

CITY OF CEDAR RAPIDS, IOWA

MINUTES OF THE CITY COUNCIL

REGULAR SESSION

February 23, 2016, 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 Overland, Ann Poe, Pat Shey, Justin Shields and Susie Weinacht. Absent, Council members Scott Olson and Ralph Russell. Also present were City Manager Jeff Pomeranz and Assistant City Attorney Liz Jacobi.

The invocation was given by Public Safety Chaplain Ken Glandorf.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

A presentation regarding the FY 2015 Annual Audit by RSM McGladrey was given by Michelle Horaney.

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

1. A public hearing was held to consider annexation of territory south of Wright Brothers Boulevard SW and east of I-380 as requested by the A-J-B LP (Vern Zakostelecky). No comments or objections were heard or filed.

0207-02-16

- a. Resolution approving annexation of territory south of Wright Brothers Boulevard SW and east of I-380 as requested by the A-J-B LP.

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

Absent: Council members Olson and Russell.
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Result: Approved.

2. A public hearing was held to grant a change of zone for property north of Highway 30, east of Union Drive SW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District as requested by College Farms, LLC (Joe Mailander). One objection and one comment were heard. No written comments or objections were filed.

- a. First Reading: Ordinance granting a change of zone for property north of Highway 30, east of Union Drive SW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District as requested by College Farms, 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 Weinacht.

Absent: Council members Olson and Russell.
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Result: Approved.

3. A public hearing was held to consider the vacation and disposition of public ways and grounds in and to the property described as a portion of the 20-foot wide platted alley located between the southerly right-of-way line of Diagonal Drive SW and the northerly right-of-way line of 7th Avenue SW as requested by Landover Corporation (Rita Rasmussen). No comments or objections were heard. Written comments were filed.

- a. First Reading: Ordinance vacating public ways and grounds in and to the property described as a portion of the 20-foot wide platted alley located between the southerly right-of-way line of Diagonal Drive SW and the northerly right-of-way line of 7th Avenue SW as requested by Landover Corporation.

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 Weinacht.
Absent: Council members Olson and Russell.
Result: <i>Approved.</i>

4. A public hearing was held to consider the vacation and disposition of public ways and grounds in and to the property described as a 15-foot by 250-foot alley located southwesterly of and adjacent to 42 7th Avenue SW as requested by Mott, LLC (Rita Rasmussen). No comments or objections were heard or filed.

- a. First Reading: Ordinance vacating public ways and grounds in and to the property described as a 15-foot by 250-foot alley located southwesterly of and adjacent to 42 7th Avenue SW as requested by Mott, 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 Weinacht.
Absent: Council members Olson and Russell.
Result: <i>Approved.</i>

5. A public hearing was held to consider the disposition of City-owned property at 101 and 109 3rd Avenue SE and 312 1st Street SE and inviting competitive redevelopment proposals (Caleb Mason). One comment was heard. No objections were heard or filed.

- a. Resolution authorizing the disposition of City-owned property at 101 and 109 3rd Avenue SE and 312 1st Street SE and inviting competitive redevelopment proposals.

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

0208-02-16

6. A public hearing was held to consider amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to expand the Northwest Flood Mitigation Overlay District with specific guidelines applicable to land use applications and permits (Bill Micheel). No comments or objections were heard or filed.

- a. First Reading: Ordinance expanding the Northwest Flood Mitigation Overlay District with specific guidelines applicable to land use applications and permits.

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 Weinacht.

Absent: Council members Olson and Russell.
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Result: <i>Approved.</i>

7. A public hearing was held to consider the Resolution of Necessity (Proposed) for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project (Doug Wilson). No comments or objections were heard or filed.

0209-02-16

- a. Resolution adopting without amendment the Resolution of Necessity (Proposed) for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project.

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

Absent: Council members Olson and Russell.
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Result: <i>Approved.</i>

8. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Oakland Road NE from H Avenue NE to J Avenue NE Pavement Rehabilitation project (estimated cost is \$1,413,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

0210-02-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Oakland Road NE from H Avenue NE to J Avenue NE Pavement Rehabilitation project.

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

Absent: Council members Olson and Russell.
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Result: <i>Approved.</i>

9. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Water Division Electric Metering Upgrades project (estimated cost is \$993,000) (Bruce Jacobs). No comments or objections were heard or filed.

0211-02-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Water Division Electric Metering Upgrades project.

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

Absent: Council members Olson and Russell.
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Result: <i>Approved.</i>

10. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Roof Replacements project (estimated cost is \$495,000) (Bruce Jacobs). No comments or objections were heard or filed.

0212-02-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Water Pollution Control Facility Roof Replacements project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

11. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Water Pollution Control Operations & Maintenance Building HVAC Upgrade project (estimated cost is \$1,360,000) (Bruce Jacobs). No comments or objections were heard or filed.

0213-02-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Water Pollution Control Operations & Maintenance Building HVAC Upgrade project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

Public comments were heard.

Motion to approve the agenda.

Council member Poe moved to approve; City Manager Pomeranz requested that Item 34k (Real Estate Exchange Agreement with Interstate Power and Light Company and Special Warranty Deeds for City-owned properties at 402, 404, 408 and 413 H Avenue NW and 816, 820, 824, 828 and 908 4th Street NW, and acceptance of a General Warranty Deed for property at the intersection of Glass and Wenig Road NE) be removed from the agenda; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

Motion to approve the consent agenda.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

12. Motion to approve the minutes.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

- 0214-02-16 13. Resolution adopting a revenue purpose statement for the use or expenditure of franchise fee revenues from an electrical energy franchise with Interstate Power and Light Company and directing notice thereof to be published.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0215-02-16 14. Resolution adopting a revenue purpose statement for the use or expenditure of franchise fee revenues from a natural gas franchise with MidAmerican Energy Company and directing notice thereof to be published.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0216-02-16 15. Resolution adopting a revenue purpose statement for the use or expenditure of franchise fee revenues from an electrical energy franchise with Linn County Rural Electric Cooperative and directing notice thereof to be published.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0217-02-16 16. Resolution establishing the Steering Committee for the comprehensive update to Chapter 32 of the Municipal Code, Zoning Ordinance.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0218-02-16 17. Resolution approving Neighborhood Work Plans and Budgets for eight Neighborhood Associations for Fiscal Year 2017.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0219-02-16 18. Preliminary Resolution for the removal and replacement of bituminous fiber (Orangeburg) sanitary sewer services within the boundaries of the public right-of-way for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvement project. (Paving for Progress)
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |

- 0220-02-16 19. Preliminary Resolution for the construction of sidewalk improvements and the removal and replacement of bituminous fiber (Orangeburg) sanitary sewer services within the boundaries of the public right-of-way for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project. (Paving for Progress)
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0221-02-16 20. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project. (Paving for Progress)
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0222-02-16 21. Resolution accepting work and fixing amount to be assessed for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path on Edgewood Road SW from Prairie Valley Court SW to 37th Avenue SW.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0223-02-16 22. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the Edgewood Road SW and Edgewood Parkway SW Traffic Signal Improvements project.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0224-02-16 23. Resolution authorizing two Systems Support Technicians to attend Deploy and Manage Windows using Configuration Manager Training in Minneapolis, Minnesota for a total amount of \$8,716.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |
- 0225-02-16 24. Resolution setting a public hearing for April 12, 2016 to consider amending the intergovernmental agreement (28E Agreement) between the City of Cedar Rapids and the City of Fairfax dated on or about March 14, 2001 regarding, among other things, the future annexation of properties between the two cities.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Absent: Council members Olson and Russell. |
| Result: Approved. |

25. Motions setting public hearing dates for:
- a. March 8, 2016 – to consider amending the franchise granted to Interstate Power and Light Company (Alliant Energy) by increasing the electric franchise fee from 2 percent to 3 percent.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- b. March 8, 2016 – to consider amending the franchise granted to MidAmerican Energy by increasing the gas franchise fee from 2 percent to 3 percent.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- c. March 8, 2016 – to consider amending the franchise granted to Linn County Rural Electric Cooperative (REC) by increasing the electric franchise fee from 2 percent to 3 percent.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- d. March 8, 2016 – to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- e. March 8, 2016 – to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- f. March 8, 2016 – to consider amending Chapter 24 of the Municipal Code, Solid Waste & Recycling, by repealing existing rates and establishing new rates.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- g. March 8, 2016 – to consider amending Chapter 64 of the Municipal Code, Offenses Against Property, by deleting Section 64.13 therefrom regarding discrimination in housing.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- h. March 8, 2016 – to consider amendments to the Future Land Use Map of the City of Cedar Rapids as part of the annual review of EnvisionCR, the City’s Comprehensive Plan.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- i. March 8, 2016 – to consider an Electric Line Easement agreement from property located on City-owned land westerly of and adjacent to 2nd Avenue SE and between 32nd Street Drive and 33rd Street Drive in connection with rebuilding and upgrading an existing overhead transmission line at this location as requested by ITC Midwest LLC.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- j. April 12, 2016 – to consider submittal of the FY17 Consolidated Transit Funding Application to the Iowa Department of Transportation for federal and state transit funding assistance.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- k. April 12, 2016 – to consider an Urban Revitalization Area designation for IGD Industries, Inc. at 4200 C Street SW for redevelopment of the existing commercial building and creation of new jobs.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

26. 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. March 8, 2016 – Edgewood Road NW from E Avenue NW to F Avenue NW – Roadway Improvements project, with bid opening March 16, 2016 (estimated cost is \$649,000). (Paving for Progress)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- b. March 8, 2016 – Horizontal Collector Well No. 5 Pump House project, with bid opening on March 23, 2016 (estimated cost is \$2,650,000).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

- c. March 8, 2016 – Northwest Water Treatment Plant Roof Replacements project, with bid opening on March 23, 2016 (estimated cost is \$880,000).

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

Absent: Council members Olson and Russell.
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Result: Approved.

27. Motion assessing \$1,500 civil penalties for violation of State Code regarding the sale of alcohol to minors against:

a. Discount Liquor & Tobacco, 2933 1st Avenue SE (second offense).

b. Discount Liquor & Tobacco, 2933 1st Avenue SE (third offense).

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

Absent: Council members Olson and Russell.
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Result: Approved.

28. Motion approving the beer/liquor/wine applications of:

a. Bata's Restaurant, 1006 3rd Street SE (new ownership).

b. Black Sheep Social Club, 600 1st Street SE (new – formerly Great Furniture Mart).

c. Break Room, 3108 1st Avenue NE.

d. Bushwood Sports Bar and Grill, 350 Edgewood Road NW.

e. Cappy's Pizzeria, 7037 C Avenue NE.

f. Cedar Rapids Residence Inn, 1900 Dodge Road NE.

g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on March 17-18, 2016).

h. Cheddar's Casual Café, 161 Collins Road NE.

i. Hy-Vee Drugstore #5, 2001 Blairs Ferry Road NE.

j. JM O'Malley's, 1502 H Avenue NE (outdoor service for an event on March 10-20, 2016).

k. Just Jules Pub & Café, 835 Center Point Road NE.

l. Mahoney's, 1602 E Avenue NE (outdoor service for an event on March 12-17, 2016).

m. Moose McDuffy's, 834 1st Avenue NE (outdoor service for an event on March 17-18, 2016).

n. Moose McDuffy's, 834 1st Avenue NE.

o. Noodles & Company, 2360 Edgewood Road SW (new – new construction).

p. Paddy O'Rourke's, 608 16th Street NE (outdoor service for an event on March 13-18, 2016).

q. Pancheros Mexican Grill, 4701 1st Avenue SE.

r. Parlor City Pub & Eatery, 1125 3rd Street SE.

s. Sammy's Lounge, 5519 Center Point Road NE.

t. Stella's, 416 3rd Street SE.

u. Target T-1768, 1030 Blairs Ferry Road NE.

v. Third Base Sports Bar & Brewery, 500 Blairs Ferry Road NE.

w. Ting's Red Lantern, 540 Boyson Road NE.

x. Turner Alley Brewing Company, 2715 12th Street SW (new).

y. Tycoon, 427 2nd Avenue SE (5-day permit for event on March 17, 2016).

z. Village Meat Market & Cafe, 92 16th Avenue SW.

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

Absent: Council members Olson and Russell.
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Result: Approved.

0226-02-16	29. Resolutions approving: a. Payment of bills.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0227-02-16	b. Payroll.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0228-02-16	c. Transfer of funds.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0229-02-16	30. Resolutions appointing, reappointing and thanking the following individuals: a. Appointing Emily Barnard, Jennifer Hougen, Kathy Keane, Shannon Keller and Tim Stiles (effective through June 30, 2017) and Steven Dolezal, Kaitlin Emrich, Heather Fleming and Stephanie Neff (effective through June 30, 2018) to the Cedar Rapids Wellbeing Advisory Committee.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0230-02-16	b. Appointing Karl Cassell, Rodrick Dooley, Carlos Grant, Paul Hayes, Gary Hinzman, Rafael Jacobo, Linda Langston, Akwi Nji, Alphonse O'Bannon Jr., Trace Pickering, Dorice Ramsey, Okpara Rice, Jenny Schulz, Dale Todd, John Tursi, Stacey Walker, Mary Wilcynski, Leslie Wright and LaSheila Yates (effective through December 31, 2016) to the Safe, Equitable, and Thriving (S.E.T.) Communities Task Force.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0231-02-16	31. Resolutions approving assessment actions: a. Levy assessment – Water Division – delinquent municipal utility bills – 29 properties.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0232-02-16	b. Intent to assess – Water Division – delinquent municipal utility bills – 55 properties.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	
0233-02-16	c. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties.
Council member Poe moved to approve; seconded by Council member Weinacht.	
Absent: Council members Olson and Russell.	
Result: Approved.	

0234-02-16

- d. Levy assessment – Solid Waste & Recycling – delinquent weed mowing charges – 69 properties.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

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

0235-02-16

- a. Cottage Grove Parkway SE Flood Risk Reduction Berm project, final payment in the amount of \$35,200.53 and 4-year Performance Bond submitted by Borst Brothers Construction, Inc. (original contract amount was \$722,134; final contract amount is \$704,010.60).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0236-02-16

- b. NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 1, final payment in the amount of \$42,742.04 and 4-year Performance Bond submitted by Dave Schmitt Construction Company, Inc. (original contract amount was \$874,227.25; final contract amount is \$854,840.85). (Flood)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

33. Resolution approving final plat:

0237-02-16

- a. Shamrock Village First Addition for property located at 620 2nd Avenue SW.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

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

0238-02-16

- a. Amendment No. 1 to renew Contract with PepsiCo for the purchase of Beverage Concession Products for the Parks & Recreation Department for an annual amount not to exceed \$100,000 (original contract amount was \$100,000; renewal contract amount is \$100,000).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0239-02-16

- b. Amendment No. 1 to renew contract with Robert Kinnucan Tree Experts and Landscaping Company, Inc. for Emerald Ash Borer Treatment Services for the Parks & Recreation Department for an annual amount not to exceed \$100,000 (original contract amount was \$100,000; renewal contract amount is \$100,000).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0240-02-16

- c. Purchase order in the amount of \$80,505.50 to Roemer Machine & Welding Co. for material and labor to perform emergency repairs on Centrifuge #2 at the J Avenue Water Treatment Plant Facility.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0241-02-16

- d. Contract with ESCO Automation for Integration Services for SCADA System for the Water Pollution Control Facility and the Water Division for an annual amount not to exceed \$200,000.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0242-02-16

- e. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$105,526 for design services in connection with the H Avenue NE from 14th Street NE to 16th Street NE and 16th Street NE from H Avenue NE to D Avenue NE Road Improvements project. (Paving for Progress)

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

Abstain: Council member Gulick.

Absent: Council members Olson and Russell.

Result: **Approved.**

0243-02-16

- f. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$55,410 for design services in connection with the 17th Street NE from F Avenue NE to J Avenue NE Roadway Improvements project. (Paving for Progress)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0244-02-16

- g. Awarding and approving contract in the amount of \$49,320 plus incentive up to \$2,000, bond and insurance of Yordi Excavating, Inc. for the D Avenue NW at 26th Street Storm Sewer Improvements project (estimated cost is \$67,000).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0245-02-16

- h. Change Order No. 2 in the amount of \$256,208.88 with Building Crafts, Inc. for the Cedar Rapids Water Pollution Control Facility Flood Wall Protection Project, Phase 1 – Pump Station and Sewer Modifications project (original contract amount was \$10,121,121; total contract amount with this amendment is \$10,261,320.52).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0246-02-16

- i. Partial final payment of retainage in the amount of \$86,734.24 to Kleiman Construction, Inc. for the Greene Square Revitalization project (original contract amount is \$1,735,978.00; total contract amount is \$1,895,684.76).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0247-02-16

- j. Agreement with the Eastern Iowa Airport accepting a long-term loan of art for placement in the City Services Center.

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0248-02-16

- l. Development Agreement with Miron Construction, Inc. and CHIMiron Cedar Rapids LLC for the development of new office and warehouse buildings at 335 French Court SW.

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

Nays: Council members Gulick and Weinacht.

Absent: Council members Olson and Russell.

Result: **Approved.**

0249-02-16

- m. Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 6027 Ridgewood Meadows Lane NE participating in the Single Family New Construction program. (Flood)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0250-02-16

- n. Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 8520 Grand Oaks Drive NE participating in the Single Family New Construction program. (Flood)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0251-02-16

- o. Development Agreements with Todd Richardson Construction, LTD. for properties at 5315 Dostal Drive SW and 5317 Dostal Drive SW participating in the fourth round of the Single Family New Construction program. (Flood)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0252-02-16

- p. Development Agreement and Special Warranty Deed with Stonebrook Homes, L.L.C. for City-owned property at 0 Vacant Land SW (GPN 142943201100000) participating in the fourth round of the Single Family New Construction program. (Flood)

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0253-02-16

- q. Development Agreement and Quit Claim Deed with Newbo Development Group, LLC for the development of City-owned property near Zika Avenue and 16th Street NW (formerly known as the former Chipping Green).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

0254-02-16

- r. Accepting a bid in the amount of \$600 from Scott Bush and approving a Quit Claim Deed for the disposition of the non-conforming lot located at 922 8th Street SE.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

0255-02-16

- s. Accepting bids in the amount of \$4,000 from Clifford Montgomery and \$4,000 from Scott and Emma Squires, and approving Quit Claim Deeds for the disposition of the northwesterly one-half and the southeasterly one-half of the non-conforming lot located at 1118 7th Street SE.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

0256-02-16

- t. Purchase Agreement in the amount of \$25,630 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Pathfinder Outdoor Education Center, LLC from land located at 3510 Seminole Valley Road NE in connection with the Seminole Valley Road NE Improvements project. (Paving for Progress)

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

35. Report on bids for the WPCF Chlorine System Upgrade project (estimated cost is \$5,420,000) (Bruce Jacobs).

Williams Brothers Construction, Inc., Peoria Heights, IL, \$5,190,000

Unzietig Construction, Cedar Rapids, IA, \$5,387,000

Tricon General Construction, Cedar Rapids, IA, \$5,640,000

WRH, Inc., South Amana, IA, \$5,773,000

0257-02-16

- a. Resolution awarding and approving contract in the amount of \$5,190,000, bond and insurance of Williams Brothers Construction, Inc. for the WPCF Chlorine System Upgrade project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

36. Report on bids for the 400 1st Avenue NE – Five Seasons Parkade Structural Repairs project (estimated cost is \$900,150) (Nathan Kampman).
 Western Specialty Contractors, West Des Moines, IA, \$907,991.00
 Merit Construction Services, Inc., Farmington, MN, \$935,376.20
 Restocon Corporation, Tampa, FL, \$1,117,892.80
 Gutknecht Construction Co., Columbus, OH, \$1,121,115.10 (math error found)
 E & H Restoration, LLC, Davenport, IA, \$1,265,736.54

0258-02-16

- a. Resolution awarding and approving contract in the amount of \$907,991, bond and insurance of Western Specialty Contractors for the 400 1st Avenue NE – Five Seasons Parkade Structural Repairs project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

37. Report on bids for the Overhead Sign Structures on 7th Street NE from I-380 to 1st Avenue E project (estimated cost is \$100,000) (Matt Myers).
 Price Industrial Electric, Inc., Robins, IA, \$106,000
 K & W Electric, Cedar Falls, IA, \$129,850
 Voltmer, Inc., Decorah, IA, \$147,000

0259-02-16

- a. Resolution awarding and approving contract in the amount of \$106,000, bond and insurance of Price Industrial Electric for the Overhead Sign Structures on 7th Street NE from I-380 to 1st Avenue E project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

38. Report on bids for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements project (estimated cost is \$2,600,000) (Doug Wilson). (Paving for Progress)
 Pirc-Tobin Construction, Inc, Alburnett, IA, \$1,783,406.54
 Eastern Iowa Excavating & Concrete, LLC, Cascade, IA \$2,186,017.58
 Rathje Construction Co., Marion, IA \$2,223,791.84
 Tschiggfrie Excavating, Dubuque, IA \$2,267,310.59 (math error found)

0260-02-16

- a. Resolution awarding and approving contract in the amount of \$1,783,406.54 plus incentive up to \$130,000, bond and insurance of Pirc-Tobin Construction for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements project.

Council member Poe moved to approve; seconded by Council member Weinacht.
Absent: Council members Olson and Russell.
Result: Approved.

- 0261-02-16 39. Presentation and Resolution adopting without amendment the Resolution of Necessity (Proposed) for the 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW project (Doug Wilson).

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

Absent: Council members Olson and Russell.

Result: **Approved.**

At 5:49 p.m., Mayor Corbett turned the meeting over to Mayor Pro Tempore Shields to chair and left the meeting.

- 0262-02-16 40. Presentation and Resolution approving the EnvisionCR Initiatives Evaluation and Review Report and related updates to EnvisionCR (Adam Lindenlaub).

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

Not present: Mayor Corbett.

Absent: Council members Olson and Russell.

Result: **Approved.**

41. Ordinance granting a change of zone for property at 7708 6th Street SW from A, Agriculture Zone District, to I-2, General Industrial Zone District as requested by TH Development and Louis L. and Margaret Ellen Barta.

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

Not present: Mayor Corbett.

Absent: Council members Olson and Russell.

Result: **Approved.**

42. Ordinance vacating public ways and grounds in and to the property described as a 5.3 acre parcel of vacant City-owned land known as Osborn Park, and a 40-foot wide strip of unused right-of-way located southeasterly of 15th Avenue SE and formerly known as First Street SE, as requested by the City of Cedar Rapids in connection with the Cedar Rapids Flood Control System.

Council member Overland moved the approval of the Ordinance on its second reading; seconded by Council member Poe.

Not present: Mayor Corbett.

Absent: Council members Olson and Russell.

Result: **Approved.**

Public comments were heard.

Motion to adjourn.

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

Not present: Mayor Corbett.

Absent: Council members Olson and Russell.

Result: **Approved.**

City Council adjourned at 5:59 p.m. to meet Tuesday, March 8, 2016 at 12 noon.

Alissa Van Sloten, Deputy City Clerk