

MINUTES OF THE CITY COUNCIL CITY OF CEDAR RAPIDS, IOWA

May 12, 2015, 12:00 PM

City Council met in Regular Session in the Cedar Rapids City Hall Council Chambers, 101 First Street SE, Cedar Rapids, Iowa. Present, Mayor Ron Corbett, Council members Kris Gulick, Scott Olson, Ralph Russell, Pat Shey, Justin Shields, Monica Vernon and Susie Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz. Absent, Council member Ann Poe.

The invocation was given by Public Safety Chaplain Pat Rieck.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

Mayor Corbett and Council member Vernon presented a Proclamation declaring May 8 – June 7, 2015 as All Iowa Optimists in Action Month.

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

1. A public hearing was held to consider the disposition of excess City-owned vacant properties located at 402, 404, 408, and 413 H Avenue NW and 816, 820, 824, 828, and 908 4th Street NW (Paula Mitchell). **(Flood)** No comments or objections were heard or filed.
2. A public hearing was held to consider amending Chapter 69 of the Municipal Code, Civil Rights Commission, to reduce the number of members from eleven to nine (Janet Abejo and Johnny Alcivar-Zuniga). No comments or objections were heard or filed.
 - a. First Reading: Ordinance amending Chapter 69 of the Municipal Code, Civil Rights Commission, to reduce the number of members from eleven to nine.

Council member Weinacht moved the approval of the Ordinance on its first reading; seconded by Council member Vernon.
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Not present: Council member Poe.

Result: Approved.

3. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Penn Avenue NW at 1st Street NW Storm Sewer Improvements – Phase 1 project (estimated cost is \$118,000) (Dave Wallace). No comments or objections were heard or filed.

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Penn Avenue NW at 1st Street NW Storm Sewer Improvements – Phase 1 project.

Council member Russell moved to approve; seconded by Council member Olson.
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Not present: Council member Poe.

Result: Approved.

0624-05-15

4. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2016 Sidewalk and Ramp Repair Program – Contract No. 1 project (estimated cost is \$517,000) (Doug Wilson). No comments or objections were heard or filed.

0625-05-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2016 Sidewalk and Ramp Repair Program – Contract No. 1 project.

Council member Olson moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

5. A Public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 3rd Avenue, 4th Avenue and Ground Transportation Center Parkade Repair project (estimated cost is \$460,000) (Doug Wilson). No comments or objections were heard or filed.

0626-05-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue, 4th Avenue and Ground Transportation Center Parkade Repair project.

Council member Vernon moved to approve; seconded by Council member Olson.
Not present: Council member Poe.
Result: Approved.

6. A Public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Collins Road NE (IA 100) between Council Street NE & approximately 700 feet west of Northland Avenue NE, 1st Avenue W (IA 922) between L Street SW and 3rd Street SW, 3rd Avenue SW between L Street SW & approximately 165 feet west of 3rd Street SW and Williams Boulevard SW (IA 922) from Trent Street SW to 16th Avenue SW Roadway Improvements project (estimated cost is \$1,268,000) (Rob Davis). No comments or objections were heard or filed.

0627-05-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Collins Road NE (IA 100) between Council Street NE & approximately 700 feet west of Northland Avenue NE, 1st Avenue W (IA 922) between L Street SW and 3rd Street SW, 3rd Avenue SW between L Street SW & approximately 165 feet west of 3rd Street SW and Williams Boulevard SW (IA 922) from Trent Street SW to 16th Avenue SW Roadway Improvements project.

Council member Vernon moved to approve; seconded by Council member Olson.
Not present: Council member Poe.
Result: Approved.

Public comments were heard.

Motion to approve agenda.

Council member Weinacht moved to approve; City Manager Pomeranz requested that Item Number 27r (Non-Franchise Utility License Agreement with Unite Private Networks, LLC for right-of-way encroachment located throughout Cedar Rapids) be removed from the Agenda; Mayor Corbett requested that Item Number 27t (sponsorship of a Business Financial Assistance Application to the Iowa Economic Development Authority by Lesaffre Yeast Corporation to assist the company in expanding operations at Red Star Yeast located at 906 60th Avenue SW, expanding operations at BioSpringer North America located at 950 60th Avenue SW and constructing a flour blending facility at Lesaffre Yeast Corporation at 1030 60th Avenue SW with the local match being satisfied by an Urban Revitalization Tax Exemption) be moved from the Consent Agenda to the Regular Agenda; seconded by Council member Vernon. Motion carried as amended.
Not present: Council member Poe.
Result: Approved.

Motion to approve Consent Agenda items.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe. Motion carried.
Result: Approved.

7. Motion to approve minutes.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0628-05-15 8. Resolution adopting a MedQuarter Design Manual for the MedQuarter Design Review Overlay District.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0629-05-15 9. Resolution adopting a MedQuarter Signage Plan for the MedQuarter Design Review Overlay District.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0630-05-15 10. Resolution authorizing the Finance Director to commit the current and future fund balances of a new Special Revenue Fund – Amphitheater Capital Reserve.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0631-05-15 11. Resolution determining the necessity and setting dates of a public hearing for May 26, 2015, and consultation with affected taxing entities and referral to City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Creekside Urban Renewal Area.

		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
<u>0632-05-15</u>	12.	Resolution determining the necessity and setting dates of a public hearing for May 26, 2015, and consultation with affected taxing entities and referral to City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Center Point Urban Renewal Area.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
<u>0633-05-15</u>	13.	Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the 2015 Sidewalk Infill – Phase 1 and Phase 2 projects.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
<u>0634-05-15</u>	14.	Resolution rescinding Resolution No. 1979-12-75, which established “No Parking Anytime” on the west side of L Street SW from 1st Avenue West to 8th Avenue SW; and establishing “No Parking Anytime” on the west side of L Street SW from 1st Avenue West to 7th Avenue SW and from 8th Avenue SW northerly 50 feet.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
	15.	Motions setting public hearing dates for:
	a.	May 26, 2015 – to consider the Fiscal Year 2015 Budget Amendment.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
	b.	May 26, 2015 – to consider a change of zone for property at 1027 9th Street SW from R-3, Single Family Residence Zone District to O-S, Office/Service Zone District as requested by C.R. Ryders, LLC.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
	c.	May 26, 2015 – to consider a change of zone for property located at 1017 Rockford Road SW from I-1, Light Industrial Zone District to R-3, Single Family Residence Zone District as requested by Mark G. Henderson Trust and Linda Nicholson.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.
	d.	May 26, 2015 – to consider a change of zone for property at 2903 C Avenue NE and 316 29th Street NE from R-3, Single Family Residence Zone District to I-1, Light Industrial Zone District as requested by Hawkeye Land Co.
		Council member Vernon moved to approve; seconded by Council member Russell.
		Not present: Council member Poe.
		Result: Approved.

- e. May 26, 2015 – to consider amending Ordinance No. 002-14 to delete condition No. 7 of the rezoning for property at 4625 Tower Terrace Road NE from A, Agriculture Zone District to C-MU, Commercial Mixed Use Zone District, as requested by the Development Services Department.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- f. May 26, 2015 – to consider the disposition of City-owned property at 1203 7th Street SE, 1205 7th Street SE and vacant land on the 600 block of 12th Avenue SE and inviting redevelopment proposals. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- g. May 26, 2015 – to consider the vacation and disposition of public ways and grounds in and to the property described as 4th Street SE between 10th Avenue and 12th Avenue SE as requested by The Depot Development, LLC.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- h. May 26, 2015 – to consider the disposition of a 6,080 square-foot strip of former railroad right-of-way located northwesterly of 12th Avenue SE and northeasterly of and adjacent to 4th Street SE as requested by The Depot Development, LLC.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- i. May 26, 2015 – to consider an ordinance relating to collection of tax increment within the proposed Creekside Urban Renewal Area.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- j. May 26, 2015 – to consider an ordinance relating to collection of tax increment within the proposed Center Point Urban Renewal Area.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- 16. Motions setting public hearing dates, filing plans, specifications, form of contract and estimated cost, advertising for bids by publishing notice to bidders, and authorizing City officials or designees to receive and open bids and publicly announce the results for:

- a. May 26, 2015 – 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project, with bid opening May 20, 2015 (estimated cost is \$1,700,000). **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- b. May 26, 2015 – 2nd Avenue from 6th Street SW to 1st Street SE and 3rd Avenue from 6th Street SW to 3rd Street SE One-Way Conversion project, with bid opening May 27, 2015 (estimated cost is \$710,000).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- c. May 26, 2015 – B Avenue NW Roadway Improvements from Highland Drive NW to 8th Street NW project, with bid opening May 27, 2015 (estimated cost is \$1,441,000). **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- d. May 26, 2015 – Edgewood Road NW Pavement Rehabilitation Improvements from Johnson Avenue NW to E Avenue NW project, with bid opening May 27, 2015 (estimated cost is \$770,000). **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- e. May 26, 2015 – FY 2015 Curb Repair Project – Contract 2 project, with bid opening May 27, 2015 (estimated cost is \$480,000). **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- f. May 26, 2015 – Northwest Recreation Center project, with bid opening June 3, 2015 (estimated cost is \$3,550,000). **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- g. May 26, 2015 – Cedar River East Flood Wall – North of Interstate 380 – Cedar Rapids, IA – Phase 2 – Floodwall project, with bid opening June 17, 2015 (estimated cost is \$11,500,000).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- h. June 9, 2015 – West Post Road NW From Gordon Avenue NW To E Avenue NW – Water Main Replacement project, with bid opening June 17, 2015 (estimated cost is \$730,000). **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

- 17. Motion approving the beer/liquor/wine applications of:
 - a. Avacentre – Cedar Rapids, 2121 Bowling Street SW.
 - b. Beaver Creek Saloon, 1010 2nd Avenue SW.
 - c. Cancun Mexican Grill & Bar, 365 33rd Avenue SW.
 - d. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre, 475 1st Street SW, on May 22, 2015).
 - e. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath

- f. Amphitheatre, 475 1st Street SW, on June 5, 2015).
- f. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre, 475 1st Street SW, on June 12, 2015).
- g. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre, 475 1st Street SW, on May 29, 2015).
- h. Club Basix, 3916 1st Avenue NE (outdoor service for an event on May 29-June 1, 2015).
- i. Elmcrest Country Club, 1000 36th Street NE.
- j. Emil's Hideaway, 222 Glenbrook Drive SE (5-day permit for an event at McGrath Powersports, 4645 Center Point Road NE, on May 28, 2015).
- k. Hy-Vee #3 Club Room, 20 Wilson Avenue SW.
- l. Java Creek Cafe, 588 Boyson Road NE.
- m. JM O'Malley's, 1502 H Avenue NE (outdoor service for an event on June 18-22, 2015).
- n. Mount Mercy University, 1330 Elmhurst Drive NE.
- o. Pei's Mandarin, 3287 6th Street SW.
- p. Red Lion Lounge, 3970 Center Point Road NE.
- q. Rumors, 400 F Avenue NW (outdoor service for an event on May 29-31, 2015).
- r. Smokin' Joe's Tobacco & Liquor Outlet #6, 1404 1st Avenue NE.
- s. Time Out Lounge, 3230 16th Avenue SW (outdoor service for an event on May 16-17, 2015).
- t. Tobacco Outlet Plus #520, 124 Collins Road NE.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

18. Resolutions approving:

0635-05-15

- a. Payment of bills.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0636-05-15

- b. Payroll.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

19. Resolutions appointing, reappointing and thanking the following individuals:

0637-05-15

- a. Appointing Sandi Fowler (effective through December 31, 2015) and Jen Winter (effective through December 31, 2018) to the Corridor Metropolitan Planning Organization.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0638-05-15

- b. Vote of thanks to Rob Davis and Steve Hershner for serving on the Corridor Metropolitan Planning Organization.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

20. Resolutions approving the special event applications for:

0639-05-15

a. Grand National Houby Days Parade (includes road closures) on May 16, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0640-05-15

b. CR Freedom Festival Fourth of July Celebration (includes road closures) on July 4, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0641-05-15

c. Rip Roar Kids Triathlon Cedar Rapids event (includes road closures) on July 25, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0642-05-15

d. The Glo Run event (includes road closures) on August 1, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0643-05-15

e. Cedar Rapids Metro Economic Alliance Downtown Farmers Market After Dark (includes road closures) on August 29, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.

Abstain (1): Council member Gulick;

Not present: Council member Poe.

Result: **Approved.**

21. Resolutions approving assessment actions:

0644-05-15

a. Intent to assess – Solid Waste & Recycling – clean-up costs – two properties.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0645-05-15

b. Intent to assess – Water Division – delinquent municipal utility bills – 39 properties.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

22. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

0646-05-15

a. Water system improvements installed in Westwind Creek 8th Addition and 2-year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$43,465.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

23. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:

0647-05-15

a. Water Division Bowling Street Booster Station Pump Upgrade project, final payment in the amount of \$7,062.08 and 2-year Performance Bond submitted by B.G. Brecke, Inc. (original contract amount was \$156,659; final contract amount is \$141,241.60).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0648-05-15

b. Water Pollution Control Motor Control Center #2 Replacement project, final retainage payment in the amount of \$62,174.24 and 2-year Performance Bond submitted by Price Industrial Electric (original contract amount was \$1,286,900; final contract amount is \$1,243,484.74).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

24. Resolutions approving final plats:

0649-05-15

a. Century Communications First Addition for land located at 605 Boyson Road NE.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

25. Resolutions authorizing execution of Development Agreements for properties participating in the fourth round of the Single Family New Construction Program:

0650-05-15

a. Stonebrook Homes, LLC for property at 6109 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0651-05-15

b. Stonebrook Homes, LLC for property at 6112 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0652-05-15

c. Stonebrook Homes, LLC for property at 6118 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0653-05-15

d. Stonebrook Homes, LLC for property at 6121 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0654-05-15

e. Stonebrook Homes, LLC for property at 6130 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0655-05-15

f. Stonebrook Homes, LLC for property at 6133 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0656-05-15

g. Stonebrook Homes, LLC for property at 6145 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0657-05-15

h. W.P.H., Inc. dba Cedar Ridge Homes for property at 6106 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0658-05-15

i. W.P.H., Inc. dba Cedar Ridge Homes for property at 6115 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0659-05-15

j. W.P.H., Inc. dba Cedar Ridge Homes for property at 6124 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0660-05-15

k. W.P.H., Inc. dba Cedar Ridge Homes for property at 6127 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0661-05-15

l. W.P.H., Inc. dba Cedar Ridge Homes for property at 6139 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0662-05-15

m. W.P.H., Inc. dba Cedar Ridge Homes for property at 6207 Deer Stone Court SW. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

26. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned properties participating in the fourth round of the Single Family New Construction Program:

0663-05-15

a. Cedar Valley Habitat for Humanity, Inc. for property at 926 N Street SW, and rescinding Resolution No. 0582-04-15. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0664-05-15

b. Cedar Valley Habitat for Humanity, Inc. for property at 930 N Street SW, and rescinding Resolution No. 0583-04-15. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

27. Resolutions approving actions regarding purchases, contracts and agreements:

0665-05-15

a. Amendment No. 5 to renew the contract for the citywide purchase of office supplies with OfficeMax, Inc. for an annual amount not to exceed \$200,000 (original contract amount was \$226,000; renewal contract amount is \$200,000).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0666-05-15

b. Amendment No. 1 to the contract for Engineering Division Furniture project with Triplett Interior Solutions to reflect the cost for additional equipment for an amount not to exceed \$16,068.58 (original contract amount was \$24,988; total contract amount with this amendment is \$41,056.58). **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0667-05-15

c. Amendment No. 1 to renew contract for uniform apparel for the Fire Department with Kieck's Career Apparel & Uniform for an amount not to exceed \$48,000 for two-year renewal period (original contract amount was \$24,000 annually; renewal contract amount is \$48,000 for two-year period).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0668-05-15

d. Renewal of ESRI GIS Software Maintenance with Environmental Systems Research Institute, Inc. (original contract amount was \$60,150; renewal contract amount is \$59,999.73).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0669-05-15

e. Amendment No. 3 to renew the citywide contract for the Subscriber Agreement for Specialized Mobile Radio City-Wide Non-Public Safety Applications Project with CEC for an annual amount not to exceed \$100,000 (original contract amount was \$61,776; renewal contract amount is \$100,000).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0670-05-15

f. Amendment No. 3 to renew contract for ShoreTel Hardware & Software with Sencommunications, Inc. for the Information Technology Department for an annual amount not to exceed \$40,000 (original contract amount was \$100,000; renewal contract amount is \$40,000).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0671-05-15

- g. Contract for mowing services for City Weed Ordinance with Greg's Lawn & Landscape for the Solid Waste Division for an annual amount not to exceed \$30,000.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0672-05-15

- h. Fleet Services purchase of one 2015 Husqvarna Concrete Saw from Star Equipment Ltd. for use by the Water Division in the amount of \$31,925.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0673-05-15

- i. Amendment No. 6 to the contract for jetting and cleanout services with Captain Clean Ltd. to reflect the cost for additional services for an amount not to exceed \$60,000 (original contract amount was \$65,000; total contract amount with this amendment is \$125,000).

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0674-05-15

- j. Purchase order in the amount of \$47,035 to Zimmer & Francescon, Inc. for a New Fairbanks 19B 7100AW Effluent Return Pump at the Water Pollution Control Facility.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0675-05-15

- k. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Platinum Series Homes for a term of two years, with a total payment of \$41,200.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0676-05-15

- l. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Eastern Iowa Elite Chevy Dealers for a term of two years, with a total payment of \$41,200.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0677-05-15

- m. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Gray Venture Partners, LLC for a term of two years, with a total payment of \$25,000.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0678-05-15

- n. Event Contract Extension Agreement for the Iowa Girls State Volleyball Tournament between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and the Iowa Girls High School Athletic Union for five years through 2021, with a total payment of \$154,000.

Council member Vernon moved to approve; seconded by Council member Russell.

Not present: Council member Poe.

Result: **Approved.**

0679-05-15

- o. Parking Relocation Agreement with DoubleTree by Hilton for parking relocation from lot under Interstate 380 to the Cedar Rapids Convention Center Parking Ramp in connection with the East Side Flood Wall (at Quaker Oats) project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0680-05-15

- p. Parking Space Agreement with Downtown Parking Management, Inc., dba Park Cedar Rapids for an amount not to exceed \$203,805 for leasing of parking stalls in connection with the East Side Flood Wall (at Quaker Oats) project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0681-05-15

- q. Agreement for Utility Relocation with Interstate Power and Light Company (IPL) for a utility pole relocation in the amount of \$52,558.11 in connection with the Kirkwood Boulevard Retaining Wall Repair project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0682-05-15

- s. Contract No. 08-DRI-293 with the Iowa Economic Development Authority (IEDA) in the amount of \$1,151,616 to provide enhanced storm water management in conjunction with two previously funded Multi-family New Construction projects. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0683-05-15

- u. Federal Aid Agreement in the amount of \$1,036,000 with the Iowa Department of Transportation (IDOT) in connection with the CEMAR Trail Phase 1A project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0684-05-15

- v. Federal Aid Agreement in the amount of \$274,000 with the Iowa Department of Transportation (IDOT) in connection with the CEMAR Trail Phase 1C project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0685-05-15

- w. Agreement for Surface Transportation Program Project for reimbursement of eligible project costs in the amount of \$1,650,000 with the Iowa Department of Transportation (IDOT) in connection with the Collins Road (IA 100) Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0686-05-15

- x. Cooperative Agreement for Primary Road Project in the amount of \$1,267,894 with the Iowa Department of Transportation (IDOT) for the Collins Road NE (IA 100) between Council Street NE & approximately 700 feet west of Northland Avenue NE, 1st Avenue W (IA 922) between L Street SW and 3rd Street SW, 3rd Avenue SW between L Street SW & approximately 165 feet west of 3rd Street SW and Williams Boulevard SW (IA 922) from Trent Street SW to 16th Avenue SW Roadway Improvements project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0687-05-15

- y. Memorandum of Agreement with the Iowa Startup Accelerator for the fiscal year ending June 30, 2015.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0688-05-15

- z. Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$300,000 for the Water Pollution Control Anaerobic Pretreatment Heat Exchanger Replacement project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0689-05-15

- aa. Professional Services Agreement with Shoemaker & Haaland Professional Engineers for an amount not to exceed \$151,484 for design services in connection with the Oakland Road NE Roadway Improvements from H Avenue to J Avenue project. **(Paving for Progress)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0690-05-15

- ab. Letter of Agreement Renewal with B. G. Brecke, Inc. for an estimated cost of \$87,165 for the Replacement of Fire Hydrants and Blow Off Completes FY16 project (original contract amount was \$53,340; renewal contract amount is \$87,165).

Council member Vernon moved to approve; seconded by Council member Russell.
Abstain (1): Council member Olson.
Not present: Council member Poe.
Result: Approved.

0691-05-15

- ac. Change Order No. 9 (Revised) in the amount of \$54,108 with Woodruff Construction, LLC for the Ground Transportation Center Renovation project (original contract amount was \$9,162,000; total contract amount with this amendment is \$9,290,832). **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0692-05-15

- ad. Development Agreement with The Depot Development, LLC for the disposition and redevelopment of 400 12th Avenue SE (former Iowa Ironworks site).

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0693-05-15

ae. Amendment No. 1 to the Development Agreement with 42nd and Edgewood, LLC for redevelopment of property at the intersection of 42nd Street NE and Edgewood Road NE.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0694-05-15

af. Assignment and Assumption of Development Agreement from Thomas Dostal Developers, Inc. to Stonebrook Homes, LLC for property at 503 6th Avenue SW participating in the fourth round of the Single Family New Construction Program. **(Flood)**

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0695-05-15

ag. Corrective Warranty Deed for the amount of \$1 and other consideration from Water Rock, LLC for street right-of-way along the east side of Rockwell Drive NE.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0696-05-15

ah. Purchase Agreement in the amount of \$450 and accepting a Warranty Deed for right-of-way from Robert J. Toman from land located at 3301 Royal Drive SW in connection with the 2015 Sidewalk Infill project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0697-05-15

ai. Purchase Agreement in the amount of \$1,590 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Bright's Property Management, LLC from land located at 1229 20th Avenue SW in connection with the 20th Avenue SW East of 13th Street Culvert Replacement project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0698-05-15

aj. Purchase Agreement in the amount of \$1,630 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Rebekkah Hadenfeldt, Virgialee Blumenshine and Frederick W. Hadenfeldt from land located at 1222 20th Avenue SW and vacant land west of 1222 20th Avenue SW in connection with the 20th Avenue SW East of 13th Street Culvert Replacement project.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0699-05-15

ak. Accepting a bid in the amount of \$415.80 from Robert John Schreckengast and approving a Quit Claim Deed for the disposition of 1105 K Street SW.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: **Approved.**

0700-05-15

al. Accepting a bid in the amount of \$1,200 from Holly S. Decker and approving a Quit Claim Deed for the disposition of 210 6th Street SW.

Council member Vernon moved to approve; seconded by Council member Russell.
Not present: Council member Poe.
Result: Approved.

0701-05-15 27t.

(Moved from Consent Agenda) Resolution authorizing sponsorship of a Business Financial Assistance Application to the Iowa Economic Development Authority (IEDA) by Lesaffre Yeast Corporation to assist the company in expanding operations at Red Star Yeast located at 906 60th Avenue SW, expanding operations at BioSpringer North America located at 950 60th Avenue SW and constructing a flour blending facility at Lesaffre Yeast Corporation at 1030 60th Avenue SW with the local match being satisfied by an Urban Revitalization Tax Exemption.

Council member Vernon moved to approve; seconded by Council member Weinacht.
Not present: Council member Poe.
Result: Approved.

0702-05-15

28. Report on bids for the Greene Square Revitalization project (estimated cost is \$1,778,500) (Sven Leff).

Kleiman Construction Inc.	\$1,735,978
Unzeitig Construction Company	\$1,833,900

a. Resolution awarding and approving contract in the amount of \$1,735,978 bond and insurance of Kleiman Construction, Inc. for the Greene Square Revitalization project.

Council member Weinacht moved to approve; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Approved.

0703-05-15

29. Report on bids for the Midway Drive NW from Peace Avenue NW to Bezdek Drive NW Roadway Reconstruction project (estimated cost is \$1,500,000) (Doug Wilson). **(Paving for Progress)**

Rathje Construction Company, Marion, IA	\$1,114,655.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$1,252,011.75
SULZCO, LLC, Muscatine, IA	\$1,252,158.00
Ricklefs Excavating, Ltd., Anamosa, IA	\$1,274,000.00

a. Resolution awarding and approving contract in the amount of \$1,114,655 plus incentive up to \$40,000, bond and insurance of Rathje Construction Company for the Midway Drive NW from Peace Avenue NW to Bezdek Drive NW Roadway Reconstruction project.

Council member Weinacht moved to approve; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Approved.

30. Report on the receipt of bids for General Obligation Bonds, Series 2015A; Taxable General Obligation Bonds, Series 2015B; Sewer Revenue Bonds, Series 2015C; and Water Revenue Bonds, Series 2015D (Michele Tamerius and Jon Burmeister, PFM).

0704-05-15

a. Resolution directing the sale of \$28,920,000 (subject to adjustment per term of offering) General Obligation Bonds, Series 2015A.

	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0705-05-15</u>	b. Resolution directing the sale of \$11,180,000 (subject to adjustment per term of offering) Taxable General Obligation Bonds, Series 2015B.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0706-05-15</u>	c. Resolution directing the sale of \$7,140,000 (subject to adjustment per term of offering) Sewer Revenue Bonds, Series 2015C.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0707-05-15</u>	d. Resolution directing the sale of \$10,255,000 (subject to adjustment per term of offering) Water Revenue Bonds, Series 2015D.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0708-05-15</u>	e. Resolution authorizing the redemption of outstanding General Obligation Bonds, Series 2004A, dated September 1, 2004, and directing that notice be given.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0709-05-15</u>	f. Resolution authorizing the redemption of outstanding General Obligation Bonds, Series 2005, dated September 1, 2005 and directing that notice be given.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>0710-05-15</u>	g. Resolution authorizing the redemption of outstanding General Obligation Bonds, Series 2005B, dated September 1, 2005 and directing that notice be given.
	Council member Gulick moved to approve; seconded by Council member Russell.
	Not present: Council member Poe.
	Result: Approved.
<u>030-15</u>	31. <u>Second and Third Readings:</u> Ordinance repealing Chapter 60A of the Municipal Code, Surveillance Cameras for Businesses, and enacting a new Chapter 60A.
	Council member Gulick moved approval of the Ordinance on its second reading; seconded by Council member Weinacht.
	Not present: Council member Poe.
	Result: Approved.
	Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.
	Not present: Council member Poe.
	Result: Adopted.

0711-05-15

a. Resolution establishing the minimum technological standards for installation and maintenance of a video surveillance system as required by Cedar Rapids Municipal Code Chapter 60A.
Council member Gulick moved the approval of the Resolution; seconded by Council member Weinacht.
Not present: Council member Poe.
Result: Approved.

031-15 32. Second and Third Readings: Ordinance granting a change of zone for property at 5945 Rockwell Drive NE from O-S, Office/Service Zone District to C-2, Community Commercial Zone District as requested by Gerald R. Eganhouse and Gene E. Meger.

Council member Gulick moved approval of the Ordinance on its second reading; seconded by Council member Weinacht.
Abstain (1): Council member Olson.
Not present: Council member Poe.
Result: Approved.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.
Abstain (1): Council member Olson.
Not present: Council member Poe.
Result: Adopted.

032-15 33. Second and Third Readings: Ordinance granting a change of zone for property at 818, 820 and 822 A Avenue NW from RMF-1, Multiple Family Residence Zone District to I-1, Light Industrial Zone District as requested by James M. and Joan E. Hale, Jakobsen Enterprises LLC and Edward E. and Barbara J. Holmes.

Council member Vernon moved approval of the Ordinance on its second reading; seconded by Council member Gulick.
Not present: Council member Poe.
Result: Approved.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Adopted.

033-15 34. Second and Third Readings: Ordinance granting a change of zone for property at 931 Blairs Ferry Road NE from I-1, Light Industrial Zone District to C-3, Regional Commercial Zone District as requested by Water Rock, LLC.

Council member Gulick moved approval of the Ordinance on its second reading; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Approved.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by
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Council member Vernon.
Not present: Council member Poe.
Result: Adopted.

- 034-15 35. Second and Third Readings: Ordinance amending Sections 10.09, 56.03 and 62.01 of the Municipal Code regulating sound and noise, so as to permit the conduct of certain outdoor events at and uses of McGrath Amphitheatre during specified time periods.

Council member Gulick moved approval of the Ordinance on its second reading; seconded by Council member Olson.
Not present: Council member Poe.
Result: Approved.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Adopted.

- 035-15 36. Second and Third Readings: Ordinance amending Chapter 32 of the Municipal Code, Zoning Ordinance, Design Review Overlay Districts, to establish a MedQuarter Design Review Overlay District.

Council member Gulick moved approval of the Ordinance on its second reading; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Approved.

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon.
Not present: Council member Poe.
Result: Adopted.

Public comments were heard.

Motion to adjourn.

Council member Shields moved to adjourn; seconded by Council member Shey.
Not present: Council member Poe.
Result: Approved.

City Council adjourned at 1:25 p.m. to meet Tuesday, May 26, 2015 at 4:00 p.m.

Amy Stevenson, City Clerk