

MINUTES OF THE CITY COUNCIL CITY OF CEDAR RAPIDS, IOWA

August 11, 2015, 12:00 p.m.

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, Ann Poe, Ralph Russell, Pat Shey, Justin Shields, Monica Vernon and Susie Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz.

The invocation was given by Public Safety Chaplain Pat Reick.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

Mayor Corbett and Council members Olson and Weinacht presented a Proclamation declaring September 4, 2015, as the 10th Annual Five Seasons Stand Down Day.

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

1. A public hearing was held to consider granting a change of zone for property at 1718 Center Point Road NE from C-2, Community Commercial Zone District and R-3, Single Family Residence Zone District to O-S, Office Service Zone District as requested by Jonathan Bond and Virgil A. and Janice E. Henley (Vern Zakostecky). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone for property at 1718 Center Point Road NE from C-2, Community Commercial Zone District and R-3, Single Family Residence Zone District to O-S, Office Service Zone District as requested by Jonathan Bond and Virgil A. and Janice E. Henley.

Council member Olson moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Russell.
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Result: <i>Approved.</i>

2. A public hearing was held to consider granting a change of zone for property located at 2005 and 2013 West Post Road SW from A, Agriculture Zone District to C-3, Regional Commercial Zone District as requested by Roger A. and Colleen A. Cassill (Vern Zakostecky). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone for property located at 2005 and 2013 West Post Road SW from A, Agriculture Zone District to C-3, Regional Commercial Zone District as requested by Roger A. and Colleen A. Cassill.

Council member Olson moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Russell.
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Result: <i>Approved.</i>

3. A public hearing was held to consider granting a change of zone for property at 167 Dows Lane SE from R-1, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by Richard B. Altorfer (Vern Zakostecky). No comments or objections were heard or filed.
 - a. First Reading: Ordinance granting a change of zone for property at 167 Dows Lane SE from R-1, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District as requested by Richard B. Altorfer.

Council member Vernon moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Russell.
Result: Approved.

Public comments were heard.

Motion to approve the agenda.

Council member Vernon moved to approve; City Manager Pomeranz requested that Item No. 22e have 110 2nd Street SE added to the list of properties, and that Item No. 15 be moved from the consent agenda to the regular agenda; seconded by Council member Poe.
Result: Approved.

Motion to approve the consent agenda.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

4. Motion to approve the minutes.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1131-08-15 5. Resolution authorizing the Housing Programs Manager to attend Housing Choice Voucher Executive Management Training in Louisville, KY for an estimated amount of \$4,023.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1132-08-15 6. Resolution adopting the City's updated Investment Policy.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1133-08-15 7. Resolution directing distribution of the Notice Under the Americans with Disabilities Act.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1134-08-15 8. Resolution authorizing City sponsorship of FY2016 Brownfield/Greyfield Redevelopment Tax Credits Program Applications submitted to the Iowa Economic Development Authority.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1135-08-15 9. Resolution granting an extension of time through August 31, 2015 for the Going Out of Business License issued to Seatasea Watersports, 6545 4th Street SW.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1136-08-15 10. Resolution amending Resolution No. 0951-04-03, which approved the schedule of plumbing permit fees accompanying Chapter 35 of the Municipal Code, Plumbing Code, to update the necessary terms within the schedule of plumbing permit fees.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1137-08-15 11. Resolution amending Resolution No. 1659-10-13, which approved the schedule of housing inspection services fees accompanying Chapter 29 of the Municipal Code, Housing Code, to update the necessary terms within the schedule of housing inspection service fees.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1138-08-15 12. Resolution amending Resolution No. 1365-06-03, which approved the schedule of building permit fees accompanying Chapter 33 of the Municipal Code, Building Code, to update the necessary terms within the schedule of building permit fees.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1139-08-15 13. Resolution amending Resolution No. 0476-02-03, which approved the schedule of mechanical permit fees accompanying Chapter 36 of the Municipal Code, Mechanical Code, to update the necessary terms within the schedule of mechanical permit fees.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1140-08-15 14. Resolution amending Resolution No. 0018-01-03, which approved the schedule of electrical permit fees accompanying Chapter 34 of the Municipal Code, Electrical Code, to update the necessary terms within the schedule of electrical permit fees.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1141-08-15 16. Resolution partially rescinding Resolution No. D-4558 by converting one-way traffic in the westerly direction only to two-way traffic on 4th Avenue SE from 5th Street to 19th Street, while retaining one-way traffic in the easterly direction only on 5th Avenue from 5th Street to 19th Street SE.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1142-08-15 17. Resolution rescinding Resolution Nos. C-7842, D-4430, 988-8-65, 203-2-76, 778-5-77, 779-5-77, 780-5-77, 781-5-77, 669-4-91, 2131-10-05, and 0849-10-08, all of which established restricted parking on 2nd Avenue from 6th Street SW to 1st Street SE and on 3rd Avenue from 6th Street SW to 3rd Street SE, and angle parking on both the 2nd Avenue and 3rd Avenue bridges; and establishing new on-street parking and restricted parking on 2nd Avenue from 6th Street SW to 1st Street SE and on 3rd Avenue from 6th Street SW to 3rd Street SE.

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

Result: **Approved.**

- 1143-08-15 18. Resolution rescinding Resolution Nos. D-3514 and 1464-9-71, both of which established bus zones on 2nd Street SE, 1st Avenue East, 3rd Avenue SW, 3rd Street SE, and 2nd Avenue SE, in connection with the 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.

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

Result: **Approved.**

- 1144-08-15 19. Resolution rescinding Resolution No. 564-3-91, which established “No Parking Loading Zone” on the north side of 2nd Avenue SW from a point 60 feet west of L Street SW westerly for a distance of 50 feet, in connection with the 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.

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

Result: **Approved.**

- 1145-08-15 20. Resolution rescinding Resolution Nos. 1655-11-83, 1177-6-92 and 2583-11-13, all of which established “No Parking Anytime” or “One Hour Parking” on 2nd Avenue SE, 4th Avenue SE, 5th Avenue SE, 5th Street SE, 6th Street NE and 7th Street NE; and establishing “No Parking Anytime” on the south side of 5th Avenue SE between the 4th Street railroad tracks and 5th Street, “One Hour Parking 8:00 AM to 5:00 pm except Sunday and holidays” on the north side of 2nd Avenue SE between 7th Street and 8th Street, and “Two Hour Parking 8:00 AM to 5:00 PM except Sunday and holidays” on the north side of 4th Avenue SE between 6th and 7th Streets, on both sides of 5th Street SE between 5th and 6th Avenues, on both sides of 6th Street SE between A Avenue and 1st Avenue, on both sides of 6th Street SE between 3 and 5th Avenues, on the west side of 7th Street NE between A Avenue and the Alley between A Avenue and 1st Avenue, and on both sides of 7th Street SE between 1st Avenue and the alley between 4th and 5th Avenues.

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

Result: **Approved.**

- 1146-08-15 21. Resolution rescinding Resolution No. 2373-11-96, which established angled parking on 1st Street SE, 4th Avenue SE and 5th Street SE, and parallel parking on 4th Avenue SE, and establish parallel parking on the south side of 4th Avenue SE between 5th Street and 6th Street SE.

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

Result: **Approved.**

22. Motions setting public hearing dates for:
- a. August 25, 2015 – to consider granting a change of zone for property at 3215 Johnson Avenue NW from C-2, Community Commercial Zone District and R-2, Single Family Residence Zone District to O-S, Office/Service Zone District as requested by TSS Holdings, L.L.C. and Baker Greenhouses, L.L.C.

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

Result: **Approved.**

- b. August 25, 2015 – to consider the disposition of excess City-owned property described as a 28-foot by 140-foot vacant lot located at 1221 4th Street SE, and a 30-foot by 140-foot vacant lot located at 1231 4th Street SE as requested by 2025 Development Group, LLC.

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

Result: **Approved.**

- c. August 25, 2015 – to consider the vacation of a 20-foot wide sanitary sewer easement located on vacant land westerly of 810 44th Street SE as requested by Randall J. and Christine C. Maher.

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

Result: **Approved.**

- d. September 22, 2015 – to consider an Urban Revitalization Area designation for the properties at 107 and 109 4th Avenue SW, 404, 406, 416, 418, 422, 424, and 426 1st Street SW and 108 5th Avenue SW as request by Hobart Historic Restoration.

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

Result: **Approved.**

- e. September 22, 2015 – to consider a request by Cona Properties, LLC and KN Properties, LLC for an Urban Revitalization Area designation for the properties at 203 and 207 1st Avenue SE and 110 and 112 2nd Street SE.

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

Result: **Approved.**

23. Motions setting public hearing dates, filing plans and/or 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. August 25, 2015 – Water Pollution Control Facility Ash Slurry System Repairs project, with bid opening September 9, 2015 (estimated cost is \$643,000).

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

Result: **Approved.**

- b. August 25, 2015 – 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project, with bid opening August 26, 2015 (estimated cost is \$314,000).

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

Result: **Approved.**

- c. August 25, 2015 – Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project, with bid opening August 26, 2015 (estimated cost is \$800,000). (Paving for Progress)

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

Result: **Approved.**

24. Motion approving the beer/liquor/wine applications of:
- a. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for an event on August 29, 2015 – including street closure).
 - b. Carlos O’Kelly’s, 2635 Edgewood Road SW.
 - c. Casey’s General Store #2765, 5050 Northland Avenue NE.
 - d. Casey’s General Store #2771, 501 6th Street SW.
 - e. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for the Cedar Rapids Farmers Market at Night event on August 29, 2015 (3rd St SE from 1st Ave SE to 4th Ave SE, 2nd Ave SE from 2nd St SE to 5th St SE, 3rd Ave SE from 2nd St SE to 5th St SE)).
 - f. Cedar Rapids Marriott, 1200 Collins Road NE.
 - g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 21-23, 2015).
 - h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 28-30, 2015).
 - i. CSPA Hall (Legion Arts), 1103 3rd Street SE (new – new management).
 - j. Dollar General #10774, 266 Blairs Ferry Road NE.
 - k. Dollar General #3781, 151 Jacolyn Drive NW.
 - l. Dollar General #4180, 2741 16th Avenue SW.
 - m. Dollar General #6190, 403 Edgewood Road NW.
 - n. Dollar General #9141, 3451 Mount Vernon Road SE.
 - o. Emil’s Hideaway, 222 Glenbrook Drive SE (5-day permit for an event on August 27, 2015 at McGrath Powersports, 4645 Center Point Road NE).
 - p. Flamingo, 1211 Ellis Boulevard NW (transfer for an event on August 29, 2015 at St. Matthew’s Church, 2310 1st Avenue NE).
 - q. Porky’s Bar & Grill, 4617 J Street SW.
 - r. Puerto Vallarta Bar & Grill, 588 Boyson Road NE.
 - s. Rumors, 400 F Avenue NW.
 - t. Smokin’ Joe’s Tobacco & Liquor Outlet #15, 455 Edgewood Road NW (new – formerly Quizno’s).
 - u. Theatre Cedar Rapids, 102 3rd Street SE.

Council member Vernon moved to approve; seconded by Council member Poe.
Abstain, Item Nos. 24i and 24u: Council member Gulick.
Result: Approved.

25. Resolutions approving:

1147-08-15

a. Payment of bills.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1148-08-15

b. Payroll.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

1149-08-15

c. Transfer of funds.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: Approved.

- 1150-08-15 26. Resolution appointing the following individual:
a. Appointing Stacie Johnson (effective through June 30, 2018) to the Cedar Rapids Storm Water Commission.
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |
- 1151-08-15 27. Resolutions approving the special event applications for:
a. NewBo Art Fest event (includes road closure) on September 6, 2015.
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |
- 1152-08-15 b. Benz Beer Nuts Festival (includes road closure) on August 29, 2015.
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |
- 1153-08-15 28. Resolution approving assessment action:
a. Intent to assess – Water Division – delinquent municipal utility bills – 46 properties.
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |
- 1154-08-15 29. Resolution accepting subdivision improvements, approving Maintenance Bond and authorizing reimbursement:
a. Replacement of Fire Hydrants and Blow Off Completes FY15 project and approving Amendment No. 3 (Final) in the amount of \$1,481.11, final payment in the amount of \$4,744.90 and 2-year Maintenance Bond submitted by B. G. Brecke, Inc. (original contract amount was \$53,340; final contract amount is \$104,821.11).
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Abstain: Council member Olson. |
| Result: Approved. |
- 1155-08-15 30. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
a. 2nd St & 7th Ave SE Parking Ramp Equipment Project, final payment in the amount of \$5,857.68 to T2 Systems, Inc. (original contract amount was \$114,490; final contract amount is \$117,390). (Flood)
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |
- 1156-08-15 b. 33rd Avenue SW from East of Coyote Road SW to Edgewood Road SW Intersection Improvements project and approving Change Order No. 1 in the amount of \$10,134.91 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was \$56,724.21; total contract amount with this amendment is \$68,359.12).
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| Council member Vernon moved to approve; seconded by Council member Poe. |
| Result: Approved. |

1157-08-15

- c. Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Electrical, final payment in the amount of \$223,723.11 and 2-year Performance Bond submitted by Acme Electric Company (original contract amount was \$4,239,912; final contract amount is \$4,474,462.18). (Flood)

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

Result: **Approved.**

1158-08-15

- d. Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project and Change Order No. 4 (Final) deducting the amount of \$124,756.99, final payment in the amount of \$114,840.09, and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was \$2,427,085.88; total contract amount with this amendment is \$2,296,801.85). (Paving for Progress)

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

Result: **Approved.**

1159-08-15

- e. 11th Avenue SE Roadway Rehabilitation Improvements from 3rd Street to 4th Street project, final payment in the amount of \$8,147.92 and 4-year Performance Bond submitted by Rathje Construction Company project (original contract amount was \$183,737.75; final contract amount is \$162,958.50). (Paving for Progress)

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

Result: **Approved.**

1160-08-15

- f. 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project, final payment in the amount of \$17,260.28 and 4-year Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount was \$333,897; final contract amount is \$345,205.50).

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

Result: **Approved.**

1161-08-15

- 31. Resolution approving final plat:
 - a. Stags Leap Estates 2nd Addition for land located at Petrus Drive NE extension, east of Council Street NE.

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

Result: **Approved.**

1162-08-15

- 32. Resolutions authorizing execution of Development Agreements for properties participating in the third round of the Single Family New Construction Program.
 - a. Thomas Dostal Developers, Inc. at 5507 Dostal Drive SW. (Flood)

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

Result: **Approved.**

1163-08-15

- b. Thomas Dostal Developers, Inc. at 5509 Dostal Drive SW. (Flood)

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

Result: **Approved.**

1164-08-15

- c. Premiere Developers, Inc. at 9401 Grand Oaks Drive NE. (Flood)

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

Result: **Approved.**

1165-08-15

d. Premiere Developers, Inc. at 9402 Grand Oaks Drive NE. (Flood)

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

Result: **Approved.**

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

1166-08-15

a. Jim Sattler, Inc. at 1301 Stratton Drive NE. (Flood)

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

Result: **Approved.**

1167-08-15

b. Jim Sattler, Inc. at 4721 Windy Meadows Circle NE. (Flood)

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

Result: **Approved.**

1168-08-15

c. Jim Sattler, Inc. at 6001 Ridgewood Meadows Lane NE. (Flood)

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

Result: **Approved.**

1169-08-15

d. Jim Sattler, Inc. at 6027 Ridgewood Meadows Lane NE. (Flood)

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

Result: **Approved.**

1170-08-15

e. Jim Sattler, Inc. at 6040 Ridgewood Meadows Lane NE. (Flood)

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

Result: **Approved.**

1171-08-15

f. Jim Sattler, Inc. at 6300 Ridgewood Meadows Lane NE. (Flood)

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

Result: **Approved.**

1172-08-15

g. Jim Sattler, Inc. at 6318 Ridgewood Meadows Lane NE. (Flood)

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

Result: **Approved.**

34. 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:

1173-08-15

a. Jaylee, Inc. at 435 8th Avenue SW. (Flood)

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

Result: **Approved.**

1174-08-15

b. Jim Sattler, Inc. at 453 9th Avenue SW. (Flood)

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

Result: **Approved.**

1175-08-15

c. Scallon Custom Homes, L.L.C. at 821 4th Street SW. (Flood)

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

Result: **Approved.**

- 1176-08-15 35. Resolutions approving actions regarding purchases, contracts and agreements:
 a. 28E Agreement with City of Hiawatha and Linn County to allow Hiawatha to respond and handle calls for service along I380 from Blairs Ferry Road North to Midway Road.
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1177-08-15 b. Amending the Joint Communications Network August 2015 28E Agreement with Linn County and Cedar Rapids Community School District to allow lease of Spare JCN fibers and conduit.
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1178-08-15 c. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$28,588 for the Southbound Right Turn Lane, IA-13 and Bertram Rd. project.
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1179-08-15 d. Professional Services Agreement with Snyder and Associates, Inc. for an amount not to exceed \$31,423 for design services in connection with the 33rd Avenue Wetland Mitigation project.
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1180-08-15 e. Professional Services Agreement with Hall & Hall Engineers, Inc. for an amount not to exceed \$341,590 for design services in connection with the 12th Avenue SE and McCarthy Road SE Roadway and Utility Improvements. (Paving for Progress)
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1181-08-15 f. Amendment No. 2 to the Professional Services Agreement with Snyder & Associates specifying an increased amount not to exceed \$31,904 for design services in connection with the West Post Road NW from E Avenue to Gordon Avenue and Midway Drive NW from West Post Road to Wiley Boulevard Roadway Improvements project (original contract amount was \$538,484; total contract amount with this amendment is \$634,864). (Paving for Progress)
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1182-08-15 g. Amendment No. 2 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$3,800 for design services in connection with the 27th Street SW Culvert Replacement project (original contract amount was \$38,997.50; total contract amount with this amendment is \$49,677.50).
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**
- 1183-08-15 h. Development Agreement with HF Investments for the Coventry Lofts affordable housing project at 211 and 213 1st Avenue SE.
 Council member Vernon moved to approve; seconded by Council member Poe.
 Result: **Approved.**

1184-08-15

- i. Tenant Agreement in the amount of \$425 from Cervený Farms, Inc. and authorizing execution of a Purchase Agreement in the amount of \$2,400 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Marilyn L. Cech Revocable Trust dated November 5, 2008, Elmer F. Cech Trust, Sharon K. Hahn and Keith A. Hahn, Ron E. Cech, Connie S. Wildfield and Robert W. Wildfield Jr., Debra L. Volesky and Dennis J. Volesky, and Staskal Farms, L.L.C., for vacant land located south of 6350 26th Street SW in connection with the 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW project.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1185-08-15

- j. Amendment No. 1 to the contract with Greg's Lawn and Landscaping for mowing services for the Solid Waste Division to reflect the cost of additional services for an amount not to exceed \$30,000 (original contract amount was \$30,000; total contract amount with this amendment is \$60,000).

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1186-08-15

- k. Amendment No. 2 to renew contract for denim & twill shirts, polo shirts, sweatshirts and hats with The Jym Bag Company LLC for as needed citywide purchases for an amount not to exceed \$40,000 for the two year contract period (original contract amount was \$40,000; renewal contract amount is \$40,000).

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1187-08-15

- l. Amendment No. 3 to contract with The Louis Berger Group, Inc. for Section 106 Review Consultant to reflect additional cost for services added to the scope of work for the Housing Division in the amount of \$85,419.32 (original contract amount was \$120,000, renewal contract amount is \$205,419.32). (Flood)

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1188-08-15

- m. Amendment No. 5 to renew contract for Rockwell Automation TechConnect Support with Van Meter Industrial for the Water Division for an annual amount of \$26,695.21 (original contract amount was \$19,424; renewal contract amount with this amendment is \$26,695.21).

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1189-08-15

- n. Contract with Captain Clean Ltd. for jetting and cleanout services for the Water Pollution Control Facility and Facilities Maintenance Services for two years for an annual amount not to exceed \$150,000.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1190-08-15

- o. Contract with ELXSI, dba CUES for CCTV sewer inspection equipment and software project for the Sewer Division in the amount of \$668,200.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1191-08-15

- p. Contract with Midwest Irrigation LLC for Toro Irrigation Control System – Twin Pines Golf Course project for Golf Operations in the amount of \$53,280.

Council member Vernon moved to approve; seconded by Council member Poe.
Result: **Approved.**

1192-08-15

q. IT Department purchase of Weblogic Server Enterprise License from Mythics in the amount of \$35,622.78.

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

Result: **Approved.**

1193-08-15

r. Easement for Sanitary Sewer, Drainage and Storm Sewer for land located east of Glenbrook Drive SE and south of First Avenue East requested by Midwest Centers.

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

Result: **Approved.**

1194-08-15

s. Memorandum of Agreement with the Kirkwood Small Business Development Center (SBDC) and funding in the amount of \$10,000 for the period beginning July 1, 2015 and ending June 30, 2016.

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

Abstain: Council member Gulick.

Result: **Approved.**

1195-08-15

t. Grant application to the Iowa Department of Natural Resources for a REAP Grant to help fund the purchase of 7.33 acres for the purpose of creating a neighborhood park in the southwest quadrant.

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

Result: **Approved.**

1196-08-15

u. Grant application for \$27,000 to the State Historic Preservation Office for assistance with the development of an update to the Guidelines for Cedar Rapids Historic Districts.

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

Result: **Approved.**

1197-08-15

v. Accepting a bid in the amount of \$10,500 from Neoma D. Miller and Daniel L. Miller and approving a Quit Claim Deed for the disposition of 704 E Avenue NW.

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

Result: **Approved.**

1198-08-15

w. Accepting bids in the amount of \$527 from Matthew and Elizabeth Arb for the disposition of 211 13th Avenue SW and in the amount of \$812 for the disposition of 215 13th Avenue SW, and approving Quit Claim Deeds for both properties.

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

Result: **Approved.**

1199-08-15

x. Partial Assignment of Access Easement to Cedar Real Estate Group from land located northerly of and adjacent to 9400 Shepard Court SW.

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

Result: **Approved.**

1200-08-15

y. Awarding and approving contract in the amount of \$3,798,657.76 plus incentive up to \$25,000, bond and insurance of S.M. Hentges and Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction – Phase 2 project (estimated cost is \$4,120,000). (Flood)

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

Result: **Approved.**

1201-08-15

- z. Change Order No. 2 (Final) deducting the amount of \$15,756.90 with Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 1 project (original contract amount was \$444,170; total contract amount with this amendment is \$495,910.70). (Paving for Progress)

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

Result: **Approved.**

1202-08-15

- aa. Change Order No. 5 in the amount of \$1,393.41 with Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project (original contract amount was \$2,014,119.92; total contract amount with this amendment is \$2,039,788.77).

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

Result: **Approved.**

1203-08-15

- ab. Change Order No. 6 (Final) deducting the amount of \$122,206.51 with L.L. Pelling Company for the Boyson Road NE Pavement Rehabilitation Improvements from C Avenue NE to East Corporate Limits project (original contract amount was \$703,834.30; total contract amount with this amendment is \$599,460.79). (Paving for Progress)

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

Result: **Approved.**

1204-08-15

- ac. Change Order No. 6 in the amount of \$1,957 with Rathje Construction Company for the 1st Avenue East From 34th Street to 40th Street Utilities Rehabilitation project (original contract amount was \$2,259,949.02; total contract amount with this amendment is \$2,286,671.72). (Paving for Progress)

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

Result: **Approved.**

1205-08-15

- ad. Change Order No. 8 (Final) deducting the amount of \$341,248.10 with Iowa Erosion Control, Inc. for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project (original contract amount was \$1,711,989.97; total contract amount with this amendment is \$1,470,012.08) (Paving for Progress)

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

Result: **Approved.**

1206-08-15

- ae. Change Order Nos. 13 and 14 for a total amount of \$40,472.08 with Miron Construction Co., Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – General Contractor (original contract amount was \$19,185,000; total contract amount with this amendment is \$20,231,235.18). (Flood)

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

Result: **Approved.**

1207-08-15

- af. Change Order No. 15 in the amount of \$2,315.56 with Modern Piping, Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Mechanical & Plumbing project (original contract amount was \$4,570,000; total contract amount with this amendment is \$4,795,088.56) (Flood)

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

Result: **Approved.**

1208-08-15

15. **(moved – formerly Item No. 15 on consent agenda)** Presentation and Resolution amending the Cedar Rapids Business Assistance Revolving Loan Fund (RLF) to correct eligibility options for funding and allocating \$50,000 of the total RLF to a new Micro Loan program (Jasmine Almoayed).

Council member Gulick moved to approve; seconded by Council member Weinacht.

Result: **Approved.**

053-15

36. Ordinance vacating public ways and grounds in and to the property described as an 8,469 square-foot parcel of excess City-owned right-of-way located southeasterly of and adjacent to the intersection of Edgewood Road and 42nd Street NE as requested by 42nd and Edgewood LLC.

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

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.

Result: **Adopted.**

1209-08-15

- a. Resolution authorizing the disposition of property described as an 8,469 square-foot parcel of excess City-owned right-of-way located southeasterly of and adjacent to the intersection of Edgewood Road and 42nd Street NE as requested by 42nd and Edgewood LLC.

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

Result: **Approved.**

Public comments were heard.

Motion to adjourn.

Council member Shields moved to approve; seconded by Council member Shey.

Result: **Approved.**

City Council adjourned at 1:20 p.m. to meet Tuesday, August 25, 2015, at 4 p.m.

Amy Stevenson, City Clerk