

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

November 17, 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, Ralph Russell, Pat Shey, Justin Shields, Monica Vernon and Susie Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz.

The invocation was given by Public Safety Chaplain Rick Gail.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

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

1. A public hearing was held to consider granting a change of zone from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for property at 1766 & 1770 Mallory Street SW as requested by Scallon Custom Homes and the City of Cedar Rapids (Dave Houg). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for property at 1766 & 1770 Mallory Street SW as requested by Scallon Custom Homes and the City of Cedar Rapids.

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

2. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Veterans Memorial Stadium Ribbon Message Board project (estimated cost is \$290,000) (Nate Kampman). No comments or objections were heard or filed.

1582-11-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Veterans Stadium Ribbon Message Board project.

Council member Olson moved to approve; seconded by Council member Poe.
Result: <i>Approved.</i>

3. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 2015 Sidewalk Ramp Improvements project (estimated cost is \$117,079) (Nate Kampman). No comments or objections were heard or filed.

1583-11-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2015 Sidewalk Ramp Improvements project.

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

Result: **Approved.**

4. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs Northeast and Southeast Lining Package #7 project (estimated cost is \$1,480,000) (Dave Wallace). (Flood) No comments or objections were heard or filed.

1584-11-15

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs Northeast and Southeast Lining Package #7 project.

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

Result: **Approved.**

Public comments were heard.

Motion to approve the agenda.

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

Result: **Approved.**

Motion to approve the consent agenda.

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

Result: **Approved.**

5. Motion to approve the minutes.

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

Result: **Approved.**

1585-11-15

6. Resolution rescinding Resolution No. 281-2-92, which established procedures for employee parking at the Public Works Facility located at 1201 6th Street SW.

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

Result: **Approved.**

- 1586-11-15 7. Resolution rescinding Resolution No. 1418-10-15, which adopted and levied the final schedule of assessments and provided for the payment thereof for the Edgewood Road SW from Highway 30 to South of the CRANDIC RR Pavement Improvements project, and repeating adopting and levying the final schedule of assessments and providing for the payment thereof for the Edgewood Road SW from Highway 30 to South of the CRANDIC RR Pavement Improvements project.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1587-11-15 8. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the FY 2015 Sidewalk and Ramp Repair Program – Contract No. 1 project.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1588-11-15 9. Resolution adopting expanded boundaries for the Bohemian Viable Business District.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1589-11-15 10. Resolution authorizing a grant of \$45,000 to Czech Village/New Bohemia Main Street District for FY16 for operational services.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1590-11-15 11. Resolution authorizing additional reimbursement for an Economic Development Grant Payment to J Rettenmaier USA LP in the amount of \$79,276.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1591-11-15 12. Resolution authorizing submittal of the Annual Urban Renewal Area Report to the Iowa Department of Management for the City's 20 Urban Renewal Areas.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1592-11-15 13. Resolution authorizing submittal of Tax Increment Financing (TIF) Indebtedness Certifications to the Linn County Auditor indicating the total debt incurred and revenues collected through June 30, 2015 within each of the City's 20 Urban Renewal Areas.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |

- 1593-11-15 14. Resolution authorizing submittal of a Water Quality Initiative – Urban Conservation Projects grant application to the Iowa Department of Agriculture and Land Stewardship (IDALS), to assist with the funding of water quality initiatives.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1594-11-15 15. Resolution authorizing payment of \$114,151.40 to be made to the US Treasury for the 2015 Affordable Care Act (ACA) Transitional Reinsurance Contribution.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- 1595-11-15 16. Resolution setting a public hearing for December 15, 2015 to consider the Resolution of Necessity (Proposed) for the construction of the 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW project.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
17. Motion setting public hearing date for:
- December 1, 2015 – to consider the vacation and disposition of public ways and grounds in and to the property described as that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW as requested by Landover Corporation.
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
18. 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:
- December 1, 2015 – UASB Reactor No. 3 Improvements project, with bid opening December 16, 2015 (estimated cost is \$250,000).
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
- December 1, 2015 – 1st Avenue East from 27th to 29th and 31st to 34th Street Utilities Replacement project, with bid opening December 16, 2015 (estimated cost is \$1,870,000).
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| Council member Vernon moved to approve; seconded by Council member Weinacht. |
| Result: Approved. |
19. Motion approving the beer/liquor/wine applications of:
- 1st Avenue Draught House, 3707 1st Avenue SE.
 - 3rd Street Convenience, 216 3rd Street SE.
 - Beijing Chinese Restaurant, 421 Edgewood Road NW.
 - Casey's General Store #2212, 130 41st Avenue Drive SW.
 - Country Inn & Suites by Carlson, 4444 Czech Lane NE.
 - Discount Liquor, 2933 1st Avenue SE.

- g. Kum & Go #520, 2604 16th Avenue SW.
- h. Mahoney's, 1602 E Avenue NE.
- i. New Pioneer Food Co-op, 3338 Center Point Road NE.
- j. Outback Steakhouse, 3939 1st Avenue SE.
- k. Stadium Lounge Bar & Grill, 957 Rockford Road SW.
- l. Townsquare Live Events, 350 1st Avenue NE (5-day permit for an event on November 21, 2015 at Doubletree by Hilton, 350 1st Avenue NE).
- m. Williams Boulevard Amoco, 2601 Williams Boulevard SW.

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

1596-11-15

20. Resolutions approving:
a. Payment of bills.

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

1597-11-15

- b. Payroll.

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

1598-11-15

- c. Transfer of funds.

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

1599-11-15

21. Resolution reappointing the following individuals:
a. Reappointing Mark English, Steve Hershner and Mark Jones (effective through December 31, 2018) to the Cedar Rapids/Linn County Solid Waste Agency Board.

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

1600-11-15

22. Resolutions approving the special event applications for:
a. Fire & Ice Holiday DeLight Parade (includes road closures) on December 5, 2015.

Council member Vernon moved to approve; seconded by Council member Weinacht.
Abstain: Council member Gulick.
Result: Approved.

1601-11-15

- b. Fire & Ice Festival: Family Activities event (includes road closures) on December 5, 2015.

Council member Vernon moved to approve; seconded by Council member Weinacht.
Abstain: Council member Gulick.
Result: Approved.

1602-11-15

23. Resolutions approving assessment actions:
a. Levy assessment – Solid Waste & Recycling – clean-up costs – four properties.

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

1603-11-15

b. Intent to assess – Solid Waste & Recycling – clean-up costs – four properties.

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

Result: **Approved.**

1604-11-15

c. Levy assessment – Water Division – delinquent municipal utility bills – 25 properties.

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

Result: **Approved.**

1605-11-15

d. Intent to assess – Water Division – delinquent municipal utility bills – 31 properties.

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

Result: **Approved.**

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

1606-11-15

a. Portland Cement Concrete pavement in Knollwood Park First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$10,000.

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

Result: **Approved.**

1607-11-15

b. Portland Cement Concrete pavement in Knollwood Park First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$57,000.

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

Result: **Approved.**

1608-11-15

c. Portland Cement Concrete pavement in Knollwood Park First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$148,000.

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

Result: **Approved.**

1609-11-15

d. Portland Cement Concrete pavement in Hidden Springs First Addition (Phase IV) and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$41,195.

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

Result: **Approved.**

1610-11-15

e. Sanitary sewer in Hidden Springs First Addition (Phase IV) and 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of \$1,100.

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

Result: **Approved.**

1611-11-15

f. Sanitary sewer in Knollwood Park First Addition and 2-year Maintenance Bond submitted by Bowker Mechanical Contractors, LLC in the amount of \$191,300.

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

Result: **Approved.**

1612-11-15

- g. Storm sewer in Hidden Springs First Addition (Phase IV) and approving 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of \$29,833.85.

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

Result: **Approved.**

1613-11-15

- h. Storm sewer in Knollwood Park First Addition and 2-year Maintenance Bond submitted by Bowker Mechanical Contractors, LLC in the amount of \$152,129.

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

Result: **Approved.**

1614-11-15

- i. Water system improvements installed in Hidden Springs 1st Addition – Phase 3 and 2-Year Maintenance Bond submitted by Abode Construction, Inc. in the amount of \$25,608.25.

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

Result: **Approved.**

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

1615-11-15

- a. Cornell Street SW South of Devonwood Avenue Sanitary Sewer Point Repair project and 4-year Performance Bond submitted by B.G. Brecke, Inc. (original contract amount was \$34,833.40; final contract amount is \$21,878.10).

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

Result: **Approved.**

1616-11-15

- b. FY 2015 Hydroseeding Project, final payment in the amount of \$3,718.67 and 1-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC (original contract amount was \$110,800; final contract amount is \$74,373.33).

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

Result: **Approved.**

1617-11-15

- c. Prairie Valley Court SW Sidewalk Extension project, final payment in the amount of \$4,214.47 and 4-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC (original contract amount was \$87,055; final contract amount is \$84,289.34).

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

Result: **Approved.**

1618-11-15

- d. Ambroz Recreation Center Retaining Wall Repair project, final payment in the amount of \$7,031.99 and 4-year Performance Bond submitted by Hardscape Solutions of Iowa, Inc. (original contract amount was \$149,156.25; final contract amount is \$140,639.87).

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

Result: **Approved.**

1619-11-15

- e. Cedar Rapids Convention Complex Parking Ramp (and Skywalk) project, final payment in the amount of \$225,497.33 and 2-year Performance Bond submitted by Knutson Construction Services, Inc. (original contract amount was \$12,422,000; final contract amount is \$12,630,390).

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

Result: **Approved.**

1620-11-15

- f. WPCF Roughing Filter #4 Dome Replacement and Concrete Repair project, authorize issuance of final retainage payment in the amount of \$104,052.73 and approving the 2-year Performance Bond submitted by Tricon General Construction (original contract amount was \$2,076,000; final contract amount is \$2,081,054.50).

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

1621-11-15

26. Resolutions approving final plats:

- a. Airport Commerce Park 11th Addition for land located at Atlantic Dr SW extension, south of Capital Dr SW, west of 6th St SW.

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

1622-11-15

- b. Koval 2nd Addition to Linn County for land located at 2580 Echo Hill Road.

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

1623-11-15

- c. Tech Place Fourth Addition for land located at Prairie Rose Drive SW & Prairie Sage Drive SW.

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

1624-11-15

- d. Thompson Acres 1st Addition to Linn County for land located at 5720 Hunt Road.

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

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

1625-11-15

- a. Cedar Valley Habitat for Humanity, Incorporated for property at 1026 12th Street NE. (Flood)

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

1626-11-15

- b. Cedar Valley Habitat for Humanity, Incorporated for property at 1258 20th Avenue SW. (Flood)

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

1627-11-15

- c. W.P.H., INC. for property at 2112 Stone Ridge Drive SW. (Flood)

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

1628-11-15

- d. W.P.H., INC. for property at 2118 Stone Ridge Drive SW. (Flood)

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

1629-11-15

- e. Jim Sattler, Inc. for property at 3608 Forest Valley Court NE. (Flood)

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

1630-11-15

f. Wilshire L.L.C. for property at 8903 Norway Drive NE. (Flood)

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

Result: **Approved.**

1631-11-15

g. Wilshire L.L.C. for property at 9321 Grand Oaks Drive NE. (Flood)

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

Result: **Approved.**

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

1632-11-15

a. Amendment No. 2 to the contract with Ranch Cryogenics, Inc. for Cryogenic Oxygen System Maintenance and Repair Services for the Water Pollution Control Facility to reflect the additional cost for 5-year maintenance turnaround for an amount not to exceed \$40,000 (original contract amount was \$55,000; total contract amount with this amendment is \$95,000).

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

Result: **Approved.**

1633-11-15

b. Purchase of boiler and machinery insurance from Aon Risk Services Central, Inc. in the amount of \$32,400.

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

Result: **Approved.**

1634-11-15

c. Property insurance coverage which includes \$50 million in excess flood insurance through Aon Risk Services Central, Inc. in the amount of \$1,376,763.44.

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

Result: **Approved.**

1635-11-15

d. Fleet Services Division purchase of one used wheeled endloader from Martin Equipment in the amount of \$132,900.

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

Result: **Approved.**

1636-11-15

e. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and AirFX Trampoline Park for a term of two years, with a total payment of \$15,000.

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

Result: **Approved.**

1637-11-15

f. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and the Chicago Regional Council of Carpenters for a term of three years, with a total payment of \$7,920.

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

Result: **Approved.**

1638-11-15

g. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Plumbers & Pipefitters Local 125 for a term of three years, with a total payment of \$7,920.

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

Result: **Approved.**

1639-11-15

h. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Sheet Metal Workers' Local 263 for a term of three years, with a total payment of \$7,920.

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

Result: **Approved.**

1640-11-15

i. Sponsorship Agreement between the City's Convention Complex Manager, DoubleTree Management, LLC, VenuWorks of Cedar Rapids, LLC and Wellmark Blue Cross Blue Shield for a term of two years, with a total payment of \$27,802.

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

Result: **Approved.**

1641-11-15

j. Amendment No. 3 to the Memorandum of Understanding with the Department of the Army, Rock Island District, for work provided or performed prior to execution of a project partnership in connection with the Cedar River, Cedar Rapids Flood Risk Management project.

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

Result: **Approved.**

1642-11-15

k. Donation of Archaeological Materials agreement with the University of Iowa Office of the State Archaeologist in connection with the CEMAR Trail Phase 1B project.

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

Result: **Approved.**

1643-11-15

l. Amendment No. 3 to the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$7,500 for design services in connection with the 2015 Sidewalk Infill project (original contract amount was \$52,400; total contract amount with this amendment is \$98,640).

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

Result: **Approved.**

1644-11-15

m. Professional Services Agreement with HDR, Inc. for an amount not to exceed \$660,083 for the WPCF Nutrient Removal and Solids Facilities Plan.

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

Result: **Approved.**

1645-11-15

n. Change Order No. 15 in the amount of \$10,614 with Miron Construction Co., Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – General Contractor project (original contract amount was \$19,185,000; total contract amount with this amendment is \$20,241,849.18). (Flood)

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

Result: **Approved.**

1646-11-15

o. Change Order No. 4 in the amount of \$154,147.44 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 \$1,056,102.47).

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

Result: **Approved.**

1647-11-15

- p. Change Order No. 3 in the amount of \$2,973.05 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 \$1,040,522.18).

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

Result: **Approved.**

1648-11-15

- q. Change Order No. 2 in the amount of \$65,262 to be credited to the City of Cedar Rapids from WRH, Inc. for the Water Pollution Control Facility C3 Clarifier Rehabilitation project (original contract amount was \$1,030,000; total contract amount with this amendment is \$1,128,096).

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

Result: **Approved.**

1649-11-15

- r. Change Order No. 1 in the amount of \$16,192.69 with Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project (original contract amount was \$1,173,188; total contract amount with this amendment is \$1,199,380.69).

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

Result: **Approved.**

1650-11-15

- s. Purchase Agreement in the amount of \$2,900 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from David O. Abokhai and Sheryl L. Abokhai from land located at 711 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1651-11-15

- t. Purchase Agreement in the amount of \$2,900 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Aaditi Kalia, f/k/a Aaditi Monga from land located at 705 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1652-11-15

- u. Purchase Agreement in the amount of \$3,000 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Andre G. Moorman from land located at 621 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1653-11-15

- v. Purchase Agreement in the amount of \$2,600 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Daniel A. Peters and Jennifer L. Peters from land located at 633 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1654-11-15

- w. Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jennifer Shelton from land located at 723 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1655-11-15

- x. Purchase Agreement in the amount of \$6,800 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Gary W. Sneller and Cynthia D. Sneller from land located at 829 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1656-11-15

- y. Purchase Agreement in the amount of \$3,500 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jimmey C. Stultz and Elisabeth F. Stultz from land located at 907 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1657-11-15

- z. Purchase Agreement in the amount of \$2,400 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Nathan M. Thompson and Karen L. Thompson from land located at 627 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. (Paving for Progress)

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

Result: **Approved.**

1658-11-15

- aa. Special Warranty Deed with Lofts at Red Cedar, LLC conveying 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 Vernon moved to approve; seconded by Council member Weinacht.

Result: **Approved.**

1659-11-15

- ab. Special Warranty Deed for a portion of land at 1501 J Street SW owned by Stonebrook Homes, LLC as alley right-of-way for access to neighboring properties. (Flood)

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

Result: **Approved.**

1660-11-15

- ac. Corrective Special Warranty Deed with Jim Sattler, Inc. for property at 453 9th Avenue SW participating in the fourth round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1661-11-15

ad. Development Agreement and Special Warranty Deed with Scallon Custom Homes, L.L.C. for City-owned property at 925 4th Street SW participating in the fourth round of the Single Family New Construction Program. (Flood)

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

1662-11-15

ae. Rescinding Resolution No. 1488-10-15 which authorized execution of a Development Agreement with S & J Homes, LLC for property at 2143 Sugar Creek Drive NW. (Flood)

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

29. Report on bids for the Tree and Vegetation Removal project for the Flood Control System (estimated cost is \$98,000) (Rob Davis):
- CAJ Enterprises, Inc., West Branch, IA, \$63,787.50
 - Connolly Construction, Inc., Peosta, IA, \$64,500.00
 - Borst Brothers Construction, Inc., Marion, IA, \$77,700.00
 - Bushman Excavating, Inc., Fairfax, \$85,500.00
 - Rathje Construction Co., Marion, \$97,660.00

1663-11-15

a. Resolution awarding and approving contract in the amount of \$63,787.50, bond and insurance of CAJ Enterprises, Inc. for the Tree and Vegetation Removal project for the Flood Control System.

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

30. Report on bids for the Sanitary Sewers Quadrant Flood Repairs, 27 to 36 Inch, Lining Package #6 project (estimated cost is \$1,400,000) (Sandy Pumphrey). (Flood):
- Insituform Technologies USA, Inc., Chesterfield, MO, \$1,959,165.50
 - SAK Construction, LLC, O'Fallon, MO, \$2,057,749.00
 - Visu-Sewer, Inc., Pewaukee, WI, \$2,139,641.00
 - Michels Corporation, Brownsville, WI, \$2,298,836.00
 - Municipal Pipe Tool Co., LLC, Hudson, IA, \$3,093,799.00
 - Lametti & Sons, Inc., Hugo, MN, \$5,517,565.00

1664-11-15

a. Resolution awarding and approving contract in the amount of \$1,959,165.50 plus incentive up to \$20,000, bond and insurance of Insituform Technologies USA, LLC 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.
Result: **Approved.**

1665-11-15

31. Discussion and resolution authorizing stabilization (with certain criteria as outlined in the resolution) of the City-owned commercial property at 525 Valor Way SW (commonly known as the Knutson Building) (Jennifer Pratt). (Flood)

Council member Poe moved to approve; seconded by Council member Russell.
Nay: Council member Shields.
Result: **Approved.**

- 070-15 32. Ordinance granting a change of zone from R-TN, Traditional Neighborhood Residence Zone District, to RMF-2, Multiple Family Residence Zone District, for property at 217 7th Avenue SW and 709 3rd Street SW as requested by Cedar Ventures, LLC and the City of Cedar Rapids.

Council member Gulick moved the approval of the Ordinance on its second reading; seconded by Council member Vernon.
Result: Approved.
Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon.
Result: Adopted.

5:13 p.m., motion to go into closed session to discuss the City Manager's annual performance review, as permitted by Iowa Code Section 21.5(1)(i) (2015).

Council member Gulick moved to approve; seconded by Council member Vernon. Council was polled by the Mayor with all Council members voting Aye.
Result: Approved.

After returning to open session, motion to adjourn.

Council member Shields moved to approve; seconded by Council member Shey.
Result: Approved.

City Council adjourned at 5:55 p.m. to meet Tuesday, December 1, 2015 at 12 noon.

Amy Stevenson, City Clerk