

*“Cedar Rapids is a vibrant urban hometown – a beacon for people and businesses invested in building a greater community now and for the next generation.”*

## **NOTICE OF CITY COUNCIL MEETING**

The Cedar Rapids City Council will meet in Regular Session on Tuesday, August 25, 2015 at 4:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. (*Please silence mobile devices.*)

## **A G E N D A**

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider the annexation of property located north of Wright Brothers Boulevard SW and east of Kirkwood Boulevard SW as requested by College Community School District (Vern Zakostelecky). CIP/DID #ANNX-016948-2015
  - a. Resolution annexing property located north of Wright Brothers Boulevard SW and east of Kirkwood Boulevard SW as requested by College Community School District.
2. A public hearing will be held to consider the annexation of property located south of 76th Avenue Drive SW and east of Kirkwood Boulevard SW as requested by Kirkwood Community College (Vern Zakostelecky). CIP/DID #ANNX-020246-2015
  - a. Resolution annexing property located south of 76th Avenue Drive SW and east of Kirkwood Boulevard SW as requested by Kirkwood Community College.
3. A public hearing will be held 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, LLC and Baker Greenhouses, LLC (David Houg). CIP/DID #RZNE-019776-2015
  - a. First Reading: Ordinance 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, LLC and Baker Greenhouses, LLC.

4. A public hearing will be held 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 (Doug Wilson). CIP/DID #3302500004-00
  - a. Resolution authorizing 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.
5. A public hearing will be held 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 (Doug Wilson). CIP/DID #EASE-012455-2014
  - a. Resolution vacating 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.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project (estimated cost is \$800,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012125-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project.
7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project (estimated cost is \$314,000) (Dave Wallace). CIP/DID #304286-01
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project.
8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project (estimated cost is \$643,000) (Steve Hershner). CIP/DID #615239-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project.

## **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.*

9. Motion to approve minutes.
10. Resolution authorizing the reallocation of funding budgeted for outside vendor graphic design services to create one full-time employee in the Communications Division to support ongoing City-wide marketing and communications efforts. CIP/DID #CM005-15
11. Resolution authorizing the addition of two part-time employees for the Civil Rights Commission for a Civil Rights and Fair Housing Internship Program with the classification of two part-time Civil Rights Investigation and Outreach internship positions. CIP/DID #CVR-2015-08A
12. Resolution authorizing the IT Systems Administrator and Network Administrator to attend Aruba Training in St. Louis, MO for an amount not to exceed \$9,437. CIP/DID #IT2016-002
13. Motions setting public hearing dates for:
  - a. September 8, 2015 – to consider amending Ordinance No. 023-95 to delete Condition No. 12 for property at 605 Boyson Road NE as requested by Century Communications, LC and GR Eganhouse, LLC. CIP/DID #RZNE-021443-2015
  - b. September 8, 2015 – to consider a change of zone for property at 777 76th Avenue Drive SW from A, Agriculture Zone District to O-S, Office/Service Zone District as requested by Mercy Care Management, Inc. and Kirkwood Community College. CIP/DID #RZNE-020247-2015
  - c. September 8, 2015 – to consider amending the Future Land Use Map of the Comprehensive Plan for property at 777 76th Avenue Drive SW from Public/Semi Public to Urban Medium Intensity as requested by Mercy Care Management, Inc. and Kirkwood Community College. CIP/DID #FLUMA-020248-2015
  - d. October 6, 2015 – to consider an Urban Revitalization Area designation for the construction of a health clinic at 777 76th Avenue SW as requested by Mercy Care Management, Inc. CIP/DID #URTE-0004-2015
  - e. October 6, 2015 – to consider an Urban Revitalization Area designation for rehabilitation of the building at 307 12th Avenue SE as requested by 2025 Development, LLC. CIP/DID #URTE-0005-2015
14. Motion setting public hearing date, filing plans and 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. September 8, 2015 – Park Place NE from Council Street to North Park Place Lane Pavement Rehabilitation project, with bid opening September 9, 2015 (estimated cost is \$500,000). **(Paving for Progress)** CIP/DID #3012128-02

15. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
  - a. Applebee's Neighborhood Grill, 2645 Edgewood Road SW.
  - b. Bulicek's Deli & Brew, 1616 6th Street SW (outdoor service for an event on September 5, 2015).
  - c. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on September 11-13, 2015).
  - d. Chappy's Safari Lounge, 229 16th Avenue SW.
  - e. Dostal Catering Service, 1211 Wiley Boulevard SW.
  - f. Field House Cedar Rapids, 5001 1st Avenue SE, Suite 101 (new – formerly Genghis Grill).
  - g. Flamingo, 1211 Ellis Boulevard NW (transfer to Ellis Park Softball Diamonds, 2000 Ellis Boulevard NW, for an event on September 5, 2015).
  - h. Godfather's Pizza, 2201 16th Avenue SW.
  - i. Godfather's Pizza, 3647½ 1st Avenue SE.
  - j. Hurricane Grill and Wings, 4444 1st Avenue NE, Suite #602 (adding a permanent outdoor service area).
  - k. Hy-Vee #6 Market Cafe, 4035 Mount Vernon Road SE.
  - l. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SE.
  - m. Jerks Island Bar & Grill, 1810 6th Street SW.
  - n. The Keg, 719 5th Street SE (outdoor service for an event on September 12-13, 2015).
  - o. Kickstand, 203 16th Avenue SE (new – formerly Hurych Plumbing).
  - p. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on September 19, 2015).
  - q. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on September 26, 2015).
  - r. Orchestra Iowa, 119 3rd Avenue SE (5-day permit for an event at Bruce more on September 12, 2015).
  - s. Planet X, 4444 1st Avenue NE, Suite #3001.
  - t. Splash Events, 225 5th Avenue SW.
  - u. Time Out Lounge, 3230 16th Avenue SW (outdoor service for an event on September 19-20, 2015).
  - v. Tom's Homeport, 624 Center Point Road NE (new – new ownership).
  - w. Zio Johnno's, 2925 Williams Parkway SW.
  
16. Resolutions approving:
  - a. Payment of bills. CIP/DID #FIN2015-01
  - b. Payroll. CIP/DID #FIN2015-02
  - c. Transfer of funds. CIP/DID #FIN2015-03
  
17. Resolution thanking the following individual:
  - a. Vote of thanks to the late James Bruner for serving on the Veterans Memorial Commission. CIP/DID #OB572854
  
18. Resolutions approving assessment actions:
  - a. Levy assessment – Water Division – delinquent municipal utility bills – 29 properties. CIP/DID #WTR0714-001
  - b. Intent to assess – Water Division – delinquent municipal utility bills – 42 properties. CIP/DID #WTR0825-001
  - c. Intent to assess – Solid Waste & Recycling – clean-up costs – two properties. CIP/DID #SWM-003-15

19. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:
  - a. Repair of Water Service Lines FY15 project and approving Change Order No. 2 (Final) in the amount of \$67,806.68, final payment in the amount of \$17,544.83 and 2-year Maintenance Bond submitted by B. G. Brecke, Inc. (original contract amount was \$245,284.20; final contract amount is \$395,590.88). CIP/DID #521108-15
  - b. Water system improvements installed in Crescent View 3rd Addition – Phase 1 and 2-Year Maintenance Bond submitted by Abode Construction, Inc. in the amount of \$77,843.20. CIP/DID #2014071-01
  
20. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
  - a. WPC Administration Building HVAC Upgrades project, final retainage payment in the amount of \$90,467.29 and 2-year Performance Bond submitted by Day Mechanical Systems (original contract amount was \$1,744,000; final contract amount is \$1,809,345.75). CIP/DID #615030-05
  - b. FY 2015 Curb Repair Project – Contract 1, final payment in the amount of \$24,795.54 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was \$444,170; final contract amount is \$495,910.70). **(Paving for Progress)** CIP/DID #301998-06
  - c. FY 2014 Curb Repair Project – Contract 2, final payment in the amount of \$12,864.60 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was \$249,505; final contract amount is \$257,292.04). **(Paving for Progress)** CIP/DID #301998-05
  - d. FY 2015 Sidewalk and Ramp Repair – Contract No. 2 project, final payment in the amount of \$11,649.97 and 4-year Performance Bond submitted by Midwest Concrete Inc. (original contract amount was \$223,466.70; final contract amount is \$232,999.33). CIP/DID #3017015-02
  - e. 6805 Brentwood Dr NE Sanitary Sewer Replacement project and 4-year Performance Bond submitted by Ken-Way Excavating Services, Inc. (original contract amount was \$70,028.80; final contract amount is \$64,331.29). CIP/DID #6559995-01
  - f. Brookland Drive NE and Falbrook Drive NE Sanitary Sewer Point Repairs project and 4-year Performance Bond submitted by Dave Schmitt Construction Company, Inc. (original contract amount was \$63,277.25; final contract amount is \$67,729.95). CIP/DID #6559994-01
  - g. Hawkeye Downs Road SW Culvert Replacement project, final payment in the amount of \$6,089.66 and 4-year Performance Bond submitted by Connolly Construction, Inc. (original contract amount was \$127,421.80; final contract amount is \$121,793.29). CIP/DID #304393-02
  - h. 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project, final payment in the amount of \$66,735.84 and 4-year Performance Bond submitted by BWC Excavating, LC (original contract amount was \$1,408,890.70; final contract amount is \$1,334,716.83). CIP/DID #3012049-03
  
21. Resolution approving final plat:
  - a. Wexford Heights First Addition for land located at Rapids Ridge Road NE extension west of Milburn Road NE and north of Blairs Ferry Road NE. CIP/DID #FLPT-016051-2015

22. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Change Order No. 1 (Revised) in the amount of \$32,256.25 with Pirc-Tobin Construction, Inc. for the 8th Avenue SW Pavement Rehabilitation Improvements from 10th Street to 7th Street project (original contract amount was \$319,638.50; total contract amount with this amendment is \$352,894.75). **(Paving for Progress)** CIP/DID #3012083-02
  - b. Change Order No. 2 in the amount of \$26,626.41 with Tricon General Construction for the J Avenue Water Plant Process Improvements – Phase 1 project (original contract amount was \$7,276,000; total contract amount with this amendment is \$7,354,467.17). CIP/DID #6250026-02
  - c. Change Order No. 2 in the amount of \$31,043.31 with Garling Construction, Inc. for the Selected J Avenue Campus 2014 Renovations project (original contract amount was \$984,000; total contract amount with this amendment is \$1,037,549.13). CIP/DID #6250031-02
  - d. Change Order No. 3 in the amount of \$44,383.96, plus 2 working days, with Pirc-Tobin Construction, Inc. for the 4th Avenue SE Pavement Rehabilitation from 5th Street SE to 19th Street SE project (original contract amount was \$2,219,444.15; total contract amount with this amendment is \$2,514,584.46). **(Paving for Progress)** CIP/DID #3012080-02
  - e. Change Order No. 3 in the amount of \$4,628.65 with Dave Schmitt Construction Co., Inc. for the SW Quad, Phase 1 – Water Main Replacement project (original contract amount was \$530,845.05; total contract amount with this amendment is \$556,092.08). CIP/DID #2011020-02
  - f. Change Order No. 4 in the amount of \$6,416.65 with Iowa Erosion Control, Inc. for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW Pavement Rehabilitation Improvements project (original contract amount was \$1,778,021.51; total contract amount with this amendment is \$1,972,953.53). **(Paving for Progress)** CIP/DID #3012084-02
  - g. Change Order No. 4 in the amount of \$33,299.72 with Rathje Construction Company for the Flood Affected Areas Infrastructure Removals project (original contract amount was \$954,533.41; total contract amount with this amendment is \$1,064,964.06). CIP/DID #301923-01
  - h. Change Order No. 7 in the amount of \$19,468.80 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 \$2,306,140.52). **(Paving for Progress)** CIP/DID #301240-04
  - i. Change Order No. 10 in the amount of \$725 with Curtis Contracting Corp. for the FY 2014 Sidewalk and Ramp Repair Program – Contract No. 1 project (original contract amount was \$126,147; total contract amount with this amendment is \$150,182.62). CIP/DID #3017014-01
  - j. Awarding and approving contract in the amount of \$54,999.16 plus incentive up to \$1,000, bond and insurance of Connerley Construction, Inc. for the 3rd Street SE – 1200 Block Historic Tile Sidewalk Repair project (estimated cost is \$30,000). CIP/DID #321526-03
  - k. Amendment No. 1 to the Professional Services Agreement with Fehr Graham specifying an increased amount not to exceed \$3,500 for design services in connection with the 2015 Sidewalk Ramp Improvements project (original contract amount was \$24,995; total contract amount with this amendment is \$28,495.) CIP/DID #3016016-01

- l. Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$2,500 for design services in connection with the Collins Road NE Improvements: Backage Road from C Avenue NE to Northland Avenue NE Extension project (original contract amount was \$39,617; total contract amount with this amendment is \$56,447). CIP/DID #301446-04
- m. Development Agreement with 10th Street Brickstone, LLC for the 10th Street Brickstone project at 906 10th Street SE. CIP/DID #08-DRH-208
- n. Agreement to Convey Property and terminating Development Agreement with Skogman Construction Company of Iowa for City-owned property at 505 9th Street SW acquired through the Voluntary Property Acquisition Program. **(Flood)** CIP/DID #OB540257
- o. Rescinding Resolution No. 0976-07-15 which authorized the disposition of excess City-owned land located northerly of and adjacent to 300 50th Avenue Court SW but incorrectly stated the public use had been vacated by ordinance, and authorizing the disposition of excess City-owned land located northerly of and adjacent to 300 50th Avenue Court SW as requested by Croell Redi-Mix, Inc. CIP/DID #PRD-010822-2014
- p. Rescinding Resolution No. 0389-03-15, which authorized execution of a Development Agreement and Special Warranty Deed with JW Homebuilders, Inc. for property at 1410 N Street SW. **(Flood)** CIP/DID #OB540257
- q. Tenant Purchase Agreements in the amount of \$100 each from Quo Vadis, Inc., and Happy Joe's, and authorizing execution of a Purchase Agreement in the amount of \$20,000 and accepting an easement for utilities and a temporary grading easement for construction from Shamrock Properties, LC., from land located at 5070 Lindale Road NE in connection with the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project. CIP/DID #301446-00
- r. Storm Sewer Improvements Agreement and accepting a Temporary Construction Easement from the Cedar Rapids Community School District from land located at 1243 20th Avenue SW in connection with the 16th Avenue SW between 18th Street and 20th Street SW Storm Sewer Improvements project. CIP/DID #304286-00
- s. Terminating the Traffic Safety Improvement Funding Agreement No. 2009-TS-004 for traffic safety improvement funding with the Iowa Department of Transportation (IDOT) in the amount of \$320,843 in connection with the Wiley Boulevard / 33rd Avenue SW Traffic Safety Improvement project previously authorized by Resolution No. 0303-04-09. CIP/DID #301627-00
- t. Amending Resolution No. 0981-07-15, which committed to providing local matching funds and 20 year maintenance for the CeMar Trail Phase 4 – Lindale Connector from the Marion city limits north to Highway 100 and Lindale Mall Shopping Center project, to correct the dollar amounts approved for this project, changing the Corridor Metropolitan Planning Organization (CMPO) STP funding from \$1,036,000 to \$1,457,000, and the local matching funds required from \$259,000 to \$318,000. CIP/DID #325050-00
- u. Amendment No. 5 to the Contract for GIS One-Call Utility Locate System with Pro-West & Associates, Inc. for various City departments to reflect additional cost to upgrade existing system to support laptop and tablet devices in the field for an amount not to exceed \$9,000 (original contract amount was \$43,000; total contract amount with this amendment is \$70,050). CIP/DID #1209-125
- v. Amendment No. 1 to renew contract with Raynor Door of Cedar Rapids for overhead door preventative maintenance and repair for various City departments for two years for an annual amount not to exceed \$20,000 (original contract amount was \$40,000; renewal contract amount is \$40,000). CIP/DID #0113-166

- w. Amendment No. 3 to renew contract with Walsworth Publishing Company, Inc. for Printing of Magazine-Style Newsletter for the Communications Division for an annual amount not to exceed \$210,000 (original contract amount was \$240,000; renewal contract amount is \$210,000). CIP/DID #0812-045
- x. Fleet Services Division purchase of two 2015 Vermeer BC 1500 brush chippers from Vermeer Sales and Service for use by the Forestry Division in the amount of \$91,277, and authorizing Fleet Services to use an existing 2000 Vermeer 1800 brush chipper from Forestry as trade-in value of \$5,000 toward the purchase price. CIP/DID #FLT4425
- y. Fleet Services Division purchase of one tandem axle chassis with lightning loader from Truck Country in the amount of \$218,280. CIP/DID #PUR0515-228
- z. Joint Communications Agency purchase of equipment and accessories from RACOM Corporation for an amount not to exceed \$50,000 for public safety use in connection with the Linn County 800 MHz Radio System for FY16. CIP/DID #OB660990
- aa. Police Department purchase of 43 X26P tasers & supporting equipment from Taser International, Inc. in the amount of \$53,666.95. CIP/DID #PD0004
- ab. Contract with Tallgrass Business Resources for task chairs for the Police Department and Water Division for an amount not to exceed \$36,523.70. CIP/DID #1214-131
- ac. Sewer Maintenance Division purchase of equipment and repair services from MID-IOWA Solid Waste Equipment Co., Inc. for existing closed-circuit televising (CCTV) equipment manufactured by ARIES for an amount not to exceed \$60,000. CIP/DID #43-16-024

## **REGULAR AGENDA**

- 23. Report on bids for the Edgewood Road Water Main Replacement project (estimated cost is \$1,400,000) (Steve Hershner). CIP/DID #2014052-02
  - a. Resolution awarding and approving contract in the amount of \$696,794.80, bond and insurance of Ricklefs Excavating, Ltd. for the Edgewood Road Water Main Replacement project.
- 24. Report on bids for the Horizontal Collector Well No. 5 Caisson & Laterals project (estimated cost is \$1,950,000) (Steve Hershner). CIP/DID #625863-05
  - a. Resolution awarding and approving contract in the amount of \$2,172,810, bond and insurance of Layne Heavy Civil, Inc. for the Horizontal Collector Well No. 5 Caisson & Laterals project.
- 25. Presentation and Resolution adopting the Civil Rights Commission FY16 Work Plan (LaSheila Yates and Chair Keith Rippy). CIP/DID #CVR-2015-08B
- 26. Discussion and Resolution authorizing negotiation of a Development Agreement with Happel Enterprises, LLC for the disposition and redevelopment of City-owned property at 1871, 1895, 1915 and 1919 Ellis Boulevard NW (Jennifer Pratt). CIP/DID #OB1241851

## **ORDINANCES**

### **Second and possible Third Readings**

27. 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. CIP/DID #RZNE-018870-2015
28. Ordinance granting a change of zone for property located 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. CIP/DID #RZNE-019306-2015

## **PUBLIC INPUT**

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

## **CITY MANAGER COMMUNICATIONS AND DISCUSSIONS**

### **COUNCIL COMMUNICATIONS AND DISCUSSION**

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

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

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

*Agendas and minutes for Cedar Rapids City Council meetings can be viewed at [www.cedar-rapids.org](http://www.cedar-rapids.org).*



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider annexation of territory north of Wright Brothers Boulevard SW and east of Kirkwood Boulevard SW as requested by College Community School District (Vern Zakostelecky).  
CIP/DID # ANNX-016948-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

**Background:**

Property Owner, College Community School District submitted a written application for voluntary annexation to the City of Cedar Rapids. The total area to be annexed is approximately 78.62 acres. There is County right-of-way including half street right-of-ways for both Wright Brothers Boulevard SW and Kirkwood Boulevard SW that needs to be included in the annexation. The owners wish to annex at this time to allow for expansion of the School campus. City sanitary sewer and water are available to the site. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits. The application has been reviewed by City staff and no major issues were identified.

Notices were mailed and published in accordance with State Code requirements. The annexation will not require approval by the Iowa Department of Economic Development City Development Board since the property is not within two miles of another jurisdiction and there is no non-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the Secretary of State for review and recordation.

**Action/Recommendation:** City staff recommends holding the public hearing and approval of a resolution.

**Alternative Recommendation:** City Council may table and request further information.

**Time Sensitivity:** N/A

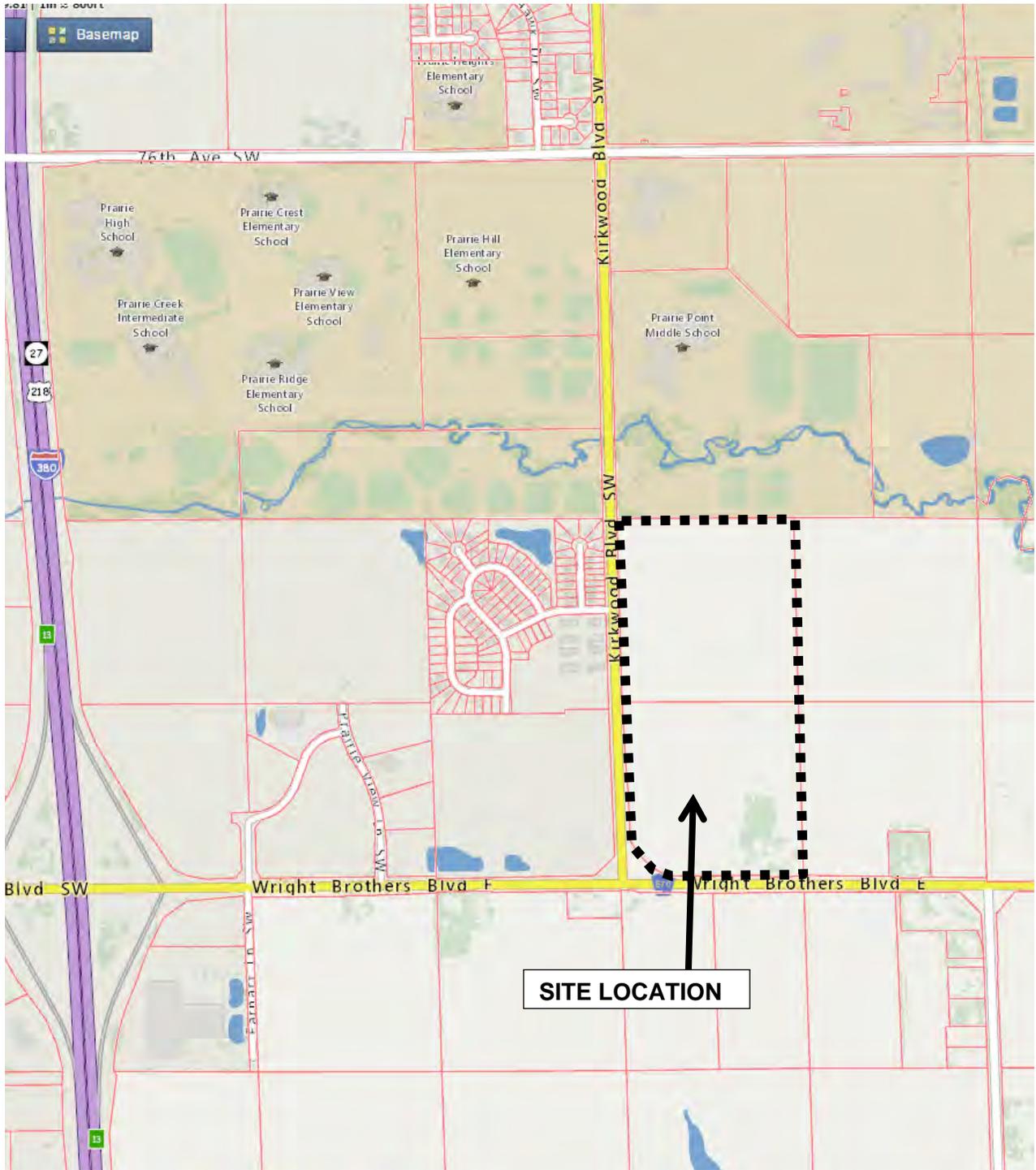
**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

# Location Map



DSD            ENG  
STR            TED  
PO             BSD  
UTL            WTR  
WPC            SWM  
TRN            FIR  
PD             JC  
ANL            PKS  
CD             ASR  
CLK            LC AUD  
LC ASR        LC BOS  
LC BLD        VOTER REG  
RCR            ECICOG  
IDOT          APPLICANT  
ANNX-016948-2015

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids, Iowa received an annexation application from the College Community School District for the annexation of territory located north of Wright Brothers Boulevard SW and east of Kirkwood Boulevard SW, and

WHEREAS, it is in the best interest of the City of Cedar Rapids that the property legally described as:

The West ½ of the SW ¼ of Section 22-82-7, Linn County, Iowa, except all Public Highways.

be annexed to the City of Cedar Rapids at this time.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the territory legally described above is hereby annexed by the City of Cedar Rapids, Iowa, in a manner provided by Chapter 368 of the Code of Iowa, 2005, and that said property shall become a part of the City of Cedar Rapids, Iowa.

BE IT FURTHER RESOLVED, that the City Clerk be authorized and directed to file a copy of this resolution, together with the legal description and map of the property, with the appropriate agencies as specified by the Code of Iowa.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing to consider annexation of property south of 76<sup>th</sup> Avenue Drive SW and east of Kirkwood Boulevard SW as requested by Kirkwood Community College (Vern Zakostelecky).  
 CIP/DID # RZNE-020246-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

**Background:**

Property owner, Kirkwood Community College submitted a written application for voluntary annexation to the City of Cedar Rapids on July 13, 2015. The total area to be annexed is approximately 10.4 acres. Linn County right-of-way, including a portion of 76<sup>th</sup> Avenue Drive, will be included in the annexation. The owners wish to annex at this time to allow for development purposes. City sanitary sewer and water are available to the site. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits and the Kirkwood Campus. The application has been reviewed by City staff and no major issues were identified.

Notices were mailed and published in accordance with State Code requirements. The annexation will not require approval by the Iowa Department of Economic Development City Development Board since the property is not within two miles of another jurisdiction and there is no non-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the Secretary of State for review and recordation.

**Action/Recommendation:** City staff recommends holding the public hearing.

**Alternative Recommendation:** City Council may table and request further information.

**Time Sensitivity:** Urgent due to pending sale

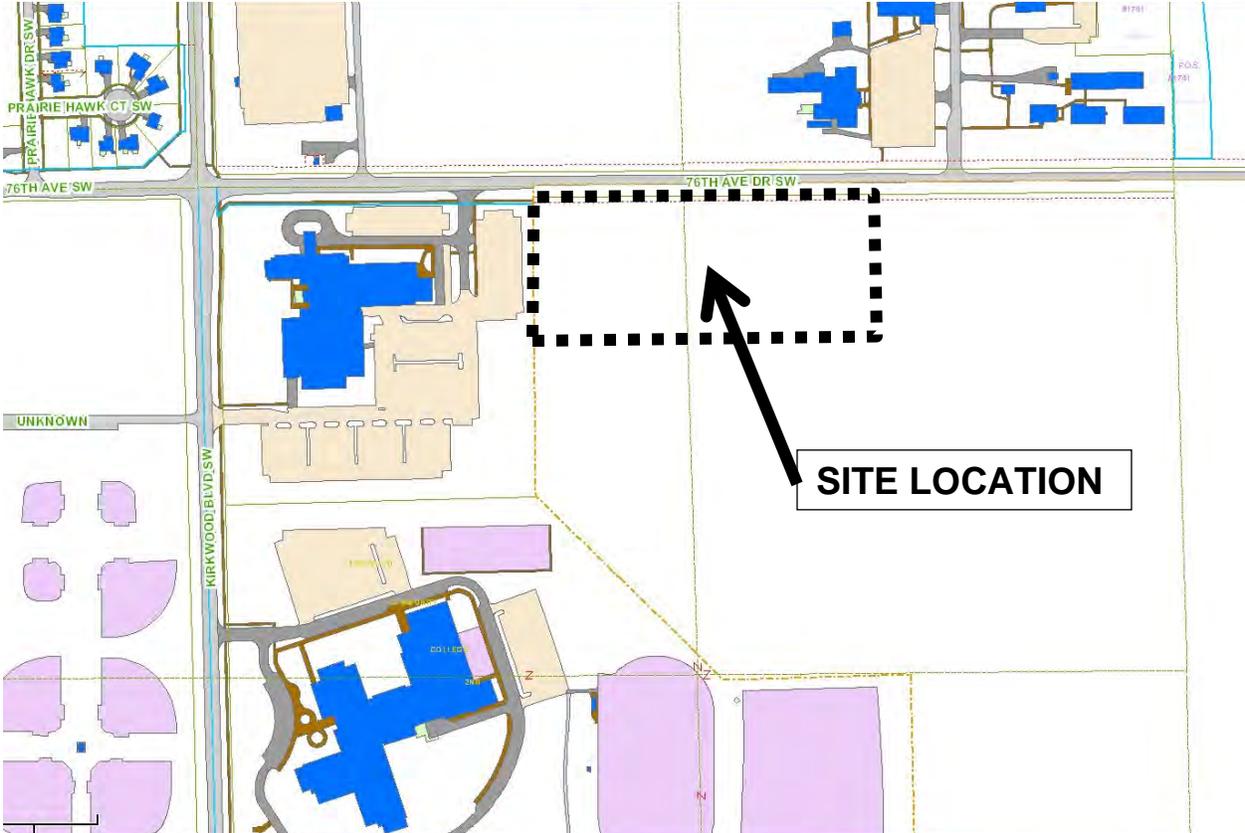
**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

# Location Map



DSD            ENG  
STR            TED  
PO             BSD  
UTL            WTR  
WPC            SWM  
TRN            FIR  
PD             JC  
ANL            PKS  
CD             ASR  
CLK            LC AUD  
LC ASR        LC BOS  
LC BLD        VOTER REG  
RCR            ECICOG  
IDOT          APPLICANT  
ANNX-020246-2015

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids, Iowa received an annexation application from the Kirkwood Community College for the annexation of property located south of 76<sup>th</sup> Avenue Drive SW and east of Kirkwood Boulevard SW, and

WHEREAS, it is in the best interest of the City of Cedar Rapids that the property legally described as:

PART OF THE NW1/4 OF SECTION 22, TOWNSHIP-82-NORTH, RANGE-7-WEST OF THE 5<sup>TH</sup> P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:  
BEGINNING AT THE NE CORNER OF LOT 1, KIRKWOOD COMMUNITY COLLEGE SECOND ADDITION;  
THENCE N89°35'59"E ALONG THE EXISTING SOUTH RIGHT-OF-WAY LINE OF 76<sup>TH</sup> AVENUE SW, 906.22 FEET;  
THENCE S00°24'01"E, 500.00 FEET;  
THENCE S89°35'59"W, 906.00 FEET TO THE EAST LINE OF SAID LOT 1;  
THENCE N00°25'31"W ALONG SAID EAST LINE, 500.00 FEET TO THE POINT OF BEGINNING CONTAINING 10.40 ACRES MORE OR LESS.  
SAID PARCEL TO BE KNOWN AS PARCEL A, PLAT OF SURVEY #2006.

be annexed to the City of Cedar Rapids at this time.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the territory legally described above is hereby annexed by the City of Cedar Rapids, Iowa, in a manner provided by Chapter 368 of the Code of Iowa, 2005, and that said property shall become a part of the City of Cedar Rapids, Iowa.

BE IT FURTHER RESOLVED, that the City Clerk be authorized and directed to file a copy of this resolution, together with the legal description and map of the property, with the appropriate agencies as specified by the Code of Iowa.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** David Houg  
**E-mail Address:** daveh@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5168

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held 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, LLC and Baker Greenhouses, LLC (David Houg).  
 CIP/DID # RZNE-019776-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:**

This is a request to rezone approximately 2.6 acres to the O-S Zoning District to allow for the development of a self-service storage facility. The property was formerly the site of the Cedar Rapids Greenhouses. The property is identified as "Urban - Medium Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan. The land is currently vacant and the proposed use will be self-service storage.

This request was unanimously recommended for approval by the City Planning Commission on August 13, 2015.

**Action/Recommendation:** City staff recommends holding the public hearing and possible approval of the First Reading.

**Alternative Recommendation:** City Council may table and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Budget Information:** N/A

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

# Location Map



WTR DSD  
ENG BSD  
FIR STR  
CLK TED  
PKS  
RCR  
«CASE\_TYPE\_NUMBER»

ORDINANCE NO. LEG\_NUM\_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

THAT PART OF THE WEST 30 169/450 RODS OF THE SW FRL 1/4 NW ¼ OF SECTION 30-83-7, LINN COUNTY, IOWA

LYING WITHIN THE FOLLOWING DESCRIBED PREMISES: COMMENCING AS A POINT OF REFERENCE AT THE NW CORNER OF SW FRACTIONAL ¼ NW ¼ SAID SEC. 30; THENCE E-LY 253.7 FEET ALONG THE N-LY LINE OF SW FRACTIONAL ¼ NW ¼ SAID SEC. 30 TO THE POINT OF BEGINNING OF TRACT HEREIN DESCRIBED; THENCE CONTINUING E-LY 253.5 FEET ALONG SAID N-LY LINE TO A POINT; THENCE S-LY 549 FEET ALONG A LINE PARALLEL WITH AND 507.2 FEET E-LY FROM THE W-LY LINE OF SW FRACTIONAL ¼ SAID SEC. 30 TO A POINT; THENCE W-LY 187.2 FEET ALONG A LINE PARALLEL WITH AND 549 FEET S-LY FROM SAID N-LY LINE TO A POINT; THENCE S-LY 220 FEET ALONG A LINE PARALLEL WITH AND 320 FEET E-LY FROM SAID W-LY LINE TO A POINT, SAID POINT BEING THE NE CORNER OF LOT 11, BEZDEK'S FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA; THENCE W-LY 165.3 FEET TO THESE CORNER OF LOT 5 SAID BEZDEK'S FIRST ADDITION; THENCE N-LY 349 FEET TO THE NE CORNER OF LOT 1 SAID BEZDEK'S FIRST ADDITION; THENCE E-LY 99 FEET ALONG A LINE PARALLEL WITH AND 420 FEET S-LY FROM SAID N-LY LINE TO A POINT; THENCE N-LY 420 FEET TO THE POINT OF BEGINNING. EXCEPT THE PUBLIC HIGHWAY

EXCEPT THE NORTH 226 FEET THEREOF

and located at 3215 Johnson Avenue NW, now zoned C-2, Community Commercial Zone District and R-2, Single Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to O-S, Office/Service Zone District, and that the property be used for such purposes as outlined in the O-S, Office/Service Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. That approval of this site development plan is subject to the Conditional Use Permit process.
2. An access easement is required for the driveway connection with the adjacent westerly property.
3. 25' interior setbacks adjoining residential districts are required or a variance must be obtained.

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

Introduced this 25th day of August, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

ACCEPTANCE OF CONDITIONS OF REZONING  
ORDINANCE NO. \_\_\_\_\_

I/we hereby agree to the terms and conditions set out in the Ordinance.

Dated this 17<sup>th</sup> day of August, 2015.

BAKER GREENHOUSES, LLC

Bah Greenhouse Roger Bah  
Signature

BAKER Greenhouse LLC Roger BAKER  
Printed name

PRESIDENT  
Printed title



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5141

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

**Phone Number/Extension:** 5092

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held 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.

- a. Resolution authorizing 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.

CIP/DID #3302500004-00

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:** 2025 Development Group, LLC has requested the disposition of two vacant City-owned lots located at 1221 and 1231 4<sup>th</sup> Street SE in order to accommodate the development of their adjacent site at 329 12<sup>th</sup> Avenue SE. Because these lots were acquired through the Voluntary Property Acquisition Program with CDBG funds, all proceeds will be returned as program income.

**Action/Recommendation:** If there are no objections during the public hearing, the Public Works Department recommends disposing of these two parcels to 2025 Development Group, LLC.

**Alternative Recommendation:** If the Council does not vote to dispose of these excess City-owned parcels, 2025 Development Group will be required to revise their development plans at this location.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** This does not fit the criteria outlined in the policy and therefore, does not apply.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, in order to accommodate future development of their site at 329 12<sup>th</sup> Avenue, 2025 Development Group, LLC has requested the disposition of two City-owned parcels which are adjacent to their site and are described as:

A 28-foot by 140-foot vacant lot located at 1221 4<sup>th</sup> Street SE, and  
A 30-foot by 140-foot vacant lot located at 1231 4<sup>th</sup> Street SE

, and

WHEREAS, on August 15, 2015, the City published a notice to hold a Public Hearing, and

WHEREAS, on August 25, 2015, a Public Hearing was held and the City Council recommended the disposition of these parcels to 2025 Development Group, LLC,

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 two Quit Claim Deeds conveying the properties hereafter described to 2025 Development Group, LLC, 955 Kacena Road, Suite A, Hiawatha, Iowa 52233:

NW-ly 28 feet of Lot 12, Block 39, J. C. May's Addition to the City of Cedar Rapids, Linn County, Iowa, and

NW-ly ½ of Lot 10, Block 39, J C May's Addition to the City of Cedar Rapids, Iowa

2. The Council determines the fair consideration required for the aforescribed conveyance to be \$11,800 for 1221 4<sup>th</sup> Street SE and \$12,600 for 1231 4<sup>th</sup> Street SE.
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 grantee, 2025 Development Group, LLC, shall be required to submit a combined tax statement to the City Assessor's Office so as to constitute a single zoning lot and tax parcel,
5. The grantee, 2025 Development Group, LLC, shall pay the City Clerk all costs connected with this matter, including all publication and recording fees.

BE IT FURTHER RESOLVED that two Quit Claim Deeds from the City of Cedar Rapids, Iowa to 2025 Development Group, LLC shall be executed by the City Manager and Deputy City Clerk and be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



**CITY OWNED LOTS REQUESTED BY  
2025 DEVELOPMENT GROUP, LLC  
(1221 & 1231 4TH STREET SE)**



**PROPERTY DISPOSITION  
1221 AND 1231 4TH STREET SE**



Cadd File Name: W:\PROJECTS\CIP\330\330250\330250 Council Map.dwg

3302500004



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5141

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

**Phone Number/Extension:** 5092

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the vacation of a 20-foot wide sanitary sewer easement located on vacant land westerly of 810 44<sup>th</sup> Street SE as requested by Randall J. and Christine C. Maher.

- a. Resolution vacating a 20-foot wide sanitary sewer easement located on vacant land westerly of 810 44<sup>th</sup> Street SE as requested by Randall J. and Christine C. Maher.  
 CIP/DID #EASE-012455-2014

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:** The sanitary sewer on this parcel was not constructed within the existing sanitary sewer easement, and there are no other utilities located within this easement. As a part of this vacation process, Randall J. and Christine C. Maher are granting a new easement to the City to accommodate the existing sanitary sewer facilities.

**Action/Recommendation:** If there are no objections during the public hearing, the Public Works Department recommends approving the vacation of said easement.

**Alternative Recommendation:** Require the Mahers to revise their development plans for this parcel.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

**Public Hearing Date:** August 25, 2015

**Possible resolution passing:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** This does not fit the criteria outlined in the policy, and, therefore, does not apply.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, a notice has been given and a public hearing held as required by law, and

WHEREAS, the City of Cedar Rapids does possess a 20-foot wide sanitary sewer easement on the following described property:

Part of the East half of the Southeast Quarter, of the Southeast Quarter, of the Southeast Quarter, Section 24, Township 83 North, Range 7 West, Linn County, Iowa

WHEREAS, Randall J. and Christine C. Maher, 852 44<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403, have requested the City of Cedar Rapids vacate the public's interest in and to said easement, and

WHEREAS, the Cedar Rapids Public Works Department recommends said easement held by the City of Cedar Rapids is no longer necessary to serve the public interest and has further recommended said easement be vacated, now therefore,

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

1. The Council determines the 20-foot wide sanitary sewer easement as shown on Exhibit A, attached hereto and made a part thereof no longer serves the public interest and said public interest and use held by the City of Cedar Rapids in and to the property herein described is hereby vacated.
2. The Council determines the fair consideration required for the aforescribed vacation is publication and recording fees plus a standard \$100 closing fee, payable to the City Treasurer.
3. The 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. Randall J. and Christine C. Maher 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 of said sanitary sewer easement hereinbefore described to said property owner.

- b. Randall J. and Christine C. Maher shall submit a new Sanitary Sewer Easement to accommodate the construction, reconstruction and maintenance of existing utilities at this location.
4. The grantee, Randall J. and Christine C. Maher, shall pay the City Clerk all publication and recording fees associated with this easement vacation.

BE IT FURTHER RESOLVED that the Easement for Sanitary Sewer is hereby approved and accepted, and that it shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

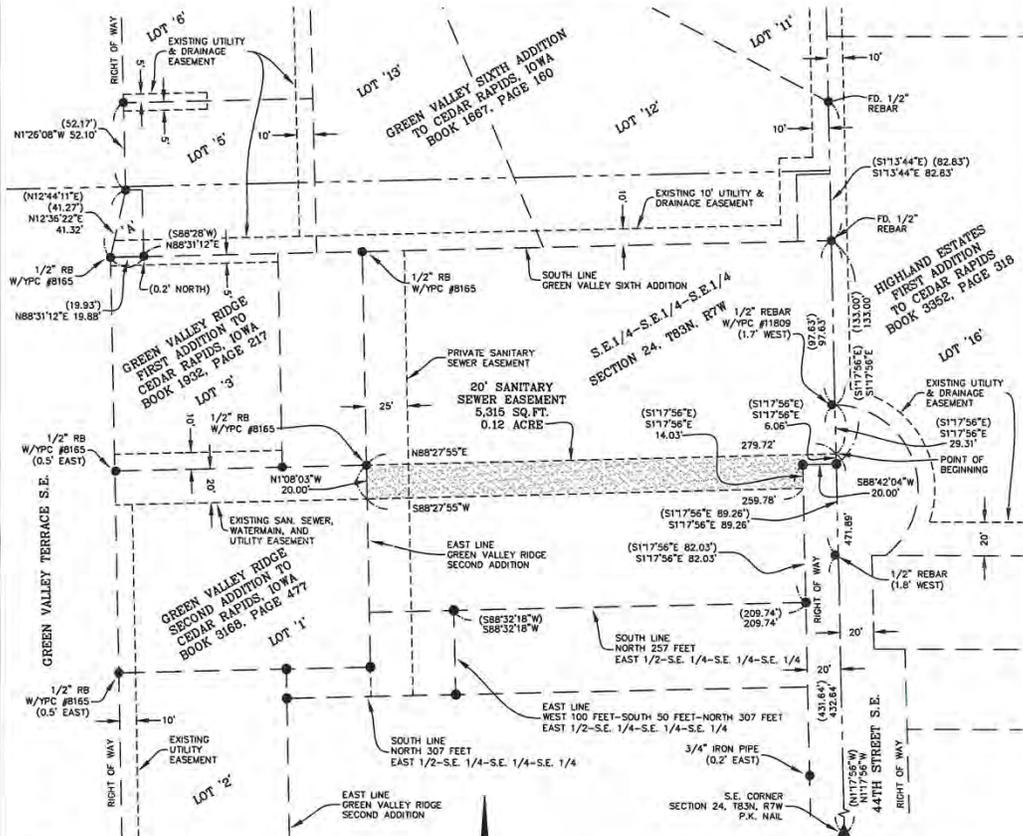
MayorSignature

Attest:

ClerkSignature

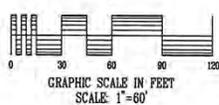
LEG\_TABLED\_TAG

EXHIBIT A  
**20' SANITARY SEWER EASEMENT**  
 PART OF THE EAST HALF OF THE SOUTHEAST QUARTER,  
 OF THE SOUTHEAST QUARTER, OF THE SOUTHEAST QUARTER  
 SECTION 24, TOWNSHIP 83 NORTH, RANGE 7 WEST, LINN COUNTY, IOWA



**SURVEY LEGEND**

- YPC
- ▲ ( )
- EASEMENT LINE
- PLAT OR SURVEY BOUNDARY
- SECTION LINE
- 1/4-1/4 SECTION LINE
- EXISTING LOT LINE
- YELLOW PLASTIC CAP
- FD. 1/2" REBAR W/ YELLOW PLASTIC CAP NO. 18769 UNLESS NOTED
- SECTION CORNER FOUND AS NOTED
- RECORDED AS
- SECTION CORNER FOUND AS NOTED
- RECORDED AS
- SECTION CORNER FOUND AS NOTED
- RECORDED AS



**LEGAL DESCRIPTION - EXHIBIT "A", 20' SANITARY SEWER EASEMENT:**

PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER, SECTION 24, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE 5TH PRINCIPAL MERIDIAN, CEDAR RAPIDS, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 16, HIGHLAND ESTATES FIRST ADDITION AS RECORDED IN BOOK 3352, PAGE 318 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE S117°56'E 29.31 FEET ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SOUTHEAST QUARTER TO THE POINT OF BEGINNING; THENCE CONTINUING S117°56'E 6.06 FEET ALONG SAID EAST LINE; THENCE S88°42'04"W 20.00 FEET TO THE WEST RIGHT OF WAY OF 44TH STREET S.E.; THENCE S117°56'E 14.03 FEET ALONG SAID WEST RIGHT OF WAY; THENCE S88°27'55"W 259.78 FEET TO THE EAST LINE OF LOT 1, GREEN VALLEY RIDGE SECOND ADDITION TO CEDAR RAPIDS, IOWA AS RECORDED IN BOOK 3168, PAGE 477 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE N108°03'W 20.00 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE N88°27'55"E 279.72 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 5,315 SQ.FT., 0.12 ACRE, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

**TOTAL AREA:**  
5,315 SQ.FT.  
0.12 ACRE

**SURVEY WORK PERFORMED:**  
10/20/10

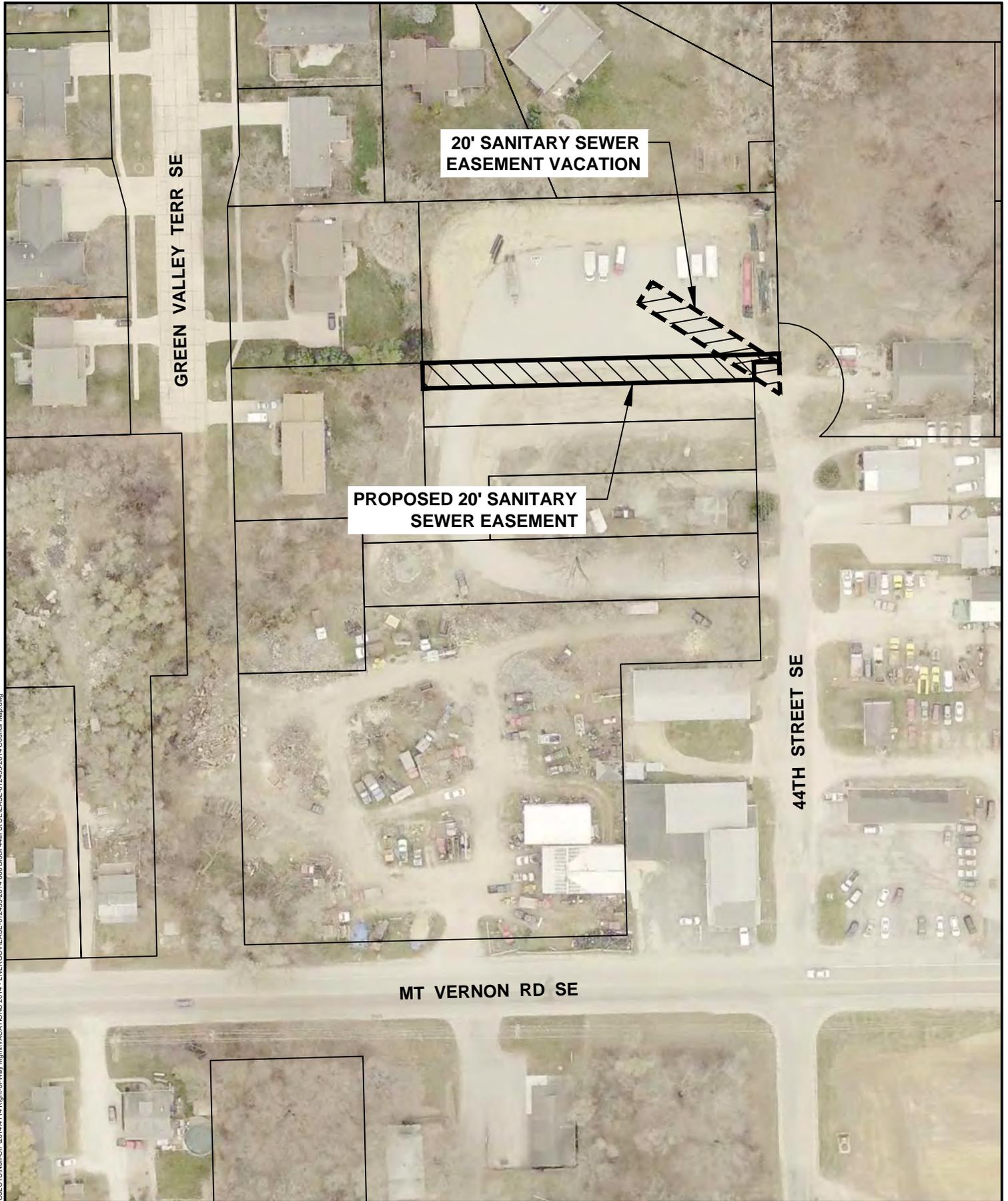
**SURVEY PREPARED FOR:**

RANDALL MAHER  
 OWNER:  
 RANDALL J. MAHER AND  
 CHRISTINE C. MAHER  
 852 44TH STREET S.E.  
 CEDAR RAPIDS, IOWA  
 52403

**ENGINEER:**

NICK J. BETTIS, P.E.  
 HALL & HALL ENGINEERS, INC.  
 1860 BOYSSON ROAD  
 HIAWATHA, IOWA 52233  
 (319)-362-9548

Project Number: <b>10166</b>	Sheet: 1 of 1	Scale: 1"=60'	Field Book No: 184/187	Date: 07/20/15	Sheet Title: EXHIBIT A <b>20' SANITARY SEWER EASEMENT</b> PART OF THE EAST HALF OF THE SOUTHEAST QUARTER, OF THE SOUTHEAST QUARTER, OF THE SOUTHEAST QUARTER SECTION 24, TOWNSHIP 83 NORTH, RANGE 7 WEST, LINN COUNTY, IOWA	<b>HALL &amp; HALL ENGINEERS, INC.</b> <i>Leaders In Land Development Since 1923</i> 1860 BOYSSON ROAD, HIAWATHA, IOWA 52233 PHONE: (319) 362-9548 FAX: (319) 362-7555 CIVIL ENGINEERING & LANDSCAPE ARCHITECTURE LAND SURVEYING & LAND DEVELOPMENT PLANNING www.halleng.com
---------------------------------	------------------	------------------	---------------------------	-------------------	--	--



**20' SANITARY SEWER EASEMENT VACATION**

**PROPOSED 20' SANITARY SEWER EASEMENT**

**GREEN VALLEY TERR SE**

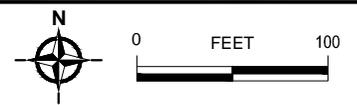
**44TH STREET SE**

**MT VERNON RD SE**

Cadd File Name: W:\PROJECTS\Non-CIP\2014\114 Right-of-Way Mgmt\VACATIONS 2014 - ENERGO\EASE-012455-2014 Council Map.dwg



**20' SANITARY SEWER EASEMENT VACATION AND PROPOSED 20' SANITARY SEWER EASEMENT**



EASE-012455-2014



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** leet@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project (estimated cost is \$800,000) (**Paving for Progress**).  
 CIP/DID #3012125-02

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project.

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** The work generally consists of roadway reconstruction of Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW including PCC pavement, curb and gutter, sidewalks, storm sewer, and driveways. Subject to receipt of acceptable bids, construction is scheduled to begin either in the spring of 2016 and be expected to be completed within 80 calendar days.

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

**Alternative Recommendation:** If this resolution is not adopted, the project would be delayed, resulting in further deterioration to the affected streets or the funds from this project could be applied to another project.

**Time Sensitivity:** Must be acted upon August 25 to maintain the project schedule, and which must occur ahead of the project's August 26 bid opening.

**Resolution Date:** August 25, 2015

**Budget Information:** 301/301000/3012125 (SLOST)

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on August 11, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Leroy Street SW from Johnson Avenue to 1st Avenue and Spencer Drive SW Roadway Improvements project (Contract No. 3012125-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



**LEROY STREET SW ROADWAY IMPROVEMENTS  
- JOHNSON AVENUE SW TO 1ST AVENUE SW -  
SPENCER DRIVE SW ROADWAY IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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:** PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project (estimated cost is \$314,000).

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project.

CIP/DID #304286-01

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** The City has received reports of flash flooding north of 16<sup>th</sup> Avenue SW and west of 18<sup>th</sup> Street SW during significant rain events. Subsequent investigations identified portions of the existing storm sewer system that are damaged or filled with debris. The project will repair and clean dysfunctional portions of the storm sewer and increase the storm sewer intake capacity for the area.

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

**Time Sensitivity:** Must be acted upon August 25, 2015 to maintain the project schedule, and which must occur ahead of the project's August 26, 2015 bid opening

**Resolution Date:** August 25, 2015

**Budget Information:** Fund 304, Dept ID 304000, Project 304286 (\$383,610 NA)

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on August 11, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project (Contract No. 304286-01) 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

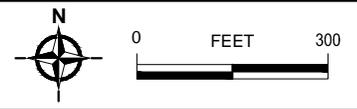
LEG\_TABLED\_TAG



Cadd File Name: W:\PROJECTS\CIP\304\304286 - 18th St SW Storm Sewer Improvements Jefferson High School\304286 Council Map.dwg



**16TH AVENUE SW (BETWEEN 18TH STREET AND 20TH STREETS SW) STORM SEWER IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**Submitting Department:** Water Pollution Control

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

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Jonathan Mouw  
**E-mail Address:** j.mouw@cedar-rapids.org

**Phone Number/Ext.:** 5296

**Description of Agenda Item:** PUBLIC HEARINGS

To consider the plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project (estimated cost is \$643,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project.

CIP/DID #615239-02

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Water Pollution Control Facility treats sludge generated at the facility through incineration. Ash and slag generated through the incineration process travels from the incinerator through a roll crusher and into an ash tank where it is combined with water and the resulting ash slurry pumped to ash storage lagoons.

The North Ash Tank dates back to the original plant construction. In 2003, a new ash tank (South Ash Tank) was added and the North Ash Tank was taken out of service and abandoned in place. Due to the abrasive nature of the ash slurry, elements of the South Ash Tank have reached the end of their useful life and require repairs or replacement.

The goal of the project is to replace the North Ash Tank and associated appurtenances. Once the North Ash Tank has been replaced, repairs will be made to the South Ash Tank. The added redundancy to the ash slurry system will allow the incineration process to remain in operation if elements of one of the ash tanks require maintenance.

**Action/Recommendation:** The Utilities Department – WPC Division staff recommends approval of the resolution adopting the plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project.

**Alternative Recommendation:** None

**Time Sensitivity:** 8-25-15

**Resolution Date:** 8-25-15

**Budget Information:**

1. **Included in Current Budget Year.** Yes, funding for the Water Pollution Control Facility Ash Slurry System Repairs project is included in the FY2016 WPC budget. Project costs will be coded to 925-553000-615-615000-615239 and 6150012.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$350,000 budgeted in the FY2016 CIP budget for the construction of the Water Pollution Control Facility Ash Slurry System Repairs project, and there are approximately \$190,000 in funds available for the project from the FY15 bond sale. Additional funds are available by adjusting other items in the CIP budget or from reserves.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy:** No

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on August 11, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Ash Slurry System Repairs project (615239-02) for the City of Cedar Rapids, Iowa , and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Maria Johnson  
**E-mail Address:** ma.johnson@cedar-rapids.org

**Phone Number/Ext.:** 5055

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing reallocation of funding budgeted for outside vendor graphic design services to create one full-time employee in the Communications Division to support ongoing city-wide marketing and communications efforts.

CIP/DID #CM005-15

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:**

The Communications Division and Utilities Department frequently have need for graphic design services to create marketing materials. These material help fulfill our communications goals of providing timely, accurate information to citizens regarding city projects, programs, and services.

The Communications Division requests to reallocate funding budgeted for outside vendor graphic design services to create one funded FTE Graphic Design Specialist position including associated support costs.

**Action/Recommendation:** Approve resolution authorizing one full-time employee in the Communications Division to support ongoing, citywide marketing efforts.

**Alternative Recommendation:** NA

**Time Sensitivity:** Immediate

**Resolution Date:** August 25, 2015

**Budget Information:** CMO Newsletter, Utilities

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Communications Division's responsibility includes providing timely, accurate information to citizens regarding City projects and programs, as well as marketing the City of Cedar Rapids, and

WHEREAS, this division frequently has need for graphic design services to fulfill that function, and

WHEREAS, the Communications Division requests to reallocate funding budgeted for outside vendor graphic design services to create one (1) funded FTE Graphic Design Specialist position including associated support costs.

NOW THEREFORE BE IT RESOLVED, by the City Council of Cedar Rapids Iowa, that that the City Manager is hereby authorized to establish one (1) FTE in the City Manager's Office Communications Division.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:  
ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Civil Rights

**Presenter at Meeting:** LaSheila Yates  
**E-mail Address:** l.yates@cedar-rapids.org

**Phone Number/Ext.:** 5004

**Alternate Contact Person:** Janet Abejo  
**E-mail Address:** j.abejo@cedar-rapids.org

**Phone Number/Ext.:** 5632

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the addition of two part-time employees for the Civil Rights Commission for a Civil Rights and Fair Housing Internship Program with the classification of two part-time Civil Rights Investigation and Outreach internship positions.  
 CIP/DID #CVR-2015-08A

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** In FY14, the Civil Rights Commission received approximately \$50,000 of HUD partnership grant funding to support a Temporary Education & Outreach Coordinator position. Due to staffing changes in July 2015, the Temporary Education & Outreach Coordinator position was vacant and resulted in approximately \$10,000 of remaining unused funds.

On July 31, 2015, HUD approved reallocation of the unused funds and granted an extension to support a yearlong internship program. The Civil Rights Commission requests two Civil Rights Investigation and Outreach internship level classification to assist with educational outreach, investigative activities, and other duties as assigned.

The internship will allow the Commission to satisfactorily fulfill our core mission under the City Ordinance and have a positive impact on customer service delivery. The position is subject to an eight to ten month length of employment or budget dollars availability.

**Action/Recommendation:** Authorize the addition of two part-time employees for the Civil Rights Commission for the classification of two part-time Civil Rights Investigation and Outreach internship positions.

**Alternative Recommendation:** N/A

**Time Sensitivity:** Immediate

**Resolution Date:** August 25, 2015

**Budget Information:** HUD partnership grant funding (approximately \$10,000)

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids Civil Rights Commission is an administrative law agency created to promote and protect equity under the law, and

WHEREAS, the mission of the Commission is to promote inclusion efforts based on protected class statuses, and

WHEREAS, the scope of responsibilities include processing discrimination complaints and facilitating public outreach activities, and

WHEREAS, the Civil Rights Commission requests two part-time internship level classification to assist with educational outreach, investigative activities, and other duties as assigned, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager hereby authorizes the addition of two part-time employees for the Civil Rights Commission for the classification of two part-time Civil Rights Investigation and Outreach internship positions.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Information Technology

**Presenter at Meeting:** Nic Roberts  
**E-mail Address:** n.roberts@cedar-rapids.org

**Phone Number/Ext.:** 5088

**Alternate Contact Person:** n/a  
**E-mail Address:** n/a

**Phone Number/Ext.:** n/a

**Description of Agenda Item:** CONSENT AGENDA

Resolution approving the Bustiness Travel Report for Jake Schulmeister, Systems Administrator and Sean Hanna, Network Administrator, in the amount not to exceed \$9437 attending Aruba Training from September 14 through September 18 in St. Louis, Missouri.  
 CIP/DID #IT2016-002

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:** The Information Technology Department implemented a new Aruba wireless Enterprise and Guest Systems. Training is needed to maintain and utilize additional features.

**Action/Recommendation:** Approval of this resolution.

**Alternative Recommendation:**

**Time Sensitivity:** Needs to be approved at this Council Meeting so the appropriate reservations can be made.

**Resolution Date:** 08/25/15

**Budget Information:** 542102-101-109420

**Local Preference Policy:** NA  
**Explanation:**

**Recommended by Council Committee:** NA  
**Explanation:**

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Reports submitted by Jake Schulmeister, Systems Administrator and Sean Hanna, Server Administrator be hereby approved for attending the Aruba Training in St. Louis, Missouri from September 14-18, 2015 not to exceed, \$9,437. The trip cost will be funded from the Information Technology Department's FY2016 Cost of Conference/Training budget and coded 542102-101-109420.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** David Houg  
**E-mail Address:** daveh@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5168

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing for September 8, 2015 to consider amending Ordinance No. 023-95 to delete Condition No. 12 for property at 605 Boyson Road NE as requested by Century Communications, LC and GR Eganhouse, LLC.  
 CIP/DID #RZNE-021443-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

### Background:

On August 6, 2015 the City Clerk's Office received a letter from Hall & Hall Engineers, Inc. on behalf of their client Century Communications, LC and GR Eganhouse, LLC requesting an amendment to Ordinance No. 023-95. Said Ordinance was adopted by City Council on April 12, 1995, which rezoned property at 605 Boyson Road NE from A, Agricultural Zone District to O-S, Office Service Zone District. This requested amendment is to delete Condition No. 12 of said Ordinance which states "That site coverage with structures or hard surfaces as a result of development of the site shall not exceed 15% of the total site area. In the event that the site is subdivided and developed as separate parcels, lot coverage shall not exceed 15% of the site area on any parcel." City staff researched the original rezoning documents and discovered this condition was added at the request of the property owner at that time. The intent is to increase the maximum developable area of the site from 15% to 51% of the total site area. The land is currently vacant and the proposed use will be a self-service storage facility. Staff sees no reason this request shouldn't be granted.

This request was informally recommended for approval by the City Planning Commission on August 13, 2015.

### Next Steps:

- A public hearing to allow for public input and the possible approval of First Reading of the Ordinance Amendment on September 8, 2015.
- Second and Third Readings of the Ordinance Amendment on September 22, 2015.

**Action/Recommendation:** City staff recommends setting the public hearing.

**Alternative Recommendation:** City Council may table and request further information.

**Time Sensitivity:** N/A

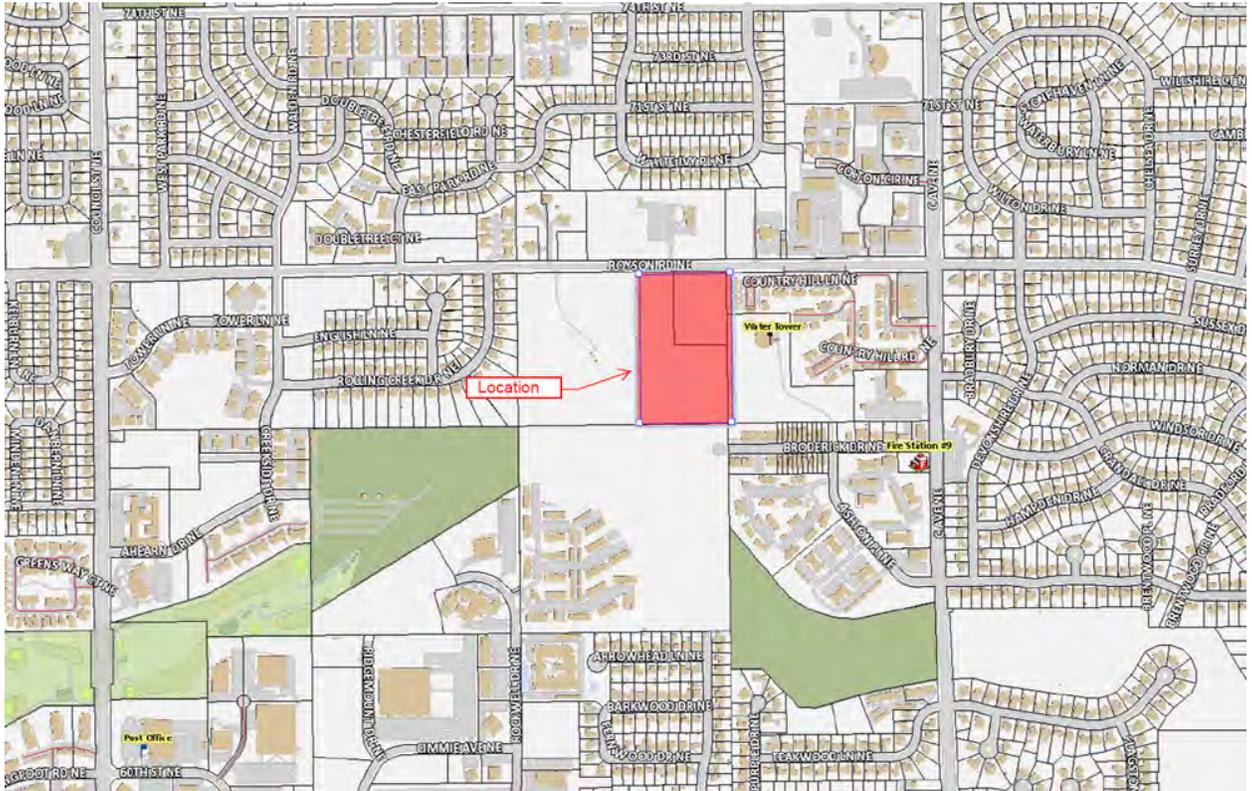
Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

### Location Map





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing on September 8, 2015 to consider a change of zone at 777 76<sup>th</sup> Avenue Drive SW from A, Agriculture Zone District to O-S, Office/Service Zone District as requested by Mercy Care Management Inc. and Kirkwood Community College  
 CIP/DID # RZNE-020247-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

### Background:

The request for rezoning of this property was reviewed by the City Planning Commission on August 13, 2015. City Planning Commission unanimously voted 9 to 0 recommending approval. The applicant is requesting rezoning to allow for development of a medical clinic. The applicant has also submitted requests for annexation and an application for an amendment to the Future Land Use Map EnvisionCR, the City's Comprehensive Plan from Public/Semi-Public to the Urban Medium Intensity Land Use Typology Area. The proposed development includes the proposed medical building, associated parking and drives, sidewalks and a storm water management area. Prior to City Council consideration of the Future Land Use Map amendment and rezoning request the property needs to be annexed into the City's corporate limits.

The Preliminary Site Development Plan consists of the following:

- Total site is 10.4 acres.
- Total parking provided are 147 spaces including 8 handi-capped spaces-required is 135.
- Two access drives off 76<sup>th</sup> Avenue Drive SW.
- New sidewalk provided along 76<sup>th</sup> Avenue Drive SW and from the building to the public sidewalk.
- Storm water management on-site south of the proposed building.
- The lot is large enough to provide for future expansion/development.

**Action/Recommendation:** City staff recommends setting the public hearing

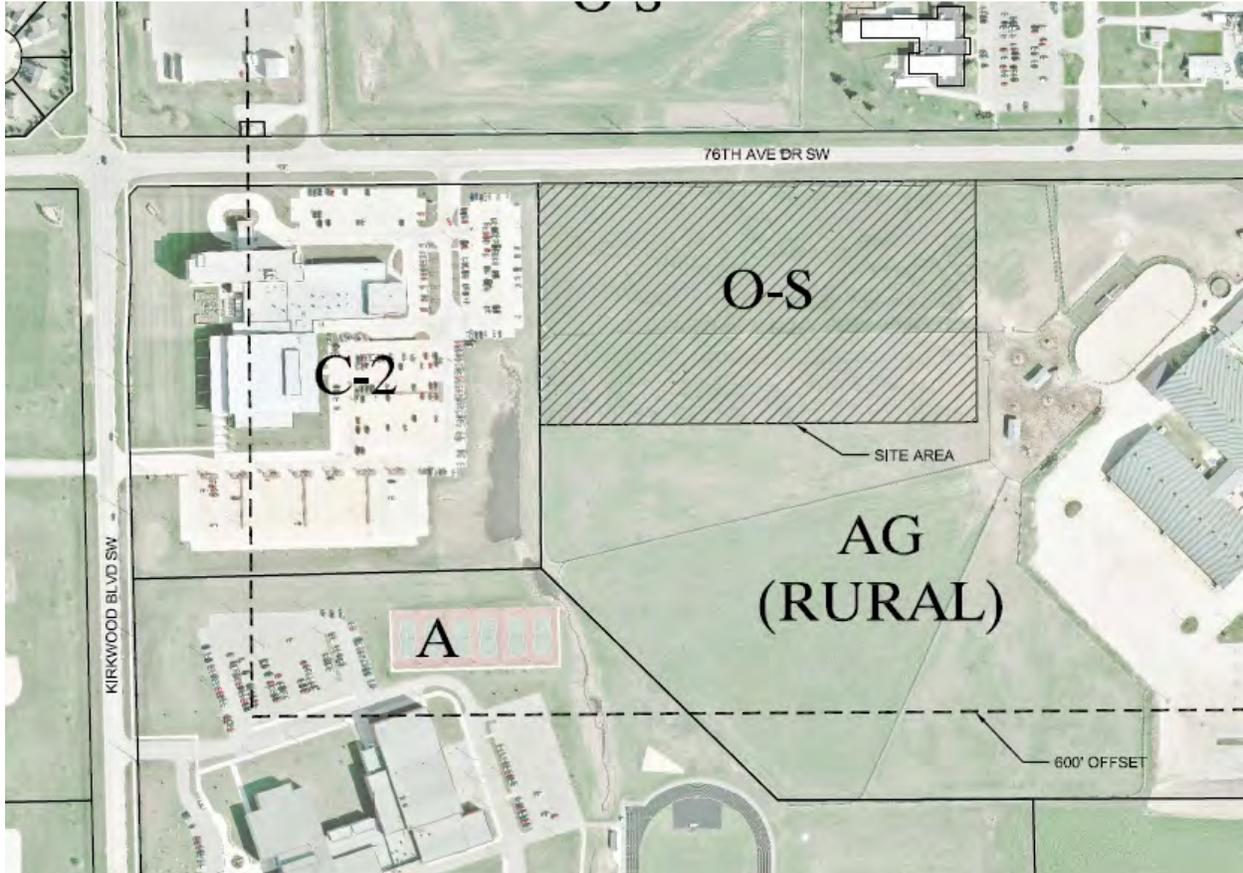
**Alternative Recommendation:** City Council may table the item and request further information

**Time Sensitivity:** The applicant has request all Three Reading of the ordinance be combined at the September 8, 2015 City Council meeting so Mercy Care Management Inc. can close on the property and start site work/construction this year.

Resolution Date: NA  
Budget Information: NA  
Local Preference Policy: NA

Recommended by Council Committee: NA

## Location Map





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing on September 8, 2015 to consider amending the Future Land Use Map of the Comprehensive Plan for property at 777 76<sup>th</sup> Avenue Drive SW from Public/Semi Public to Urban Medium Intensity as requested by Mercy Care Management Inc. and Kirkwood Community College.

CIP/DID # FLUMA-020248-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

### Background:

The request for rezoning of this property was reviewed by the City Planning Commission on August 13, 2015. City Planning Commission unanimously voted 9 to 0 recommending approval. The applicant is requesting an amendment to the Future Land Use Map (FLUM) in the City's Comprehensive Plan, EnvisionCR to allow for development of a medical clinic. The applicant has also submitted for annexation and an application for rezoning from A, Agriculture Zone District to O-S, Office/Service Zone District. The proposed development includes the proposed medical building, associated parking and drives, sidewalks and a storm water management area. Prior to City Council consideration of the Future Land Use Map amendment and rezoning request the property needs to be annexed into the City's corporate limits.

The Preliminary Site Development Plan consists of the following:

- Total site is 10.4 acres.
- Total parking provided is 147 spaces including 8 handi-capped spaces-required is 135.
- Two access drives off 76<sup>th</sup> Avenue Drive SW.
- New sidewalk provided along 76<sup>th</sup> Avenue Drive SW and from the building to the public sidewalk.
- Storm water management on-site south of the proposed building.
- The lot is large enough to provide for future growth/development.

**Action/Recommendation:** City staff recommends setting the public hearing

**Alternative Recommendation:** City Council may table the item and request further information

**Time Sensitivity:** Mercy Care Management Inc., the applicant wishes to break ground this year so expediting the FLUMA and Rezoning is critical.

**Resolution Date:** September 8, 2015

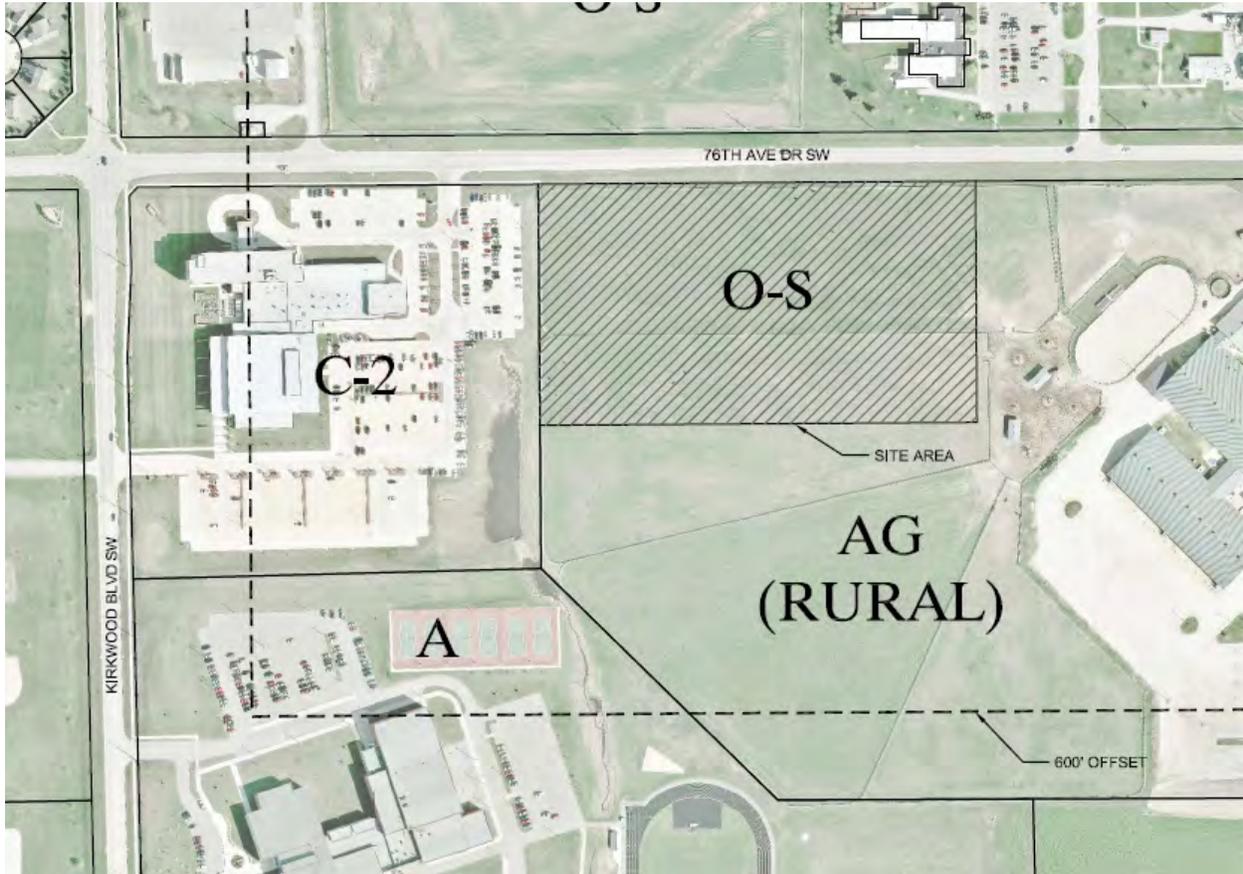
**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

**Explanation:**

## Location Map





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Kirsty Sanchez  
**E-mail Address:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

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

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

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

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing for October 6, 2015 to consider an Urban Revitalization Area designation for the construction of a health clinic at 777 76<sup>th</sup> Avenue SW as requested by Mercy Care Management, Inc.  
 CIP/DID #URTE-0004-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

### Background:

A request has been submitted by Mercy Care Management, Inc. for an Urban Revitalization Property Tax Exemption designation for the proposed construction of a 30,000 square foot health clinic in the southwest quadrant of the city at 777 76<sup>th</sup> Avenue SW. The property is currently located in the County. A public hearing and resolution annexing the property into the City is scheduled for City Council consideration on August 25, 2015. Additionally, the City Council will hold public hearings related to the rezoning of the property and Future Land Use Map Amendment at its September 8, 2015 meeting.

The project qualifies for the City's High Quality Jobs Program based on meeting the threshold of 10 or more jobs created meeting the State's hourly wage threshold of \$19.68.

### Project Details:

- 30,000 square feet facility
- 28 new jobs
- Services included on site:
  - Primary care clinic physicians, mid-level providers, nurses, and support staff
  - Urgent Care clinic physicians, mid-level providers, nurses, and support staff
  - A physical therapy clinic employing physical therapists and support staff
- \$10.3 million in total investment

### Benefits to the Community:

- Quality medical services provided in an underserved area of the City.
- Creation of 28 total jobs, with 14 of the jobs above the State wage threshold. Additional high quality jobs are anticipated to be added as utilization and patient volume increases.

The partial tax exemption is a ten-year, declining scale exemption averaging 44% per year, applied only to the increased property valuation. Based on the scope of the proposed project, the increased assessed value for the facility is estimated at \$7,210,000. This assessed value would generate \$273,980 in property tax revenue annually. Under the sliding scale URTE schedule the project will generate an estimated \$1,534,288 in total tax revenues and \$1,205,512 deferred as tax exempt over the 10-year period.

**Action/Recommendation:** City staff recommends setting the public hearing.

**Alternative Recommendation:** City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** October 6, 2015

**Budget Information:** Based on a projected increased taxable value of \$7,210,000 generated by the tenant improvements, the estimated total over the ten-year period is \$1,205,512 deferred as tax exempt and \$1,534,288 of new property tax generated.

**Local Preference Policy:** NA

**Explanation:**

**Recommended by Council Committee:** NA

**Explanation:**



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Kirsty Sanchez  
**E-mail Address:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

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

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

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

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing for October 6, 2015 to consider an Urban Revitalization Area designation for rehabilitation of the building at 307 12<sup>th</sup> Avenue SE as requested by 2025 Development, LLC.  
 CIP/DID #URTE-0005-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

### Background:

A request has been submitted by 2025 Development, LLC for an Urban Revitalization Property Tax Exemption designation for the proposed rehabilitation of the building at 307 12<sup>th</sup> Avenue SE (formerly ChromeHorse Saloon). The project qualifies for the City's Core District Reinvestment Program.

### Project Details:

- 18,200 square feet of office and retail
- 15 new jobs
- Project cost - \$2.6 million

### Benefits to the Community:

- Infill redevelopment that utilizes existing infrastructure and services
- Commercial and retail redevelopment in the core district consistent with City Council goals of creating a vibrant community
- Creation of 15 jobs

The partial tax exemption would be a ten-year, declining scale exemption averaging 44% per year, applied only to the increased property valuation. The 2015 assessed value for the property is \$277,300. Based on the scope of the proposed project, the assessed value as complete is estimated to be \$949,000, increase of \$671,700 (242%). The investment is expected to yield an additional \$23,143 in property tax revenue annually above the current revenue. Over a ten-year period, it is estimated that the project's investment will result in approximately \$326,930 in total tax revenues with \$116,154 being deferred as tax exempt.

**Action/Recommendation:** City staff recommends setting the public hearing.

**Alternative Recommendation:** City Council may table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** October 6, 2015

**Budget Information:** Based on a projected increased taxable value of \$949,000 generated by the tenant improvements, the estimated total over the ten-year period is \$326,960 with \$116,154 deferred as tax exempt.

**Local Preference Policy:** NA

**Explanation:**

**Recommended by Council Committee:** NA

**Explanation:**



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** leet@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for September 8, 2015 and advertising for bids by publishing notice to bidders for the Park Place NE from Council Street to North Park Place Lane Pavement Rehabilitation project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on September 9, 2015 (estimated cost is \$500,000) **(Paving for Progress)**.  
 CIP/DID #3012128-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** The work generally consists of total pavement replacement and wider roadway from Council Street to approx. 210' east of Duffy Drive intersection. Full and partial depth concrete repair from approx. 210' east of Duffy Drive to North Park Place Lane.

**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 September 8, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative 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.

**Time Sensitivity:** Normal

**Resolution Date:** September 8, 2015

**Budget Information:** 301/301000/3012128 (SLOST)

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA



**PARK PLACE NE ROADWAY REHABILITATION  
COUNCIL STREET TO NORTH PARK PLACE LANE**





## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Chief Jerman  
**E-mail Address:** w.jerman@cedar-rapids.org

**Phone Number/Ext.:** 5374

**Alternate Contact Person:** Wanda Miller  
**E-mail Address:** wandam@cedar-rapids.org

**Phone Number/Ext.:** 5274

**Description of Agenda Item:** Alcohol licenses

- a. Applebee's Neighborhood Grill, 2645 Edgewood Road SW.
- b. Bulicek's Deli & Brew, 1616 6<sup>th</sup> Street SW (outdoor service for an event on September 5, 2015).
- c. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on September 11-13, 2015).
- d. Chappy's Safari Lounge, 229 16<sup>th</sup> Avenue SW.
- e. Dostal Catering Service, 1211 Wiley Boulevard SW.
- f. Field House Cedar Rapids, 5001 1<sup>st</sup> Avenue SE, Suite 101 (new -formerly Genghis Grill).
- g. Flamingo, 1211 Ellis Boulevard NW (transfer to Ellis Park Softball Diamonds, 2000 Ellis Boulevard NW, for an event on September 5, 2015).
- h. Godfather's Pizza, 2201 16<sup>th</sup> Avenue SW.
- i. Godfather's Pizza, 3647½ 1<sup>st</sup> Avenue SE.
- j. Hurricane Grill and Wings, 4444 1<sup>st</sup> Avenue NE, Suite #602 (adding a permanent outdoor service area).
- k. Hy-Vee #6 Market Cafe, 4035 Mount Vernon Road SE.
- l. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SE.
- m. Jerks Island Bar & Grill, 1810 6<sup>th</sup> Street SW.
- n. The Keg, 719 5<sup>th</sup> Street SE (outdoor service for an event on September 12-13, 2015).
- o. Kickstand, 203 16<sup>th</sup> Avenue SE (new – formerly Hurych Plumbing).
- p. NewBo City Market, 1100 3<sup>rd</sup> Street SE (outdoor service for an event on September 19, 2015).
- q. NewBo City Market, 1100 3<sup>rd</sup> Street SE (outdoor service for an event on September 26, 2015).
- r. Orchestra Iowa, 119 3<sup>rd</sup> Avenue SE (5-day permit for event at Bruce more on September 12, 2015).
- s. Planet X, 4444 1<sup>st</sup> Avenue NE, Suite #3001.
- t. Splash Events, 225 5<sup>th</sup> Avenue SW.

- u. Time Out Lounge, 3230 16<sup>th</sup> Avenue SW (outdoor service for an event on September 19-20, 2015).
- v. Tom's Homeport, 624 Center Point Road NE (new - new ownership).
- w. Zio Johnno's, 2925 Williams Parkway SW.

CIP/DID # OB1145716

<p><b>EnvisionCR Element/Goal:</b> ProtectCR Goal 3: Maintain and provide quality services to the community.</p>
--

**Background:** Per State Code, the local authority must provide approval prior to the State issuing the alcohol licenses to the applicants.

**Action/Recommendation:** Approve applications as submitted.

**Alternative Recommendation:** NA

**Time Sensitivity:** Normal

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

# Cedar Rapids Police Department Memorandum

To: Chief Jerman

From: Lt. Walter Deeds

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: August 19, 2015

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Applebee's Neighborhood Grill - Edgewood Rd 2645 EDGEWOOD RD SW	14	0	0	0
Bulicek's Deli & Brew 1616 6TH ST SW	12	0	0	1
Cedar River Landing 301 F AVE NW	59	0	1	5
Chappy's Safari Lounge 229 16TH AVE SW	51	0	0	9
Dostal Catering Service 1211 WILEY BLVD SW	13	0	0	0
Flamingo 1211 ELLIS BLVD NW	10	0	0	1
Godfather's Pizza (16th Ave) 2201 16TH AVE SW	5	0	0	0
Godfather's Pizza (1st Ave) 3647 1/2 1ST AVE SE	0	0	0	0
Hurricane Grill and Wings 4444 1ST AVE NE	9	0	0	0
Hy-Vee #6 Market Cafe 4035 MT VERNON RD SE	0	0	0	0
Hy-Vee #6 Tasting Room 4035 MT VERNON RD SE	0	0	0	0
Jerks Island Bar & Grill 1810 6TH ST SW	3	0	0	0
Keg, The 719 5TH ST SE	3	0	0	1
Kickstand 203 16TH AVE SE	0	0	0	0

NewBo City Market 1100 3RD ST SE	378	0	0	3
NewBo City Market 1100 3RD ST SE	378	0	0	3
Orchestra Iowa 119 3RD AVE SE	1	0	0	0
Planet X 4444 1ST AVE NE	6	0	0	1
Residence Inn South 730 33RD AVE SW	0	0	0	0
Time Out Lounge 3230 16TH AVE SW	24	0	0	7
Tom's Homeport 624 CENTER POINT RD NE	0	0	0	0
Zio Johno's 2925 WILLIAMS PKWY SW	15	0	1	1



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance

**Presenter at Meeting:** Casey Drew  
**E-mail Address:** c.drew@cedar-rapids.org

**Phone Number/Ext.:** 5097

**Alternate Contact Person:** Vicky Grover  
**E-mail Address:** v.grover@cedar-rapids.org

**Phone Number/Ext.:** 5007

**Description of Agenda Item:** Bills, payroll and funds  
 Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2015-01
- b. Payroll. CIP/DID #FIN2015-02
- c. Transfer of funds. CIP/DID #FIN2015-03

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:** The bi-weekly listings of bills, payrolls and fund transfers have been examined and approved by the proper departments.

**Action/Recommendation:** Authorize the Finance Department to issue payments and payroll checks and transfer funds as per the resolution listings.

**Alternative Recommendation:** NA

**Time Sensitivity:** Normal

**Resolution Date:** 8-25-15

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

## RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the following payrolls have been examined and approved by the proper departments, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Finance Director be and is hereby authorized and directed to issue checks in favor of the holders thereof and for various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

<b>Department</b>	<b>Total</b>
Building Services Division	\$ 63,564.02
CD – Federal Programs	\$ 34,714.54
Cedar Rapids Public Library	\$ 109,511.06
City Manager	\$ 38,017.22
Civil Rights	\$ 12,598.00
Clerk	\$ 11,796.50
Community Development – DOD	\$ 26,557.91
Council	\$ 6,669.77
Development Services	\$ 40,435.63
Facilities Maintenance Service	\$ 49,915.87
Finance	\$ 14,244.80
Finance – Analysts	\$ 14,155.21
Financial Operations	\$ 43,219.15
Fire	\$ 395,577.60
Five Seasons Parking	\$ 7,154.40
Fleet Maintenance	\$ 74,557.49
Golf Operations	\$ 55,632.09
Human Resources	\$ 32,726.38
Information Technology	\$ 86,480.79
Joint Communications	\$ 58,456.92
Library Grants	\$ 7,519.40
Parks Operations	\$ 153,487.47
Police	\$ 654,840.79
Public Works	\$ 22,867.26
Public Works – Engineering	\$ 107,102.20
Purchasing Service	\$ 11,445.65
Recreation	\$ 36,610.28
Sewer Operations	\$ 57,366.23
Street Operations	\$ 140,335.14
Traffic Engineering	\$ 47,089.83
Transit	\$ 109,576.99
Treasury Operations	\$ 11,960.79
Utilities	\$ 12,711.37
Utilities – Solid Waste	\$ 90,816.88
Veterans Memorial	\$ 16,740.93
Water Operations	\$ 268,874.15
Water Pollution Control	\$ 181,886.61
<b>Grand Total:</b>	<b>\$ 3,232,349.99</b>

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

FIN  
CLK  
VET  
WTR  
WPC  
STR  
REC  
TED  
FIR  
PD  
TRS  
EIA  
FIN2015-03

RESOLUTION NO. LEG\_NUM\_TAG

TRANSFER OF FUNDS

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	081		(213,074.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	631		(140,000.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	571100	330	3300000002	724,999.00
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	151		(16,813.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	011		(171,172.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	081		(26,285.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	661		(26,515.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	101		(110,671.00)
2015-07-31	AJEHJS201	To transfer funds 10 percent LOST funds for flood insurance as approved in FY 2016 adopted budget	483001	101		(20,469.00)
	<b>AJEHJS201 Total</b>					-
2015-07-31	AJEHJS202	To transfer funds from hotel motel for ice arena capital improvement needs as approved	571100	7401		50,000.00
2015-07-31	AJEHJS202	To transfer funds from hotel motel for ice arena capital improvement needs as approved	483001	555		(50,000.00)
	<b>AJEHJS202 Total</b>					-
2015-07-31	AJEHJS203	To transfer funds 90% LOST per reso 1068-07-15	571100	7968	796842	1,800.00
2015-07-31	AJEHJS203	To transfer funds 90% LOST per reso 1068-07-15	483001	331	331006	(1,800.00)
	<b>AJEHJS203 Total</b>					-
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304257	(250,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304998	(50,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304990	(400,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304430	(150,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304429	(50,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304432	(50,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304428	(25,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304427	(50,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304426	(245,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	304	304385	(30,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	571100	671		1,300,000.00
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	310	310333	(500,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	571100	7822		500,000.00
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	314	314300	(250,000.00)
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	571100	120		100,000.00
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	571100	101		150,000.00
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	571100	101		75,000.00
2015-07-31	AJERRJ203	To transfer funds per FY16 budget	483001	355	355002	(75,000.00)
	<b>AJERRJ203 Total</b>					-
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	641		200,000.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	671		200,000.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	611		200,000.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	483001	625	6250050	(600,000.00)
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	641		8,080.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	483001	101		(28,573.00)
2015-07-31	AJESEU200	To transfer funds per FY16 budget	483001	655	655028	(500,000.00)
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	621		20,493.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	611		500,000.00
2015-07-31	AJESEU200	To transfer funds per FY16 budget	483001	641		(200,000.00)
2015-07-31	AJESEU200	To transfer funds per FY16 budget	571100	611		200,000.00
	<b>AJESEU200 Total</b>					-
2015-07-31	RECUR008	To transfer funds from road use tax	571100	7300		1,063,500.00
2015-07-31	RECUR008	To transfer funds from road use tax	483001	101		(970,220.84)
2015-07-31	RECUR008	To transfer funds from road use tax	483001	301	301240	(55,908.33)
2015-07-31	RECUR008	To transfer funds from road use tax	483001	101		(4,037.50)
2015-07-31	RECUR008	To transfer funds from road use tax	483001	301	301872	(33,333.33)
	<b>RECUR008 Total</b>					-
2015-07-31	RECUR010	To transfer funds of property tax revenue for Police and Fire Health Services	483001	101		(25,602.09)
2015-07-31	RECUR010	To transfer funds of property tax revenue for Police and Fire Health Services	483001	101		(6,954.82)
2015-07-31	RECUR010	To transfer funds of property tax revenue for Police and Fire Health Services	571100	211		6,954.82

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2015-07-31	RECUR010	To transfer funds of property tax revenue for Police and Fire Health Services	571100	221		25,602.09
	<b>RECUR010 Total</b>					-
2015-07-31	RECUR014	To transfer funds of property tax revenue for health benefits	571100	240		814,909.50
2015-07-31	RECUR014	To transfer funds of property tax revenue for health benefits	483001	101		(814,909.50)
	<b>RECUR014 Total</b>					-
2015-07-31	RECUR016	To transfer funds of property tax revenue for FICA	571100	240		197,876.25
2015-07-31	RECUR016	To transfer funds of property tax revenue for FICA	483001	101		(197,876.25)
	<b>RECUR016 Total</b>					-
2015-07-31	RECUR017	To transfer funds of property tax revenue for IPERS	571100	240		197,876.25
2015-07-31	RECUR017	To transfer funds of property tax revenue for IPERS	483001	101		(197,876.25)
	<b>RECUR017 Total</b>					-
2015-07-31	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	571100	221		214,277.00
2015-07-31	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	483001	101		(150,597.00)
2015-07-31	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	483001	101		(214,277.00)
2015-07-31	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	571100	211		150,597.00
	<b>RECUR106 Total</b>					-
2015-07-31	RECUR124	To transfer funds for City Hall or City Services facility projects	483001	330	PWE006	(12,500.00)
2015-07-31	RECUR124	To transfer funds for City Hall or City Services facility projects	571100	085	085201	12,500.00
	<b>RECUR124 Total</b>					-
2015-07-31	RECUR131	To transfer funds for debt payment	483001	443		(29,159.38)
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7993		3,033.76
2015-07-31	RECUR131	To transfer funds for debt payment	483001	438		(51,643.13)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	439		(19,979.17)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	440		(40,509.96)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	442		(6,291.54)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	444		(9,621.03)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	445		(28,291.67)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	446		(293.33)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	447		(20,301.22)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	450		(74,345.42)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	452		(33,533.76)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	453		(11,357.92)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	455		(100.00)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	532		(119,343.17)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	632		(31,600.86)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	532		(86,557.92)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	542		(7,543.20)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	552		(24,110.83)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	572		(123,777.21)
2015-07-31	RECUR131	To transfer funds for debt payment	483001	692		(24,746.88)
2015-07-31	RECUR131	To transfer funds for debt payment	571100	440		14,701.89
2015-07-31	RECUR131	To transfer funds for debt payment	571100	444		120.04
2015-07-31	RECUR131	To transfer funds for debt payment	571100	447		4,960.28
2015-07-31	RECUR131	To transfer funds for debt payment	571100	448		30,727.39
2015-07-31	RECUR131	To transfer funds for debt payment	571100	451		93,647.67
2015-07-31	RECUR131	To transfer funds for debt payment	571100	452		4,964.66
2015-07-31	RECUR131	To transfer funds for debt payment	571100	454		39,517.44
2015-07-31	RECUR131	To transfer funds for debt payment	571100	456		29,667.19
2015-07-31	RECUR131	To transfer funds for debt payment	571100	458		6,640.46
2015-07-31	RECUR131	To transfer funds for debt payment	571100	631		34,609.92
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7501		200,984.16
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7503		895.83
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7506		2,712.16
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7508		95,821.93
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7515		31,937.39
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7516		4,369.38

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7520		36,338.57
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7521		27,487.70
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7522		6,688.07
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7523		3,771.96
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7525		68,677.40
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7526		19,824.58
2015-07-31	RECUR131	To transfer funds for debt payment	571100	7965		21,560.48
2015-07-31	RECUR131	To transfer funds for debt payment	483001	437		(40,552.71)
	<b>RECUR131 Total</b>					0.00
2015-07-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(9,275.38)
2015-07-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(15,916.67)
2015-07-31	RECUR143	To transfer funds for the Risk Manager and Attorney salary	571100	011		25,192.05
	<b>RECUR143 Total</b>					-
2015-07-31	RECUR144	To transfer funds for Attorney and Nurse salary	571100	012		22,781.93
2015-07-31	RECUR144	To transfer funds for Attorney and Nurse salary	483001	101		(4,825.00)
2015-07-31	RECUR144	To transfer funds for Attorney and Nurse salary	483001	101		(17,956.93)
	<b>RECUR144 Total</b>					-
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	101		(1,666.67)
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	101		(2,083.33)
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	440		(3,624.73)
2015-07-31	RECUR158	To transfer funds from hotel motel	571100	7401		102,951.81
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	552		(24,110.83)
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	572		(37,500.00)
2015-07-31	RECUR158	To transfer funds from hotel motel	571100	7401		3,750.00
2015-07-31	RECUR158	To transfer funds from hotel motel	483001	532		(37,716.25)
	<b>RECUR158 Total</b>					-
2015-07-31	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7501		16,227.67
2015-07-31	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7520		526.17
2015-07-31	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7525		1,867.25
2015-07-31	RECUR173	To Transfer funds from TIF to SSMID Downtown District	483001	7701		(18,621.09)
	<b>RECUR173 Total</b>					-
2015-07-31	RECUR178	To transfer funds for shared administrative position	483001	071		(3,353.36)
2015-07-31	RECUR178	To transfer funds for shared administrative position	571100	081		3,353.36
	<b>RECUR178 Total</b>					-
2015-07-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2k in discretionary expenses relating to Communication services	483001	101		(6,849.55)
2015-07-31	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and \$2k in discretionary expenses relating to Communication services	571100	621		6,849.55
	<b>RECUR181 Total</b>					-
2015-07-31	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7520		2,511.25
2015-07-31	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7521		6,684.92
2015-07-31	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7525		2,481.50
2015-07-31	RECUR186	To Transfer funds from TIF to SSMID Medical District	483001	7703		(11,677.67)
	<b>RECUR186 Total</b>					-
2015-07-31	RECUR188	To transfer funds from Water to Development SVCS for Position 1009 \$2k discr	571100	621		8,228.80
2015-07-31	RECUR188	To transfer funds from Water to Development SVCS for Position 1009 \$2k discr	483001	101		(8,228.80)
	<b>RECUR188 Total</b>					-
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	101		20,833.33
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	621		20,833.33
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	611		20,833.33
2015-07-31	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
	<b>RECUR189 Total</b>					-
2015-07-31	RECUR191	Funding from Transit to Police for security at GTC	483001	101		(4,166.67)
2015-07-31	RECUR191	Funding from Transit to Police for security at GTC	571100	661		4,166.67
	<b>RECUR191 Total</b>					-
	<b>Grand Total</b>					0.00



## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Amy Stevenson  
**E-mail Address:** AmyS@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5061

**Alternate Contact Person:** Bridget McMenomy  
**E-mail Address:** b.mcmenomy@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5272

**Description of Agenda Item:** Boards and commissions  
 Resolution thanking the following individual:

- a. Vote of thanks to the late James Bruner for serving on the Veterans Memorial Commission.

CIP/DID #OB572854

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:** This agenda includes a vote of thanks for a member who has recently passed away.

**Action/Recommendation:** Approve resolution as presented

**Alternative Recommendation:**

**Time Sensitivity:** None

**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, James Bruner devoted considerable time and effort as a member of the Veterans Memorial Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to the late James Bruner for serving as a member of the Veterans Memorial Commission.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

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

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Kevin Kirchner  
**E-mail Address:** k.kirchner@cedar-rapids.org

**Phone Number/Ext.:** 5902

**Description of Agenda Item:** Intent and levy assessments  
 Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 29 properties.  
 CIP/DID #WTR0714-001

**EnvisionCR Element/Goal:** Routine business - EnvisionCR does not apply

### Background:

The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.

Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated
- A Notice of Intent to Assess letter is mailed to the customer
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 0990-07-15 on July 14, 2015.

Following approval of the "Special Assessment" Resolution, the delinquent municipal utility information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

**Action / Recommendation:** The Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be approved.

**Alternative Recommendation (if applicable):** The City Council could decide not to lien delinquent municipal utility bills.

**Time Sensitivity:** Normal

**Resolution Date:** 8/25/15

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

SPECIAL ASSESSMENTS

WHEREAS, the City Council of the City of Cedar Rapids, Iowa has heretofore passed a Resolution of Intent to Assess various properties in the City of Cedar Rapids, Iowa for delinquent municipal utility service charges (water, sewer and storm sewer), penalties and Iowa sales tax, and

WHEREAS, a listing of the various properties for said delinquent utility service charges has been filed with the City Clerk and notice of assessment has been given to the property owners.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against various properties for the amounts shown on the attached listing and made a part of this resolution, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

**SPECIAL ASSESSMENTS (TO BE LIENED) 8/25/15**

				<b>SPECIAL ASSESSMENTS 8/25/15</b>
--	--	--	--	------------------------------------

<b>LIEN INTENTS 7/14/15</b>			
<b>#</b>	<b>Balance Due</b>	<b>Premise Address</b>	
1	\$ 266.30	13 GLENBROOK DR SE	
2	\$ 155.83	113 RED WING RD SW	
3	\$ 102.76	155 19TH ST NW	
4	\$ 278.86	199 13TH AVE SW	
5	\$ 83.33	350 WOODLAND DR SE	
6	\$ 111.74	433 8TH AVE SW #B	
7	\$ 81.20	524 4TH ST SW #D	
8	\$ 74.41	524 12TH ST SE	
9	\$ 145.85	612 4TH ST SW - UPPER	
10	\$ 81.94	730 G AVE NW	
11	\$ 453.12	820 19TH ST SE	
12	\$ 276.53	916 10TH AVE SE	
13	\$ 142.83	945 OAKLAND RD NE	
14	\$ 43.14	1017 DANIELS ST NE	
15	\$ 292.29	1035 MEMORIAL DR SE	
16	\$ 217.22	1125 19TH AVE SW	
17	\$ 95.41	1132 29TH ST NE	
18	\$ 68.80	1132 I AVE NW	
19	\$ 96.39	1145 20TH AVE SW	
20	\$ 208.20	1312 21ST AVE SW	
21	\$ 63.44	1342 5TH ST NW	
22	\$ 166.20	1521 10TH ST NW	
23	\$ 196.13	1533 7TH AVE SE	
24	\$ 194.41	1537 34TH ST NE	
25	\$ 157.79	1712 ARIZONA AVE NE	
26	\$ 96.53	1841 8TH AVE SW	
27	\$ 84.36	1929 9TH ST SW	
28	\$ 98.57	2319 THOMPSON ST SE	
29	\$ 174.80	6310 1ST AVE NW	
	<b>\$ 4,508.38</b>	<b>Grand Total</b>	
	<b>29</b>	<b>Number of Properties</b>	
	<b>\$ 43.14</b>	<b>Balance Due - Low</b>	
	<b>\$ 453.12</b>	<b>Balance Due - High</b>	



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

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

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Kevin Kirchner  
**E-mail Address:** k.kirchner@cedar-rapids.org

**Phone Number/Ext.:** 5902

**Description of Agenda Item:** Intent and levy assessments  
 Intent to Assess – Utilities – Water Division – delinquent municipal utility bills – 42 properties.  
 CIP/DID #WTR0825-001

<b>Routine business - EnvisionCR Does not apply</b>
---

**Background:**

The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Water Division initiates the Notice of Intent to Assess process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated

A Notice of Intent to Assess letter is mailed (after Council approves the Resolution of Intent to Assess) giving the property owners 30 days to pay their delinquent municipal utility bill before a resolution for special assessment is approved by City Council to lien properties.

**Action / Recommendation:** The Utilities Department – Water Division recommends that the Resolution for Intent to Assess various properties for delinquent municipal utility bills be approved.

**Alternative Recommendation (if applicable):** The City Council could decide not to lien delinquent municipal utility bills.

**Time Sensitivity:** Normal

**Resolution Date:** 8/25/15

**Budget Information:** N/A

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

INTENT TO ASSESS

WHEREAS, utility service charges (water, sewer, storm sewer, solid waste and recycling), penalties and Iowa sales tax have been provided to various properties in the City of Cedar Rapids, Iowa, and

WHEREAS, the occupants of the properties have failed to pay the municipal utility billings mailed for the utility service charges, and

WHEREAS, the utility service charges are now delinquent at these properties.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 22<sup>nd</sup> day of September, 2015 and notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:00 p.m., September 22, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## LIEN INTENTS (SPECIAL ASSESSMENTS) 8/25/15

LIEN INTENTS 8/25/15			
#	Balance Due	Premise Address	
1	\$ 111.51	13 GLENBROOK DR SE	
2	\$ 169.26	69 26TH AVE SW	
3	\$ 95.64	95 16TH AVE SW	
4	\$ 48.09	111 13TH ST SE	
5	\$ 234.80	302 21ST ST NE	
6	\$ 192.92	362 19TH ST NE	
7	\$ 395.23	408 LEWELLEN DR NW	
8	\$ 140.25	410 6TH AVE SW	
9	\$ 203.71	611 OWEN ST NW	
10	\$ 183.69	631 29TH ST NE	
11	\$ 276.71	703 7TH ST SW	
12	\$ 223.94	801 3RD AVE SW	
13	\$ 180.14	822 10TH AVE SW	
14	\$ 151.80	919 10TH ST SE	
15	\$ 164.95	1002 17TH ST NE	
16	\$ 134.54	1032 21ST ST SE	
17	\$ 268.70	1119 MAPLEWOOD DR NE	
18	\$ 170.63	1211 4TH ST SW	
19	\$ 65.76	1229 30TH ST NE	
20	\$ 719.09	1304 19TH AVE SW	
21	\$ 105.50	1312 H AVE NE	
22	\$ 79.27	1330 C ST SW	
23	\$ 275.08	1600 I AVE NE	
24	\$ 187.41	1605 MIDLAND CT NE #4	
25	\$ 181.97	1640 RICHMOND RD NE	
26	\$ 214.34	1704 CHESTNUT LN NE	
27	\$ 141.61	1764 34TH ST SE	
28	\$ 190.65	2100 L ST SW	
29	\$ 173.69	2330 B AVE NE	
30	\$ 213.29	2436 FRANKLIN AVE NE	
31	\$ 233.21	2454 C ST SW	
32	\$ 226.92	2549 24TH AVE SE	
33	\$ 183.64	2827 WILSON AVE SW	
34	\$ 231.86	3119 CORAL LN SW	
35	\$ 45.14	3127 CIRCLE DR NE	
36	\$ 228.24	3200 12TH AVE SW	
37	\$ 230.23	3207 JOHNSON AVE NW	
38	\$ 90.71	3603 QUEEN DR SW #2	
39	\$ 75.51	4314 ARMAR DR SE #8	
40	\$ 110.65	5028 LOUISA ST NE	
41	\$ 454.59	5615 4TH STREET CT SW	
42	\$ 103.16	6400 HICKORY BLVD SE	
	<b>\$ 8,108.03</b>	<b>Grand Total</b>	
	<b>42</b>	<b>Number of Properties</b>	
	<b>\$ 45.14</b>	<b>Balance Due - Low</b>	
	<b>\$ 719.09</b>	<b>Balance Due - High</b>	



## Council Agenda Item Cover Sheet

**Submitting Department:** Solid Waste and Recycling

**Presenter at Meeting:** Mark Jones

**Phone Number/Ext.:** 4791

**E-mail Address:** M.Jones@cedar-rapids.org

**Alternate Contact Person:** Sarah Augustine

**Phone Number/Ext.:** 4786

**E-mail Address:** s.augustine@cedar-rapids.org

**Description of Agenda Item:** CONSENT AGENDA

1. Resolutions approving assessment actions:  
Intent to assess – Solid Waste & Recycling – clean-up costs – three properties.

CIP/DID #SWM-003-15

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

**Action/Recommendation:** The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

**Alternative Recommendation:** The City Council could decide not to assess.

**Time Sensitivity:**

**Resolution Date:** 8/25/15

**Budget Information:**

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, NUISANCE ABATEMENTS have been made among various properties within the City of Cedar Rapids, Iowa, and,

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City's invoice, and

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 p.m., August 27, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

**INTENT TO ASSESS August 25, 2015**

		<b>INTENT TO ASSESS 7/28/15</b>	
<b>#</b>		<b>Balance Due</b>	<b>Premise Address</b>
1		\$ 336.75	1513 Bever Ave SE
2		336.75	1532 4 <sup>th</sup> Ave SE
		<b>\$ 673.50</b>	<b>Grand Total</b>
		<b>2</b>	<b>Number of Properties</b>



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** SteveHe@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Ken Russell  
**E-mail Address:** k.russell@cedar-rapids.org

**Phone Number/Ext.:** 5926

**Description of Agenda Item:** Maintenance bonds

Accept the Repair of Water Service Lines FY15 project; approve Change Order No. 2 (final) in the amount of \$67,806.68; authorize final retainage payment in the amount of \$17,544.83 and 2-year maintenance bond submitted by B. G. Brecke, Inc. (original contract amount was \$245,284.20; final contract amount is \$395,590.88).

CIP/DID #521108-15

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** B. G. Brecke, Inc. was awarded the contract for fiscal year 2015 for the repair of City-owned water service lines serving homes and businesses within Cedar Rapids. The work consists of repairing service lines, corporation stops, and resetting or relocating curb boxes within the public right-of-way. The contractor also performs the appurtenant work necessary to make a complete job, consisting of: pavement removal, excavation, sheet, brace and support the adjoining ground or structures where necessary, handle all drainage of groundwater; provide barricades, guards, and warning lights, flush and test the repair, repair sewer and drain lines disturbed by the repair, backfill and compact the excavation, restore the surface, remove and dispose of surplus excavated material, and perform final clean-up of the work site. The term of this contract was for the period of July 1, 2014 through June 30, 2015.

Each year we estimate the amount of service work that will be needed for the coming year. The estimates are based on a review and analysis of recent years' costs. Due to the nature of this type of work, it is difficult to anticipate the work that will be needed. Each work request is in response to unanticipated failures in equipment or materials, e.g. leaking service lines or broken stop boxes. Change Order No. 2 is to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

The work on this contract has been completed to the Water Division's satisfaction.

**Action/Recommendation:** The Utilities Department – Water Division recommends that the City Council approve Change Order No. 2 in the amount of \$67,809.68 and authorize the City Manager and City Clerk to execute said Change Order; accept the Repair of Water Service Lines FY15 project and 2-Year Maintenance Bond; and authorize final (retainage) payment in the amount of \$17,544.83 to B. G. Brecke, Inc. thirty days after acceptance in accordance with Iowa Code.

**Alternative Recommendation:** There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

**Time Sensitivity:** Normal

**Resolution Date:** 08/25/2015

1. **Budget Information: Included in Current Budget Year:** This was budgeted under FY15 Meter Shop operations and maintenance budget and coded to 521108-621-621005.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 budget included \$255,000 for the Repair of Service Line Contract. Expenditures in excess of the budget for service line repairs will be covered by actual revenues that exceed the FY15 budget.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, B. G. Brecke, Inc. has completed the contract work for the Repair of Water Service Lines FY15 project (Contract No. 521108-15), and

WHEREAS, Change Order No. 2, specifies a net increase in the amount of \$67,806.68 to adjust the unit price bid items to reflect the actual completed work under this contract, and

WHEREAS, the Utilities Department – Water Division recommends that Change Order No. 2 be hereby approved and that the work completed under this contract by hereby accepted, and

WHEREAS, B. G. Brecke, Inc., of Cedar Rapids, Iowa, as Principal has filed a Maintenance Bond executed by United Fire & Casualty Company, as Surety in the amount of \$395,590.88 (Three Hundred Ninety Five Thousand, Five Hundred Ninety Dollars and Eighty Eight Cents) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 2 for a net increase of \$67,806.68 be hereby approved and that the City Manager and City Clerk be hereby authorized to execute said Change Order; that the work completed under this Contract be hereby accepted; and the 2-Year Maintenance Bond in the amount of \$395,590.88 be hereby approved and filed with the City Finance Director, and

BE IT FURTHER RESOLVED that the City Finance Director is hereby directed to issue a warrant in the sum of \$17,544.83 for final retainage payment to B. G. Brecke, Inc. thirty days after acceptance in accord with Iowa State Code.

A cost summary of the Contract changes for this project is as follows:

Original Contract Amount	\$245,284.20
Change Order No. 1	+ 82,500.00
Change Order No. 2	+ <u>67,806.68</u>
Total Contract Amount	\$395,590.88

This was funded from the FY15 Meter Shop operations and maintenance budget and coded to 521108-621-621005.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** SteveHe@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Ken Russell  
**E-mail Address:** k.russell@cedar-rapids.org

**Phone Number/Ext.:** 5926

**Description of Agenda Item:** Maintenance bonds  
 Water system improvements installed in Crescent View 3<sup>rd</sup> Addition – Phase 1 and 2-year Maintenance Bond submitted by Abode Construction Inc. in the amount of \$77,843.20.

CIP/DID #2014071-01

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service. This bond helps to insure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Abode Construction Inc., was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Crescent View 3<sup>rd</sup> Addition – Phase 1 (Project 2014071). The Contractor, Abode Construction Inc., has installed 1,853.5 feet of 8-inch DIP water, services and appurtenances on Westfield Drive NE.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

**Action/Recommendation:** The Utilities Department – Water Division is recommending acceptance of the water system improvements installed for Cedar River Crescent View 3<sup>rd</sup> Addition – Phase 1 (Project No. 2014071) and the Contractor's 2-year Maintenance Bond, No. 2191541, in the amount of \$77,843.20 submitted by Abode Construction Inc.

**Alternative Recommendation:** There is no alternative recommendation but an alternative action is to not accept this phase of the project. If this phase is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this phase of the project

**Time Sensitivity:** None, routine item

**Resolution Date:** 08/25/2015

**Budget Information:** N/A

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Abode Construction, Inc., was granted permission by the Utilities Department - Water Division to install 1,853.5 lineal feet of 8-inch DIP water, services and appurtenances on Westfield Drive NE, all in Crescent View 3<sup>rd</sup> Addition – Phase 1 (Project No. 2014071), to the City of Cedar Rapids, and

WHEREAS, said work has now been completed and Abode Construction, Inc. of Marion, Iowa, as Principal, has filed a 2-Year Maintenance Bond (Bond No. 2191541) executed by North American Specialty Insurance Company, as Surety, in the sum of \$77,843.20 (Seventy Seven Thousand Eight Hundred Forty Three Dollars and 20/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains, services, and appurtenances installed in Crescent View 3<sup>rd</sup> Addition – Phase 1 (Project No. 2014071), be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-Year Maintenance Bond submitted by Abode Construction, Inc., as Principal, and executed by North American Specialty Insurance Company, as Surety, be hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water Pollution Control

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

**Phone Number/Ext.:** 5281

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

**Phone Number/Ext.:** 5913

**Description of Agenda Item:** Accept projects

WPC Administration Building HVAC Upgrades project authorize issuance of final retainage payment in the amount of \$90,467.29 approving the 2-year Performance Bond submitted by Day Mechanical Systems (original contract amount was \$1,744,000; final contract amount is \$1,809,345.75).

CIP/DID # 615030-05

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Administration Building located at the Water Pollution Control Facility was still using the original HVAC system that was constructed when the building was originally built 35 years ago. This system was well maintained during that time, but the corrosive atmosphere at the plant has deteriorated equipment to the point where continued maintenance is no longer an option. This also presents the opportunity to upgrade to a more energy efficient HVAC system to work toward the Utilities Department energy efficiency goals.

The project involved replacement of the rooftop condenser, installation of new heat pumps, installation of new air handling units, installation of new high efficiency micro-boilers, installation of a variable refrigerant cooling system, and installation of stainless steel ductwork. These improvements were designed to be corrosion resistant and energy efficient, allowing the plant staff to easily maintain the system for the foreseeable future.

There were two Change Orders issued for this project. Change Order No. 1 was in the amount of \$54,215 and Change Order No. 2 was in the amount of \$11,130.75 for a total of \$65,345.75.

**Action/Recommendation:** The Utilities – Water Pollution Control Facility staff recommends that the City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final payment in the amount of \$90,467.29 to Day Mechanical Systems, thirty days after acceptance in accord with the State of Iowa Code.

**Alternative Recommendation:** None

**Time Sensitivity:** 08-25-15

**Resolution Date:** 08-25-15

**Budget Information: Analysis of the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The original construction budget was \$1,744,000. The actual construction contract amount is \$1,809,345.75. The project will be coded to the following CIP fund 553000-615-615000-x-x-615030.

**Local Preference Policy:** No

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Water Pollution Control Division certifies contract work on the WPC Administration Building HVAC Upgrades project (Contract No. 615030-05) is substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated July 30, 2013 in the amount of \$1,744,000 covering said work filed by Day Mechanical Systems and executed by North America Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship, and

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

BE IT FURTHER RESOLVED, that the Water Pollution Control Facility staff recommends that the City Council approve the resolution in the amount of \$90,467.29 to Day Mechanical Systems, thirty days after acceptance in accord with the State of Iowa Code. The original contract amount was \$1,744,000; final contract amount is \$1,809,345.75.

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$24,795.54 and approving the 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 1 (original contract amount was \$444,170; final contract amount is \$495,910.70) **(Paving for Progress)**.

CIP/DID #301998-06

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 1. This is an approved Capital Improvements Project (CIP No. 301998-06) with a final construction contract amount of \$495,910.70. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$24,795.54.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 301998 SLOST

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the FY 2015 Curb Repair Project – Contract 1 (Contract No. 301998-06), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated November 4, 2015 in the amount of \$439,670 covering said work filed by Ti-Zack Concrete, Inc. and executed by The Guarantee Company Of North America USA provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$439,670.00
Original Incentive Value	4,500.00
Change Order No. 1	67,497.60
Change Order No. 2 Final	<u>(15,756.90)</u>
Amended Contract Amount	\$495,910.70

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the FY 2015 Curb Repair Project - Contract 1, (Contract No. 301998-06) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$24,795.54 to Ti-Zack Concrete, Inc. as final payment.

The final contract price is \$495,910.70 distributed as follows: \$485,656.30 301-301000-7970-301998 SLOST, \$10,254.40 301-301000-7970-3012105 SLOST,

, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$12,864.60 and approving the 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. for the FY 2014 Curb Repair Project – Contract 2 (original contract amount was \$249,505; final contract amount is \$257,292.04) **(Paving for Progress)**.

CIP/DID #301998-05

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Ti-Zack Concrete, Inc. for the FY 2014 Curb Repair Project – Contract 2. This is an approved Capital Improvements Project (CIP No. 301998-05) with a final construction contract amount of \$257,292.04. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$12,864.60.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3017014

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the FY 2014 Curb Repair Project – Contract 2 (Contract No. 301998-05), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated April 8, 2014 in the amount of \$249,505 covering said work filed by Ti-Zack Concrete, Inc. and executed by The Guarantee Company Of North America USA provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$249,505.00
Possible Incentive	4,500.00
Change Order No. 1	9,291.00
Change Order No. 2	5343.48
Change Order No. 3	-11,347.44
Amended Contract Amount	\$257,292.04

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the FY 2014 Curb Repair Project – Contract 2, (Contract 301998-05) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$12,864.60 to Ti-Zack Concrete, Inc. as final payment.

The final contract price is \$257,292.04 distributed as follows: \$257,292.04 301-301000-301998, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$11,649.97 and approving the 4-year Performance Bond submitted by Midwest Concrete, Inc. for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 2 project (original contract amount was \$223,466.70; final contract amount is \$232,999.33).

CIP/DID #3017015-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Midwest Concrete, Inc. for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 2. This is an approved Capital Improvements Project (CIP No. 3017015-02) with a final construction contract amount of \$232,999.33. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$11,649.97.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3017015 CIP

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the FY 2015 Sidewalk and Ramp Repair Program – Contract 2 project (Contract No. 3017015-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 13, 2015 in the amount of \$217,966.70 covering said work filed by Midwest Concrete, Inc. and executed by West Bend Mutual Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$217,966.70
Possible Incentive	5,500.00
Change Order No. 1	251.30
Change Order No. 2	107.10
Change Order No. 3	6,916.00
Change Order No. 4 Final	<u>2,258.23</u>
Amended Contract Amount	\$232,999.33

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the FY 2015 Sidewalk and Ramp Repair Program – Contract 2 project, (Contract No. 3017015-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$11,649.97 to Ti-Zack Concrete, Inc. as final payment.

The final contract price is \$232,999.33 distributed as follows: \$232,999.33 301-301000-3017015

, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Accept projects  
 Resolution accepting project and approving the 4-year Performance Bond submitted by Ken-Way Excavating Services, Inc. for the 6805 Brentwood Dr NE Sanitary Sewer Replacement project (original contract amount was \$70,028.80; final contract amount is \$64,331.29).  
 CIP/DID #6559995-01

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Construction has been substantially completed by Ken-Way Excavating Services, Inc. for the 6805 Brentwood Dr NE Sanitary Sewer Replacement project. This is an approved Capital Improvements Project (CIP No. 6559995-01) with a final construction contract amount of \$64,331.29. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond from Ken-Way Excavating Services, Inc.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 6559995

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the 6805 Brentwood Dr NE Sanitary Sewer Replacement project (Contract No. 6559995-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated October 7, 2014 in the amount of \$69,028.80 covering said work filed by Ken-Way Excavating Services, Inc. and executed by Allegheny Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$69,028.80
Possible Incentive	1,000.00
Change Order No. 1	<u>-5,697.51</u>
Amended Contract Amount	\$64,331.29

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the 6805 Brentwood Dr NE Sanitary Sewer Replacement project, (Contract No. 6559995-01) be and the same is hereby accepted as being substantially completed.

The final contract price is \$64,331.29 distributed as follows: \$64,331.29 655-655000-6559995, and

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

PASSED\_DAY\_TAG

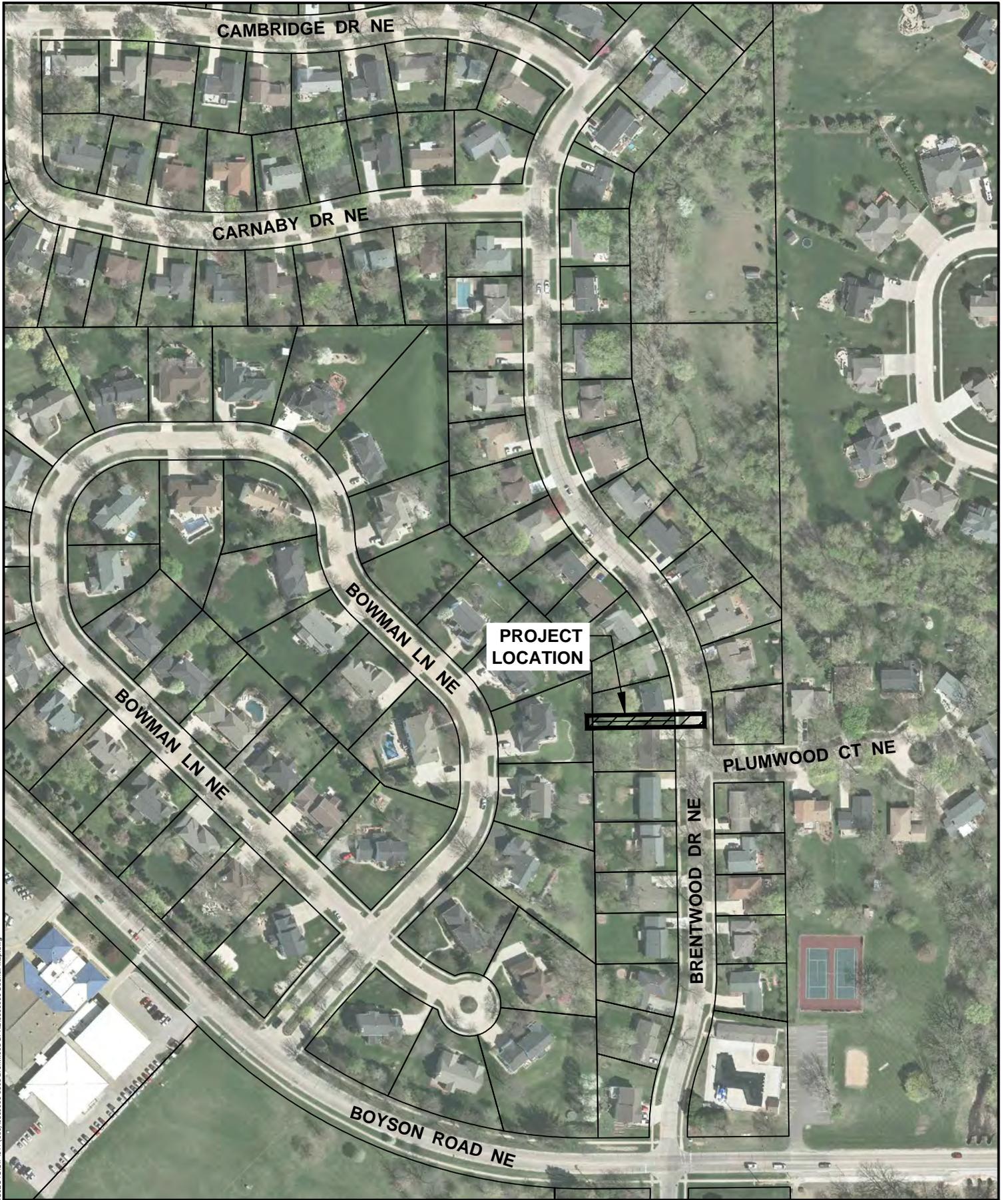
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



PROJECT  
LOCATION



Cadd File Name: W:\PROJECTS\CIP\611 (655)6559995 6805 Brentwood Dr NE\6559995 Council Map.dwg



**6805 BRENTWOOD DRIVE NE  
SANITARY SEWER REPLACEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Accept projects

Resolution accepting project and approving the 4-year Performance Bond submitted by Dave Schmitt Construction Company, Inc. for the Brookland Drive NE and Falbrook Drive NE Sanitary Sewer Point Repairs project (original contract amount was \$63,277.25; final contract amount is \$67,729.95).

CIP/DID #6559994-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Dave Schmitt Construction Company, Inc. for the Brookland Drive NE and Falbrook Drive NE Sanitary Sewer Point Repairs. This is an approved Capital Improvements Project (CIP No. 6559994-01) with a final construction contract amount of \$67,729.95. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond submitted by Dave Schmitt Construction Company, Inc.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 6559994

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Brookland Drive NE and Falbrook Drive NE Sanitary Sewer Point Repairs project (Contract No. 6559994-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated October 21, 2014 in the amount of \$61,277.25 covering said work filed by Dave Schmitt Construction Company, Inc. and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$61,277.25
Possible Incentive	2,000.00
Change Order No. 1	<u>4,452.70</u>
Amended Contract Amount	\$67,729.95

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Brookland Drive NE and Falbrook Drive NE Sanitary Sewer Point Repairs project, (Contract No. 6559994-01) be and the same is hereby accepted as being substantially completed.

The final contract price is \$67,729.95 distributed as follows: \$67,729.25 655-655000-6559994, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$6,089.66 and approving the 4-year Performance Bond submitted by Connolly Construction, Inc. for the Hawkeye Downs Road SW Culvert Replacement project (original contract amount was \$127,421.80; final contract amount is \$121,793.29).

CIP/DID #304393-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Connolly Construction, Inc. for the Hawkeye Downs Road SW Culvert Replacement project. This is an approved Capital Improvements Project (CIP No. 304393-02) with a final construction contract amount of \$121,793.29. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$6,089.66.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** CIP 304393: \$170,280 (Federal: \$127,710, State: \$17,028, City: \$25,542)

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Hawkeye Downs Road SW Culvert Replacement project (Contract No. 304393-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated November 18, 2014 in the amount of \$122,421.80 covering said work filed by Connolly Construction, Inc. and executed by Merchants Bonding Company (Mutual) provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$122,421.80
Possible Incentive	5,000.00
Change Order No. 1	4,937.50
Change Order No. 2	7,143.50
Change Order No. 3	-15,209.51
Removal of Original Incentive	<u>-2,500.00</u>
Amended Contract Amount	\$121,793.29

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Hawkeye Downs Road SW Culvert Replacement project, (Contract No. 304393-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$6,089.66 to Connolly Construction, Inc. as final payment.

The final contract price is \$121,793.29 distributed as follows: \$121,793.29 304-304000-304393

, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature



6TH STREET SW

HAWKEYE DOWNS RD SW

PROJECT LOCATION



**HAWKEYE DOWNS ROAD CULVERT REPLACEMENT**



0 FEET 300



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$66,735.84 and approving the 4-year Performance Bond submitted by BWC Excavating, LC for the 76<sup>th</sup> Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project (original contract amount was \$1,408,890.70; final contract amount is \$1,334,716.83).

CIP/DID #3012049-03

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by BWC Excavating, LC for the 76<sup>th</sup> Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements. This is an approved Capital Improvements Project (CIP No. 3012049-03) with a final construction contract amount of \$1,334,716.83. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$66,735.84.

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

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3012049

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the 76<sup>th</sup> Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project (Contract No. 3012049-03), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated November 19, 2013 in the amount of \$1,315,990.70 covering said work filed by BWC Excavating, LC and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$1,315,990.70
Possible Incentive	92,900.00
Change Order No. 1	200.00
Change Order No. 2	79.09
Change Order No. 3	9,378.70
Change Order No. 4	13,848.79
Change Order No. 5	61,593.41
Change Order No. 6	1,154.72
Change Order No. 7	9,552.81
Change Order No. 8 (Final)	(80,431.39)
Removal of Original Incentive Value	<u>(89,550.00)</u>
Amended Contract Amount	\$1,334,716.83

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project, (3012049-03) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$66,735.84 to BWC Excavating, LC as final payment.

The final contract price is \$1,334,716.83 distributed as follows: \$1,334,716.83 301-301000-3012049, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG



INTERSTATE 380

76TH AVENUE SW

RECONSTRUCTION LOCATION

PRAIRIE HAWK DR SW

KIRKWOOD BLVD SW

KIRKWOOD BLVD SW



**RECONSTRUCTION OF  
76TH AVENUE SW FROM PRAIRIE HAWK DR TO EAST OF INTERSTATE 380**





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Joe Mailander  
**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext.:** 319-286-5822

**Alternate Contact Person:** John Reasoner  
**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Phone Number/Ext.:** 319-286-5806

**Description of Agenda Item:** Final plats  
 Resolution approving the Final Plat of Wexford Heights First Addition for land located at Rapids Ridge Road NE extension; west of Milburn Road NE & north of Blairs Ferry Road NE.  
 CIP/DID #FLPT-016051-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

**Background:** The developer submitted the Final Plat in conformance with previously approved preliminary plat. The Development Services Department reviewed the submittal and determined it complies with applicable preliminary plat conditions and applicable requirements for final plats.

This plat contains forty eight (48) numbered lots, six (6) lettered lots and a total plat area of 28.41 acres.

**Action/Recommendation:** City staff recommends approval of the resolution.

**Alternative Recommendation:** City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** August 25, 2015

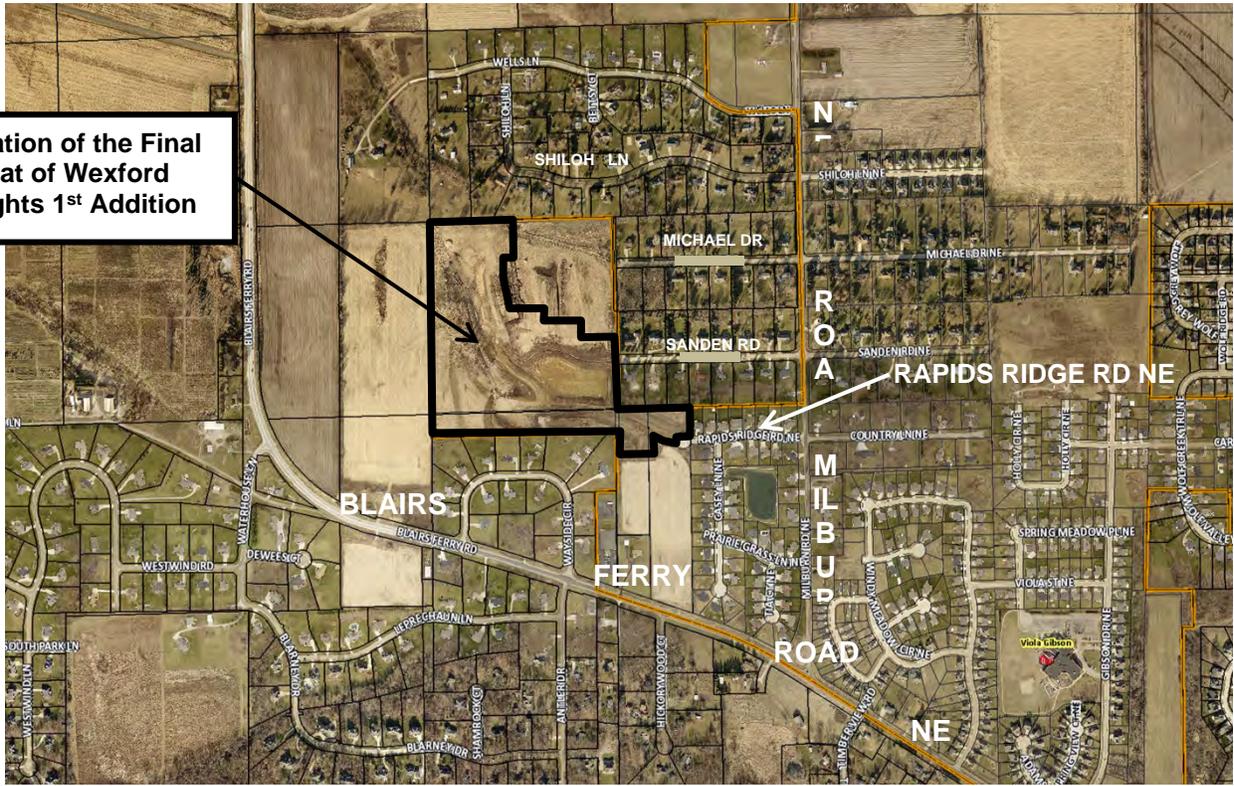
**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

# Location Map

Location of the Final Plat of Wexford Heights 1<sup>st</sup> Addition



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, A PLAT OF WEXFORD HEIGHTS FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing fifty four (54) lots, Numbered Lot 1 thru Lot 48, Lot A thru Lot F, all inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

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

1. Development Agreement
2. Agreement to Construct Temporary Turnarounds
3. Agreement for Private Storm Water Detention
4. Maintenance Agreement for a Lettered Lot
5. Easement for Storm Sewer Facilities
6. Easement for Sanitary Sewer Facilities
7. Easement for Sanitary Sewer and Water Main Facilities
8. Temporary Easement Agreement for Public Facilities

and

WHEREAS, the agreement(s) as submitted are recommended for approval by the City staff, and

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

1. The City Council concurs with the recommendation of City staff, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said WEXFORD HEIGHTS FIRST ADDITION to the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of all lands within the plat that are designated for streets, more specifically Lot A (Rapids Ridge Road NE), Lot B (Church Way NE), Lot C (Sanden Road NE), Lot D (Michael Drive NE) and Lot E (Wexford Way NE) is hereby approved and accepted, and Lot F is being dedicated to the City of Cedar Rapids for public storm water detention, public utilities and other public purposes and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

STATE OF IOWA     )  
                          ) ss.  
COUNTY OF LINN    )

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 25th day of August, 2015.

ClerkSignature



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 1 (Revised) in the amount of \$32,256.25 with Pirc-Tobin Construction, Inc. for the 8<sup>th</sup> Avenue SW Pavement Rehabilitation Improvements from 10<sup>th</sup> Street to 7<sup>th</sup> Street project (original contract amount was \$319,638.50; total contract amount with this amendment is \$352,894.75) **(Paving for Progress)**.  
 CIP/DID #3012083-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The Portland Cement Concrete Pavement Repair item has run over estimated quantities because more pavement was found to be in poor condition and needed to be replaced.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 1 (Revised) submitted by Pirc-Tobin Construction, Inc` .

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3012083 LOST

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 1 (Revised) in the amount of \$32,256.25 with Pirc-Tobin Construction, Inc. for the 8<sup>th</sup> Avenue SW Pavement Rehabilitation Improvements from 10<sup>th</sup> Street to 7<sup>th</sup> Street, Contract No. 3012083-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$306,638.50
Possible Incentive	13,000.00
Change Order No. 1 (Revised)	32,256.25
	<hr/>
Amended Contract Amount	\$351,894.75

General ledger coding for this Change Order to be as follows: \$32,256.25 301-301000-7970-3012083 SLOST

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

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

**Phone Number/Ext.:** 5281

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

**Phone Number/Ext.:** 5913

**Description of Agenda Item:** Purchases, contracts and agreements  
 Change Order No. 2 in the amount of \$26,626.41 with Tricon General Construction for the J Avenue Water Plant Process Improvements – Phase 1 project (original contract amount was \$7,276,000; total contract amount with this amendment is \$7,354,467.17).

CIP/DID #6250026-02

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The J Avenue Water Treatment plant was originally constructed in 1929. Additions were made to the plant in 1949, 1969, and 2009. Sound maintenance practices have kept the plant in good operating condition throughout its service life. However, the plant is starting to experience age related issues that are not readily correctable through preventative maintenance.

A study of the J Avenue Water Treatment Plant was completed by Strand Associates, Inc. in October 2011. The report detailed alternatives that would be beneficial for the longevity of the J Avenue water treatment plant. These alternatives were reviewed and staged in a specific manner and over many years. This staging was done to both improve operational factors during the construction work and to minimize the effect of the cost on ratepayers. This Project is related to only the first phase (Phase 1) of a much larger improvements program. All of the work required is currently staged in five separate phases and spread out over ten years.

The proposed Change Order includes 14 items. The items are for changes to the scope of work as defined in the Contract Documents. Justification for each item is briefly described on the Change Order.

Each contractor proposal (COR) was reviewed by the Owner's and Engineer's designated representatives to ensure that the scope of the proposal is appropriate, and the pricing is reasonable.

**Action / Recommendation:** The Utilities Department – Water Division staff recommends approval of Change Order No. 2 in the amount of \$26,626.41 with Tricon General Construction for the J Avenue Water Plant Process Improvements – Phase 1 project and that the City Manager and City Clerk be authorized to execute said Change Order.

**Alternative Recommendation:** None

**Time Sensitivity:** 08-25-15

**Resolution Date:** 08-25-15

**Budget Information:** This CIP project is coded to 553000-625-625000-6250026.

**Local Preference Policy:** No

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Tricon General Construction was awarded the J Avenue Water Plant Process Improvements – Phase 1 public improvement project (Contract No. 6250026-02) by Resolution No. 0138-01-14 on January 28, 2014, and

WHEREAS, the Utilities Department – Water Division requested changes to the contract plans and specifications for the J Avenue Water Plant Process Improvements – Phase 1 project, and

WHEREAS, Change Order No. 2 specifies a net increase in the amount of \$26,626.41 for the additional work requested and includes 14 items. The items are for changes to the scope of work as defined in the Contract Documents.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 2 in the amount of \$26,626.41 for the J Avenue Water Plant Process Improvements – Phase 1 project (Contract No. 6250026-02) be hereby approved and that the City Manager and City Clerk be authorized to execute Change Order No 2. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,276,000.00
Change Order No. 1	+ 51,840.76
Change Order No. 2	+ <u>26,626.41</u>
Amended Contract Amount	\$7,354,467.17

The Phase 1 project is included in FY14 thru FY16 Utilities Department - Water CIP budgets and funded from 553000-625-625000-6250026.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

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

**Phone Number/Ext.:** 5281

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

**Phone Number/Ext.:** 5913

**Description of Agenda Item:** Purchases, contracts and agreements  
 Change Order No. 2 specifying a Contract increase in the amount of \$31,043.31 with Garling Construction, Inc. for the Selected J Avenue Campus 2014 Renovations project (original contract amount was \$984,000; total contract amount with this amendment is \$1,037,549.13).

CIP/DID #6250031-02

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The City Council passed Resolution No. 1617-110-14 awarding the contract for the Selected J Avenue Campus 2014 Renovations project. This project is for improvements to specific electrical, HVAC, and architectural components of the Water Distribution Maintenance Building and the J Avenue Water Treatment Plant.

The proposed Change Order includes 3 items. The items are for changes to the scope of work as defined in the Contract Documents. Justification for each item is briefly described on the Change Order.

Each contractor proposal (COR) was reviewed by the Owner's and Engineer's designated representatives to ensure that the scope of the proposal is appropriate, and the pricing is reasonable.

**Action/Recommendation:** The Utilities Department – Water Division staff recommends approval of Change Order No. 2 in the amount of \$31,043.31 with Garling Construction, Inc. for the Selected J Avenue Campus 2014 Renovations project and that the City Manager and City Clerk be authorized to execute said Change Order.

**Alternative Recommendation:** None

**Time Sensitivity:** 08-25-15

**Resolution Date:** 08-25-15

**Budget Information:** This CIP project is coded to 553000-625-625000-x-x-6250031.

**Local Preference Policy:** No

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Garling Construction, Inc. was awarded the Selected J Avenue Campus 2014 Renovations public improvement project (Contract No. 6250031-02) by Resolution No. 1617-11-14 on November 18, 2014, and

WHEREAS, the Utilities Department – Water Division requested changes to the contract plans and specifications for the Selected J Avenue Campus 2014 Renovations project, and

WHEREAS, Change Order No. 2 specifies a net increase in the amount of \$31,043.31 for the additional work requested and includes three items. The items are for changes to the scope of work as defined in the Contract Documents.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 2 in the amount of \$31,043.31 for the Selected J Avenue Campus 2014 Renovations project (Contract No. 6250031-02) be hereby approved and that the City Manager and City Clerk be authorized to execute Change Order No. 2. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$ 984,000.00
Change Order No. 1	+ 22,505.82
Change Order No. 2	+ <u>31,043.31</u>
Amended Contract Amount	\$1,037,549.13

The project is included in FY14 thru FY16 Utilities Department - Water CIP budgets and funded from 553000-625-625000-6250031.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 3 in the amount of \$44,383.96, plus 2 working days, with Pirc-Tobin Construction, Inc. for the 4<sup>th</sup> Avenue SE Pavement Rehabilitation from 5<sup>th</sup> Street SE to 19<sup>th</sup> Street SE project (original contract amount was \$2,219,444.15; total contract amount with this amendment is \$2,514,584.46) **(Paving for Progress)**.  
 CIP/DID #3012080-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The contractor was required to expose and prepare for valve replacement at 12<sup>th</sup> St and 4<sup>th</sup> Ave intersection for the line to be shut down. An existing valve at Coe Rd and A Ave broke, not allowing the line to be shut down. Contractor had to backfill, clean up and reschedule for later date. The contractor corrected a drainage issue on 12<sup>th</sup> St SE from 3<sup>rd</sup> to 4<sup>th</sup> Ave SE. This work was necessary so that drainage could be reversed and drain to the intake at 3<sup>rd</sup> Ave SE.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 3 submitted by Pirc-Tobin Construction, Inc.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3012080-SLOST

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$44,383.96, plus 2 working days, with Pirc-Tobin Construction, Inc. for the 4<sup>th</sup> Avenue SE Pavement Rehabilitation from 5<sup>th</sup> Street SE to 19<sup>th</sup> Street SE, Contract No. 3012080-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,189,444.15
Original Incentive Value	30,000.00
Change Order No. 1	181,628.65
Change Order No. 2	69,127.70
Change Order No. 3	<u>44,383.96</u>
Amended Contract Amount	\$2,514,584.46

General ledger coding for this Change Order to be as follows: \$7,299.16 301-301000-7970-3012080 SLOST, \$5,599.00 625-625000-625542-6252015055; \$31,485.80 301-30100-7970-3012046 SLOST

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 3 in the amount of \$4,628.65 with Dave Schmitt Construction Co., Inc. for the SW Quad, Phase 1 - Water Main Replacement project (original contract amount was \$530,845.05; total contract amount with this amendment is \$556,092.08).  
 CIP/DID #2011020-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 3 submitted by Dave Schmitt Construction Co., Inc.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 2011020 (Water)

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$4,628.66 with Dave Schmitt Construction Co., Inc. for the SW Quad, Phase 1 – Water Main Replacement, Contract No. 2011020-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$530,845.05
Change Order No. 1	6,835.00
Change Order No. 2	13,783.38
Change Order No. 3	<u>4,628.65</u>
Amended Contract Amount	\$556,092.08

General ledger coding for this Change Order to be as follows: \$4,628.65 535000-625-625000-625885-6252011020

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke  
**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell  
**E-mail Address:** [l.snell@cedar-rapids.org](mailto:l.snell@cedar-rapids.org)

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 4 in the amount of \$6,416.65 with Iowa Erosion Control, Inc. for the Wiley Boulevard SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW Pavement Rehabilitation Improvements project (original contract amount was \$1,778,021.51; total contract amount with this amendment is \$1,972,953.53) **(Paving for Progress)**.  
 CIP/DID #3012084-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 4 submitted by Iowa Erosion Control, Inc.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3012084 SLOST

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 4 in the amount of \$6,416.65 with Iowa Erosion Control, Inc. for the Wiley Boulevard SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16<sup>th</sup> Avenue SW Pavement Rehabilitation Improvements, Contract No. 3012084-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,712,021.51
Original Incentive Value	66,000.00
Change Order No. 1	20,445.57
Change Order No. 2	38,949.60
Change Order No. 3	129,120.20
Change Order No. 4	<u>6,416.65</u>
Amended Contract Amount	\$1,972,953.53

General ledger coding for this Change Order to be as follows: \$6,416.65 301-301000-7970-3012084 SLOST

PASSED\_DAY\_TAG

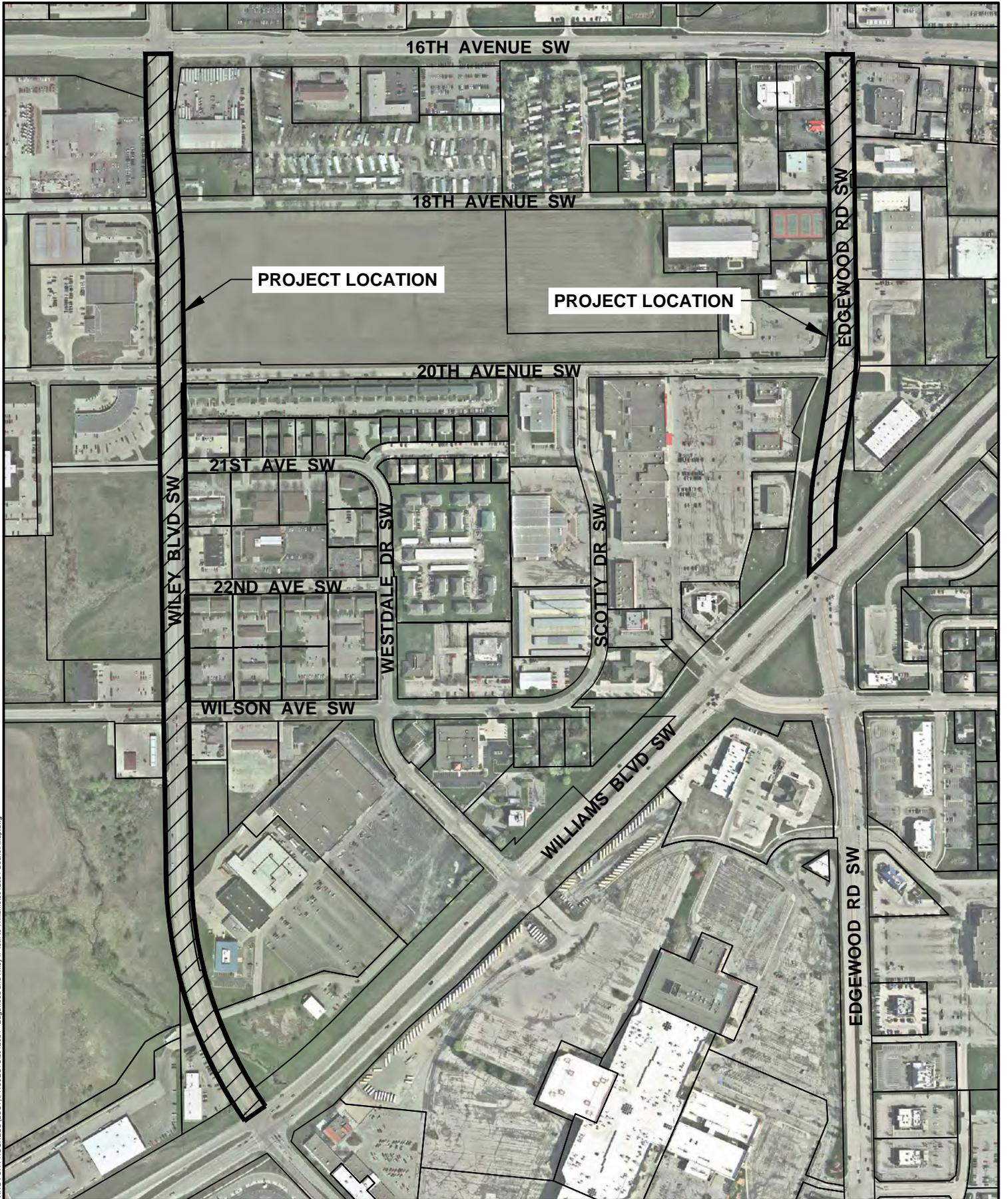
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



PROJECT LOCATION

PROJECT LOCATION



**EDGEWOOD ROAD AND WILEY BOULEVARD SW FROM  
16TH AVENUE TO WILLIAMS BOULEVARD SW  
IMPROVEMENTS PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 4 in the amount of \$33,299.72 with Rathje Construction Company for the Flood Affected Areas Infrastructure Removals project (original contract amount was \$954,533.41; total contract amount with this amendment is \$1,064,964.06).  
 CIP/DID #301923-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The athletic fields were being built on a demolition site and there was a lot of debris uncovered. The extra topsoil was imported to try and cover this debris.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 4 submitted by Rathje Construction Company.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** CIP 301923, 304338, 3015017, 6559998, 625906

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 4 in the amount of \$33,299.72 with Rathje Construction Company for the Flood Affected Areas Infrastructure Removals, Contract No. 301923-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$944,533.41
Original Incentive Value	10,000.00
Change Order No. 1	11,411.48
Change Order No. 2	27,709.36
Change Order No. 3	38,010.09
Change Order No. 4	<u>33,299.72</u>
Amended Contract Amount	\$1,064,964.06

General ledger coding for this Change Order to be as follows: \$32,704.72 301-301000-30185-301923; \$595 625-625000-625906

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Loren Snell  
**E-mail Address:** [l.snell@cedar-rapids.org](mailto:l.snell@cedar-rapids.org)

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Phone Number/Extension:** 5848

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 7 in the amount of \$19,468.80 with Rathje Construction Company for the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation project (original contract amount was \$2,259,949.02; total contract amount with this amendment is \$2,306,140.52) **(Paving for Progress)**.  
 CIP/DID #301240-04

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. This change order includes importing additional topsoil onto the site. The on-site material was of very poor quality and was replaced with good material. The pavement and driveway limits shown on the plans had to be extended due to minor changes in tie-in points to the existing pavement and paving grades.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 7 submitted by Rathje Construction Company.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:**

CIP No. 301240 (streets LOST) -	\$153,500
CIP No. 6250024 (water) -	\$1,159,050
CIP No. 655939 (sanitary sewer) -	\$1,304,250
Total Construction Budget	\$2,616,800

**Local Preference Policy: NA**  
**Explanation: NA**

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$19,468.80 with Rathje Construction Company for the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation, Contract No. 301240-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,123,449.02
Original Incentive Value	136,500.00
Change Order No. 1	11,417.40
Change Order No. 2	5,941.20
Change Order No. 3	3,526.60
Change Order No. 4	2,696.50
Change Order No. 5	1,184.00
Change Order No. 6	1,957.00
Change Order No. 7	<u>19,468.80</u>
Amended Contract Amount	\$2,306,140.52

General ledger coding for this Change Order to be as follows: \$6,539.80 625-625000-6250024-6252011022, \$12,929 655-655000-65585-655939

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 10 in the amount of \$725 with Curtis Contracting Corp. for the FY 2014 Sidewalk and Ramp Repair Program – Contract No. 1 project (original contract amount was \$126,147; total contract amount with this amendment is \$150,182.62).  
 CIP/DID #3017014-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 9 submitted by Curtis Contracting Corp.

**Alternative Recommendation:** If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 3017014

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 10 in the amount of \$725 with Curtis Contracting Corp. for the FY 2014 Sidewalk and Ramp Repair Program – Contract No. 1, Contract No. 3017014-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$120,647.00
Possible Incentive	5,500.00
Change Order No. 1	5,247.88
Change Order No. 2	120.00
Change Order No. 3	1,881.90
Change Order No. 4	3,763.89
Change Order No. 5	1,632.05
Change Order No. 6	2,071.75
Change Order No. 7	3,203.20
Change Order No. 8	738.00
Change Order No. 9	4,651.95
Change Order No. 10	<u>725.00</u>
Amended Contract Amount	\$150,182.62

General ledger coding for this Change Order to be as follows: \$725 301-301000-30185-3017014

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5896

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

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution awarding and approving contract in the amount of \$54,999.16 plus incentive up to \$1,000, bond and insurance of Connerley Construction, Inc. for the 3<sup>rd</sup> Street SE – 1200 Block Historic Tile Sidewalk Repair project (estimated cost is \$30,000).  
 CIP/DID #321526-03

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

### Background:

Connerley Construction, Inc. submitted the only competitive quotation received on August 14, 2015 for the 3<sup>rd</sup> Street SE – 1200 Block Historic Tile Sidewalk Repair project. Construction work is anticipated to begin this fall and expected to be completed by October 23, 2015.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. The competitive quotation received from Connerley Construction, Inc. contained an irregularity in Bid Item Nos. 3, 4, and 5 where they used lump sum totals and did not provide unit prices. Subsequently, the contractor has corrected their competitive quotation by adjusting their bid price to provide Unit pricing. Accordingly, the bid of Connerley Construction, Inc. was corrected to be \$54,999.16, based on the unit prices submitted and the correct bid quantity totals.

Connerley Construction, Inc., Cedar Rapids, IA	\$54,999.16
Possible Incentive	\$ 1,000.00
Total Award	\$55,993.16

The bid submittal of Connerley Construction, Inc. omitted pages 00300-1 through 00300-05, inclusive, of Section 00300 (BID), and thus did not include the signature of an authorized representative with their bid. Connerley Construction, Inc. was given an opportunity to submit pages 00300-1 through 00300-5, inclusive, to the Public Works office by 4:00, August 14, 2015. Connerley Construction, Inc. submitted pages 00300-1 through 00300-5, inclusive, with the signature of an authorized representative within the allotted timeframe. The City Engineer believes the described omission was a minor irregularity that did not materially affect their bid and the City Engineer recommends the City Council waive the irregularity and award the contract to Connerley Construction, Inc.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$54,999.16 plus incentive up to \$1,000, bond and insurance of Connerley Construction, Inc. for the 3<sup>rd</sup> Street SE – 1200 Block Historic Tile Sidewalk Repair project.

**Alternative Recommendation:** If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

**Time Sensitivity:** Normal. Deferral of the contract award after August 25, 2015 may affect the construction schedule for the improvements.

**Resolution Date:** August 25, 2015

**Budget Information:** 321-321000-321526 NA

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local Policy does not apply in this situation.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on August 14, 2015 by the City Engineer, or designee, for the 3<sup>rd</sup> Street SE – 1200 Block Historic Tile Sidewalk Repair project (Contract No. 321526-03):

Connerley Construction, Inc., Cedar Rapids, IA	\$55,000.00
--	-------------

and,

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price and,

WHEREAS, the competitive quotation received from Connerley Construction, Inc. contained an irregularity in Bid Item Nos. 3, 4, and 5 where they used lump sum totals and did not provide unit prices and,

WHEREAS, subsequently, the contractor has corrected their competitive quotation by adjusting their bid price to provide Unit pricing. Accordingly, the bid of Connerley Construction, Inc. was corrected to be \$54,999.16, based on the unit prices submitted and the correct bid quantity totals.

Connerley Construction, Inc., Cedar Rapids, IA	\$54,999.16
Incentive up to	\$ 1,000.00
Total Award	\$55,999.16

WHEREAS, the bid submittal of Connerley Construction, Inc. omitted pages 00300-1 through 00300-5, inclusive, of Section 00300 (BID), and thus their bid did not include the signatures of authorized representatives, and

WHEREAS, upon receipt of notice of said omitted bid form pages, Connerley Construction, Inc. submitted the missing pages, with the signatures of authorized representatives to the Public Works office on August 14, 2015, and

WHEREAS, the City Council hereby finds Connerley Construction, Inc. has now submitted a complete bid in accordance with the Instructions to Bidders and that said bid should be deemed as responsive, and

WHEREAS, general ledger coding for this public improvement project shall be as follows: \$55,999.16 321-321000-321526 NA

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the competitive quotations, and report the results thereof to the City council at its next meeting is hereby ratified and approved;
2. Irregularities and/or technicalities in bids received and corrected according to the contract requirements are hereby waived;

3. Connerley Construction, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its competitive quotation and award the contract to it;
4. Subject to registration with the Department of Labor, the Competitive Quotation of Connerley Construction, Inc is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Connerley Construction, Inc.
5. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Kevin Vrchoticky, PE  
**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:** Purchases, contracts and agreements  
 Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Fehr Graham specifying an increased amount not to exceed \$3,500 for design services in connection with the 2015 Sidewalk Ramp Improvements project (original contract amount was \$24,995; total contract amount with this amendment is \$28,495.)  
 CIP/DID #3016016-01

**EnvisionCR Element/Goal:** ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

**Background:** This amendment is for 2015 Sidewalk Ramp Improvements project. The amendment is to add survey and design needed to include one sidewalk ramp requested located in the area of the project.

The 2015 Sidewalk Ramp Improvements project will improve access to the ADA community throughout the city and increase mobility for all pedestrians as part of the Blue Zone program and Americans with Disabilities Act (ADA).

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Fehr Graham specifying an increased amount not to exceed \$3,500.

**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 delay the project until City Staff has the resources available to proceed with design

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 301/301000/3016016 NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Fehr Graham has been providing design services for the 2015 Sidewalk Ramp Improvements, and

WHEREAS, the City is adding the design of modifications to additional sidewalk ramp at the intersection of Windsor Drive NE and Bradford Road NE, 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 engineering consultant agreement with Fehr Graham in the amount of \$3,500 for the 2015 Sidewalk Ramp Improvements 3016016-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$24,995.00
Amendment No. 1	\$3,500.00
	<hr/>
Amended Contract Amount	\$28,495.00

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3016016	\$3,500.00
--	------------

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Cadd File Name: W:\PROJECTS\CI\301601\301601\63016016 Council Map.dwg



2015 SIDEWALK RAMP IMPROVEMENTS PROJECT





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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:** Purchases, contracts and agreements  
 Resolution authorizing execution of Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$2,500 for design services in connection with the Collins Road NE Improvements: Backage Road from C Avenue NE to Northland Avenue NE Extension project (original contract amount was \$39,617; total contract amount with this amendment is \$56,447).  
 CIP/DID # 301446-04

**EnvisionCR Element/Goal:** ConnectCR Goal 2: Build a complete network of connected streets.

### Background:

Professional services for this amendment include preparation of two Iowa Department of Transportation (IDOT) grant applications for projects connected to the Collins Road Improvements project. An Iowa Clean Air Attainment Program (ICAAP) grant application for the intersection of C Avenue & Old Marion Road NE; and an ICAAP grant application for the realignment of 51<sup>st</sup> Street at Council Street NE. The two ICAAP grant applications were submitted in September 2014 and both ranked high in the IDOT ranking system, but did not receive approval. The ICAAP grant applications will be updated with grant requests in amounts that will have a better ability to receive grant funding.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 4 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$2,500.

**Alternative Recommendation:** The two projects for the ICAAP grants have insufficient funding to proceed to final design and construction, and the Council could choose to finance the projects with local funding.

**Time Sensitivity:** Critical. ICAAP grant applications are due September 30, 2015

**Resolution Date:** August 25, 2015

**Budget Information:** CIP No. 301446

301446-04/COUNCIL ITEMS/COVER SHEET AGR PROF SERV AMENDMENT 04 301446-04

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Iowa Department of Transportation provides Iowa Clean Air Attainment Program (ICAAP) funds on a competitive basis to transportation projects that reduce traffic congestion problems and provide air quality improvements, and

WHEREAS, the City Engineer has determined the Collins Road NE Improvements: C Avenue NE and Old Marion Road NE Intersection Improvements project, and the Collins Road NE Improvements: 51<sup>st</sup> Street NE Realignment at Council Street NE project meet the criteria for the ICAAP funding and recommends approval of Amendment No. 4 with Anderson-Bogert Engineers & Surveyors, Inc. for additional design services for preparation of the ICAAP grant applications,

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. 4 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$2,500 for the Collins Road NE Improvements: Backage Road from C Avenue NE to Northland Avenue NE Extension project. (Contract No. 301446-04). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$39,617
Amendment No. 1	\$3,900
Amendment No. 2	\$6,930
Amendment No. 3	\$3,500
Amendment No. 4	\$2,500
	_____
Amended Contract Amount	\$56,447

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 301446, NA	\$2,500
---	---------

PASSED\_DAY\_TAG

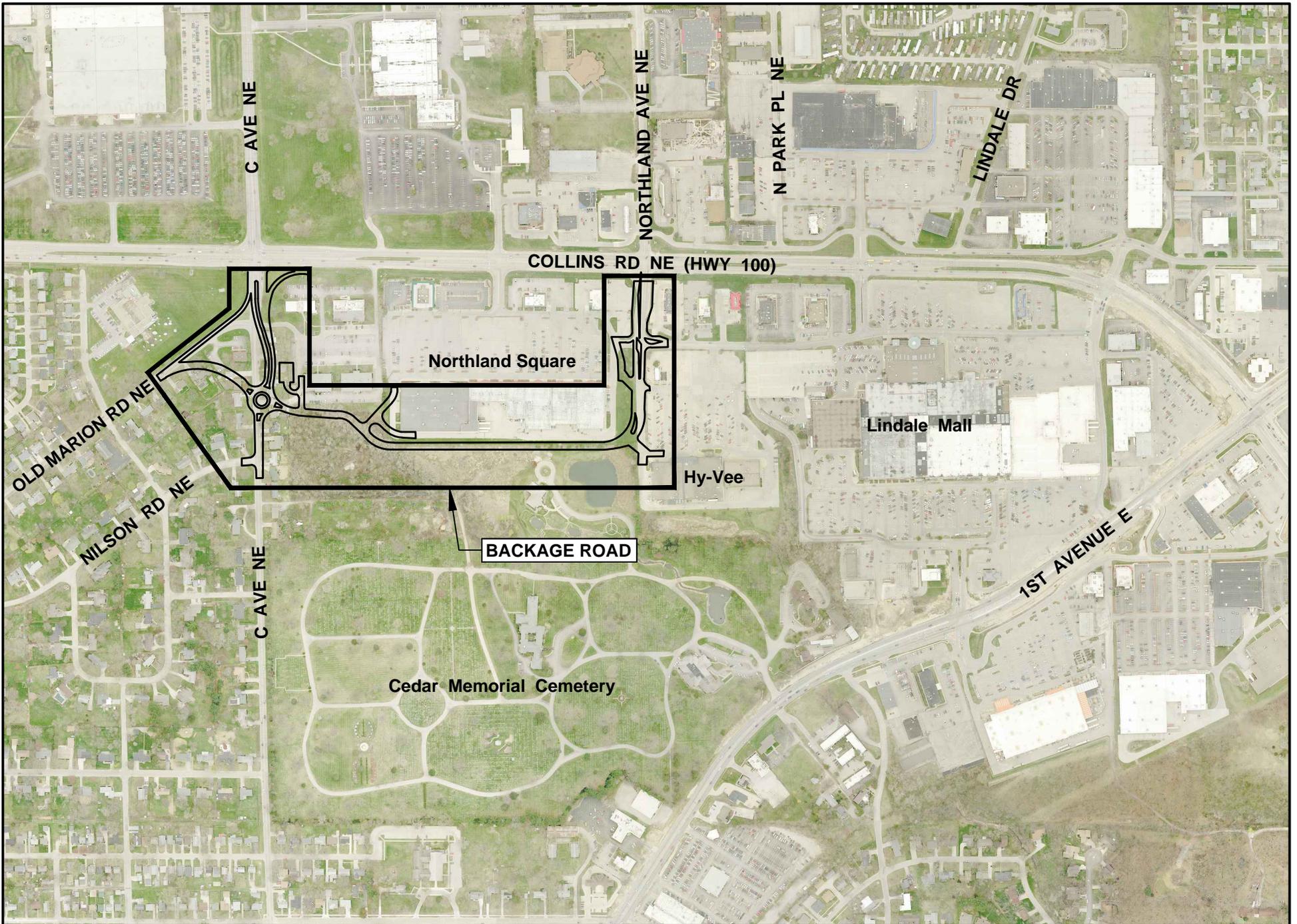
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



**COLLINS ROAD NE IMPROVEMENTS  
 BACKAGE ROAD FROM C AVENUE NE TO NORTHLAND AVENUE EXTENSION**





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Caleb Mason  
**E-mail Address:** c.mason@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5188

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing execution of a Development Agreement with 10<sup>th</sup> Street Brickstone, LLC for the 10<sup>th</sup> Street Brickstone project at 906 10<sup>th</sup> Street SE.  
 CIP/DID #08-DRH-208

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:**

The Resolution authorizes execution of a Development Agreement which secures City participation of 10-year, 100% TIF under the City's Core District Reinvestment Program for housing in the 10<sup>th</sup> Street Brickstone project.

The City received a request from Hatch Development for City participation to address financing gap in the 10<sup>th</sup> Street SE Brickstone project. The project is leveraging \$3 million in funding through the Multi-Family New Construction Program (MFNC) and originally contemplated sale of Enterprise Zone (EZ) credits as portion of the project's equity. However, closure of the EZ program June 30, 2014 resulted in the developer being unable to obtain a replacement credit certificate to sell the Enterprise Zone benefits to an investor. Additionally the project experienced unforeseen cost increases due in part to costs to removed buried partial basements and footings on the site.

The underwriting criteria of the MFNC require the project to have a specified debt coverage ratio (DCR). The DCR is a ratio of available yearly rental income to the yearly mortgage debt service. The rent restrictions required under the affordability terms of the MFNC cap the available yearly income and thus capping the available debt of the project. The TIF participation in the project allows the project to maintain the affordability terms of the MFNC program.

On June 23, 2015 the City Council adopted a Resolution supporting TIF participation of 10-years, 100% up to \$125,000, as recommended by staff. Upon further evaluation of the project's proforma, staff is recommending the participation be a straight 10-year, 100%.

**Action/Recommendation:** City staff recommends approval of the resolution

**Alternative Recommendation:** City Council may table the item and request additional information.

**Time Sensitivity:** NA

**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:**

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City has received a request from Hatch Development (the "Developer") for City participation in its 10<sup>th</sup> Street SE Brickstone project located at 905 10<sup>th</sup> Street SE (the "Project"); and

WHEREAS, the Developer has undertaken the new construction of a multi-family facility which has leveraged \$3 million in funding through the fifth round of the Multi-Family New Construction Program (MFNC);

WHEREAS, during the construction of the multi-family building the Developer discovered conditions that unexpectedly increased the costs of construction relating to unforeseen removal of a cistern and foundations and footings of a former structure; and

WHEREAS, the closure of the Enterprise Zone Tax Credit Program pursuant to HF2448 has resulted in the Developer being unable to obtain a replacement credit certificate to sell tax credits for equity in the project, which, in combination with the unforeseen costs of foundation removal, have created a gap in the operational proforma of the project jeopardizing the Developer's ability to abide by program rules of the MFNC Program; and

WHEREAS, the Project qualifies under the City's Core District Reinvestment Program for housing, which can provide the gap financing through an abatement of the increase in taxes as a result of the improvements; and

WHEREAS, the Cedar Rapids City Council adopted Resolution No. 0878-06-15 by which the City Council determined that providing public assistance to the Project to insure its completion and secure the Developer's covenant to meet the affordability requirements of the MFNC program constitutes a public purpose and provides an overall benefit to the community in the form of infill development and affordable downtown housing; and

WHEREAS, a Development Agreement has been negotiated, subject to the City Council's approval, which secures the City participation in the form of 10-years, 100% tax abatement of the increase in taxes generated as a result of the Project, and secures the Developer's covenant to the affordability requirements of the MFNC; and

WHEREAS, the Development Agreement is now ready for execution on behalf of the City.

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

1. The City Manager and City Clerk, or their designees, are authorized and directed to execute a Development Agreement and associated documents with 10<sup>th</sup> Street Brickstone, LLC securing City participation as provided for in this Resolution.
2. The Memorandum of Development Agreement shall be recorded in the Office of the Linn County, Iowa Recorder.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of Agreement to Convey Property and Terminate Development Agreement with Skogman Construction Company of Iowa for City-owned property at 505 9<sup>th</sup> Street SW acquired through the Voluntary Property Acquisition Program.  
 CIP/DID #540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** On April 9, 2013, City Council authorized execution of a Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property located at 505 9<sup>th</sup> Street SW, for new construction of a single-family home through the ROOTs Program. Subsequent to this action, it became apparent that the property does not have direct sewer access. It was determined that the infrastructure improvements necessary to build a single-family home would increase the unit's project costs to a point where construction was no longer feasible within program parameters.

Skogman Construction Company of Iowa has agreed to return this lot to the City. Staff recommends approval of the Agreement to Convey Properties and Terminate Development Agreement.

According to the terms of the proposed agreement with Skogman Construction Company of Iowa, the City will pay for the cost of updating the abstracts and title opinion, estimated at approximately \$300, to be paid from grant funding. Skogman Construction Company of Iowa will be responsible for providing clear title. This lot will be evaluated for possible disposition with the remaining non-conforming lots in the City's inventory.

**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:** August 25, 2015

**Budget Information:** The City's costs, estimated at \$300 per lot, will be paid from grant funds.

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the first phase of the Single Family New Construction Program (SFNC), and

WHEREAS, the City purchased property at 505 9th Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on March 3, 2012 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on March 13, 2012 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council authorized a Development Agreement with Skogman Construction Company of Iowa on April 9, 2013, resulting in the conveyance of the subject property; and

WHEREAS, the property was subsequently determined to be unsuitable for Single Family New Construction due to infrastructure access issues, and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Convey Properties and Terminate Development Agreement to return the property to the City, which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Agreement to Convey Property and Terminate Development Agreement with Skogman Construction Company of Iowa.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 286-5141

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

**Phone Number/Extension:** 286-5092

**Description of Agenda Item:** CONSENT AGENDA

Resolution rescinding Resolution No. 0976-07-15 which authorized the disposition of excess City-owned land located northerly of and adjacent to 300 50<sup>th</sup> Avenue Court SW but incorrectly stated the public use had been vacated by ordinance, and passing a new resolution, authorizing the disposition of excess City-owned land located northerly of and adjacent to 300 50<sup>th</sup> Avenue Court SW as requested by Croell Redi-Mix, Inc.  
 CIP/DID PRD-010822-2014

**EnvisionCR Element/Goal:** InvestCR Goal 1: Expand economic development efforts to support business and workforce growth, market Cedar Rapids, and engage regional partners.

**Background:** On July 14, 2015, Resolution No. 0976-07-15 was passed and authorized the disposition of a 2.16 acre parcel of excess City-owned land located northerly of and adjacent to 300 50<sup>th</sup> Avenue Court SW to Croell Redi-Mix, Inc.

The resolution stated that the public use was vacated by ordinance, however, the parcel was not vacated by ordinance because this parcel of land is not right-of-way, and a vacation was not necessary. This resolution rescinds and replaces the earlier resolution.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution rescinding Resolution No. 0976-07-15 and passing a new resolution for this disposition.

**Alternative Recommendation:** If Council does not approve the resolution, the alternative is to not correct the language in the previous resolution for this disposition.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** Does not meet the criteria, and, therefore, does not apply.

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution No. 0976-07-15, dated and passed on July 14, 2015, authorized the disposition of a 2.16 acre parcel of excess City-owned land located northerly of and adjacent to 300 50th Avenue Court SW (also known as Plat of Survey #1918 Parcel A as shown in Book 9083, Page 426 and recorded on October 13, 2014 at the Office of the Linn County Recorder), and

WHEREAS, the resolution states that the public use was vacated by ordinance, and

WHEREAS, the parcel was not vacated by ordinance because this parcel of land is not right-of-way, and a vacation was not necessary, and

WHEREAS, the Cedar Rapids Public Works Department has recommended that Resolution No. 0976-07-15 be rescinded in its entirety and a new resolution be passed, authorizing the disposition of excess City-owned land located northerly of and adjacent to 300 50th Avenue Court SW (also known as Plat of Survey #1918 Parcel A as shown in Book 9083, Page 426 and recorded on October 13, 2014 at the Office of the Linn County Recorder), and

WHEREAS, a notice has been given and a public hearing held as required by law for the following describe City property:

A 2.16 acre parcel of excess City-owned land located northerly of and adjacent to 300 50th Avenue Court SW (also known as Plat of Survey #1918 Parcel A as shown in Book 9083, Page 426 and recorded on October 13, 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, that the Resolution No. 0976-07-15 is hereby rescinded, and

BE IT FURTHER 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 Croell Redi-Mix, Inc., 2010 Kenwood Avenue, New Hampton, Iowa 50659:

Plat of Survey #1918 Parcel A as shown in Book 9083, Page 426 and recorded on October 13, 2014 at the Office of the Linn County Recorder.

2. The Council determines the fair consideration required for the aforescribed conveyance to be a total amount of \$5,103.
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 grantee, Croell Redi-Mix, Inc., shall be required to submit a combined tax statement to the City Assessor's Office so as to constitute a single zoning lot and tax parcel.
5. The grantee, Croell Redi-Mix, Inc., shall pay the City Clerk all costs connected with this matter, including all publication and recording fees.

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Cadd File Name: W:\PROJECTS\Non-CIP\20145214E\NERGOV\DISPOSITIONS\52-14-005\CROELL\PRD-010812-2014\Council Map.dwg



**DISPOSITION OF CITY OWNED PARCEL**





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution rescinding Resolution No. 0389-03-15 with JW Homebuilders, Inc. for property at 1410 N Street SW authorizing execution of a Development Agreement and Special Warranty Deed. CIP/DID #540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** On March 24, 2015, City Council authorized execution of a Development Agreement and Special Warranty Deed with JW Homebuilders, Inc. for City-owned property located at 1410 N Street SW, for new construction of a single-family home through the ROOTs Program. Subsequent to this action, the developer determined that they were no longer interested building on this property and rescinded program participation. The Development Agreement and Special Warranty Deed were not executed.

Staff recommends approval of rescinding the resolution authorizing execution of an Agreement to Convey Properties.

Because the agreement with JW Homebuilders, Inc. was not executed, there will be no additional costs associated with rescinding the resolution. The property will be made available to other builders currently participating in the program.

**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:** August 25, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

CDF  
ASR  
ENG  
FIN  
OB540257  
OB377545  
52-11-013

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for Round 4 of the Single Family New Construction Program (SFNC), and

WHEREAS, the City purchased property at 1410 N Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on February 15, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 2014 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, on March 24, 2015, City Council passed Resolution No. 0389-03-15 authorizing execution of a Development Agreement and Special Warranty Deed with JW Homebuilders, Inc.; and

WHEREAS, the Developer rescinded participation in the program which resulted in the subject property not being conveyed; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the resolution authorizing execution of a Development Agreement with JW Homebuilders, Inc. is hereby rescinded.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:  
ClerkSignature

LEG\_TABLED\_TAG



## 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:** Gary Petersen, P.E.  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of two separate Tenant Purchase Agreements in the amount of \$100 each from Quo Vadis, Inc., and Happy Joe's, and authorizing execution of a Purchase Agreement in the amount of \$20,000 and accepting an easement for utilities and a temporary grading easement for construction from Shamrock Properties, LC., from land located at 5070 Lindale Road NE in connection with the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project.  
 CIP/DID #301446-00

<p><b>EnvisionCR Element/Goal:</b> ConnectCR Goal 3: Establish a network of complete streets.</p>
---

**Background:**

The easements are required to accommodate the proposed Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of two separate Tenant Purchase Agreements in the amount of \$100 each from Quo Vadis, Inc., and Happy Joe's and execution of a Purchase Agreement in the amount of \$20,000 and accepting easement for utilities and a temporary grading easement for construction from Shamrock Properties, LC.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 301/301000/301446 NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for utilities and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Shamrock Properties, LC., 1910 E. Kimberly Road, Davenport, IA 52807, OWNERS, of the real property known and described as:

See Attached Utility Easement Plat

in the City of Cedar Rapids, Linn County, Iowa, have agreed to convey the necessary easement for utilities and a temporary grading easement for construction at 5070 Lindale Road NE to the City of Cedar Rapids for consideration as follows:

Permanent Utility Easement	\$15,657
Temporary Easement	\$4,176
Damages	<u>\$167</u>
TOTAL	\$20,000

, and

WHEREAS, Quo Vadis, Inc., 1822 Blake Blvd SE, Cedar Rapids, IA 52403, TENANT and Happy Joe's, 5070 Lindale Road NE, Cedar Rapids, IA 52402, TENANT of the above described real property has agreed to convey their leasehold interest in the easement for utilities and temporary grading easement for construction for consideration of \$100, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for utilities 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 Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE (Fund 301, Dept. ID 301000, Project 301446 NA),

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 and the two Tenant Purchase Agreements as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement, the two Tenant Purchase Agreements 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 utilities be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# UTILITY EASEMENT

COUNTY LINN STATE CONTROL NO. \_\_\_\_\_  
 PROJECT NO. HDP-100-1(73)-71-57 PARCEL NO. 6  
 SECTION 2 TOWNSHIP 83 NORTH RANGE 7 WEST  
 ROW-FEE \_\_\_\_\_ AC, EASE 0.01 (566 SQ.FT.) AC EXCESS-FEE \_\_\_\_\_ AC  
 ACCESS RIGHTS ACQUIRED - STA \_\_\_\_\_ STA \_\_\_\_\_ MAIN LINE \_\_\_\_\_ SIDE \_\_\_\_\_  
 ACCESS RIGHTS ACQUIRED - STA \_\_\_\_\_ STA \_\_\_\_\_ SIDE ROAD \_\_\_\_\_ SIDE \_\_\_\_\_

ACQUIRED FROM SHAMROCK PROPERTIES, LC

**Legend**

- Adjoining Lot Line
- Proposed R.O.W.
- Present R.O.W.
- Centerline
- Boundary
- Found Iron Rod
- Set 1/2"x30" Rebar
- w/Orange Cap 18646
- Measured
- Record
- Utility



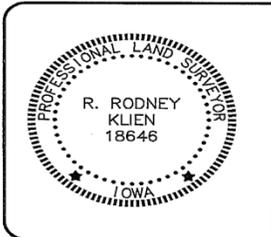
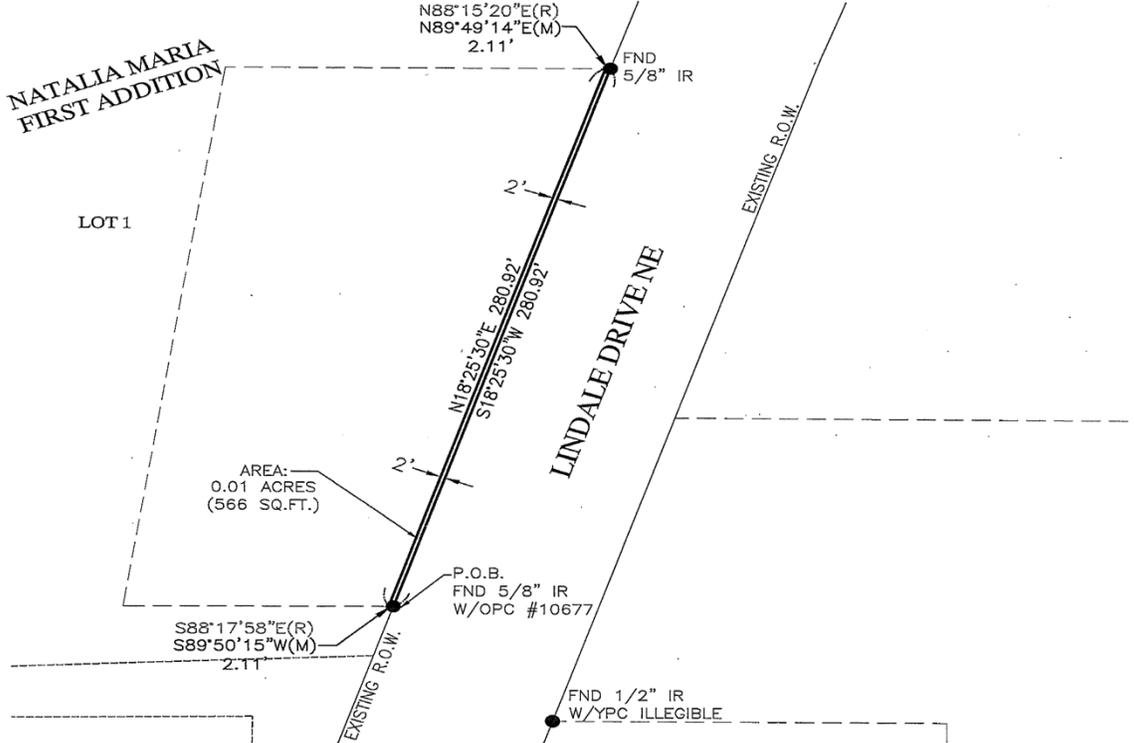
PROPRIETOR:  
 SHAMROCK PROPERTIES, LC  
 GPN:14021-52004-00000

**Legal Description**

PART OF THE SW1/4 NE1/4 OF SECTION 2, TOWNSHIP-83-NORTH, RANGE-7-WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1, NATALIA MARIA FIRST ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA BEING ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF LINDALE DRIVE NE;  
 THENCE S89°50'15"W ALONG A NORTH LINE OF SAID LOT 1, 2.11 FEET;  
 THENCE N18°25'30"E, 280.92 FEET TO A SOUTH LINE OF SAID LOT 1;  
 THENCE N89°49'14"E ALONG SAID SOUTH LINE, 2.11 FEET TO A SOUTHEAST CORNER OF SAID LOT 1 AND SAID NORTHWESTERLY RIGHT-OF-WAY LINE;  
 THENCE S18°25'30"W ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE, 280.92 FEET TO THE POINT OF BEGINNING CONTAINING 0.01 ACRES (566 SQ.FT.) MORE OR LESS.

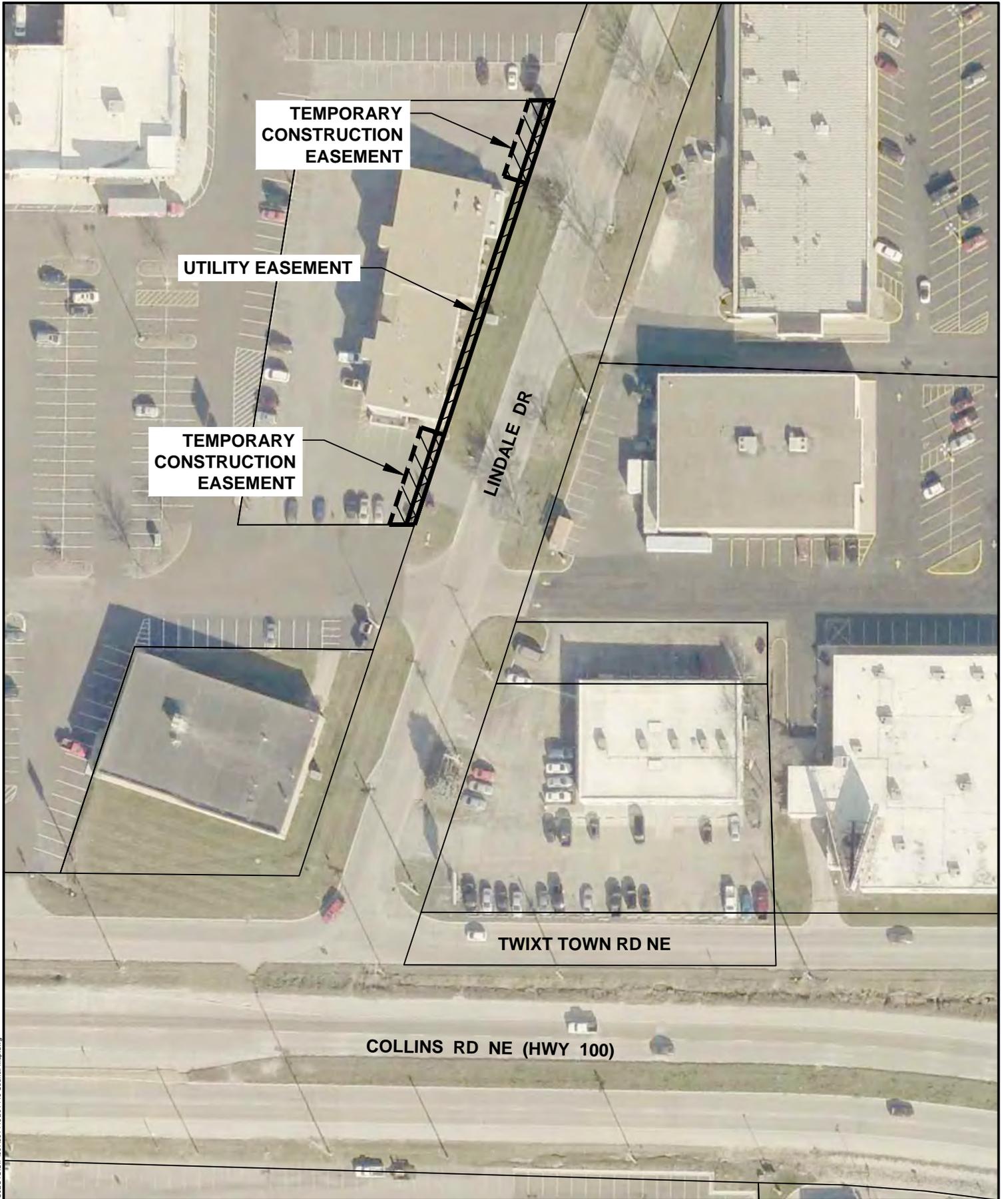
SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



I hereby certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

*R. Rodney Kliem*  
 R. RODNEY KLIEM DATE: 8-12-15  
 License number 18646  
 My license renewal date is December 31, 2015  
 Pages covered by this seal: THIS SHEET ONLY

- NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
  2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.
  3. RECORD DIMENSIONS ARE BASED UPON RETRACEMENT SURVEY OF NATALIA MARIA FIRST ADDITION RECORDED IN BOOK 3882, PAGE 280.



Cadd File Name: W:\PROJECTS\CIP\301301446\301446 Council Map.dwg



**COLLINS ROAD (IA 100) PHASE 1  
COMPLETE STREETS PROJECT FROM EAST OF  
NORHLAND AVENUE NE TO TWIXT TOWN ROAD NE**



0 FEET 80



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements  
Resolution authorizing execution of an Agreement and accepting a Temporary Construction Easement from the Cedar Rapids Community School District, in the County of Linn, State of Iowa from land located at 1243 20<sup>th</sup> Avenue SW in connection with the 16<sup>th</sup> Avenue SW between 18<sup>th</sup> Street and 20<sup>th</sup> Street SW Storm Sewer Improvements project.  
CIP/DID #304286-00

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** The City Council approved funding for the 16<sup>th</sup> Avenue SW (between 18<sup>th</sup> Street and 20<sup>th</sup> Street SW) Storm Sewer Improvements project.

The storm sewer improvements are to be constructed on the property at 1243 20<sup>th</sup> Avenue SW owned by the Cedar Rapids Community School District. The storm sewer improvements will benefit the property by redirecting storm water away from the property and the Cedar Rapids Community School District has agreed to participate financially for one hundred percent (100%) of the cost to construct the storm sewer improvements located on private property.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of an Agreement and accepting a Temporary Construction Easement from the Cedar Rapids Community School District, in the County of Linn, State of Iowa.

**Alternative Recommendation:** Do not proceed with executing the agreement and accepting the Temporary Construction Easement and direct City staff to abandon or reconfigure the project.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** 304/304000/304286 NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, the Cedar Rapids Community School District, in the County of Linn, State of Iowa, 2500 Edgewood Road NW, Cedar Rapids, Iowa 52405, OWNER of the real property known and described as:

See Attached Temporary Construction Easement

has agreed to convey the necessary temporary grading easement for construction at 1243 20<sup>th</sup> Avenue SW to the City of Cedar Rapids for mutual benefit, and

WHEREAS, the Cedar Rapids Community School District has agreed to participate financially for one hundred percent (100%) of the cost to construct the storm sewer improvements, and

WHEREAS, the Public Works Director recommends the City enter into an agreement for the storm sewer improvements and to accept the temporary construction easement in accordance with the terms set forth in the Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 16<sup>th</sup> Avenue SW (between 18<sup>th</sup> Street and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project. (Fund 304, Dept. ID 304000, Project 304286, NA),

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 Agreement as described herein, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

# TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

PART OF THE SE1/4 OF SECTION 30, TOWNSHIP-83-NORTH, RANGE-7-WEST OF THE 5TH P.M., LINN COUNTY, IOWA

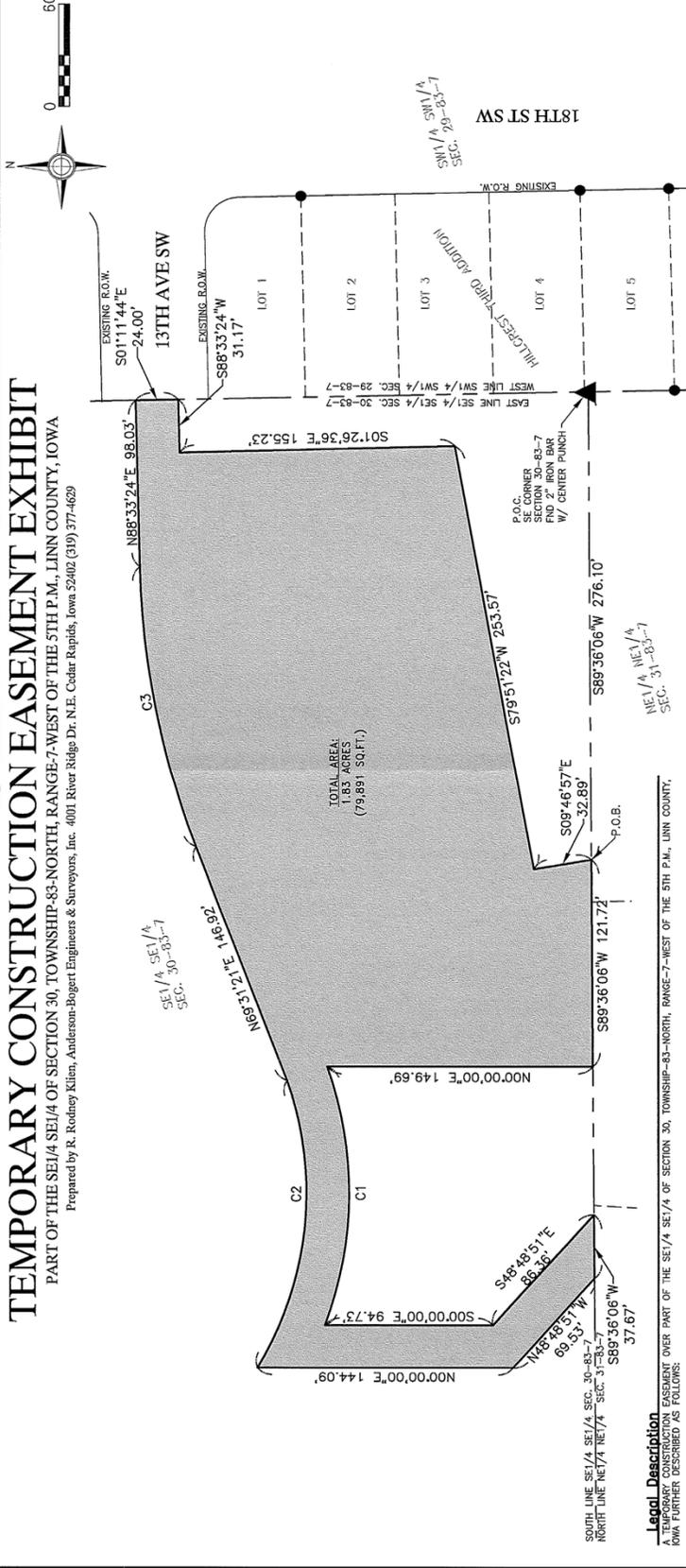
Prepared by R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc. 4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT  
Project Number: 213043

Drawn By: M.S. Approved By: R.R.K.  
Date: 7/2/15  
Scale: 1"=80'

Field Book # 225  
City of Pella, Iowa

Client: ANDERSON-BOGERT  
Sheet No. 1 of 1



CURVE	BEYEA	BEYOUS	LENGTH	CHORD	BEARS	CHORDS	ANGSENY
C1	86°44'30"	228.43'	152.20'	889.30'±20"	152.26'	80.78'	
C2	46°52'38"	205.43'	175.25'	884.21'±9"	169.98'	93.35'	
C3	18°53'00"	512.00'	166.74'	1797.06'±4"	167.98'	85.14'	

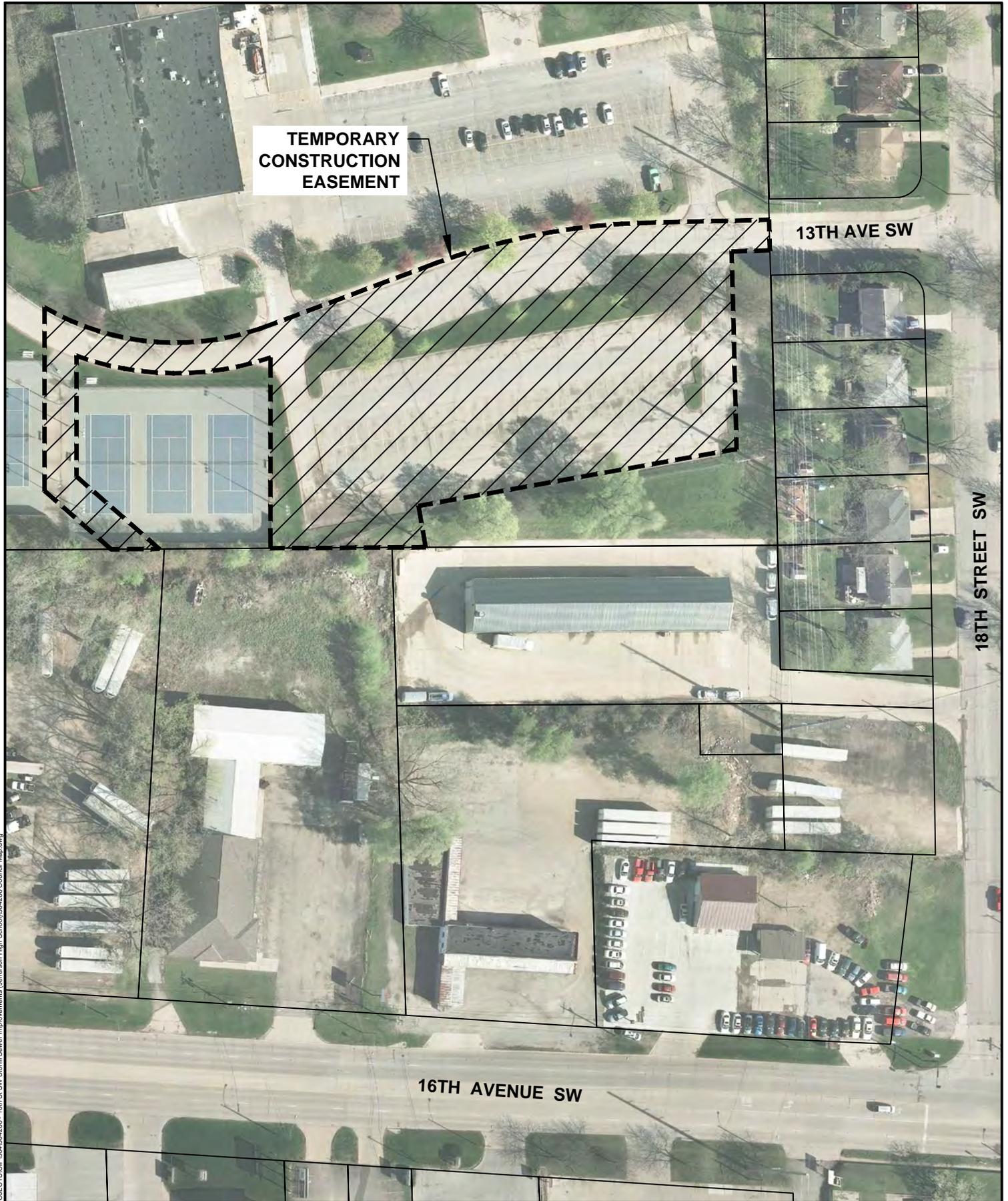
- Legend**
- Boundary Line
  - Adjoining Lot Line
  - Section Line
  - Building Setback Line
  - Found 1/2" Rebar (Unless Noted)
  - Set 3/4"x30" Rebar
  - Set Section/Quarter Corner
  - Found Section/Quarter Corner
  - Measured
  - Record
  - Temporary Easement

PROPRIETOR: PROPR. SCHOOL DISTRICT  
CR COMMUNITY HIGH  
THOMAS JEFFERSON HIGH  
GPR: 14-04-76001-0000

NOTES:  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 IOWA NORTH ZONE.  
3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

**Legal Description**  
A TEMPORARY CONSTRUCTION EASEMENT OVER PART OF THE SE1/4 OF SECTION 30, TOWNSHIP-83-NORTH, RANGE-7-WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF S&D SECTION 30;  
THENCE S89°36'06" W ALONG THE SOUTH LINE OF THE SE1/4 OF S&D SECTION 30, 276.10 FEET TO THE POINT OF BEGINNING;  
THENCE N00°00'00" E, 149.69 FEET;  
THENCE N00°00'00" E, 149.69 FEET;  
THENCE S00°00'00" E, 94.73 FEET;  
THENCE S48°46'51" E, 86.36 FEET TO THE SOUTH LINE OF THE SE1/4 OF S&D SECTION 30;  
THENCE S89°36'06" W ALONG SOUTH LINE, 37.67 FEET;  
THENCE N48°46'51" W, 69.53 FEET;  
THENCE N00°00'00" E, 144.09 FEET;  
THENCE 175.25 FEET ALONG A 205.43 FOOT RADIUS CURVE CONCAVE NORTHERLY WHOSE 169.98 FOOT CHORD BEARS S84°21'09" E;  
THENCE N68°31'21" E, 146.92 FEET TO A POINT OF CURVATURE;  
THENCE 168.74 FEET ALONG A 512.00 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY WHOSE 167.98 FOOT CHORD BEARS N70°05'44" E;  
THENCE N86°33'24" E, 96.03 FEET TO THE WEST LINE OF HILLCREST THIRD ADDITION;  
THENCE S01°11'44" E ALONG S&D WEST LINE, 24.00 FEET;  
THENCE S88°33'24" W, 31.17 FEET;  
THENCE S01°26'36" E, 155.23 FEET;  
THENCE S78°51'22" W, 253.57 FEET;  
THENCE S08°46'57" E, 32.89 FEET TO THE POINT OF BEGINNING CONTAINING 1.83 ACRES (79,891 SQ.FT.) MORE OR LESS.  
SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



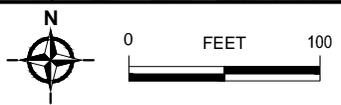
**TEMPORARY  
CONSTRUCTION  
EASEMENT**

**13TH AVE SW**

**18TH STREET SW**

**16TH AVENUE SW**

**16TH AVENUE SW (BETWEEN 18TH STREET AND  
20TH STREETS SW) STORM SEWER IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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

Resolution terminating the Traffic Safety Improvement Funding Agreement No. 2009-TS-004 for traffic safety improvement funding with the Iowa Department of Transportation in the amount of \$320,843 in connection with the Wiley Boulevard / 33<sup>rd</sup> Avenue SW Traffic Safety Improvement project previously authorized by Resolution No. 0303-04-09. CIP/DID #301627-00.

**EnvisionCR Element/Goal:** Routine business - EnvisionCR does not apply

**Background:**

The purpose of this project was to mitigate the crash deficiency and improve traffic operation. The proposed improvements were for construction of a center left turn lane on Wiley Boulevard / 33<sup>rd</sup> Avenue SW from the Westdale / Menards entrances to Edgewood Road, and installation of a traffic signal at the Wiley Boulevard & 31<sup>st</sup> Avenue / Walmart intersection. The City applied for a \$500,000 Traffic Safety Improvement Program (TSIP) grant for this estimated \$2,300,000 project and received a grant in the amount of \$320,843 in 2009.

The projected increases in traffic volumes and crashes have not materialized. The traffic signal was installed at 31<sup>st</sup> Street SW / Wal-Mart Entrance and Wiley Boulevard and reconfiguration of the exiting four-lane street addressed the traffic operations in the segment of street. Also, the minor contribution of TSIP funding (14% of the total cost) does not off-set the burdens of finding local match.

**Action/Recommendation:** The Public Works Department recommends approval of the resolution terminating the Traffic Safety Improvement Funding Agreement No. 2009-TS-004 for traffic safety improvement funding with the Iowa Department of Transportation in the amount of \$320,843 in connection with the Wiley Boulevard / 33<sup>rd</sup> Avenue SW Traffic Safety Improvement project previously authorized by Resolution No. 0303-04-09.

**Alternative Recommendation:** There is no alternative recommendation.

**Time Sensitivity:** Normal

**Resolution Date:** August, 25, 2015

**Budget Information:** 301627

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution No. 0303-04-09, dated and passed April 8, 2009, authorized executing Traffic Safety Improvement Funding Agreement No. 2009-TS-004 with the Iowa Department of Transportation in the amount of \$320,843 in connection with the Wiley Boulevard / 33<sup>rd</sup> Avenue SW Traffic Safety Improvement project (CIP No. 301627-00), and

WHEREAS, the purpose of the project was to mitigate crash deficiency and improve traffic operation, and

WHEREAS, the increases in traffic volumes/crashes have not materialized, and

WHEREAS, the installation of the traffic signal at 31<sup>st</sup> Street and Wiley Boulevard along with the reconfiguration of the existing four-lane roadway improved traffic operation without the addition of a center left right turn lane, and

WHEREAS, the minor contribution of this agreement does not offset the burden of finding local match, and therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Traffic Safety Improvement Funding Agreement No. 2009-TS-003 be terminated.

PASSED\_DAY\_TAG

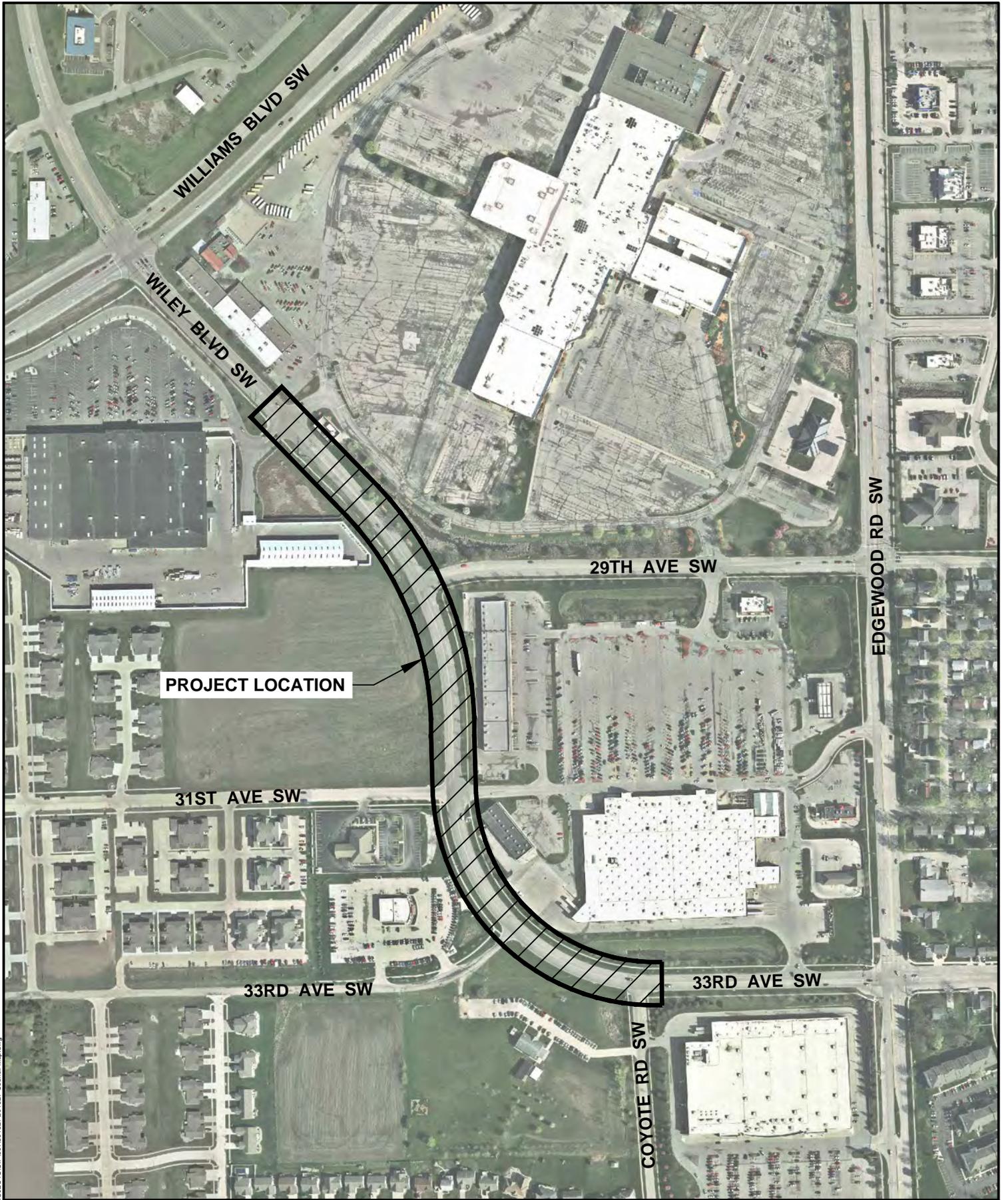
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



**PROJECT LOCATION**

**31ST AVE SW**

**33RD AVE SW**

**33RD AVE SW**

**WILLIAMS BLVD SW**

**WILEY BLVD SW**

**29TH AVE SW**

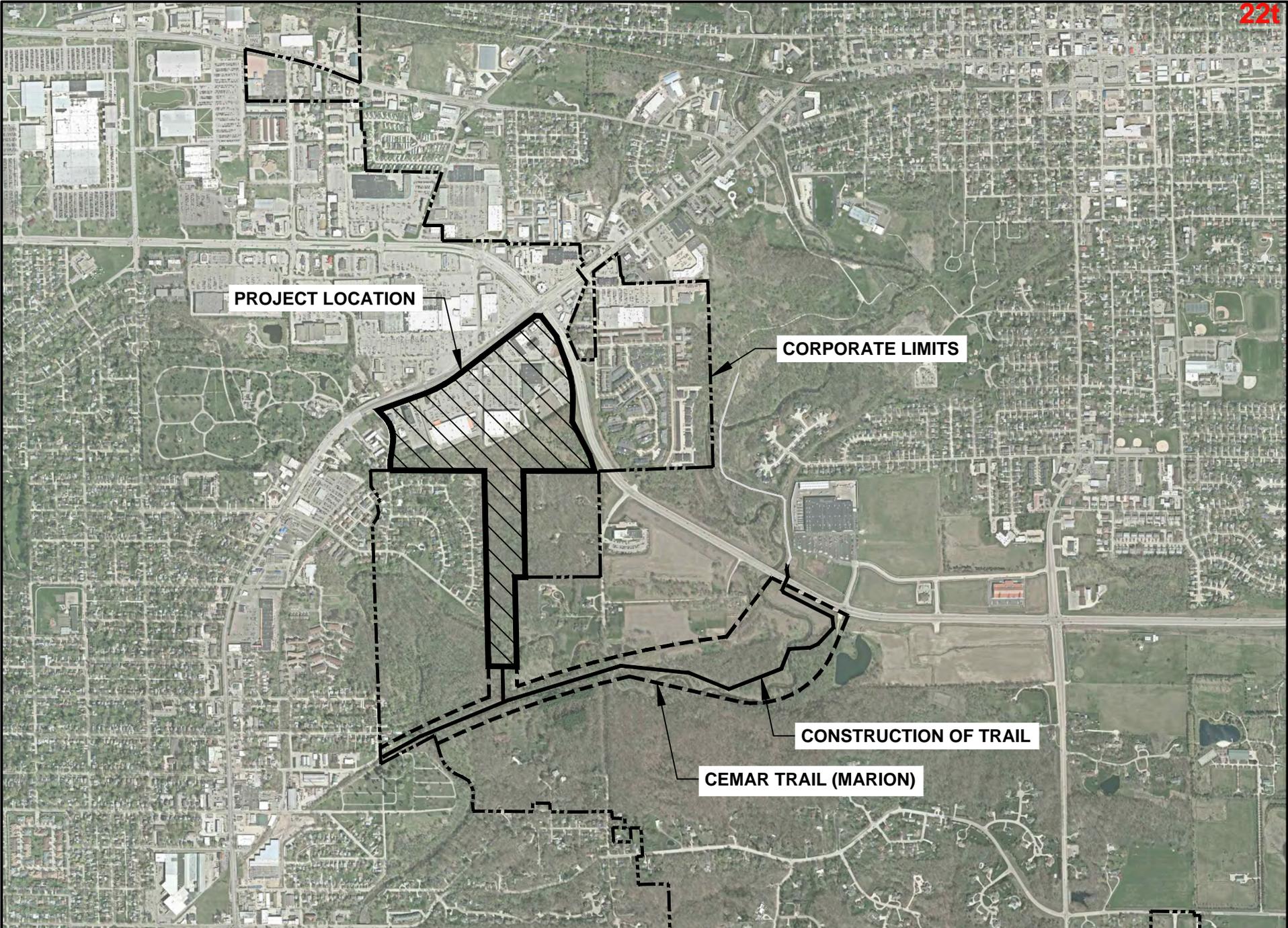
**EDGEWOOD RD SW**

**COYOTE RD SW**



**WILEY BOULEVARD/33RD AVENUE SW  
TRAFFIC SAFETY IMPROVEMENT PROJECT**





PROJECT LOCATION

CORPORATE LIMITS

CONSTRUCTION OF TRAIL

CEMAR TRAIL (MARION)



**CEMAR TRAIL  
LINDALE CONNECTOR PROJECT**



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution No. 0981-07-15, dated and passed on July 14, 2015, committed to proving local matching funds and twenty year maintenance for the CeMar Trail Phase 4 – Lindale Connector from the Marion city limits north to Highway 100 and Lindale Mall Shopping Center project,

WHEREAS, the Engineering Division of the Public Works Department recommends amending Resolution No. 0981-07-15, and

WHEREAS, the original amount of Corridor Metropolitan Planning Organization (CMPO) Transportation Improvement Program (TIP) funding was \$1,036,000 for this project, and

WHEREAS, the corrected amount of CMPO funding is \$1,457,000, and

WHEREAS, this results in a change of the required local match funds from \$259,000 to \$318,000,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 0981-07-15 be amended as follows:

WHEREAS, the Corridor Metropolitan Planning Organization (CMPO) Transportation Improvement Program (TIP) has programmed \$1,457,000 of Surface Transportation Program (STP) funding for this project, and

WHEREAS, the City of Cedar Rapids has legal jurisdiction and authority to construct, finance, operate and maintain the proposed trail within the City of Cedar Rapids for a minimum of twenty years,

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

1. The City of Cedar Rapids agrees to conform with the regulations, statutes, terms, and conditions described in the application process for the Corridor Metropolitan Organization (CMPO).
2. Comply with the conditions of accepting transportation funding from the Corridor Metropolitan Planning Organization.
3. The City commits to provide the matching funds of \$318,000 local match for the project.
4. The local matching funds will be included in future Capital Improvements Program, and the City will adequately maintain the project for its intended public use for a minimum of twenty years following completion of the project.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Russ Camp  
**E-mail Address:** [russc@cedar-rapids.org](mailto:russc@cedar-rapids.org)

**Phone Number/Ext.:** x5086

**Alternate Contact Person:** Rebecca Johnson  
**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Phone Number/Ext.:** x5062

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 5 to the contract for GIS One-Call Utility Locate System with Pro-West & Associates, Inc. for various City departments to reflect additional cost to upgrade existing system to support laptop and tablet devices in the field for an amount not to exceed \$9,000 (original contract amount was \$43,000; total contract amount with this amendment is \$70,050).  
 CIP/DID #1209-125

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

**Background:** Proposals were solicited in 2010 on behalf of the Utilities, Public Works and IT Departments for the GIS One-Call Utility Locate System with six (6) firms responding. Award was made to Pro-West & Associates, Inc. as the firm who submitted the most responsive proposal determined to be the best value for the City.

This Amendment No. 5 amends the scope of work for an additional amount not to exceed \$9,000 to upgrade the existing system to a JavaScript/Bootstrap format to support both laptop and tablet devices in the field. The upgrade brings the revised total for this Contract to \$70,050.

Summary of Contract to Date:

Original Contract	\$ 43,000	Resolution No. 0415-04-10
Amendment No. 1	\$ 0	Renewal within original \$43,000; no Resolution
Amendment No. 2	\$ 10,250	Amended Scope; Resolution No. 0203-02-13
Amendment No. 3	\$ 2,300	Amended Scope; Resolution No. 0512-04-14
Amendment No. 4	\$ 5,500	Amended Scope; Resolution No. 0848-06-14
Amendment No. 5	\$ 9,000	Amended Scope; Resolution pending
Total amount for project:	\$ 70,050	Not to exceed, except by written amendment

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** medium

**Resolution Date:** August 25, 2015

**Budget Information:** Equally divided between fund 671 department ID 671000 and fund 651 department ID 651500 and program 65155

**Local Preference Policy:** NA

**Explanation:** If proposals were solicited today, local preference would apply; however, this RFP was issued prior to implementation of the buy local program. There were no local proposers.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Pro-West & Associates, Inc. are parties to a contract for the GIS One-Call Utility Locate System for various City departments; and

WHEREAS, both parties have agreed to amend the contract to reflect additional cost to upgrade existing system to support laptop and tablet devices in the field for an amount not to exceed \$9,000; and

WHEREAS, the total not to exceed amount for this contract shall increase from \$61,050 to \$70,050; and

WHEREAS, the history of the contract to date is as follows:

Original Contract	\$ 43,000	Resolution No. 0415-04-10
Amendment No. 1	\$ 0	Renewal within original \$43,000; no Resolution
Amendment No. 2	\$ 10,250	Amended Scope; Resolution No. 0203-02-13
Amendment No. 3	\$ 2,300	Amended Scope; Resolution No. 0512-04-14
Amendment No. 4	\$ 5,500	Amended Scope; Resolution No. 0848-06-14
Amendment No. 5	\$ 9,000	Amended Scope; Resolution pending
Total amount for project:	\$ 70,050	Not to exceed, except by written amendment

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 authorized to execute Amendment No. 5 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Rebecca Johnson  
**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Phone Number/Ext.:** x5062

**Alternate Contact Person:** Rebecca Johnson  
**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Phone Number/Ext.:** x5062

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 1 to renew contract with Raynor Door of Cedar Rapids for Overhead Door Preventative Maintenance & Repair for various City departments for two years for an annual amount not to exceed \$20,000 (original contract amount was \$40,000; renewal contract amount is \$40,000).  
 CIP/DID #0133-166

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

**Background:** Bids were solicited in 2013 for overhead door preventative maintenance and repair with two (2) vendors responding. The contract was awarded to Raynor Door of Cedar Rapids as the lowest bidder for an initial period of September 2, 2013 through August 31, 2015.

Amendment No. 1 is to renew the contract for the two-year period of September 1, 2015 through August 31, 2017, with one additional two-year renewal option remaining.

Summary of Contract:

Description	Authorization	Dates
Initial Term of Contract	Signed by City 08/28/2013	09/01/2013 – 08/31/2015
Amendment No. 1 to renew contract	Pending	09/01/2015 – 08/31/2017

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** medium

**Resolution Date:** August 25, 2015

**Budget Information:** Operating budgets for City departments utilizing the contract

**Local Preference Policy:** Yes

**Explanation:** Local preference applied when services were bid but did not change the outcome because both bidders were local

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Raynor Door of Cedar Rapids are parties to a contract for annual as-needed overhead door preventative maintenance and repair for various City departments; and

WHEREAS, both parties have agreed to renew the contract for an additional two-year period for an annual amount not to exceed \$20,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Signed by City 08/28/2013	09/01/2013 – 08/31/2015
Amendment No. 1 to renew contract	Pending	09/01/2015 – 08/31/2017

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 authorized to execute Amendment No. 1 to renew the contract as described herein.

PASSED\_DAY\_TAG

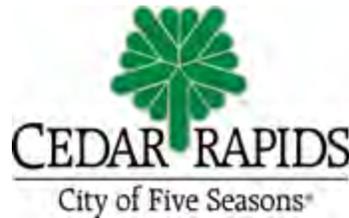
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Maria Johnson  
**E-mail Address:** [ma.johnson@cedar-rapids.org](mailto:ma.johnson@cedar-rapids.org)

**Phone Number/Ext.:** x5055

**Alternate Contact Person:** Rebecca Johnson  
**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Phone Number/Ext.:** x5062

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 3 to renew contract with Walsworth Publishing Company, Inc. for Printing of Magazine-Style Newsletter for the Communications Division for an annual amount not to exceed \$210,000 (original contract amount was \$240,000; renewal contract amount is \$240,000).  
 CIP/DID #0812-045

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

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

The contract was awarded to Walsworth Publishing Company, Inc. of Marceline, MO as the lowest bidder. The term of the initial contract was September 26, 2012 through August 31, 2013. This Amendment No. 3 to the contract is for a renewal period of September 1, 2015 through August 31, 2016 with one (1) one-year renewal option remaining. The total annual expenditure will not exceed \$210,000. Adjustments have been made to the specifications for the magazine in order to reduce costs for the upcoming renewal period.

History of contract to date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1386-09-12	09/26/2012 – 08/31/2013
Amendment No. 1 to renew contract	Resolution No. 1303-08-13	09/01/2013 – 08/31/2014
Amendment No. 2 to renew contract	Resolution No. 1070-08-14	09/01/2014 – 08/31/2015
Amendment No. 3 to renew contract	Pending	09/01/2015 – 08/31/2016

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** medium

**Resolution Date:** August 25, 2015

**Budget Information:** Funding is from the City newsletter budget for FY16, GL account #101-112200, which includes the amounts previously budgeted individually for the Parks & Recreation "PLAY!" guide, Water Division's annual Consumer Confidence Report and the Solid Waste & Recycling Division's seasonal newspaper inserts. Advertising revenue will also help fund the project.

**Local Preference Policy:** Yes

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

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Walsworth Publishing Company, Inc. are parties to a contract for Printing of Magazine-Style Newsletter for Communications Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$210,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1386-09-12	09/26/2012 – 08/31/2013
Amendment No. 1 to renew contract	Resolution No. 1303-08-13	09/01/2013 – 08/31/2014
Amendment No. 2 to renew contract	Resolution No. 1070-08-14	09/01/2014 – 08/31/2015
Amendment No. 3 to renew contract	Pending	09/01/2015 – 08/31/2016

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 authorized to execute Amendment No. 3 to renew the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Fleet

**Presenter at Meeting:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Alternate Contact Person:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Description of Agenda Item:** Purchases, contracts and agreements  
 Fleet Services Division purchase of two 2015 Vermeer BC 1500 brush chippers from Vermeer Sales and Service for use by the Forestry Division, in the amount of \$91,277 and authorizing Fleet Services to use an existing 2000 Vermeer 1800 brush chipper from Forestry as trade-in value of \$5,000 towards the purchase price.  
 CIP/DID #FLT4425

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:** This is a budgeted replacement for equipment which has exceeded its lifecycle and cost-efficient life. This purchase is being made from the State bid Contract #4425, for "Construction Equipment, Grounds Care and Mowing Equipment", as let by the Iowa Department of Transportation's Purchasing Department. Vermeer Sales and Service is a current holder of State bid Contract No. 4425.

Fleet Services will utilize an existing 2000 Vermeer brush chipper from Forestry as trade-in towards the purchase price. The total purchase price of the two new brush chippers is \$91,277; trade-in value is \$5,000. The total cost of the two new brush chippers after trade-in is \$86,277.

**Action/Recommendation:** The Fleet Services Division recommends approval of this resolution authorizing this purchase.

**Alternative Recommendation:** If not approved, the operating expenses for the City and end-user will continue to escalate.

**Time Sensitivity:** Normal

**Resolution Date:** August 25, 2015

**Budget Information:** Fund 073, Dept ID 073000 Project 073004

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of two 2015 Vermeer BC 1500 brush chippers, a budgeted and scheduled fleet replacement for use by the Forestry Division, and

WHEREAS, Vermeer Sales and Service is a current holder of the State Bid Contract No. 4425 for "Construction Equipment, Grounds Care and Mowing Equipment", as let by the Iowa Department of Transportation's Purchasing Department, and

WHEREAS, Vermeer Sales and Service is able to provide the requested unit at the State Bid contracted price, and

WHEREAS, the purchase price of said brush chippers is \$91,277, budgeted in FY 2016 GL account Fund 073, Dept ID 073000, and

WHEREAS, Fleet Services has an existing 2000 Vermeer 1800 brush chipper available for use as a trade-in towards the purchase, with a trade-in value of \$5,000, and

WHEREAS, the Fleet Services Division recommends the purchase of 2015 Vermeer BC 1500 brush chippers from Vermeer Sales and Service in the amount of \$91,277 and to utilize the 2000 Vermeer 1800 brush chipper as a \$5,000 trade-in towards said purchase,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the recommendation above be accepted subject to the terms and conditions of the bid documents.

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named equipment from Vermeer Sales and Service as described herein, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to utilize the 2000 Vermeer 1800 brush chipper as trade-in value towards said purchase.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Alternate Contact Person:** Heather Mell  
**E-mail Address:** h.mell@cedar-rapids.org

**Phone Number/Ext.:** 5117

**Description of Agenda Item:** Purchases, contracts and agreements  
 Fleet Services Division purchase of one Tandem Axle Chassis with Lightning Loader from Truck Country in the amount of \$218,280.  
 CIP/DID #PUR0515-228

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

**Background:** Purchasing Services solicited bids on behalf of Fleet for the purchase and delivery of one tandem axle chassis with lightning loader and received four bids from 2 vendors. Truck Country was the lowest bidder with their total bid of \$218,280.

Bids were received from:

Truck Country Bid 1	Cedar Rapids, IA	\$218,280
Cedar Rapids Truck Center Bid 1	Cedar Rapids, IA	\$221,961
Truck Country Bid 2	Cedar Rapids, IA	\$234,732
Cedar Rapids Truck Center Bid 2	Cedar Rapids, IA	\$237,863

**Action/Recommendation:** Authorize the Fleet Services Division to purchase the Tandem axle chassis with lightning loader as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** low

**Resolution Date:** August 25, 2015

**Budget Information:** 073-073000-073002

**Local Preference Policy:** Yes  
**Explanation:** All bidders are local.

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of one tandem axle chassis with lightning loader on behalf of the Fleet Services Division; and

WHEREAS, four bids were received from two Vendors; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Truck Country as the overall lowest responsive and responsible bidder, in the amount of \$218,280.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fleet Services Division is authorized to purchase the tandem axle chassis with lightning loader as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Joint Communications

**Presenter at Meeting:** Charlie McClintock  
**E-mail Address:** c.mcclintock@cedar-rapids.org

**Phone Number/Ext.:** 5383

**Alternate Contact Person:** Chief Wayne Jerman  
**E-mail Address:** w.jerman@cedar-rapids.org

**Phone Number/Ext.:** 5374

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Joint Communications Agency to purchase equipment and accessories from RACOM Corporation in an amount not to exceed of \$50,000 for public safety use in connection with the Linn County 800 MHz Radio System for FY16.  
 CIP/DID #OB660990

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Funds for radio equipment and accessories have been budgeted and are available in the Joint Communications FY16 operating budget under 531109-061-061000. The amount requested at this time is for a total amount not to exceed \$50,000 for the purchase of equipment and accessories from RACOM Corporation.

**Action/Recommendation:** It is recommended that City Council approve authorization for Joint Communications Agency to purchase equipment and accessories as noted above.

**Alternative Recommendation:** None

**Time Sensitivity:** None

**Resolution Date:** August 25, 2015

**Budget Information:** Equipment for public safety users, Joint Communications FY16 Operating, 531109-061-061000

**Local Preference Policy:** NA  
**Explanation:** Exempt

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids owns and maintains equipment on the Linn County 800 MHz Radio System from Harris Corporation, 221 Jefferson Ridge Parkway, Lynchburg, Virginia, 24551, and

WHEREAS, RACOM Corporation is the sole source provider of maintenance and equipment for the radio system, and

WHEREAS, the Joint Communications Agency has identified the need for radio equipment and accessories for public safety use during FY16, and

WHEREAS, funds for radio equipment and accessories have been allocated and are available in the Joint Communications operating budget under 531109-061-061000,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Joint Communications Agency be authorized to purchase equipment and accessories for an amount not to exceed \$50,000 for FY16 from RACOM Corporation.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Police

**Presenter at Meeting:** Captain Steve O'Konek

**E-mail Address:** s.okonek@cedar-rapids.org

**Phone Number/Ext.:** 286-5525

**Alternate Contact Person:** Chief Wayne Jerman

**E-mail Address:** w.jerman@cedar-rapids.org

**Phone Number/Ext.:** 286-5374

**Description of Agenda Item:** Purchases, contracts and agreements  
Resolution authorizing Police Department to purchase 43 X26P Tasers and supporting equipment from Taser International, Inc. in the amount of \$53,666.95.  
CIP/DID #PD0004

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Police Department has received funding in the FY16 budget to put in place a four year rotation of Tasers. Tasers are a Conductive Electronic Weapon (CEW) that is used as a less than lethal force option for police officers. This budget request is for year one (1) of a four year plan to replace the model X26 with the X26P. Taser no longer supplies or supports the X26. The Tasers are warranted for four years. Buy purchasing replacements every four years, this spreads the replacement cost over four years, and ensures that we remain with current systems. Taser is the sole source provider for these CEW's. The department uses these exclusively as their CEW less than lethal weapon.

**Action/Recommendation:** The Police Department recommends the City Council approve the purchase of 43 X26P Tasers and supporting equipment from Taser International, Inc. in the amount of \$53,666.95.

**Alternative Recommendation:** N/A

**Time Sensitivity:**

**Resolution Date:** 8/25/15

**Budget Information:** 556000-101-132210

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, pricing has been obtained by the City of Cedar Rapids Police Department for the single source purchase of 43 X26P Tasers and supporting equipment from Taser International, Inc., and

WHEREAS, funding for this purchase will be from FY16 budget 556000-101-132210, and

WHEREAS, the Police Department believes it is in the best interest of the City to purchase from a single source because these are the only devices the Police Department has used and trained with since the beginning of the program.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Police Department is authorized to purchase 43 X26P Tasers and supporting equipment from Taser International, Inc. in the amount of \$53,666.95 .

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Captain Steve O'Konek

**Phone Number/Ext.:** 5525

**E-mail Address:** s.okonek@cedar-rapids.org

**Alternate Contact Person:** Diane Muench

**Phone Number/Ext.:** 5023

**E-mail Address:** d.muench@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Contract with Tallgrass Business Resources for task chairs for the Police Department and Water Division for an amount not to exceed \$36,523.70.

CIP/DID #1214-131

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

**Background:** Purchasing Services solicited proposals on behalf of the Police Department for new task chairs and guest chairs. Twelve proposals were received. An evaluation committee carefully reviewed and ranked all proposals and selected three chairs, which were evaluated by over 40 individuals in all areas of the Police Department. The chairs were evaluated based on adjustability, usability and comfort. The lowest price chair did not meet the criteria.

Tallgrass Business Resources Sit-on-It Amplify model was selected for the task chairs. The Police Department is purchasing 116 chairs for \$27,171.84. The Water Division is piggybacking onto this proposal award to purchase 37 task chairs for \$9,351.86. This resolution is for a total price of \$36,523.70. The side chairs will be purchased from Welter Storage Equipment Co., Inc. under a separate contract.

Proposals received:

Tallgrass Business Resources	Cedar Rapids	\$36,523.70
Welter Storage Equipment Co., Inc.	Cedar Rapids	\$41,463.00
Pigott, Inc.	Cedar Rapids	\$42,310.62
Commercial Concepts and Furnishings	Independence, MO	\$44,350.11
Storey Kenworthy	Cedar Rapids	\$44,463.33
Staples	Omaha	\$45,747.00
Office Max	North Liberty	\$47,146.95
M. Hanson & Company	Cedar Rapids	\$47,226.51
Triplett Interior Solutions	Coralville	\$50,673.60
Krueger International	Green Bay	\$53,539.29
Iowa Prison Industries	Des Moines	\$61,695.72
Office Leader	Brooklyn, NJ	\$32,895.00

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute the Contract as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** August 25, 2015

**Budget Information:** Police Department: 531109-101-132102; Water Division 621001

**Local Preference Policy:** Yes

**Explanation:** Tallgrass Business Resources is a certified local vendor

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for task chairs on behalf of the Police Department; and

WHEREAS, proposals were received from 12 Vendors; and

WHEREAS, a committee has carefully evaluated each proposal based on the evaluation criteria and recommends that the contract be awarded to Tallgrass Business Resources for the purchase and delivery of 116 task chairs in the amount of \$27,171.84; and

WHEREAS, the Water Division is piggybacking onto this award for the purchase of 37 new task chairs for \$9,351.86; and

WHEREAS, the total purchase price for task chairs from Tallgrass Business Resources is \$36,523.70; and

WHEREAS, a contract has been prepared for the purchase, delivery and installation of the chairs, to be completed by November 30, 2015; and

WHEREAS, side chairs will be purchased from Welter Storage Equipment Co., Inc. under a separate contract.

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 authorized to execute the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Jon Durst  
**E-mail Address:** j.durst@cedar-rapids.org

**Phone Number/Extension:** 5856

**Alternate Contact Person:** Jeff Oberthien  
**E-mail Address:** j.oberthien@cedar-rapids.org

**Phone Number/Extension:** 5840

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing the Public Works Sewer Maintenance Division to purchase equipment and repair services from MID-IOWA Solid Waste Equipment Co., Inc. (MID-IOWA) for existing Closed-Circuit Televising (CCTV) equipment manufactured by ARIES in an amount not to exceed \$60,000.  
 CIP/DID #43-16-024

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
---

**Background:** Since 1996, the Public Works Department's Sewer Maintenance Division has increased its CCTV capabilities and equipment. Based on existing manufacturer-vendor relationships, MID-IOWA is the sole ARIES vendor for parts and repair service in this region of Iowa.

The equipment and repairs are currently in the approved FY 2016 capital expenditures budget.

The City currently owns \$200,000 worth of ARIES CCTV equipment. Expenditures, not to exceed \$60,000, are expected in FY 2016 for parts and repair services.

**Action/Recommendation:** The Public Works Sewer Maintenance Division requests approval of the resolution to approve the purchases and repairs with MID-IOWA as a sole-source provider for ARIES CCTV equipment.

**Alternative Recommendation:** If not approved, the City will need to find a vendor capable of maintaining and supplying the same equipment or when the CCTV equipment becomes completely inoperable, outsource all sewer asset condition assessment work. Both options would be at a higher cost than the current program.

**Time Sensitivity:** Normal  
**Resolution Date:** August 25, 2015

**Budget Information:** This is in the approved FY2016 Sewer Enterprise budget.

**Local Preference Policy:** Yes

**Explanation:** The Local Preference Policy applies; however, there are no local vendors for the products and services.

**Recommended by Council Committee: NA**  
**Explanation: NA**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Sewer Maintenance Division requests approval to purchase sewer CCTV camera equipment and repairs from MID-IOWA Solid Waste Equipment Co., and

WHEREAS, MID-IOWA Solid Waste Equipment Co. is the sole provider of equipment needed to maintain the operation and maintenance of the ARIES CCTV system owned by the City of Cedar Rapids, and

WHEREAS, individual components of the ARIES CCTV system are approaching the end-of-design-life and must be replaced with new or refurbished components (cameras, tractors, cables, cable drum, light heads), and

WHEREAS, the estimated BY 2016 annual cost of repairs and purchases is \$60,000, and

WHEREAS, funds are available in the FY 2016 Sewer Operations Fund (Fund 651, Dept ID 651500 Program 65151), and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Department is authorized to purchase equipment and repair service through MID-IOWA Solid Waste Equipment Co. in an amount not to exceed \$60,000.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** SteveHe@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Jonathan Mouw  
**E-mail Address:** j.mouw@cedar-rapids.org

**Phone Number/Ext.:** 5296

**Description of Agenda Item:** REGULAR AGENDA

Report on bids for the Edgewood Road Water Main Replacement project (estimated cost is \$1,400,000) (Steve Hershner).

- a. Resolution awarding and approving contract in the amount of \$696,794.80, bond and insurance of Ricklefs Excavating, Ltd. for the Edgewood Road Water Main Replacement project.

CIP/DID #2014052-02

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Utilities Department intends to replace approximately 5,700 lineal feet of water main. Approximately 3,900 lineal feet will be downsized from 16-inch to 12-inch water main to reflect the current and anticipated future water demands in this section of the water distribution system. The project includes water main along Edgewood Road from Ellis Blvd. to 42<sup>nd</sup> Street NE that was originally installed between 1976 and 1979. The section has a history of multiple breaks and service disruptions. Due to the large number of breaks, approximately 3,600 lineal feet of the water main included in the project, was isolated from the distribution system in 2013 and taken out of service. This portion of Edgewood Road has not been identified for improvements or reconstruction under the Paving for Progress 10-year plan.

Three bids were received on August 12, 2015 for the Edgewood Road Water Main Replacement project.

<b><u>Bidders</u></b>	<b><u>Office Location</u></b>	<b><u>Total Bid Price</u></b>
Ricklefs Excavating, Ltd.	Anamosa, IA	\$ 696,794.80
Rathje Construction Co.	Marion, IA	\$ 793,747.00
Pirc-Tobin Construction, Inc.	Alburnett, IA	\$ 996,944.00

The engineer's opinion of probable cost for the construction of this project was \$1,400,000. A motion to publish a Notice of Hearing and Letting was approved by the City Council on July 14, 2015. The public hearing was held July 28, 2015. The work is anticipated to begin in September 2015 and be completed in the fall of 2016.

**Action/Recommendation:** The Utilities Department – Water Division staff recommends awarding the contract to Ricklefs Excavating, Ltd. in the amount of \$696,794.80.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 8-25-15

**Resolution Date:** 8-25-15

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The funding for the project is included in the FY2016 and FY2017 Water Division Capital Improvement Projects budget. The project will be coded to the following CIP fund: 553000-625-625000-625884-2014052
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$500,000 budgeted in the FY2016 CIP budget and \$500,000 in the projected FY2017 CIP budget for the construction of the Edgewood Road Water Main Replacement project. Additional funds are available by adjusting other items in the CIP budget or from reserves.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy:** No

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on July 14, 2015 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Edgewood Road Water Main Replacement project (Contract No. 2014052-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on July 18, 2015 pursuant to which a public hearing was held on July 28, 2015, and

WHEREAS, the following bids were received, opened and announced on August 12, 2015 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on August 25, 2015:

BIDDERS	OFFICE LOCATION	LUMP SUM BID
Ricklefs Excavating, Ltd.	Anamosa, IA	\$696,794.80
Rathje Construction Co.	Marion, IA	\$793,747.00
Pirc-Tobin Construction, Inc.	Alburnett, IA	\$996.944.00

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$696,794.80 - 553000-625-625000-625884-2014052, and

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

1. The previous delegation to the Utilities Director, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Ricklefs Excavating, Ltd. is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Ricklefs Excavating, Ltd. is hereby accepted, and the contract for this public improvement is hereby awarded to Ricklefs Excavating, Ltd.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** S.Hershner@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Jim Flamming, PE  
**E-mail Address:** j.flamming@cedar-rapids.org

**Phone Number/Ext.:** 5986

**Description of Agenda Item:** REGULAR AGENDA  
Report on bids for the Horizontal Collector Well No. 5 Caisson & Laterals project (estimated cost is \$1,950,000). (Steve Hershner).

- a. Resolution awarding and approving contract in the amount of \$2,172,810, bond and insurance of Layne Heavy Civil, Inc. for the Horizontal Collector Well No. 5 Caisson & Laterals project.

CIP/DID #625863-05

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:**

This project involves construction of Horizontal Collector Well No.5, including concrete caisson, lateral projections, well development, pump testing and all appurtenant work. The facility is located in Seminole Valley Park.

The City of Cedar Rapids obtains its raw water from the alluvium along the Cedar River. Currently, 45 vertical wells and five horizontal collector wells (HCWs) draw water from the aquifer to meet average demands of 38 million gallons per day. Additional collector wells are being constructed to increase the reliability and capacity of raw water supply as existing vertical wells continue to age and lose capacity. The new collector wells will also be built to a higher elevation for increased flood protection.

The project was originally submitted to the Iowa Department of Natural Resources for permitting in May of 2008 and was postponed and modified due to the flooding of the Cedar River in June 2008. The original design has been modified to raise the floor slab elevation of the pump house by eight feet.

One bid was received on August 12, 2015 for Horizontal Collector Well No. 5 Caisson & Lateral project.

<u>Bidder</u>	<u>Location</u>	<u>Lump Sum Bid Plus Allowance</u>
Layne Heavy Civil, Inc.	The Woodlands, TX	\$2,172,810

The Engineer's estimate was \$1,950,000, which is \$222,810, or approximately 11.5 percent below the bid price. The difference can be attributed to several factors. This is a specialty form of construction that very few contractors in the US are capable of undertaking. As a result of their current work load, Layne Heavy Civil, Inc. will need to fit this project into several others that they are currently under contract to complete. They are anticipating winter work and multiple shift operations to complete the work.

A motion to publish a Notice of Hearing and Letting was approved by the City Council on July 14, 2015. The public hearing was held July 28, 2015. A pre-bid meeting was held on July 28, 2015. The work is anticipated to begin September 2015 and be completed by October 2016.

**Action/Recommendation:** The Utilities Department-Water Division recommends awarding the contract to Layne Heavy Civil, Inc. in the amount of \$2,172,810.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 8/25/2015

**Resolution Date:** 8/25/2015

**Budget Information:**

1. **Included in Current Budget Year.** The project will be funded from the FY2016 and FY2017 Utilities Department – Water Division CIP budgets and coded to 553000-625-625000-X-X-625863.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The Water FY2016, FY2017, and FY2018 CIP budgets include \$4,100,000 for the Horizontal Collector Well No. 5 project. The project has cash on hand already, and additional funds are available from CIP reserves, if needed.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project

**Local Preference Policy:** NA

**Explanation:** Capital Improvement Projects are not subject to Local Preference Policy.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on July 14, 2015 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Horizontal Collector Well No. 5 Caisson & Laterals project (Contract No. 625863-05) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on July 18, 2015 pursuant to which a public hearing was held on July 28, 2015, and

WHEREAS, the following bid was received, opened and announced on August 12, 2015 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on August 25, 2015:

<b>BIDDER</b>	<b>OFFICE LOCATION</b>	<b>LUMP SUM BID PLUS ALLOWANCE</b>
Layne Heavy Civil, Inc.	The Woodlands, TX	\$2,172,810

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$2,172,810 - 553000-625-625000-X-X-625863, and

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

1. The previous delegation to the Utilities Director, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. Layne Heavy Civil, Inc. is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of Layne Heavy Civil, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to Layne Heavy Civil, Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Civil Rights

**Presenter at Meeting:** LaSheila Yates  
**E-mail Address:** l.yates@cedar-rapids.org

**Phone Number/Ext.:** 5004

**Alternate Contact Person:** Janet Abejo  
**E-mail Address:** j.abejo@cedar-rapids.org

**Phone Number/Ext.:** 5632

**Description of Agenda Item:** REGULAR AGENDA

Presentation and Resolution adopting the Civil Rights Commission FY16 Work Plan (LaSheila Yates and Chair Keith Rippey). CIP/DID #CVR-2015-08B

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Cedar Rapids Civil Rights Commission is the Local Administrative Law Agency created to promote and protect equity under the law and to promote inclusion efforts based on protected class statuses.

The Commission is comprised of five staff members who perform the day-to-day operations. The Commission also has nine volunteer members, who are appointed by the Mayor, with City Council approval, for a three-year term. Each may serve three consecutive three-year terms. This is a policy-making body, which directs the Commission staff.

Commissioners are also involved in revising the local civil rights ordinance and assisting staff members in their efforts to enforce these laws. The Commission annually elects a Chairperson and a Vice-Chairperson.

Scope of Services:

1. Enforce the City's Civil Rights Law, Cedar Rapids Municipal Code 69, through investigations, mediations, conciliations and resolutions of discrimination complaints in a timely and efficient manner. Through a 28E Agreement established with the City of Marion in 2012, the CRCRC also investigates claims of discrimination under Marion Municipal Code 31.
2. Educate the community and increase public awareness of the local civil rights laws.

CRCRC 2014 State of Equity Report Purpose and Updates:

Released in April 2014, the State of Equity Report's purpose is to:

- Serve as a baseline resource to inform community leaders and policymakers on issues of inequality facing our community.
- Take a snapshot of disproportionality found throughout various systems in Cedar Rapids and Linn County.

- Local organizations can use the report to work in partnership to attain the City of Cedar Rapids' vision and support an environment that is welcoming and inclusive. City of Cedar Rapids Vision Statement:

*Cedar Rapids is a vibrant urban hometown – a beacon for people and businesses invested in building a greater community now and for the next generation.*

**Updates:**

Since September 2014, the Commission has had an opportunity to thoroughly review the report and prioritize local issues that fall within the Commission's scope of services. In order to further examine these critical issues, the Commission has reached out to partner agencies so that they can serve as valuable contributors to strategically address inequality in our community. Some of these entities include the Cedar Rapids Community School District, the Linn County Human Resources Department, and the City of Cedar Rapids Human Resources Department.

**CRCRC 2014 State of Equity Report and FY16 Work Plan:**

Each year, the Commission will develop a plan of action for prioritizing such issues by establishing an annual work plan. In general, work plans allow boards and commissions to address the City Council's priorities, communicate their own priorities, and measure the accomplishments of the board or commission.

In support of local partners that work in systems in which disproportionality has been identified, the CRCRC adopted its first work plan at its July 15, 2015 Commission meeting. Below are the goals adopted by the CRCRC, the full work plan is included as an exhibit to the resolution.

**CRCRC FY16 Goals:**

- Increase awareness of public employment disparities through local data and outreach
- Increase awareness of disproportionality in homeownership
- Collaborate with the Cedar Rapids Community School District in efforts to reduce academic performance disproportionality
- Investigate effective practices in other communities
- Use program of work and serve as standards to influence next year's plan.

**Action/Recommendation:** Resolution adopting the Cedar Rapids Civil Rights Commission FY16 Work Plan.

**Alternative Recommendation:** N/A

**Time Sensitivity:** Immediate

**Resolution Date:** August 25, 2015

**Budget Information:** N/A

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** The Cedar Rapids Civil Rights Commission previewed this work plan with the City Council Public Safety & Youth Services Committee at its August 3, 2015 meeting.

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids Civil Rights Commission is an administrative law agency created to promote and protect equity under the law, and

WHEREAS, the mission of the Commission is to promote inclusion efforts based on protected class statuses, and

WHEREAS, the scope of responsibilities include processing discrimination complaints and facilitating public outreach activities, and

WHEREAS, in April 2014, the Commission published State of Equity Report's, and

WHEREAS, purpose of the report is to serve as a baseline resource to inform community leaders and policymakers on issues of inequality facing our community, to take a snapshot of disproportionality found throughout various systems in Cedar Rapids and Linn County, and serve as a tool that local organizations can use the report to work in partnership to attain the City of Cedar Rapids' vision and support an environment that is welcoming and inclusive; and

WHEREAS, the Commission has identified and prioritize local issues that fall within the Commission's scope of services; and

WHEREAS, the Commission goal is to support of local partners that work in systems in which disproportionality has been identified, the CRCRC adopted its first work plan at its July 15, 2015 Commission meeting; and

WHEREAS, the Commission presented its work plan to the City Council Public Safety & Youth Services Committee at its August 3, 2015 meeting; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached Cedar Rapids Civil Rights Commission for FY16 is hereby adopted.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Civil Rights Commission

## Civil Rights Commission FY16 Work Plan

### GENERAL INFORMATION

#### MISSION

The mission of the Cedar Rapids Civil Rights Commission is: “To secure for all individuals within the City of Cedar Rapids freedom from discrimination because of age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation.”

#### VISION

The vision of the Cedar Rapids Civil Rights Commission is: “A Cedar Rapids Community that is welcoming, inclusive and preserves the personal dignity of all people regardless of their age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation so that we all may fulfill our productive capacities.”

#### MEETINGS

Scheduled meetings are held on the third Wednesday of every month unless otherwise published, beginning at 5:30 pm in the Veteran’s Memorial Council Chambers.

#### COMMISSIONERS

Keith Rippy, Chair	Term thru 2018
Salma Igram, Vice Chair	Term thru 2017
Emily Bowman	Term thru 2016
Leland Freie	Term thru 2017
Laura O’Leary	Term thru 2017
Ashley Reynolds	Term thru 2017
Robin Tucker	Term thru 2016
Ruth White	Term thru 2017
Keith Wiggins	Term thru 2017

#### CITY COUNCIL LIAISON

Susie Weinacht

#### STAFF

LaSheila Yates	Janet Abejo
Judy Goldberg	Bernie Walther
Alicia Abernathey	

## Civil Rights Commission FY16 Work Plan

### FY 2015 Highlights

<b>October 2014</b>	<ul style="list-style-type: none"> <li>• Creation of CRCRC Education &amp; Outreach Plan</li> <li>• Proclamation submitted by the Commission for National Disability in Employment Awareness Month</li> </ul>
<b>November 2014</b>	<ul style="list-style-type: none"> <li>• Commission adopts performance standards for investigations</li> <li>• Relocation to Veteran’s Memorial Building</li> <li>• Hosted Roll of the Dice event in partnership with Mount Mercy University with over 75 participants</li> </ul>
<b>February 2015</b>	<ul style="list-style-type: none"> <li>• Published 2014 Annual Report</li> </ul>
<b>March 2015</b>	<ul style="list-style-type: none"> <li>• Commission adopts performance standards for educational outreach and customer service</li> </ul>
<b>April 2015</b>	<p>Fair Housing Month:</p> <ul style="list-style-type: none"> <li>• Fair Housing Month Celebration and Community Open House</li> <li>• Proclamation submitted by the Commission for Fair Housing Month</li> <li>• Dedication of the Tommy Tucker Conference Room</li> <li>• Award Ceremony for the Fair Housing Media Contest</li> </ul>
<b>June 2015</b>	<ul style="list-style-type: none"> <li>• City Council adopts ordinance change aligning number of Commissioners with City Council size – Effective July 1, 2015</li> </ul>
<b>FY 2015</b>	<ul style="list-style-type: none"> <li>• Staff conducted over 20 trainings related to Know Your Rights and Fair Housing reaching over 540 individuals.</li> <li>• Staff participated in 26 community events.</li> </ul>

## Civil Rights Commission FY16 Work Plan

### Representation in Public Employment

#### Goals and Ongoing Tasks

- Increase awareness of public employment disparities through local data and outreach.

#### FY16 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> <li>• Continue collaboration with City of Cedar Rapids and Linn County for Human Resources purposes</li> </ul>	Staff	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Develop a 2014 State of Equity executive summary, or one sheeter, and share with City of Cedar Rapids and Linn County</li> </ul>	Staff	Fiscal year 2016

### Fair Housing

#### Goals and Ongoing Tasks

- Increase awareness of disproportionality in homeownership.

#### FY16 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> <li>• Continue Annual Fair Housing activities to possibly include media contest, movie night, Donna the Dolphin, etc.</li> </ul>	As available in FY16 Budget	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Continue participation in Safe CR training</li> </ul>	Staff	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Develop a 2014 State of Equity executive summary, or one sheeter, and share with Landlords of Linn County and Cedar Rapids Area Association of Realtors</li> </ul>	Staff	Fiscal year 2016



Civil Rights Commission

# Civil Rights Commission FY16 Work Plan

## Education

### Goals and Ongoing Tasks

- Collaborate with Cedar Rapids Community School District in efforts to reduce academic performance disproportionality.

### FY16 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> <li>• Reach out to new superintendent</li> </ul>	Staff and Commissioners	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Collaborate with Cedar Rapids School system to providing updates related to disproportionately in Cedar Rapids school system</li> </ul>	Staff and Commissioners	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Develop a 2014 State of Equity executive summary, or one sheeter, and share with Cedar Rapids Community School District contacts</li> </ul>	Staff and Commissioners	Fiscal year 2016

## Commissioner Influence

### Goals and Ongoing Tasks

- Investigate effective practices in other communities.
- Use program of work and performance standards to influence next year’s plan.

### FY16 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> <li>• Research what best practices other communities use</li> </ul>	Commissioners	Fiscal year 2016
<ul style="list-style-type: none"> <li>• Evaluate what worked and what didn’t work to incorporate change in the next work plan</li> </ul>	Staff and Commissioners	End of Fiscal year 2016



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

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

**Alternate Contact Person:** Caleb Mason  
**E-mail Address:** c.mason@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5188

**Description of Agenda Item:** REGULAR AGENDA

Discussion and Resolution authorizing negotiation of a Development Agreement with Happel Enterprises, LLC for the disposition and redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW (FLOOD) (Jennifer Pratt).  
 CIP/DID #OB1241851

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:**

On August 20, 2014, a review panel evaluated proposals for the redevelopment of 1871, 1895, 1915, and 1919 Ellis Boulevard NW. The panel consisted of a non-competing developer, Northwest Neighbors Neighborhood Association representative and City staff. The evaluation was based on established criteria and concluded the proposal submitted by Happel Enterprises, LLC provides the highest and best use of the property. The proposal provides the following community benefits:

- New construction within the Ellis Boulevard Viable Business Corridor;
- \$6.2 million investment;
- Residential infill development (Phase I) and restaurant/dock facilities (Phase II);
- Construction of a portion of the Flood Control System; and
- Pedestrian walkway providing access to the river.

These parcels were purchased by the City with federal Disaster Assistance funds and are subject to deed restrictions within the 100-year floodplain. In order for redevelopment to occur, the project must incorporate the Flood Control System into the site development. The Developer will use the alignment of the Flood Control System, as adopted by City Council on June 23, 2015, in the project design.

Staff is recommending negotiating a development agreement for the redevelopment of the building and pursuing the following terms:

- Purchase price based on a current fair market appraisal of the vacant lots, with proceeds returned to the U.S. Department of Housing and Urban Development (HUD).
- Developer will be responsible for incorporating Flood Control System with reimbursement equal to the projected cost of constructing the portion of the Flood Control System on the development site, upon certification that the flood control

components have been built in compliance with the U.S. Army Corps of Engineers' standards and can be integrated with the City's overall Flood Control System.

- The Developer is to satisfy the following conditions prior to closing/land transfer:
  - Firm financing commitment;
  - City approval of floodwall design;
  - Approval of Lease Purchase Agreement with the City for flood control components;
- Developer is to maintain flood insurance on the new facility.
- Standard City participation - 10-years, 100% Urban Revitalization Tax Exemption, as it qualifies for Core District Reinvestment Program.

**Action/Recommendation:** City staff recommends approval of the resolution.

**Alternative Recommendation:** City Council may table the item and request additional information

**Time Sensitivity:** NA

**Resolution Date:** August 25, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on May 21, 2014 the City Council's Development Committee recommended inviting competitive proposals for the redevelopment of City-owned properties at 1871, 1895, 1915, and 1919 Ellis Boulevard NW (the "Property"); and

WHEREAS, on June 10, 2014 the City Council passed a motion to conduct a hearing and publish notice of the same on June 14, 2014, and the public hearing was held on June 24, 2014 on the possible disposition of the Property in accordance with Iowa Code; and

WHEREAS, the City received two (2) proposals for the redevelopment of the Property; and

WHEREAS, on August 20, 2014, a review panel, including representation from non-competing developers, Northwest Neighbors Neighborhood Association and City staff, evaluated the proposals in accordance with the proposal evaluation criteria; and

WHEREAS, the review panel concludes the proposal submitted by Happel Enterprises, LLC provides the highest and best use of the Property and long-term benefit based on their proposed redevelopment plan which includes:

- New construction within the Ellis Boulevard Viable Business Corridor;
- \$6.2 million investment;
- Phase I residential and Phase II restaurant/dock area;
- Pedestrian walkway providing access to the river.

WHEREAS, the City Council has determined the proposal submitted by Happel Enterprises, LLC provides an overall community benefit by generating housing in the core of the community, utilizing existing infrastructure and City services, and creating vibrancy within the Ellis Boulevard Viable Business Corridor, all to the benefit of the City as a whole; and

WHEREAS, the Developer has requested for the City's standard level of participation in the form of a ten-year, 100% reimbursement of the increased property tax generated by the improvements and qualifies based on Core District Reinvestment; and

WHEREAS, the Developer will be responsible for incorporating the necessary components of the Flood Control System into the development; and

WHEREAS, upon certification that the flood control components have been built in compliance with the U.S. Army Corps of Engineers' standards and can be integrated with the City's overall Flood Control System, the City will provide the Developer a payment equal to the projected cost of constructing the portion of the Flood Control System on the development site, per the City's Flood Control System Plan, as approved on June 23, 2015 through Resolution No. 0974-06-15; and

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

1. The City Manager is authorized and directed to negotiate the terms and conditions of a Development Agreement with Happel Enterprises, LLC for the purchase and redevelopment of property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW.
2. At such time as the terms and conditions of the Development Agreement are sufficiently clear and definite, the City Manager is directed to present such Development Agreement to the City Council for consideration no later than January 15, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings  
 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.  
 CIP/DID # RZNE-018870-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

### Background:

The request for rezoning of this property was reviewed by the City Planning Commission on July 23, 2015 and recommended approval by a vote of 6 to 0.

This is a request to rezone 2.04 acres to the C-3 Zoning District to allow the property to be used for vehicle repair and sales. The property is currently zoned Agriculture, with the exception of the existing single-family home, but is used for commercial purposes. The property was developed in the County as residential and commercial and was annexed to the City in 1996. The City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan identifies the property as "Urban Medium Intensity". The Preliminary Site Development Plan as submitted includes the following:

- Four existing buildings including:
  - Two 1-story garages.
  - One 2-story office and garage.
  - One single family home.
- Total building area-7,352 s. f.
- Total hard surface including parking and drives-19,186 s. f.
- Total parking-25 spaces including 2 handicap spaces.
- Two accesses from West post Rd. SW and one from 20<sup>th</sup> Ave. SW.

**Action/Recommendation:** City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:** City Council may table the item and request further information

**Time Sensitivity:** NA

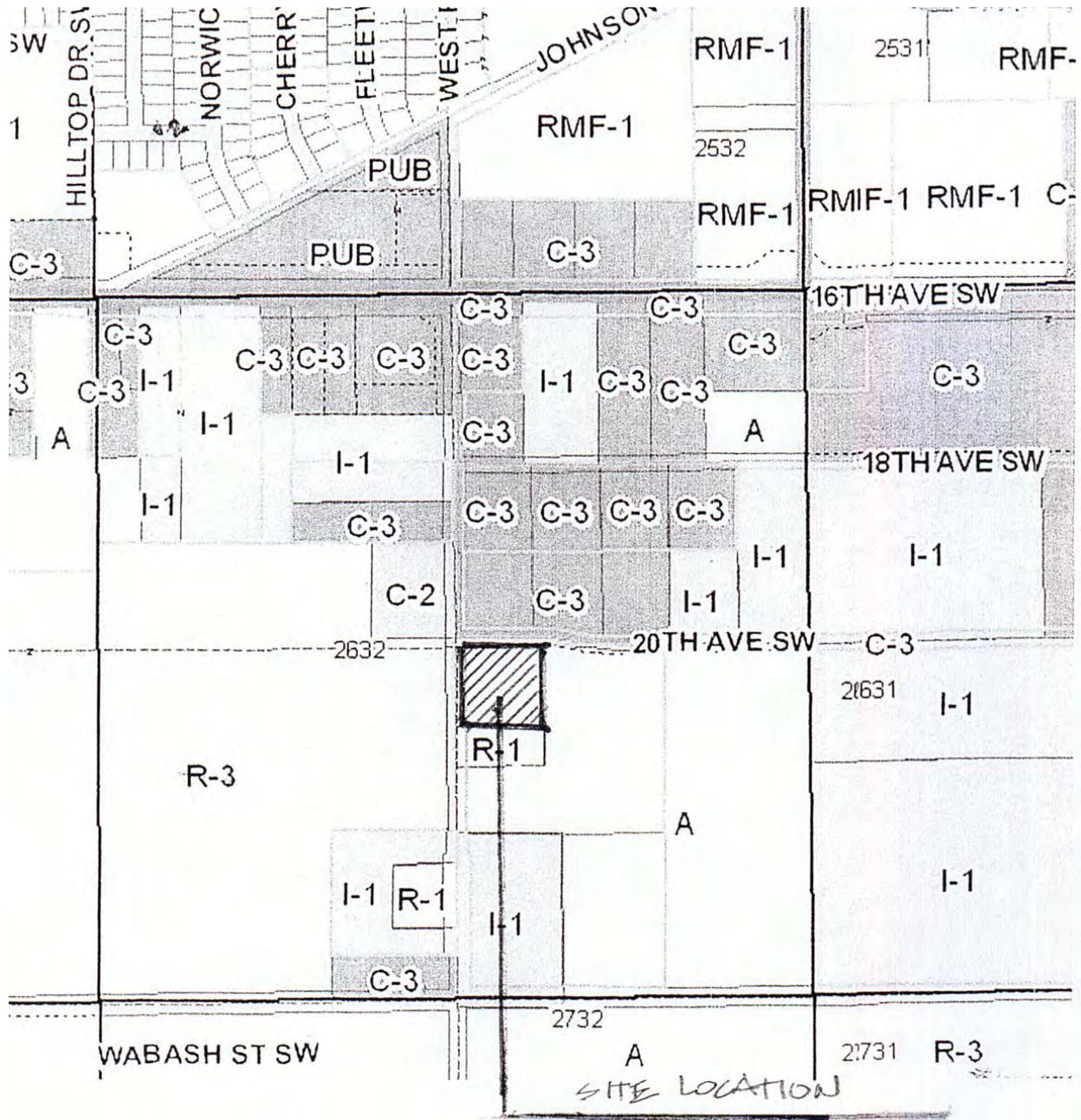
**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

# Location Map



WTR DSD  
ENG BSD  
FIR STR  
CLK TED  
PKS  
RCR  
«CASE\_TYPE\_NUMBER»

ORDINANCE NO. LEG\_NUM\_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Lands (Less Sts.) The west 330.4 feet of the north 300 feet of the southeast ¼ of Section 35-83-8

and located at 2005 West Post Road SW, now zoned A. Agriculture Zone District, and as shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. The enclosure for the dumpster will need to be a full screen enclosure including the gates and preferably designed using the same building material as the principal building as per Subsection 32.05.030.A.7. of the Zoning Ordinance. Please note that chain link with privacy slats does not satisfy this requirement.
2. Lighting fixtures shall be shielded in a manner that shall not direct illumination on adjacent residential properties, or on any public right-of-way as per Subsection 32.05.030.B. of the Zoning Ordinance.
3. Signage is not being reviewed at this time. Sign permit applications must be submitted and approved and permits obtained prior to erection of signage (Subsection 32.06.020 & 32.06.030 is the sign regulation in the Zoning Ordinance).
4. Sites will need to comply with off-street loading requirement per Chapter 32, Subsection 32.05.020.C.
5. Sites will need to comply with off-street parking requirement per Chapter 32, Subsection 32.05.020.A.
6. That all parking, drives, and storage areas be surfaced per provisions of the Zoning Ordinance. Surfacing to include asphalt, concrete, brick or asphaltic macadam.
7. The existing residential structures shall either be removed or be utilized only for permitted uses and shall comply with all applicable codes including, but not limited to: building, electrical, mechanical and plumbing.

8. Future development under this rezoning action shall be subject to the PSDP review process as set forth in Section 32.02.030.G. prior to issuance of building permit(s). Such Development shall meet all City development standards in effect at the time of plan submittal.
9. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to construct concrete sidewalk adjoining this site. The property owner shall construct the sidewalk improvements in accordance with City Standards, ADA requirements, and improvement plans accepted by the City Public Works Director/City Engineer. The property owner may request deferral of the sidewalk installation requirement if in accordance with the sidewalk installation policy. If a deferral is requested, please submit a formal request with documentation verifying deferral eligibility (cross sections, drawings, etc.).
10. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Agreement for Private Storm Water Detention.
11. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Concrete Pavement Petition and Assessment Agreement for Street Improvements adjoining this site.
12. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to dedicate to the public additional street right of way along West Post Road SW providing a minimum 40' half width right-of-way adjoining this site.

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

Introduced this 11th day of August, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings  
 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.  
 CIP/DID #RZNE-019306-2015

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on July 23, 2015 and recommended approval by a vote of 6 to 0.

The property is currently developed with a single-family detach home. The applicant wishes to split off a rear portion of the lot to add to the property the applicant owns to the south. In order to accomplish this, the rezoning is necessary since the remaining housing lot will not meet the minimum lot area (10,000 s. f.) for the R-1 Zoning District. Since this is a rezoning for single-family residential there is no site plan requirement at this time.

**Action/Recommendation:** City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:** City Council may table the item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

# Location Map



	DSD
WTR	BSD
ENG	STR
FIR	TED
CLK	PKS
	RCR
«CASE_TYPE_NUMBER»	

ORDINANCE NO. LEG\_NUM\_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

All that part of Block Four (4), Richmond's First Addition to the City of Cedar Rapids, Iowa, and all that part of the land immediately West of said Block 4, originally platted as "Virginia Street", in said Richmond's First Addition to the City of Cedar Rapids, Iowa described as follows:

Commencing at a point in the South boundary line of said Block Four (4), which point is Two Hundred Seventy-four and Fifteen Hundredths (274.15) Feet West of the intersection of the Westerly line of Forest Drive Southeast as the same is now platted and appears of record, with said South boundary line of Block Four (4); thence West along the South boundary line of said Block Four (4) and said line produced, for a distance of Ninety-four and Fifteen Hundredths (94.15) Feet to the East boundary line of a certain easement for driveway purposes, as fully described in a certain Warranty Deed from Margaret Douglas Hall and Howard Hall, her husband, to Howard R. Green filed for record on the 14th day of March, 1941, and recorded on Pg. 264 of Volume 668

in the office of the Recorder of Linn County, Iowa; thence North for a distance of One

Hundred (100) Feet to the North boundary line produced of said Block Four (4); thence East on line with the North boundary line of said Block Four (4) for a distance of Ninety-four and Fifteen Hundredths (94.15) Feet; thence South for a distance of One Hundred (100) Feet to the place of beginning;

and located at 167 Dows Lane SE, now zoned R-1, Single Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to R-TN, Traditional Neighborhood Residence Zone District, and that the property be used for such purposes as outlined in the R-TN, Traditional Neighborhood Residence Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. PRIOR TO THE THIRD READING OF THE ORDINANCE, the property owner shall be responsible to construct concrete sidewalk adjoining this site. The property owner shall construct the sidewalk improvements in accordance with City Standards, ADA requirements, and improvement plans accepted by the City Public Works Director/City Engineer. The property owner may request deferral of the sidewalk installation requirement if in accordance with the sidewalk installation policy. If a deferral is requested, please submit a formal request with documentation verifying deferral eligibility (cross sections, drawings, etc.).

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

Introduced this 11th day of August, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG