

CITY OF CEDAR RAPIDS, IOWA

MINUTES OF THE CITY COUNCIL

REGULAR SESSION

March 22, 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 Pro Tempore Justin Shields, Council members Kris Gulick, Scott Olson, Scott Overland, Ann Poe, Ralph Russell, Pat Shey and Susie Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz. Absent, Mayor Ron Corbett.

The invocation was given by Public Safety Chaplain Ken Glandorf.

Pledge of Allegiance.

Council members Shey and Overland presented a Proclamation declaring the week of April 10 – 16, 2016 as Crime Victims' Rights Week.

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

1. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Cedar Riverwalk 2nd Avenue to 3rd Avenue SE project (estimated cost is \$80,000) (Rob Davis). No comments or objections were heard or filed.

0320-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Cedar Riverwalk 2nd Avenue to 3rd Avenue SE project.

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

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

2. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Flood Risk Control System NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project (estimated cost is \$ 7,000,000) (Rob Davis). No comments or objections were heard or filed.

0321-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Flood Risk Control System NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

3. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Bridge Replacement, McCloud Place NE over McCloud Run project (estimated cost is \$1,000,000) (Tim Mroch). No comments or objections were heard or filed.

0322-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Bridge Replacement, McCloud Place NE over McCloud Run project.

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

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

4. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 8th Avenue SW Roadway Improvements from L Street to 7th Street project (estimated cost is \$700,000) (Tim Mroch). (Paving for Progress) No comments or objections were heard or filed.

0323-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 8th Avenue SW Roadway Improvements from L Street to 7th Street project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

5. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Seminole Valley Road NE – Sanitary Sewer Improvement Project, 42nd Street from Seminole Valley Road NE to Edgewood Road NE (estimated cost is \$1,312,000) (Tim Mroch). (Paving for Progress) No comments or objections were heard or filed.

0324-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Seminole Valley Road NE – Sanitary Sewer Improvement Project, 42nd Street from Seminole Valley Road NE to Edgewood Road NE.

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

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Seminole River Bank Armoring project (estimated cost is \$208,000) (Steve Hershner). No comments or objections were heard or filed.

0325-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Seminole River Bank Armoring project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

7. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 2016 Sidewalk Infill Project, Phases 1 & 2 (estimated cost is \$420,000) (Nate Kampman). No comments or objections were heard or filed.

0326-03-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2016 Sidewalk Infill Project, Phase 1 & 2.

| |
|---|
| Council member Poe moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

8. A public hearing was held to consider amending Chapter 69 of the Municipal Code, Civil Rights Commission, to reduce the number of members from nine to seven (LaSheila Yates and Keith Rippey). No comments or objections were heard or filed.

- a. First Reading: Ordinance amending Chapter 69 of the Municipal Code, Civil Rights Commission, to reduce the number of members from nine to seven.

| |
|---|
| 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 Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

9. A public hearing was held to consider amendments to the Section 8 Housing Choice Voucher (HCV) Program, Public Housing Agency (PHA) 5-Year Plan, Annual Plan, and Administrative Plan, including the Family Self-Sufficiency Action Plan and Homeownership Option Plan (Sara Buck). No comments or objections were heard or filed.

0327-03-16

- a. Resolution approving amendments to the Section 8 Housing Choice Voucher (HCV) Program Public Housing Agency (PHA) 5-Year Plan, Annual Plan, and Administrative Plan, including the Family Self-Sufficiency Action Plan and the Homeownership Option Plan, with submission to the U.S. Department of Housing and Urban Development (HUD).

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

10. A public hearing was held to consider an Urban Revitalization Area designation for Thompson Truck and Trailer, Inc. at the southwest corner of 6th Street SW and 76th Avenue SW for construction of a new commercial and industrial facility (Caleb Mason). No comments or objections were heard or filed.

0328-03-16

- a. Resolution authorizing an Urban Revitalization Area designation for construction of a new commercial and industrial facility as requested by Thompson Truck and Trailer, Inc. at the southwest corner of 6th Street SW and 76th Avenue SW.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- b. First Reading: Ordinance establishing the Thompson Truck and Trailer Urban Revitalization Area designation at the southwest corner of 6th Street SW and 76th Avenue SW.

| |
|---|
| 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 Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

11. A public hearing was held to consider granting a change of zone for property south of 66th Avenue SW and west of Kirkwood Boulevard SW from C-1, Mixed Neighborhood Convenience Zone District, to C-2, Community Commercial Zone District as requested by The Votroubek Real Estate Group and Kirkwood Community College (Johnny Alcivar). One comment was heard. Written objections were filed.

- a. First Reading: Ordinance granting a change of zone for property south of 66th Avenue SW and west of Kirkwood Boulevard SW from C-1, Mixed Neighborhood Convenience Zone District, to C-2, Community Commercial Zone District as requested by The Votroubek Real Estate Group and Kirkwood Community College.

| |
|---|
| Council member Russell 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 Gulick. |
|---|

| |
|--------------------------------|
| Abstain: Council member Olson. |
|--------------------------------|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

Public comments were heard.

Motion to approve the agenda.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

Motion to approve the consent agenda.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

12. Motion to approve the minutes.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0329-03-16 13. Resolution declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the City for certain original expenditures paid in connection with specified projects.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0330-03-16 14. Resolution of support authorizing City participation for the historic Best Oil and Refinery Company Service Station building redevelopment at 624 12th Avenue SE and authorizing staff to pursue a Development Agreement with Green Development 12th Avenue, LLC.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0331-03-16 15. Resolution of support authorizing City participation for the historic A&P Tea Company building redevelopment at 222 3rd Avenue SW and authorizing staff to pursue a Development Agreement with OPC Allan Investments, LLC.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0332-03-16 16. Resolution establishing fair market value in the amount of \$3,012 for the partial acquisition of a temporary construction easement from land located at 3261 Bever Avenue SE, in connection with the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0333-03-16 17. Resolution accepting a settlement payment in the amount of \$4,217.20 and authorizing the Housing & Redevelopment Manager to execute a Release of Down Payment and Closing Cost Lien for property located at 124 Bowling Street SW as requested by CitiMortgage, Inc.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0334-03-16 18. Resolution amending Resolution No. 0273-03-16 by correcting the Federal interest buyout amount in Lot 44 from \$830,680.00 to \$883,680.00.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0335-03-16 19. Resolution adopting a policy for Other Power-Driven Mobility Devices.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0336-03-16 20. Resolution granting an extension of time through May 9, 2016, for the Going Out of Business license issued to Cellar Door, 2900 1st Avenue NE.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Abstain: Council member Olson. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0337-03-16 21. Resolution establishing the Utilities Department – Water Division and Laboratory Division Fiscal Year 2017 fee schedules beginning July 1, 2016 for miscellaneous services.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0338-03-16 22. Resolution establishing the Utilities Department – Water Pollution Control Division Fiscal Year 2017 rates beginning July 1, 2016 for flat sewer rates to be charged for un-metered water supplies being discharged into the City sanitary sewer system.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0339-03-16 23. Resolution establishing the Utilities Department – Water Pollution Control Division Fiscal Year 2017 rates beginning July 1, 2016 for wastewater that is hauled directly to the Water Pollution Control Facility for treatment.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- 0340-03-16 24. Resolution establishing the Utilities Department – Solid Waste & Recycling Division Fiscal Year 2017 fee schedule beginning July 1, 2016 for nuisance abatement and service charges.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0341-03-16 25. Resolution authorizing a three-year contract with American Federation of State, County and Municipal Employees (AFSCME), Local 620.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0342-03-16 26. Resolution authorizing a three-year contract with Amalgamated Transit Union (ATU), Local 638.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0343-03-16 27. Resolution authorizing the addition of one full-time employee in the Public Works Department for the duration of the Paving for Progress program to assist with right of way acquisitions.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0344-03-16 28. Resolution authorizing the Parks & Recreation Department – Golf Operations to eliminate the Assistant Superintendent position at the Twin Pines Golf Course and transfer duties and budget back to existing restructured positions.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
29. Motion authorizing publication of a public notice that on April 12, 2016 a Resolution will be considered to authorize the rental of a 2015 John Deere 624K loader in the amount of \$6,500 per month from Martin Equipment for use by the Streets Maintenance Division.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- 0345-03-16 30. Resolution setting a public hearing for April 26, 2016 to consider the Resolution of Necessity (Proposed) for the construction of the Northwood Drive NE, from South of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project. (Paving for Progress)
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0346-03-16 31. Resolution setting a public hearing for April 26, 2016 to consider the Resolution of Necessity (Proposed) for the construction of the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project. (Paving for Progress)
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
32. Motions setting public hearing dates for:
- a. April 12, 2016 – to consider amending Chapter 72 of the Municipal Code, Stormwater Management, regarding the stormwater utility fee structure and incentives.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- b. April 12, 2016 – to consider public comments regarding identification of community development needs, program funding for development of proposed activities, and specific budget allocations for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, prior to adopting an Annual Action Plan for the period of July 1, 2016 to June 30, 2017.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- c. April 12, 2016 – to consider granting a change of zone for property at 4200 C Street SW from I-2, General Industrial Zone District, to I-1, Light Industrial Zone District as requested by Hill's Maple Crest Farms Partnership.
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- d. April 12, 2016 – to consider the proposition to issue not to exceed \$39,900,000 General Obligation Bonds (Essential Corporate Purpose).
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- e. April 12, 2016 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose-1).
- | |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- f. April 12, 2016 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose-2).

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- g. April 12, 2016 – to consider the proposition to issue not to exceed \$700,000 Taxable General Obligation Bonds (General Corporate Purpose-3).

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- h. April 12, 2016 – to consider the proposition to issue not to exceed \$1,200,000 Taxable General Obligation Bonds (Essential Corporate Urban Renewal Purpose).

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- i. April 12, 2016 – to consider the proposition to issue not to exceed \$16,000,000 Water Revenue Bonds.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- j. April 12, 2016 – to consider the proposition to issue not to exceed \$6,000,000 Sewer Revenue Bonds.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- k. April 26, 2016 – to consider the annexation of territory at the southwest corner of the intersection of Blairs Ferry Road and Timber View Drive (5225 Timber View Drive) as requested by Carlson Construction, LLC.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- l. April 26, 2016 – to consider the annexation of property located south of Rogers Road NW and westerly of Wiley Boulevard NW (3753 Rogers Road NW) as requested by property owners Christopher D. and Christine Luke.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- m. April 26, 2016 – to consider the annexation of territory north of 16th Avenue NW and east of 80th Street NW as requested by the Laurence A. Schulte Trust.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

33. 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. April 12, 2016 – 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW project, with bid opening April 13, 2016 (estimated cost is \$1,916,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

b. April 12, 2016 – Curb Ramp Repair Project – NW Bid Package No. 1 project, with bid opening April 13, 2016 (estimated cost is \$473,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

c. April 12, 2016 – FY 2016 Sidewalk Repair Program – Contract No. 2 project, with bid opening April 20, 2016 (estimated cost is \$600,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

34. Motion assessing civil penalties for violation of State Code regarding the sale of tobacco/vapor products to minors against:

a. 3rd Street Convenience, 216-218 3rd Street SE (first offense – \$300).

b. Casey's General Store #2766, 380 33rd Avenue SW (second offense – \$1,500).

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

Absent: Mayor Corbett.

Result: **Approved.**

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

a. Buffalo Wild Wings, 2020 Edgewood Road SW.

b. Cedar Rapids Country Club, 550 27th Street Drive SE.

c. Coe College, 1220 1st Avenue NE (transfer for an event at 51 1st Avenue Bridge, Veterans Memorial Building Ballroom, on April 9, 2016).

d. Dancers Ranch, 3000 6th Street SW.

e. Ellis Golf Course, 1401 Zika Avenue NW.

f. Ellis Park Softball Complex, 2000 Ellis Boulevard NW (new – seasonal 8-month license).

g. Emil's Hideaway, 222 Glenbrook Drive SE.

h. Fat Wally's, 429 2nd Avenue SE.

i. Hawkeye Downs, 4400 6th Street SW.

j. Hawkeye Downs Sinclair, 4713 6th Street SW.

k. Hazzard County Saloon, 329 2nd Avenue SE.

l. HuHot Mongolian Grill, 4444 1st Avenue NE.

m. Hy-Vee Drugstore #1, 1520 6th Street SW.

n. Jersey's Pub & Grub, 5761 C Street SW.

o. Jones Golf Course, 2901 Fruitland Boulevard SW.

- p. Julia-n-LeChef, 426 1st Avenue NW (5-day permit for an event at 50 2nd Avenue Bridge, Veterans Memorial Building, on April 2, 2016).
- q. Kum & Go #517, 3132 1st Avenue NE.
- r. Popoli Ristorante & Sullivan's Bar, 101 3rd Avenue SW.
- s. Regis Middle School, 735 Prairie Drive NE (5-day permit for an event on April 8, 2016).
- t. Roscoe's Pizza, 212 Edgewood Road NW.
- u. Shawn Ryan's Irish Pub, 715 2nd Avenue SE.
- v. Tait Cummins Sports Complex, 3000 C Street SW (new – seasonal 8-month license).
- w. Twin Pines Golf Course, 3800 42nd Street NE.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0347-03-16 36. Resolutions approving:
a. Payment of bills.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0348-03-16 b. Payroll.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0349-03-16 c. Transfer of funds.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0350-03-16 37. Resolution appointing the following individuals:
a. Reappointing Nancy Evans (effective through April 6, 2020) to the Civil Service Commission and correcting the expiration date for the term of Korlin Kazimour (effective through April 1, 2019).

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0351-03-16 38. Resolutions approving the special event applications for:
a. Color Vibe 5K Run event (includes road closures) on June 11, 2016.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

- 0352-03-16 b. Cedar Rapids Freedom Festival Great Race (includes road closure) on June 25, 2016

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
|---|

| |
|------------------------|
| Absent: Mayor Corbett. |
|------------------------|

| |
|--------------------------|
| Result: Approved. |
|--------------------------|

0353-03-16

c. Cedar Rapids Freedom Festival Parade (includes road closures) on July 2, 2016.

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

Absent: Mayor Corbett.

Result: **Approved.**

0354-03-16

d. Cedar Rapids Freedom Festival Fourth of July Celebration (includes road closures) on July 4, 2016.

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

Absent: Mayor Corbett.

Result: **Approved.**

39. Resolutions approving assessment actions:

0355-03-16

a. Intent to assess – Water Division – delinquent municipal utility bills – 24 properties.

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

Absent: Mayor Corbett.

Result: **Approved.**

0356-03-16

b. Levy assessment – Water Division – delinquent municipal utility bills – 13 properties.

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

Absent: Mayor Corbett.

Result: **Approved.**

40. Resolution accepting subdivision improvements, approving Maintenance Bond and authorizing reimbursement:

0357-03-16

a. Water system improvements installed in Wexford Heights 1st Addition – Phase 1, 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$257,487.80 and reimbursement to developer Wexford, Inc. for upsized water main in the amount of \$17,721.34.

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

Absent: Mayor Corbett.

Result: **Approved.**

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

0358-03-16

a. 11th Street NW (West of) Between M Avenue and N Avenue Detention Basin Water Quality Improvements project, final payment in the amount of \$3,998.35 and 4-year Performance Bond submitted by Dave Schmitt Construction, Inc. (original contract amount was \$83,219.25; final contract amount is \$79,966.98).

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

Absent: Mayor Corbett.

Result: **Approved.**

0359-03-16

- b. 19th Street SE Roadway & Utility Improvements from Mount Vernon Road SE to Glenway Drive SE project, Change Order No. 5 (Final) Revised deducting the amount of \$136,523.75, final payment in the amount of \$54,971.28 and 4-year Performance Bond submitted by Horsfield Construction, Inc. (original contract amount was \$1,212,355.30; final contract amount is \$1,099,425.55). (Paving for Progress)

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

Absent: Mayor Corbett.

Result: **Approved.**

0360-03-16

- c. FY 2015 Drain Tile Program, final payment in the amount of \$6,343.96 and 4-year Performance Bond submitted by Zinser Grading & Excavating, LLC (original contract amount was \$121,863; final contract amount is \$126,879.20).

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

Absent: Mayor Corbett.

Result: **Approved.**

0361-03-16

42. Resolutions approving final plats:

- a. Airport Commerce Park Thirteenth Addition for land located at 1150 Capital Drive SW, west of Atlantic Drive SW.

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

Absent: Mayor Corbett.

Result: **Approved.**

0362-03-16

- b. TH Development First Addition for land located at 7708 6th Street SW.

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

Absent: Mayor Corbett.

Result: **Approved.**

0363-03-16

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

- a. Contract with Confluence for Mount Vernon Road Corridor Action Plan for the Community Development Department in the amount of \$50,000.

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

Absent: Mayor Corbett.

Result: **Approved.**

0364-03-16

- b. Amendment No. 2 to the contract with A&R Land Services, Inc. for Right of Way Acquisition Support Services for the Engineering Division for two years for an annual amount not to exceed \$370,000 (original contract amount was \$470,000; renewal contract amount is \$370,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0365-03-16

- c. Amendment No. 3 to the contract with ProSource Technologies, LLC for Right of Way Acquisition Support Services for the Engineering Division for two years for an annual amount not to exceed \$368,000 (original contract amount was \$470,000; renewal contract amount is \$368,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0366-03-16

- d. Amendment No. 3 to the contract with Stanley Consultants, Inc. for Right of Way Acquisition Support Services for the Engineering Division for two years for an annual amount not to exceed \$510,000 (original contract amount was \$235,040; renewal contract amount is \$510,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0367-03-16

- e. Amendment No. 1 to the contract with Universal Field Services, Inc. for Right of Way Acquisition Support Services for the Engineering Division for two years for an annual amount not to exceed \$325,000 (original contract amount was \$120,000; renewal contract amount is \$325,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0368-03-16

- f. Fleet Services Division purchase of corrosion repairs from Pierce Manufacturing for the Fire Department's 2007 Pierce Dash fire pumper in the amount of \$101,690.

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

Absent: Mayor Corbett.

Result: **Approved.**

0369-03-16

- g. Amendment No. 1 to the contract with Brown Supply Inc. for Sewer Castings for the Sewer Division to add additional items and increase purchases for an amount not to exceed \$50,000 (original contract amount was \$50,000; total contract amount with this amendment is \$100,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0370-03-16

- h. Transit Division purchase of two 35-foot ADA-accessible heavy-duty low-floor diesel buses from Gillig LLC for a total cost not to exceed \$848,000.

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

Absent: Mayor Corbett.

Result: **Approved.**

0371-03-16

- i. Amendment No. 3 to the contract with McMurrin Trucking, Inc. for Lime Sludge Disposal for the Water Division to reflect the additional cost for lime sludge disposal for an amount not to exceed \$85,000 (original contract amount was \$310,000; total contract amount with this amendment is \$395,000).

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

Absent: Mayor Corbett.

Result: **Approved.**

0372-03-16

- j. Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$8,496 for construction services in connection with the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project (original contract amount was \$52,101; total contract amount with this amendment is \$283,571). (Paving for Progress)

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

Abstain: Council member Gulick.

Absent: Mayor Corbett.

Result: **Approved.**

0373-03-16

- k. Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. for an amount not to exceed \$378,762.00 for engineering design services in connection with the Chandler Street SW and 20th Street SW Pavement and Water Main Improvements project. (Paving for Progress)

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

Abstain: Council member Gulick.

Absent: Mayor Corbett.

Result: **Approved.**

0374-03-16

- l. Amendment No. 5 to the Professional Services Agreement with McClure Engineering Co. specifying an increased amount not to exceed \$7,300 for design services in connection with the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road NW project (original contract amount was \$78,590; total contract amount with this amendment is \$150,965).

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

Absent: Mayor Corbett.

Result: **Approved.**

0375-03-16

- m. Professional Services Agreement with HDR, Inc. for an amount not to exceed \$124,604 for modeling and design services in connection with the Rockhurst Drive SW Detention Basin project.

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

Absent: Mayor Corbett.

Result: **Approved.**

0376-03-16

- n. Amendment No. 4 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$21,930 for design services in connection with the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (original contract amount was \$215,280; total contract amount with this amendment is \$515,215). (Paving for Progress)

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

Absent: Mayor Corbett.

Result: **Approved.**

0377-03-16

- o. Amendment No. 1 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$111,299 for design services in connection with the Waconia Avenue SW Sanitary Sewer Improvements project (original contract price was \$211,673; total contract price with this amendment is \$322,972).

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

Absent: Mayor Corbett.

Result: **Approved.**

0378-03-16

- p. Amendment No. 1 to the Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$11,500 for additional construction inspection and management services to the Southbound Right Turn Lane, IA-13 and Bertram Rd project (original contract amount was \$28,588; total contract with this amendment is \$40,088).

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

Absent: Mayor Corbett.

Result: **Approved.**

0379-03-16

- q. Lead Federal Agency Agreement with the U.S. Army Corps of Engineers and the Iowa Economic Development Authority (IEDA) for National Historic Preservation Act Compliance for the Sinclair Flood Control Levee project.

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

Absent: Mayor Corbett.

Result: **Approved.**

0380-03-16

- r. Advertising Agreement between DoubleTree Management, LLC, the City's Convention Complex manager, VenuWorks of Cedar Rapids, LLC and the Cedar Rapids Association of Realtors for a term of two years, with a total payment of \$15,000.

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

Absent: Mayor Corbett.

Result: **Approved.**

0381-03-16

- s. Advertising Agreement between DoubleTree Management, LLC, the City's Convention Complex manager, VenuWorks of Cedar Rapids, LLC and the Machinists Union for a term of two years, with a total payment of \$6,000.

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

Absent: Mayor Corbett.

Result: **Approved.**

0382-03-16

- t. Lease Agreement between DoubleTree Management, LLC, the City's Convention Center Complex Hotel manager, and RS Capital LLC for two Ford vans for three years for an amount not to exceed \$80,149, to be paid by Doubletree by Hilton.

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

Absent: Mayor Corbett.

Result: **Approved.**

0383-03-16

- u. Lease Agreement between DoubleTree Management, LLC, the City's Convention Center Complex Hotel manager, and Xerox Corporation for five photocopying machines for three years for an amount not to exceed \$48,713, to be paid by Doubletree by Hilton.

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

Absent: Mayor Corbett.

Result: **Approved.**

0384-03-16

- v. Collateral Assignment of TIF Reimbursements in connection with the Center Point apartment project at 1427 Center Point Rd NE.

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

Absent: Mayor Corbett.

Result: **Approved.**

0385-03-16

- w. Collateral Assignment of TIF Reimbursements in connection with the Creekside apartment project at 1415 Center Point Rd NE.

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

Absent: Mayor Corbett.

Result: **Approved.**

0386-03-16

- x. Easement for Recreational Trail in the amount of \$1 from Mount Mercy University from land located at 902 17th Street NE in connection with the CEMAR Trail project.

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

Absent: Mayor Corbett.

Result: **Approved.**

0387-03-16

- y. Total Acquisition Purchase Agreement in the amount of \$6,500 with Ronald L. Brecht and Michelle A. Jordan for vacant real property located at the northwest corner of A Street SW and 19th Avenue SW in connection with the Cedar Rapids Flood Control System project.

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

Absent: Mayor Corbett.

Result: **Approved.**

0388-03-16

- z. Total Acquisition Purchase Agreement in the amount of \$20,000 with Patrick A. Lang for property located at 2204 A Street SW in connection with the Cedar Rapids Flood Control System project.

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

Absent: Mayor Corbett.

Result: **Approved.**

0389-03-16

- aa. Warranty Deed from the Holy Redeemer Lutheran Church of Cedar Rapids, Iowa for right-of-way from land located at 720 Edgewood Road NW in connection with the Edgewood Road NW Roadway Improvements from E Avenue NW to O Avenue NW project. (Paving for Progress)

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

Absent: Mayor Corbett.

Result: **Approved.**

44. Report on bids for the McCloud Place NE over McCloud Run-Bridge Replacement (estimated cost is \$1,000,000) (Tim Mroch).
Taylor Construction, Inc., New Vienna, IA, \$1,721,131.22
45. Report on bids for the Edgewood Road NW from E Avenue NW to F Avenue NW-Roadway Improvements (estimated cost is \$649,000) (Tim Mroch). (Paving for Progress)
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA \$751,655.50
Rathje Construction Co., Marion, IA \$993,059.60

0390-03-16

- a. Resolution awarding and approving contract in the amount of \$751,655.50 plus incentive up to \$28,000, bond and insurance of Eastern Iowa Excavating & Concrete for the Edgewood Road NW from E Avenue NW to F Avenue NW-Roadway Improvements project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

46. Report on bids for the Water Division Electric Metering Upgrades project (estimated cost is \$993,000) (Steve Hershner).
Tri-City Electric Company, Davenport, IA, \$674,896.12
ESCO Electric Company, Marion, IA, \$906,025.00
47. Report on bids for the Water Pollution Control Facility Roof Replacements project (estimated cost is \$495,000) (Steve Hershner).
T&K Roofing Company, Inc., Ely, IA, \$644,000
Advanced Builders Corporation, Cedar Rapids, IA, \$775,000
Cedar Services Company, Cedar Rapids, IA, \$875,803

0391-03-16

- a. Resolution awarding and approving contract in the amount of \$644,000, bond and insurance of T&K Roofing Company, Inc. for the Water Pollution Control Facility Roof Replacements project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

48. Report on bids for the Water Pollution Control Operations & Maintenance Building HVAC Upgrade project (estimated cost is \$1,360,000) (Steve Hershner).
Woodruff Construction, LLC, Fort Dodge, IA, \$1,282,000
Tricon General Construction, Cedar Rapids, IA, \$1,295,000
Ryan & Associates, Inc., Davenport, IA, \$1,376,000

0392-03-16

- a. Resolution awarding and approving contract in the amount of \$1,282,000, bond and insurance to Woodruff Construction, LLC for the Water Pollution Control Operations & Maintenance Building HVAC Upgrade project.

| |
|---|
| Council member Olson moved to approve; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| Result: Approved. |

- 0393-03-16 49. Discussion and Resolution authorizing approval of a sponsorship for a Business Financial Assistance Application to the Iowa Economic Development Authority (IEDA) by Vspec, LLC with the local match being satisfied through the City's Local Match Economic Development Program (Caleb Mason).
- | |
|---|
| Council member Poe moved to approve; seconded by Council member Gulick. |
| Abstain: Council member Olson. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 0394-03-16 50. Discussion and Resolution directing Community Development staff to initiate a third Request for Proposal round for the City-owned commercial property, the Knutson Building, at 525 Valor Way SW (Option 1-RFP with broader scope) (Jennifer Pratt). (Flood)
- | |
|--|
| Council member Gulick moved to approve; seconded by Council member Overland. |
| Absent: Mayor Corbett. |
| Result: Approved. |
- 013-16 51. Ordinance amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates.
- | |
|--|
| Council member Olson moved the approval of the Ordinance on its second reading; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| 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 Olson. |
| Absent: Mayor Corbett. |
| Result: Adopted. |
- 014-16 52. Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates.
- | |
|--|
| Council member Olson moved the approval of the Ordinance on its second reading; seconded by Council member Gulick. |
| Absent: Mayor Corbett. |
| 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 Olson. |
| Absent: Mayor Corbett. |
| Result: Adopted. |

- 015-16 53. Ordinance amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates.

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

Absent: Mayor Corbett.

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 Olson.

Absent: Mayor Corbett.

Result: ***Adopted.***

- 016-16 54. Ordinance amending Chapter 64 of the Municipal Code, Offenses Against Property, by deleting Section 64.13 therefrom regarding discrimination in housing.

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

Absent: Mayor Corbett.

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 Olson.

Absent: Mayor Corbett.

Result: ***Adopted.***

- 017-16 55. Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the Ideal Theatre Urban Revitalization Area designation at 213 16th Avenue SE and 1614 2nd Street SE.

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

Absent: Mayor Corbett.

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 Olson.

Absent: Mayor Corbett.

Result: ***Adopted.***

Public comments were heard.

City Council adjourned at 6:11 p.m. to meet Tuesday, April 12, 2016 at 12 noon.

Amy Stevenson, City Clerk