

**CITY OF CEDAR RAPIDS, IOWA  
MINUTES OF THE CITY COUNCIL  
REGULAR SESSION**

October 20, 2015, 4:00 PM

City Council met in Regular Session in the Cedar Rapids City Hall Council Chambers, 101 First Street SE, Cedar Rapids, Iowa. Present, Mayor Ron Corbett, Council members Kris Gulick, Scott Olson, Ann Poe, Pat Shey, Monica Vernon (participated via telephone and voted on all items except Item 1), and Susie Weinacht. Absent, Council members Ralph Russell and Justin Shields. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz.

The invocation was given by Public Safety Chaplain Dan Hoeger.

Pledge of Allegiance.

Mayor Corbett and Council member Shey presented a Proclamation declaring October 21, 2015 as Gentleman Day.

Good News announcements were given by Mayor Corbett.

Mayor Corbett presented City Manager Jeff Pomeranz with a 5 year service award.

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

1. A public hearing was held to consider a request by T.U.S.K., LLC for an Urban Revitalization Area designation for the rehabilitation of property at 1010 3rd Street SE (former White Elephant building) (Kirsty Sanchez). No comments or objections were heard or filed.

1459-10-15

- a. Resolution authorizing an Urban Revitalization Area designation for the rehabilitation of property at 1010 3rd Street SE.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council member Vernon, Council member Russell, Council member Shields.
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Result: <b>Approved.</b>
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- b. First Reading: Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the T.U.S.K., LLC Urban Revitalization Area designation at 1010 3rd Street SE.

Council member Olson moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Poe.
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Absent: Council member Vernon, Council member Russell, Council member Shields.
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Result: <b>Approved.</b>
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2. A public hearing was held to consider establishing the Czech Village-New Bohemia Self-Supported Municipal Improvement District (Kirsty Sanchez). One comment was heard. No written comments or objections were filed.

3. A public hearing was held to consider the disposition of five City-owned parcels located at 217 7th Avenue SW and 617, 623, 625 and 709 3rd Street SW acquired through the Voluntary Acquisition Program and inviting competitive proposals from any persons interested in redevelopment (Paula Mitchell). (Flood) No comments or objections were heard or filed.
4. A public hearing was held to consider granting a change of zone from C-3, Regional Commercial Zone District to C-4, Central Business Zone District with a Preliminary Site Development Plan for property at 107 and 109 4th Avenue SW, 404, 406, 416, 418, 422, 424 and 426 1st Street SW and 108 5th Avenue SW as requested by Hobart Historic Restoration and the City of Cedar Rapids (Vern Zakostelecky and Caleb Mason). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone for property at 107 and 109 4th Avenue SW, 404, 406, 416, 418, 422, 424 and 426 1st Street SW and 108 5th Avenue SW from C-3, Regional Commercial Zone District to C-4, Central Business Zone District with a Preliminary Site Development Plan as requested by Hobart Historic Restoration and the City of Cedar Rapids.

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

5. A public hearing was held to consider granting a change of zone from I-1, Light Industrial Zone District, and RMF-1, Multiple Family Residence Zone District, to C-2, Community Commercial Zone District with a Preliminary Site Development Plan for property at 1005 3rd Avenue SW and 328 Rockford Road SW as requested by JABAM LLC (Johnny Alcivar). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone for property at 1005 3rd Avenue SW and 328 Rockford Road SW from I-1, Light Industrial Zone District, and RMF-1, Multiple Family Residence Zone District, to C-2, Community Commercial Zone District with a Preliminary Site Development Plan as requested by JABAM LLC.

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

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project (estimated cost is \$85,000) (Dave Wallace). No comments or objections were heard or filed.

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1460-10-15

7. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Jupiter Avenue NW West of Wiley Boulevard Drainage Improvements project (estimated cost is \$92,000) (Dave Wallace). No comments or objections were heard or filed.

1461-10-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Jupiter Avenue NW West of Wiley Boulevard Drainage Improvements project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

8. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 3 project (estimated cost is \$2,690,000) (Dave Wallace). (Flood) No comments or objections were heard or filed.

1462-10-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 3 project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

9. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the East Side Sanitary Sewer Interceptor Repairs project (estimated cost is \$6,500,000) (Sandy Pumphrey). (Flood) No comments or objections were heard or filed.

1463-10-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the East Side Sanitary Sewer Interceptor Repairs project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

10. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs, 27 to 36 Inch, Lining Package #6 project (estimated cost is \$1,400,000) (Sandy Pumphrey). (Flood) No comments or objections were heard or filed.

1464-10-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs, 27 to 36 Inch, Lining Package #6 project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

Public comments were heard.

Motion to approve the agenda.

Council member Olson moved to approve; City Manager Pomeranz requested that Item 14f be corrected to refer to November 11, 2015; Council member Gulick requested that Item 23s be moved from the Consent Agenda to the Regular Agenda; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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Motion to approve the consent agenda.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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11. Motion to approve the minutes.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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12. Motions setting public hearing dates for:

a. November 3, 2015 – to consider the continuation of the disposition of excess City-owned property described as 10 various non-conforming vacant lots.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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b. November 3, 2015 – to consider granting a change of zone from R-TN, Traditional Neighborhood Residence Zone District to RMF-2, Multiple Family Residence Zone District for City-owned properties at 217 7th Avenue SW and 709 3rd Street SW as requested by Cedar Ventures, LLC and the City of Cedar Rapids.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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c. November 3, 2015 – to consider granting a change of zone from R-3, Single Family Residence Zone District and RMF-2, Multiple Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for property at 1033 10th Street NW, vacant land between 806 and 818 10th Street SW (GPN No. 142943201100000), 421 5th Avenue SW and 427 5th Avenue SW as requested by the City of Cedar Rapids.

Council member Olson moved to approve; seconded by Council member Poe.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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13. Motions setting public hearing dates, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by publishing notice to bidders, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
- a. November 3, 2015 – Tree and Vegetation Removal project, with bid opening November 4, 2015 (estimated cost is \$98,000).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

- b. November 3, 2015 – SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 5 project, with bid opening November 18, 2015 (estimated cost is \$959,000). (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

14. Motion approving the beer/liquor/wine applications of:
- a. Basket Bowtique, 116 3rd Avenue SE.
  - b. Casey’s General Store #3382, 560 33rd Avenue SW.
  - c. Chrome Horse, 1140 Blairs Ferry Road NE (new – formerly Field House Cedar Rapids).
  - d. Eastern Iowa Arts Academy, 1841 E Avenue NE (5-day permit for an event at Veterans Memorial Armory, 50 2nd Avenue Bridge, on November 13, 2015).
  - e. Hurricane Grill and Wings, 4444 1st Avenue NE.
  - f. Hy-Vee #5 Club Room, 3235 Oakland Road NE (5-day class C license for an event on November 11, 2015).
  - g. Hy-Vee C-Store #5, 1440 32nd Street NE.
  - h. Hy-Vee Food Store #1, 1843 Johnson Avenue NW.
  - i. Kum & Go #514, 1420 Mount Vernon Road SE.
  - j. L’Auberge, 3531 Mount Vernon Road SE (new – formerly Croissant De Jour).
  - k. Liquid Lounge Downtown, 303 2nd Avenue SE.
  - l. Metro Buffet, 448 33rd Avenue SW.
  - m. Migo’s, 86 16th Avenue SW.
  - n. Primetime Sports Bar & Restaurant, 4001 Center Point Road NE.
  - o. Rumors, 400 F Avenue NW.
  - p. Thai Moon Restaurant, 4362 16th Avenue SW.
  - q. Vernon Bar & Grill, 3025 Mount Vernon Road SE.
  - r. Wing Stop, 2360 Edgewood Road SW (new – new construction).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

15. Resolutions approving:
- a. Payment of bills.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1465-10-15

1466-10-15

b. Payroll.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1467-10-15

c. Transfer of funds.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1468-10-15

- 16. Resolution approving the special event application for:
  - a. All Community Events Turkey Trot 5K running event (includes road closure) on November 26, 2015

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1469-10-15

- 17. Resolutions approving assessment actions:
  - a. Levy assessment – Water Division – delinquent municipal utility bills – 21 properties.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1470-10-15

b. Intent to assess – Water Division – delinquent municipal utility bills – 35 properties.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1471-10-15

c. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1472-10-15

d. Intent to assess – Solid Waste & Recycling – clean-up costs – one property.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1473-10-15

- 18. Resolutions approving final plats:
  - a. Center Point Apartments Addition for land located at 1427 Center Point Road NE.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1474-10-15

b. Krebs First Addition for land located at 2500 18th Street SW.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

19. Resolutions authorizing payment of ten Annual Economic Development Grants for the reporting period of November 2013 through October 2014:

1475-10-15

a. PBI-GRR.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1476-10-15

b. Highway Equipment.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1477-10-15

c. The Pointe at Cedar Rapids.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1478-10-15

d. J Rettenmaier.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1479-10-15

e. Raining Rose.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1480-10-15

f. 500First.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1481-10-15

g. Acme Graphics.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1482-10-15

h. Commonwealth Senior Apartments.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1483-10-15

i. TrueNorth Company, LC.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1484-10-15

j. Second Progression.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

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

1485-10-15

a. S & J Homes, LLC for property at 2017 Rosewood Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1486-10-15

b. S & J Homes, LLC for property at 2031 Sugar Creek Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1487-10-15

c. S & J Homes, LLC for property at 2066 Sugar Creek Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1488-10-15

d. S & J Homes, LLC for property at 2143 Sugar Creek Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1489-10-15

e. Signature Homes, Inc. for property at 1403 Kodiak Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1490-10-15

f. Signature Homes, Inc. for property at 1408 Grizzly Drive NW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1491-10-15

g. Stonebrook Homes, LLC for property at 2137 Red Rock Drive SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1492-10-15

h. Stonebrook Homes, LLC for property at 6225 Deer Stone Ct SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1493-10-15

i. Todd Richardson Construction, Ltd. for property at 6309 Deer Stone Drive SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1494-10-15

j. Todd Richardson Construction, Ltd. for property at 6303 Deer Stone Drive SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1495-10-15

k. V & B Enterprises L.C. for property at 2143 Red Rock Drive SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1496-10-15

l. V & B Enterprises L.C. for property at 2149 Red Rock Drive SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1497-10-15

m. Skogman Construction Company of Iowa for property at 4704 Windy Meadow Circle NE. (Flood)

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

Abstain: Council member Olson.

Absent: Council members Russell and Shields.

Result: **Approved.**

21. Resolution authorizing execution of a Development Agreement for a property participating in the fourth round of the Single Family New Construction Program:

1498-10-15

a. Jim Sattler, Inc. for property at 8607 Flatbush Court NE. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

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

1499-10-15

a. Hope Community Development Association, Inc. for property at 1326 K Street SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1500-10-15

b. S & J Homes, LLC for property at 0 Vacant Lot SW (GPN 142837700900000). (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1501-10-15

c. S & J Homes, LLC for property at 274 12th Avenue SW. (Flood)

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

Absent: Council members Russell and Shields.

Result: **Approved.**

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

1502-10-15

a. Lease Agreement in the amount of \$6,759 with Junge Leasing for one Ford Taurus for use by the Police Department.

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

Absent: Council members Russell and Shields.

Result: **Approved.**

1503-10-15

- b. Amendment No. 2 to the contract with Greg's Lawn and Landscaping for Mowing Services for City Weed Ordinance for the Solid Waste Division to reflect an increase in the volume of services for an amount not to exceed \$35,000 (original contract amount was \$30,000; total contract amount with this amendment is \$95,000).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1504-10-15

- c. Amendment No. 1 to the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$19,000 for additional work to the Water Pollution Control – 2015 Miscellaneous Capital Improvements project (original contract amount was \$149,400; total contract amount with this amendment is \$168,400).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1505-10-15

- d. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$193,930 for design services in connection with the 3rd Avenue Improvements from 6th Street SW to 5th Street SE project. (Paving for Progress)

Council member Olson moved to approve; seconded by Council member Poe.
Abstain: Council member Gulick.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1506-10-15

- e. Professional Services Agreement with HR Green, Inc. for an amount not to exceed \$192,271 for design services in connection with the Memorial Drive SE from Mount Vernon Road to McCarthy Road Pavement Rehabilitation project. (Paving for Progress)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1507-10-15

- f. Professional Services Agreement with Foth Infrastructure & Environment, LLC for an amount not to exceed \$104,406 for design services in connection with the 8th Avenue SW Roadway Improvements from L Street to 7th Street project. (Paving for Progress)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1508-10-15

- g. Professional Services Agreement with Foth Infrastructure & Environment, LLC for an amount not to exceed \$295,496 for program management services in connection with the Paving for Progress (LOST) program. (Paving for Progress)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1509-10-15

- h. Agreement with Hands Up Communications for on-call qualified oral and sign language interpreter services for the Police Department.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1510-10-15

- i. Change Order No. 12 (Final) in the amount of \$59,761 with Woodruff Construction, LLC for the Ground Transportation Center Renovation project (original contract amount was \$9,162,000; total contract amount with this amendment is \$9,430,938). (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1511-10-15

- j. Change Order No. 3 in the amount of \$32,454.57 with Rathje Construction Company for the 42nd Street NE from I-380 Northbound Off Ramp to East of the Cedar River Trail – Traffic Signals project (original contract amount was \$824,160.67; total contract amount with this amendment is \$901,955.03).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1512-10-15

- k. Change Order No. 2 with Kleiman Construction Inc. for the Greene Square Revitalization Re-bid project to extend the completion date from November 10, 2015 to December 1, 2015.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1513-10-15

- l. Change Order No. 1 in the amount of \$90,562 with Garling Construction, Inc. for the Northwest Recreation Center project (original contract amount was \$3,597,000; total contract amount with this amendment is \$3,687,562). (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1514-10-15

- m. Purchase Agreement in the amount of \$4,863 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Johnson Gas Appliance Company from land located at 520 E Avenue NW and from vacant land located north of 612 5th Street NW and south of 501 5th Street NW in connection with the NW Quadrant, 2008 Flood, Sanitary Sewer Restoration project. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1515-10-15

- n. Corrective Quit Claim Deed and Amended and Restated Agreement for Environmental Covenants with the Indian Creek Nature Center for property west of Bertram Road SE and north of Otis Road SE.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1516-10-15

- o. Corrective Special Warranty Deed with Jaylee, Inc. for property at 420 6th Avenue SW participating in the fourth round of the Single Family New Construction Program. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1517-10-15

p. Corrective Special Warranty Deed with Jaylee, Inc. for property at 424 6th Avenue SW participating in the fourth round of the Single Family New Construction Program. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1518-10-15

q. Amendment No. 2 to the Development Agreement with New Bohemia Station, LLC for property at 1020 and 1028 3rd Street SE. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1519-10-15

r. Amendment No. 1 to the Development Agreement with Lofts at Red Cedar, LLC for City-owned property at 107 and 109 4th Avenue SW, 404, 406, 416, 418, 422, 424 and 426 1st Street SW and 108 5th Avenue SW. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1520-10-15

t. Authorizing execution of related program documents during the entire grant period for the sixth round of the Multi-Family New Construction Program and authorizing payments in accordance with Disaster Recovery Housing and Storm Water Management contracts. (Flood)

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1521-10-15

u. Resolution authorizing approval of a sponsorship for a Business Financial Assistance Application to Iowa Economic Development Authority by TrueNorth Real Estate, LC with the local match being satisfied through the City's Local Match Economic Development Program.

Council member Olson moved to approve; seconded by Council member Poe.
Abstain: Council member Shey.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1522-10-15

23s. **(Moved from Consent Agenda)** Amendment to the Development Agreement with Hunter Companies, LLC, for redevelopment of Northtowne Market at 1201 Blairs Ferry Road NE.

Council member Gulick moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

24. Report on bids for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 5 project (estimated cost is \$1,810,000) (Dave Wallace). (Flood)  
 Dave Schmitt Construction, Cedar Rapids, IA, \$1,738,349.00  
 Tschiggfrie Excavating Co., Dubuque, IA, \$2,873,774.80

1523-10-15

- a. Resolution awarding and approving contract in the amount of \$1,738,389 plus incentive up to \$17,000, bond and insurance of Dave Schmitt Construction for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 5 project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

25. Report on bids for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project (estimated cost is \$9,032,000) (Dave Wallace). (Flood)  
 SM Hentges & Sons, Inc., Jordan, MN, \$8,650,135.78  
 Langman Construction, Inc., Rock Island, IL, \$9,287,192.78

1524-10-15

- a. Resolution awarding and approving contract in the amount of \$8,650,135.78 plus incentive up to \$25,000, bond and insurance of SM Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project.

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1525-10-15

26. Presentation and Resolution adopting the Policy Regarding Public Ownership of Lift Stations dated October 2015 (Dave Wallace).

Council member Gulick moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1526-10-15

27. Presentation and Resolution establishing the Middle Cedar Watershed Management Authority (Sandy Pumphrey).

Council member Olson moved to approve; seconded by Council member Poe.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

1527-10-15

28. Presentation and Resolution adopting the Cedar Rapids Flood Control System Aesthetic Guidelines and incorporating it into the Cedar River Flood Control System Master Plan as Chapter VII (Sandy Pumphrey).

Council member Poe moved to approve; seconded by Council member Olson.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

- 1528-10-15 29. Presentation and Resolution authorizing execution of a Contract with Recreation Accessibility Consultants, LLC for ADA Compliance Consulting and ILA Services for the City Manager's Office for an amount not to exceed \$935,120 (Sandi Fowler).

Council member Olson moved to approve; seconded by Council member Gulick.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>

- 062-15 30. Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the Mercy Care Management Urban Revitalization Area designation at 777 76th Avenue SW.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded by Council member Weinacht.
Abstain: Council member Olson.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>
Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.
Abstain: Council member Olson.
Absent: Council members Russell and Shields.
Result: <b>Adopted.</b>

- 063-15 31. Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the 2025 Development Urban Revitalization Area designation rehabilitation of the building at 307 12th Avenue SE.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded by Council member Weinacht.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>
Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.
Absent: Council members Russell and Shields.
Result: <b>Adopted.</b>

- 064-15 32. Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by revising limits on heavily laden vehicles to include 7th Street SE and 8th Street SE from 1st Avenue E to 8th Avenue SE.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded by Council member Weinacht.
Absent: Council members Russell and Shields.
Result: <b>Approved.</b>
Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.
Absent: Council members Russell and Shields.
Result: <b>Adopted.</b>

33. Ordinance changing the name of Loggerhead Road NE to Edgewood Road NE from Tower Terrace Road NE to the North City Limit as requested by the City of Hiawatha.

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

Motion to adjourn.

Council member Shey moved to approve; seconded by Council member Vernon.
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Absent: Council members Russell and Shields.
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Result: <b>Approved.</b>
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City Council adjourned at 5:43 p.m. to meet Tuesday, November 3, 2015 at 12 noon.

Amy Stevenson, City Clerk