2015 – 2<sup>nd</sup> reading of the Ordinance was held and passed.

### Action / Recommendation:

March 12, 2015 - 3<sup>rd</sup> reading of the Ordinance and would like to pass the resolution for the disposition of Plat of Survey No. 1959 Parcel A as requested by CoCoSaJe, L.C.

**Time Sensitivity:** Normal

**Resolution Date:** March 12, 2015

**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  
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IT  
COCOSAJE  
ROWV-06977-2013

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 41,640 square-foot parcel of excess City-owned right-of-way located at 3400 Edgewood Road NE (also known as Plat of Survey No. 1959 Parcel A as shown in Book 9116, Page 499 and recorded on November 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 10<sup>th</sup> day of February, 2015

Passed this 12<sup>th</sup> day of March, 2015.

ENG  
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BSD  
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COCOSAJE  
ROWV-006977-2013

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 41,640 square-foot parcel of excess City-owned right-of-way located at 3400 Edgewood Road NE (also known as Plat of Survey No. 1959 Parcel A as shown in Book 9116, Page 499 and recorded on November 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 CoCoSaJe, L.C., 1601 Whitters Way NW, Cedar Rapids, Iowa 52405:

Plat of Survey No. 1959 Parcel A as shown in Book 9116, Page 499 and recorded on November 25, 2014 at the Office of the Linn County Recorder.

2. The Council determines the fair consideration required for the aforescribed conveyance to be publication and recording fees plus standard City Clerk's fee of \$100.
3. This conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors, and assigns as follows:

- a. Grantee shall save the City of Cedar Rapids harmless from damage or injury or loss of access or diminishing of the value of improved property, under Section 364.15 of the Iowa Code as the result of the vacation and the disposition of said property hereinbefore described to said grantee.
4. The City shall accept an Easement for Storm Sewer over the vacated right-of-way.
5. The grantee, CoCoSaJe, L.C., be required to submit a combined tax statement to the City Assessor's Office within 90 days of completion of vacation, since the square footage does not constitute a buildable lot area in and of itself.
6. The grantee, CoCoSaJe, L.C., shall pay the City Clerk all costs connected with this matter.

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this conveyance and accept the Easement for Storm Sewer, and that the same are hereby approved and accepted, and that they shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 12<sup>th</sup> day of March, 2015

Cadd File Name: W:\PROJECTS\Non-CIP\2013\4113\ACATIONS - ENERGO\ROW\41-14-017 Edgewood Rd NE ROW VAC CCoS\Site, LLC\1-14-017 Council Map.dwg



**3400 EDGEWOOD ROAD NE  
RIGHT-OF-WAY VACATION AND STORM SEWER EASEMENTS**

