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

NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, May 24, 2016 at 4:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. (*Please silence mobile devices*.)

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
  - ❖ Proclamation – Asian Heritage Day (Sarika Bhakta, Emma Aquino-Nemecek, John Chaimov, Althea Hasse, Bhumika Nayak, Clarissa Peck, Kanupriya Salaria)
  - ❖ Proclamation – Law Day (Kevin Techau)
  - ❖ Presentation – U.S. Cellular Center and Paramount Theatre named among Top 200 venues in the world for 2015 (Sharon Cummins)

PUBLIC HEARINGS

1. A public hearing will be held to consider the Fiscal Year 2016 Budget Amendment (Heidi Stiffler). CIP/DID #FIN2016-17

   a. Resolution adopting the Fiscal Year 2016 Budget Amendment.

2. A public hearing will be held to consider enacting a new Chapter 42A of the Municipal Code, Mobile Food Vendors, to create specific regulations applicable to mobile food vendors (Bill Micheel). CIP/DID #ZONE-0005-2016

   a. First Reading: Ordinance enacting a new Chapter 42A of the Municipal Code, Mobile Food Vendors, to create specific regulations applicable to mobile food vendors.

3. A public hearing will be held to consider amending Chapter 63 of the Municipal Code, Offenses Against Public Safety, by deleting subsection (e) of 63.10A and enacting a new subsection (e) of Section 63.10A in its place allowing the hunting of waterfowl on certain private, undeveloped lands within the city limits under appropriate circumstances, and correcting a scrivener's error (Daniel Gibbins). CIP/DID #PKS006-16

   a. First Reading: Ordinance amending Chapter 63 of the Municipal Code, Offenses Against Public Safety, by deleting subsection (e) of 63.10A and enacting a new subsection (e) of Section 63.10A in its place allowing the hunting of waterfowl on certain private, undeveloped lands within the city limits under appropriate circumstances, and correcting a scrivener's error.

4. A public hearing will be held to consider granting a change of zone for property at 1727 2nd Street SW from R-3, Single Family Residence Zone District, to R-TN, Traditional Neighborhood Residence Zone District as requested by Scallon Custom Homes, LLC (Joe Mailander). CIP/DID #RZNE-022098-2015

   a. First Reading: Ordinance granting a change of zone for property at 1727 2nd Street SW from R-3, Single Family Residence Zone District, to R-TN, Traditional Neighborhood Residence Zone District as requested by Scallon Custom Homes, LLC.

5. A public hearing will be held to consider granting a change of zone for properties at 1400 and 1412 6th Street SW from O-S, Office/Service Zone District, to C-2, Central Business Zone District as requested by George Elossais (Johnny Alcivar). CIP/DID #RZNE-022874-2016

   a. First Reading: Ordinance granting a change of zone for properties at 1400 and 1412 6th Street SW from O-S, Office/Service Zone District, to C-2, Central Business Zone District as requested by George Elossais.

6. A public hearing will be held to consider the disposition of excess City-owned properties located at 2335 16th Street NW, 110 6th Street SW, 112 6th Street SW, 221 4th Avenue SW, 511 2nd Street SW and 0 Vacant Lot SW (GPN 142835100800000) acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for participation in the Single Family New Construction Program (Amanda Vande Voorde). **(Flood)** CIP/DID #OB540257

7. A public hearing will be held to consider the Resolution of Necessity (Proposed) for the Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project (Doug Wilson). **(Paving for Progress)** CIP/DID #3012115-00

   a. Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project.

8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2016 Curb Repair Project (estimated cost is $305,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #301998-08

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2016 Curb Repair Project.

9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project (estimated cost is $1,524,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012120-05

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project.

10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project (estimated cost is $1,330,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012126-02

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project.

11. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 2 project (estimated cost is $929,950) (Nate Kampman). CIP/DID #3016016-05

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 2 project.

12. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Facility Improvements project (estimated cost is $653,000) (Sven Leff). CIP/DID #307303-01

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Facility Improvements project.

13. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Site Improvements project (estimated cost is $1,623,911) (Sven Leff). CIP/DID #307303-02

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Site Improvements project.

PUBLIC COMMENT

This is an opportunity for the public to address the City Council on any subject pertaining to Council action scheduled for today. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.

MOTION TO APPROVE AGENDA

CONSENT AGENDA

These are routine items, some of which are old business and some of which are new business. They will be approved by one motion without individual discussion unless Council requests that an item be removed for separate consideration.

14. Motion to approve minutes.

15. Resolution authorizing the issuance of $35,565,000 General Obligation Bonds, Series 2016A, and levying a tax to pay said bonds; which includes approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

16. Resolution authorizing the issuance of $1,590,000 Taxable General Obligation Bonds, Series 2016B, and levying a tax to pay said bonds; which includes approval of the Continuing Disclosure Certificate. CIP/DID #FIN2016-16

17. Resolution authorizing the issuance of $5,015,000 Sewer Revenue Bonds, Series 2016C; which includes approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

18. Resolution authorizing the issuance of $13,835,000 Water Revenue Bonds, Series 2016D; which includes approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

19. Preliminary resolution for the construction of sidewalk improvements for the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project. CIP/DID #301696-00

20. Preliminary resolution for the removal and replacement of bituminous fiber (Orangeburg) sanitary sewer services for the Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements project. **(Paving for Progress)** CIP/DID #3012153-00

21. Preliminary resolution for the construction of sidewalk improvements within the boundaries of the public right-of-way for the Seminole Valley Road NE from Fords Crossing NE to 42nd Street NE project. **(Paving for Progress)** CIP/DID #3012116-00

22. Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project. **(Paving for Progress)** CIP/DID #3012127-00

23. Resolution fixing value of lots and adopting preliminary plat and schedule, estimated cost and proposed preliminary plans and specifications for the construction of the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012008-00

24. Resolution authorizing adoption of the Highway 100 Corridor Management Plan. CIP/DID #OB11858

25. Resolution establishing “No Parking Anytime” on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE; at the completion of the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project a double yellow centerline will be placed on the road and bike lanes established in each direction. CIP/DID #3012126-00

26. Resolution authorizing the addition of one part-time intern position for the Corridor Metropolitan Planning Organization. CIP/DID #OB542014

27. Resolution authorizing a three-year contract with the Cedar Rapids Police Bargaining Union. CIP/DID #HR0012

28. Resolution authorizing the mailing and publication of a Notice of Intent to Proceed with an approved capital improvement project for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project and to commence with the acquisition of a portion of agricultural property for this project and setting a public hearing date for June 28, 2016. **(Paving for Progress)** CIP/DID #3012116-00

29. Resolution determining the necessity and setting a public hearing date for June 28, 2016 and consultation with affected taxing entities, and referral to Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Grand Living Urban Renewal Area. CIP/DID #TIF-0006-2016

30. Motion amending the motion approved on May 10, 2016 to correct the bid opening date to June 8, 2016 for the Parks and Recreation ADA Facility Improvements project. CIP/DID #307303-01

31. Motion amending the motion approved on May 10, 2016 to correct the bid opening date to June 8, 2016 for the Parks and Recreation ADA Site Improvements project. CIP/DID #307303-02

32. Motions setting public hearing dates for:
    a. June 14, 2016 – Replacement of Fire Hydrants, Valves and Blow Off Completes FY17 project (estimated cost is $84,380). CIP/DID #2017037-01
    b. June 14, 2016 – to consider granting a change of zone for property at 1528 A Avenue NE from R-3D, Two-Family Residence Zone District, to RMF-1, Multiple Family Residence Zone District as requested by Lori Kintzle and Cameron West. CIP/DID #RZNE-022883-2016
    c. June 14, 2016 – to consider granting a change of zone for property north of Stone Creek Circle SW and east of Dean Road SW from C-1, Mixed Neighborhood Convenience Zone District, to RMF-2, Multiple Family Residence Zone District as requested by Vintage Living, LLC and Legacy Commercial Group, LLC. CIP/DID #RZNE-022893-2016
    d. June 14, 2016 – to consider the vacation of a .96-acre drainage and storm sewer easement located at 3235 Prairie Valley Court SW as requested by Prairie Pine Properties, LLC. CIP/DID #EASE-022840-2016
    e. June 28, 2016 – to consider an ordinance relating to collection of tax increment within the proposed Grand Living Urban Renewal Area generally located south of 1st Avenue SE and west of Collins Rd SE. CIP/DID #TIF-0006-2016

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. June 14, 2016 – Repair of Water Service Lines FY17, with bid opening on June 15, 2016 (estimated cost is $300,000). CIP/DID #521108-17
    b. June 14, 2016 – CEMAR Trail: Phase 1B HMA Trail project and CEMAR Trail: Phase 1D HMA Trail project, with bid opening on June 21, 2016 at the Iowa Department of Transportation (estimated cost is $760,000). CIP/DID #325012-06
    c. June 14, 2016 – Kirkwood Standpipe Demolition project, with bid opening on June 29, 2016 (estimated cost is $137,500). CIP/DID #6250040-02
    d. June 14, 2016 – Water Pollution Control Facility Odor Control Upgrades project, with bid opening on July 13, 2016 (estimated cost is $5,200,000). CIP/DID #615233-02

34. Motion assessing $500 civil penalty for a violation of State Code regarding the sale of alcohol to minors against:
    a. Road Ranger #5149, 2349 Blairs Ferry Road NE. CIP/DID #LIQR001642-01-2015

35. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
    a. Brewhemia, 1101 3rd Street SE.
    b. Casa Las Glorias, 2245 Blairs Ferry Road NE.
    c. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SE, on June 3, 2016).
    d. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SE, on June 10, 2016).
    e. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SE, on June 17, 2016).
    f. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 3-5, 2016).
    g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 10-12, 2016).
    h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 17-19, 2016).
    i. Club Basix, 3916 1st Avenue NE (outdoor service for an event on June 3-5, 2016).
    j. CVS/Pharmacy #8526, 4116 Center Point Road NE.
    k. CVS/Pharmacy #8532, 2711 Mount Vernon Road SE.
    l. Doubletree by Hilton Cedar Rapids Convention Complex, 350 1st Avenue NE.
    m. Dublin City Pub, 415 1st Street SE.
    n. Flamingo, 1211 Ellis Boulevard (transfer to Veterans Memorial Coliseum, 50 2nd Avenue Bridge, for an event on June 11, 2016).
    o. Fraternal Order of Eagles Post #2272, 1735 11th Street NW.
    p. Hy-Vee Market Cafe #1, 1843 Johnson Avenue NW.
    q. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SW (transfer to the Cedar Rapids Public Library, 450 5th Avenue SE, for an event on June 11, 2016).
    r. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on June 9, 2016).
    s. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on June 23, 2016).
    t. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on June 4, 2016).

u. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on June 11-15, 2016).
v. New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on May 28, 2016).
w. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 3, 2016).
x. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 10, 2016).
y. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 17, 2016).
z. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 21-22, 2016).
aa. Pancheros Mexican Grill, 2315 Edgewood Road SW.
ab. Pei's Mandarin, 3287 6th Street SW.
ac. Pizza Hut #4311, 223 Collins Road NE.
ad. Residence Inn South, 730 33rd Avenue SW (new – new construction).
ae. Rock Bar American Grill, 219 2nd Avenue SE.
af. Rumors, 400 F Avenue NW (outdoor service for an event on June 4-5, 2016).
ag. Rumors, 400 F Avenue NW (outdoor service for an event on June 17-18, 2016).
ah. Rumors, 400 F Avenue NW (outdoor service for an event on June 24-25, 2016).
ai. Saucy Focaccia, 5100 Fountains Drive NE (new – new construction).
aj. Sierra Foods, 3326 Center Point Road NE.
ak. Third Base Brewery, 500 Blairs Ferry Road NE (new – new ownership).
al. Time Out Lounge, 3230 16th Avenue SW.
am. Tobacco Outlet Plus #560, 2846 Mount Vernon Road SE.
an. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 2-4, 2016).
ao. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 9-11, 2016).
ap. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 16-18, 2016).
aq. WineStyles Tasting Station, 4201 42nd Street NE, Suite 170 (outdoor service – permanent).

36. Resolutions approving:
a. Payment of bills. CIP/DID #FIN2016-01
b. Payroll. CIP/DID #FIN2016-02
c. Transfer of funds. CIP/DID #FIN2016-03

37. Resolutions appointing and/or reappointing the following individuals:
a. Appointing Gina Johnson (effective through June 30, 2017) to the Cedar Rapids ADA Advisory Committee. CIP/DID #OB775389
b. Reappointing Sarah Coleman and Richard Good (effective through June 30, 2019) to the Building/Fire Board of Appeals. CIP/DID #OB375368
c. Reappointing John Albert, Timothy Charles and Richard Cooley (effective through June 30, 2019) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission. CIP/DID #OB720222

38. Resolution approving the special event application for:
    a. St. Ludmila's Kolach Festival event (includes road closure) on June 10, 2016. CIP/DID #SPEC-052647-2016

39. Resolutions approving assessment actions:
    a. Levy assessment – Solid Waste & Recycling – delinquent weed mowing charges – 279 properties. CIP/DID #FIN2016-05
    b. Intent to assess – Solid Waste & Recycling – clean-up costs – three properties. CIP/DID #SWM-005-16
    c. Levy assessment – Water Division – delinquent municipal utility bills – 17 properties. CIP/DID #WTR041216-001
    d. Intent to assess – Water Division – delinquent municipal utility bills – 10 properties. CIP/DID #WTR052416-001

40. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
    a. Greene Square Revitalization project, final payment in the amount of $12,800 and 4-year Performance Bond submitted by Kleiman Construction Inc. (original contract amount was $1,735,978; final contract amount is $1,895,684.76). CIP/DID #307228-01
    b. Sydney Court NW Storm Sewer Improvements project and 4-year Performance Bond submitted by Lodge Construction, Inc. (original contract amount was $30,955; final contract amount is $30,955). CIP/DID #304432-02
    c. D Avenue NW at 26th Street Storm Sewer Improvements project and 4-year Performance Bond submitted by Yordi Excavating, Inc. (original contract amount was $51,320; final contract amount is $51,320). CIP/DID #304439-02

41. Resolution approving a final plat:
    a. IGD First Addition for land located at 4150 C Street SW. CIP/DID #FLPT-022560-2016

42. Resolutions approving actions regarding purchases, contracts and agreements:
    a. Amendment No. 1 to the contract with LSL Planning for Consulting Services for New Zoning Code for the Community Development Department to reflect the additional cost of a Strategic Growth Plan added to the scope of the project for an amount not to exceed $80,000 (original contract amount was $265,089; total contract amount with this amendment is $345,089). CIP/DID #PUR0615-252
    b. Amendment No. 1 to the contract with Shive-Hattery, Inc. for Design Services for ADA Compliance for the Parks and Recreation Department to extend the term of the contract and to reflect the cost of additional survey and design services for an amount not to exceed $35,000 (original contract amount was $172,455; total contract amount with this amendment is $207,455). CIP/DID #PUR0815-037
    c. Amendment No. 4 to the contract with Culver's Lawn & Landscape for Median Landscape Maintenance for the Streets Division to reflect additional cost for services for an amount not to exceed $22,000 (original contract amount was $2,500; total contract amount with this amendment is $64,989.77). CIP/DID #0810-045
    d. Amendment No. 8 to the contract with Nature Care Company dba Quality Care for Lawn Care and Landscape Maintenance for the Facilities Maintenance Services Division to reflect the additional cost to add services for Fire Stations 3 and 9 for an amount not to exceed $2,000 (original contract amount was $35,000; total contract amount with this amendment is $62,000). CIP/DID #0213-190

e. Amendment No. 4 to renew contract with Ahead LLC for EMC Avamar Enterprise Backup Solution for the Information Technology Department for an annual amount not to exceed $56,430.14 (original contract amount was $225,063.02; renewal contract amount is $56,430.14). CIP/DID #0313-217

f. Approving the standardization of computer and server hardware to Dell and authorizing the Information Technology Department purchase of $200,000 in computer hardware from Dell, Inc. and $300,000 in server hardware from CDW Government, Inc. through June 30, 2017. CIP/DID #IT2016-007

g. Amendment No. 3 to the Master Agreement with Tyler Technologies for EnerGov Application and Maintenance not to exceed $1,245,000 (original contract amount was $1,495,489; total contract amount with this amendment is $3,509,360). CIP/DID #1009-095

h. Agreement for Digital Radio Equipment and Network with Communications Engineering Company (CEC) for June 1, 2016 through June 30, 2017 for an amount not to exceed $400,000. CIP/DID #IT2016-008

i. Fleet Services Division purchase of four tandem axle side loaders from Cedar Rapids Truck Center, Inc. in the amount of $1,228,800. CIP/DID #PUR0316-172

j. Contract with Elliott Equipment Co. for Sectional Rods & Accessories for the Sewer Division for an annual amount not to exceed $50,000. CIP/DID #PUR0216-159

k. Interlocal Byrne Justice Assistance Grant (JAG) Program Award Agreement with Linn County for the purchase of surveillance technology items. CIP/DID #OB747368

l. Amendment No. 4 to the Professional Services Agreement with Brain Engineering, Inc. specifying an increased amount not to exceed $2,000 for design services in connection with the B Avenue NW Improvements from Highland Drive to 8th Street project (original contract amount was $55,697; total contract amount with this amendment is $157,903). **(Paving for Progress)** CIP/DID #3012091-01

m. Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed $138,864 for design services in connection with the Cherokee Trail from Cedar River to Morgan Creek Park project. CIP/DID #325069-01

n. Change Order No. 1 in the amount of $130,000 with B.G. Brecke, Inc. for the Repair of Water Service Lines FY16 project and to extend the existing contract through July 31, 2016 (original contract amount was $252,640.89; total contract amount with this amendment is $382,640.89). CIP/DID #521108-16

o. Change Order No. 2 Final deducting the amount of $2,673.80 with Pirc-Tobin Construction, Inc. for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project (original contract amount was $42,926.40; total contract amount with this amendment is $54,871.77). CIP/DID #6550019-01

p. Change Order No. 2 in the amount of $2,900 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project (original contract amount was $287,630; total contract amount with this amendment is $483,030). CIP/DID #655625-07

q. Change Order No. 3 in the amount of $28,803.40 with Lodge Construction, Inc. for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project) (original contract amount was $174,902.50; total contract amount with this amendment is $251,194.31). CIP/DID #304286-01

r. Change Order No. 3 in the amount of $70,871.71 with S.M. Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project (original contract amount was $8,675,135.78; total contract amount with this amendment is $8,639,058.49). **(Flood)** CIP/DID #SSD011-06

s. Change Order No. 2 in the amount of $80,917 with CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal project (original contract amount was $129,410; total contract amount with this amendment is $224,627). **(Paving for Progress)** CIP/DID #301990-09

t. Change Order No. 6 final deducting the amount of $64,414.62, plus two additional working days, with L.L. Pelling Company, Inc. for the 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project (original contract amount was $1,346,955.75; total contract amount with this amendment is $1,423,156.29). **(Paving for Progress)** CIP/DID #3012111-02

u. Development Agreement with Green Development 12th Avenue, LLC for the disposition and redevelopment of City-owned properties at 1203 and 1205 7th Street SE and vacant land on 12th Avenue SE. **(Flood)** CIP/DID #DISP-0002-2015

v. Development Agreement with Green Development 12th Avenue, LLC for the Best Oil and Refinery Company Service Station building redevelopment at 624 12th Avenue SE. CIP/DID #TIF-0005-2016

w. Development Agreement with OPC Allan Investments, LLC for the A & P Tea Company building redevelopment at 222 3rd Avenue SW. CIP/DID #TIF-0004-2016

x. Amending Resolution No. 0074-01-16 by extending until October 25, 2016 the negotiation of a Development Agreement with Happel Enterprises, LLC for the redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW. CIP/DID #OB1241851

y. Development Agreement with Scallon Custom Homes, LLC for property at 528 Greenfield Street NE participating in the second round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257

z. Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 3608 Forest Valley Court NE participating in the third round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

aa. Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 3617 Forest Valley Court NE participating in the third round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

ab. Development Agreements with Wilshire, L.L.C. for properties located at 9321 Grand Oaks Drive NE and 8903 Norway Drive NE participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257

ac. Development Agreements with Johannes Brothers Construction, Inc. for properties at 1734 Bobcat Drive NW and 1415 Kodiak Drive NW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257

ad. Development Agreements with Thomas Dostal Developers, Inc. for properties at 5312 Dostal Drive SW and 5314 Dostal Drive SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

ae. Development Agreements with Todd Richardson Construction, Ltd. for properties at 5320 Dostal Drive SW and 5322 Dostal Drive SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

af. Assignment and Assumption of Development Agreement from Jim Sattler, Inc. to S & J Homes, LLC for property at 6318 Ridgewood Meadows Lane NE participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

ag. Assignment and Assumption of Development Agreement from Jim Sattler, Inc. to Sattler Homes, Inc. for property at 6001 Ridgewood Meadows Lane NE participating in the fourth round of the SFNC program. **(Flood)** CIP/DID #OB540257

ah. Release of Obligations under Development Agreements in conjunction with an Assignment and Assumption of Development Agreement from Hobart Historic Restoration, LLC to Cedar Valley Habitat for Humanity, Inc. for properties at 1100, 1104 and 1108 K Street SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

ai. Purchase Agreement in the amount of $2,150 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Casey's Marketing Company from land located at 641 Edgewood Road NW in connection with the Edgewood Road NW Roadway Improvements from E Avenue NW to O Avenue NW project. **(Paving for Progress)** CIP/DID #301689-00

aj. Total Acquisition Purchase Agreement in the amount of $107,300 with Debbie Kay Kula for real property located at 65 21st Avenue SW in connection with the Cedar Rapids Flood Control System project. CIP/DID #3313200-00

ak. Total Acquisition Purchase Agreement in the amount of $22,700 with Debbie Kay Kula for real property located at 67 21st Avenue SW in connection with the Cedar Rapids Flood Control System project. CIP/DID #3313200-00

al. Rescinding Resolution No. 0618-05-16, which incorrectly referenced the type of conveyance document provided, and authorizing a Purchase Agreement in the amount of $2,501 and accepting a Quit Claim Deed for right-of-way and a Temporary Grading Easement for Construction from the Cedar Rapids Community School District from land located at 4343 Marilyn Drive NE in connection with the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project. **(Paving for Progress)** CIP/DID #3012092-00

am. Purchase Agreement in the amount of $645 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Milo Spina and Sharon E. Benesh, Trustees of the Evelyn Irene Spina Revocable Trust u/d/o/ October 7, 1996, from land located at 1820 Rockford Road SW in connection with the 18th Street SW north of Wilson Avenue Detention Basin project. CIP/DID #304257-00

an. Accepting the Affidavit for Sewer Service Line Reimbursement from property owners at 406 21st Street NW to reimburse the City on a monthly installment basis for the replacement of their sewer service line. CIP/DID #WTR052416-002

ao. 28E Agreement in the amount of $2,000,000 with the cities of Marion, Hiawatha and Robins for the construction of Segments 7 and 11 of the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements project. CIP/DID #655625-00

ap. Main Street Iowa Program Agreement with the Iowa Economic Development Authority and the Czech Village/New Bohemia Main Street District. CIP/DID #OB421344

REGULAR AGENDA

43. Report on bids for the Replacement of Fire Hydrants, Valves and Blow Off Completes FY17 project (estimated cost is $84,380) (Steve Hershner). CIP/DID #2017037-01

44. Report on bids for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project (estimated cost is $265,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #305130-02

    a. Resolution awarding and approving contract in the amount of $289,255 plus incentive up to $5,000, bond and insurance of Jasper Construction Services, Inc. for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project.

45. Report on bids for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project (estimated cost is $1,048,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012131-03

    a. Resolution awarding and approving contract in the amount of $1,242,365.75, plus incentive up to $20,000, bond and insurance of L.L. Pelling Company, Inc. for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project.

46. Report on bids for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project (estimated cost is $754,000) (Rob Davis). CIP/DID #310333-05

    a. Resolution awarding and approving contract in the amount of $632,328 plus incentive up to $5,000, bond and insurance of Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project.

47. Discussion and Resolution authorizing staff to pursue third-party financial analysis of the proposed One Park Place, LLC project including potential structure of City participation (Caleb Mason and Jennifer Pratt). CIP/DID #DISP-0004-2016

ORDINANCES

Second and possible Third Readings

48. Ordinance amending Chapter 37 of the Municipal Code, Fire Code, by repealing Section 37.1 therefrom and enacting in lieu thereof a new Section 37.1 regarding the adoption of the International Fire Code, 2015 edition as amended. CIP/DID #BSD006-15

49. Ordinance amending Chapter 72 of the Municipal Code, Stormwater Management, revising the stormwater utility fee structure and incentives. CIP/DID #43-16-061

50. Ordinance granting a change of zone for property north of 74th Street NE and east of Crescent View Drive NE from R-3, Single Family Residence Zone District, to R-3D, Two Family Zone District as requested by Abode Construction, Inc. and Phyllis M. Rausch. CIP/DID #RZNE-022776-2016

51. Ordinance granting a change of zone for property at 1004 11th Street NE from R-3, Single Family Residence Zone District, to I-1, Light Industrial Zone District as requested by David J. and Teresa M. Wilford. CIP/DID #RZNE-022654-2016

52. Ordinance granting a change of zone for properties at 420, 470 and 550 French Court SW from C-3, Regional Commercial Zone District, to I-1, Light Industrial Zone District as requested by Caledonia Haulers Inc. CIP/DID #RZNE-022848-2016

53. Ordinance vacating public ways and grounds in and to the property described as an 80-foot-wide strip of excess City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE as requested by Coe College. CIP/DID #ROWV-022497-2016

    a. Resolution authorizing the disposition of property described as an 80-foot-wide strip of excess City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE as requested by Coe College.

PUBLIC INPUT

This is an opportunity for the public to address the City Council on any subject pertaining to Council business. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.

CITY MANAGER COMMUNICATIONS AND DISCUSSIONS

COUNCIL COMMUNICATIONS AND DISCUSSION

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

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

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a City Council public meeting, should contact the City Clerk's Office at (319) 286-5060 or email cityclerk@cedar-rapids.org as soon as possible but no later than 48 hours before the event.

Agendas and minutes for Cedar Rapids City Council meetings can be viewed at www.cedar-rapids.org

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew **Phone Number/Ext.:** 5824
E-mail Address: c.drew@cedar-rapids.org

Alternate Contact Person: **Phone Number/Ext.:**
E-mail Address: @cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
Public hearing will be held to consider the Fiscal Year 2016 Budget Amendment (Casey Drew).
a. Resolution to formally adopt the Fiscal Year 2016 Budget Amendment.
CIP/DID #FIN2016-17

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

Background: FY 2016 Adopted Budget was reviewed for amendments in revenue and expenditures. Based on projections as of April 2016 the budget amendment was completed by City departments to account for projected revenue and expenditure changes since budget was adopted in March 2015.

The budget amendment has to be adopted by the City Council and filed with the Linn County Auditor by May 31, 2016. FY 2016 Budget Amendment is being completed to account for changes in programs that have occurred since the original budget was adopted (i.e. timing of CIP projects, change in operations, etc.).

Budget amendment does not impact the property tax levy.

The City published the FY 2016 Notice of Public Hearing on May 12, 2016. Before the Fiscal Year 2016 Budget Amendment can be certified to Linn County Auditor a public hearing must be held for public comment. Resolution will formally adopt the Fiscal Year 2016 Budget Amendment.

Action/Recommendation: City Council to approve FY 2016 Amended Budget on May 24, 2016.

Alternative Recommendation: N/A

Time Sensitivity: Budget amendment must be submitted to County by May 31, 2016.

Resolution Date: May 24, 2016

Budget Information: N/A
Local Preference Policy: (Click here to select)
Explanation: NA
Recommended by Council Committee: (Click here to select)
Explanation: NA

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FIN2016-17

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, following notice published on May 12, 2016, and the public hearing held on May 24, 2016, the current budget is amended as set out herein and in the detail by fund type and activity that supports this resolution which was considered at that hearing.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Bill Micheel **Phone Number/Ext.:** 319 286-5045
E-mail Address: w.micheel@cedar-rapids.org

Alternate Contact Person: Jeff Hintz **Phone Number/Ext.:** 319 286-5781
E-mail Address: j.hintz@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider enacting a new Chapter 42A of the Municipal Code, Mobile Food Vendors, to create specific regulations applicable to mobile food vendors (Bill Micheel).
CIP/DID #ZONE-0005-2016

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

Background: As a result of the significant increase in the level of local interest in mobile food vending, staff has completed a process to add a subsection to Chapter 42 of the Municipal Code. The new subsection will modernize Chapter 42 and facilitate the operation of food trucks, food carts and other types of mobile food vending units. After the update to the Development Committee at the March 9, 2016 meeting, City staff began drafting ordinance language based upon previous stakeholder feedback and the input of the Development Committee.

Initial Outreach Process
In January and February of 2016, Community Development Staff met with the following City Departments:

- Zoning/Development Services
- Building Services Department
- City Clerk
- Traffic Engineering
- Parks and Recreation
- Police Department
- Fire Department

During this time frame, Community Development Staff also met with the following external stakeholders:

- Economic Alliance
- ParkCR
- Linn County Public Health
- Restaurant owner/operators
- Food truck owner/operators

Stakeholder meeting: On April 18 and 19, stakeholder meetings were held to gather comments on the proposed ordinance language from mobile food vendors and restaurant owners. Overall, feedback was positive and discussion at the meetings focused on vending in City Parks and general questions about how the process works.

Proposed Changes to the Municipal Code: As a result of the stakeholder feedback, analysis of practices from other communities, and input from the Development Committee the following changes to Chapter 42 of the municipal code are sought:

- Current Chapter 42 of the Municipal Code would remove any reference to food vending. Chapter would then address pushcarts, peddlers, solicitors and transient merchants selling anything that is not food.
- A new sub-chapter of the municipal code would be created, 42A titled Mobile Food Vendors.

Within this newly created sub-chapter, regulations exist for anyone looking to vend whole unprocessed food, prepared food, or pre-packaged food products without a permanent location. Regulations applicable to food vendors selling within the right-of-way or on a private parcel are included, in addition to regulations specific to types of mobile food vending units. Regulations pertaining to those seeking to operate a mobile food vending operation within City Parks is also included within the ordinance language.

The ordinance would contain locational requirements including a separation distance requirement for mobile food vendors from brick and mortar restaurants, separation from intersections, bike lanes, and others. In addition, the ordinance will address hours of operation, disposal of waste and other safety related regulations which are applicable to all mobile food vendors. The ordinance contains language which exempts the requirements for a mobile food vending license on private parcels of land when certain conditions are met. Exemptions for religious institutions, charitable organizations, clubs/lodges, those included as part of a special event permit and farm stand type operations are also included within the ordinance language.

Any time a mobile vending operation would occur within the public right-of-way, a mobile food vending license would be required. The ordinance language addresses the process for obtaining a license, including when a license can be revoked, the reasons a license can be revoked and what the process would be to hear an appeal. There definitions section of the ordinance clearly defines what is meant by terminology used throughout the document.

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

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

Time Sensitivity: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: Yes

Explanation: Recommended by the Development Committee at the April 20, 2016 meeting.

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#ZONE-0005-2016

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING THE CEDAR RAPIDS MUNICIPAL CODE BY ENACTING A NEW CHAPTER 42A THERETO ENTITLED "MOBILE FOOD VENDORS", INCLUDING SPECIFIC REGULATIONS APPLICABLE TO MOBILE FOOD VENDORS.

WHEREAS, a significant increase in the interest in the operation of mobile food vending within the City of Cedar Rapids fostered the need to formulate Municipal Code language to facilitate this growing business model, and

WHEREAS, the Cedar Rapids City Council seeks to promote a lively and vibrant downtown, and

WHEREAS, the proposed ordinance facilitates new business opportunities for entrepreneurs within the community, and

WHEREAS, through a robust public input process the proposed ordinance balances the interests of all stakeholders, and

WHEREAS, the City Council Development Committee reviewed the proposed ordinance on April 20, 2016 and recommended approval by the City Council,

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

Section 1. The Cedar Rapids Municipal Code is hereby amended by the addition of a new Chapter 42A hereby enacted as follows:

"**Chapter 42A Mobile Food Vendors**

42A.01 – Adoption and Scope

This ordinance shall be known as the Cedar Rapids Mobile Food Vendor Code and shall apply to Mobile Food Vendors within the city limits of Cedar Rapids.

42A.02 – **Definitions**

As used in the Chapter, unless context required otherwise:

A) Angled parking space – means a parking space which is oriented at an acute angle with the curb and direction of approach.

B) Bustaurant – means a mobile food vending unit in a converted bus or similar vehicle which includes an eat-in restaurant. This type of mobile food vending unit contains a mobile kitchen and facilitates the preparation, marketing, and sale of food that is whole unprocessed, packaged, prepared and/or not potentially hazardous.

C) City Block – means the entire right-of-way of a public street extending from the centerline of an intersecting street or the lateral centerline of any river bridge, to the centerline of the next intersecting street or the lateral centerline of any river bridge, whichever is closer.

D) City Golf Course – means a parcel of land, owned and operated as a golf course by the City of Cedar Rapids.

E) City Park – means a parcel of land, owned, operated as, and designated as a park by the City of Cedar Rapids.

F) Food – means a raw, cooked, or processed edible substance, ice, beverage, or ingredient used or intended for use or for sale in whole or in part for human consumption, or chewing gum.

G) Food Cart – means a non-self-propelled vehicle food establishment which facilitates the preparation, marketing, and sale of food that is whole and unprocessed, prepared, packaged, and/or non-potentially hazardous or commissary-wrapped foods maintained at proper temperatures or precooked foods that require limited assembly, such as frankfurters.

H) Food and Drug Administration (FDA) – means the Department of the United States government responsible for monitoring trading and safety standards in the food and drug industries.

I) Food, Packaged – means bottled, canned, cartoned, securely bagged, or securely wrapped, whether packaged in a food establishment or a food processing plant. "Packaged" does not include a wrapper, carry-out box, or other nondurable container used to containerize food with the purpose of facilitating food protection during service and receipt of the food by the consumer.

J) Food, Prepared – means food that is packaged and also includes food which is cooked or handled in some way, altering an unprocessed wholefood by mechanical or human processing which would occur in accordance with USDA or FDA regulations and then be packaged, and then consumed at a later time.

K) Food, Potentially Hazardous – means any food that consists in whole or in part of milk or milk products, eggs, meat, poultry, fish, shellfish, edible crustacean or other ingredients, including synthetic ingredients, in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms. The term does not include clean, whole, uncracked, odor-free shell eggs or foods which have a pH level of 4.6 or below or a water activity (aw) value of 0.85 or less.

L) Food Stand – means any article, device, fixture or equipment that is used as a place to provide food and includes, but is not limited to, food tents, food shacks, food pods or food booths that are non-motorized, with or without a mobile kitchen, and facilitates the preparation, marketing, and sale of food that is whole unprocessed, prepared and/or not potentially hazardous. Food stands are not lawfully permitted as a permanent structure.

M) Food trailer. See food truck.

N) Food truck – means a self-propelled, or non-self-propelled vehicle or trailer, which is operable and is currently licensed through a North American Department of Motor Vehicles. A food truck contains a mobile kitchen and facilitates the preparation, marketing, and sale of food that is whole unprocessed, packaged, prepared and/or not potentially hazardous.

O) Food, Unprocessed Whole – means products which are not potentially hazardous raw food and do not have a post-harvest human or mechanical required element of preparation prior to safe human consumption. Generally these items are whole fruits or vegetables.

P) Food wagon. See food truck.

Q) Hard-Surfaced – means a surface that is comprised of Portland Cement Concrete (PCC), Asphalt Cement Concrete (ACC), or other paved, or seal coated surface.

R) Intermittent Sales – means food sales which occur from a mobile vending unit which is only stopped when making a sale. Stops for sales are generally less than five (5) minutes in total duration.

S) Mobile Food Vendor – means the person, corporation, entity, or group obtaining the license to prepare, market or sell food from a mobile vending unit.

T) Mobile Food Vendor Sales – means an exchange of prepared, packaged, or prepared food for American currency at a set price, not for goodwill donation or for free.

U) Mobile Food Vendor license – means the document issued by the Office of the City Clerk granting permission for a person, corporation, entity, or group to sell unprocessed whole food, prepared food or prepackaged food from a mobile vending unit.

V) Mobile Food Vending Unit – means a food establishment that is self-contained, with the exception of grills and smokers, and readily movable, such as a food cart, food stand, bustaurant, or food truck.

W) Parking Space, Metered – means on-street or off-street parking space managed by the City or by a manager in which a fee must be paid at a meter stationed directly adjacent to the parking space to legally park within the designated area for a limited period of time.

X) Parking Space, Numbered – means an on-street or off-street parking space managed by the City or a parking manager for which there is a corresponding number identifying the specific location of the parking space and fee must be paid at a centrally located kiosk.

Y) Private Property – means a lot or defined area of land which is not in the ownership of a local, state, or federal government entity.

Z) Public Alley – means the public right-of-way and service area at the rear or sometimes side of buildings, generally more narrow than the street.

AA) Public Right-of-Way – means an easement over land reserved for transportation purposes including public roadways, parking, sidewalks, and alleys.

BB) Restaurant – means a retail business licensed to serve food and beverages for on-premises consumption and that uses a kitchen on the premises for food preparation. These establishments may include entertainment, dancing, and the serving of alcoholic beverages if permitted by applicable state or local law and any required licenses or permits have been acquired. For the purposes of this Chapter, a restaurant must also derive at least 25% of their revenue from the sale of food, not alcohol, for immediate consumption on the premises and be located on the street level.

CC) Seasonal Sales – See Temporary Sales.

DD) Servicing Area - means an operating base location to which a mobile food establishment or transportation vehicle returns regularly for such things as vehicle and equipment cleaning, discharging liquid or solid wastes, refilling water tanks and ice bins, and boarding food.

EE) Sight Triangle – means an area on a corner lot, measured from the point of the lot where two property lines meet street right-of-way. From this point of intersection, 30 feet in each direction along two property lines, then the two lines are connected by a straight line, forming a triangle.

FF) Special Event – means an event or celebration for which a permit is granted by the Office of the City of Cedar Rapids City Manager. An “event or celebration” is a significant occurrence or happening sponsored by a civic, business, educational, government, community, or veterans’ organization and may include athletic contests.

GG) Temporary Sales – means sales occurring from a mobile food vending unit of unprocessed whole food relating to, occurring in, or varying with a particular season or defined period of time no greater than four (4) consecutive months in duration.

HH) United States Department of Agriculture (USDA) – mean a department of the United States government that manages various programs related to food, agriculture, natural resources, rural development and nutrition.

42A.03 – License Application Requirements

A) When a mobile food vendor license is required, the applicant shall submit the following to the Office of the City Clerk:

1. Completed application furnished by the Office of the City Clerk.

2. Each mobile food vendor shall provide proof of general liability insurance, including products liability coverage, in the amount of $1,000,000 or more per occurrence and $1,000,000 for property damage. A certificate of insurance shall be delivered to the City Clerk prior to the issuance of a mobile food vendor license. The City of Cedar Rapids and its employees shall be named as additional insureds against any liabilities that may arise in connection with the operations of the licensees.

3. Fee for license according to the fee schedule adopted from time to time by City Council resolution.

42A.04 – License Issuance

A) Each mobile food vending unit shall obtain the necessary licenses and/or permits as may be required by the county, state, or federal governing bodies. All applicants shall comply with all applicable county, state or federal laws, rules and regulations.

B) The Office of the City Clerk shall issue to each licensee a license for each mobile food vending unit. Said license shall be carried at all times by licensee and exhibit the license as evidence of compliance with all requirements of this Chapter upon request.

C) The Office of the City Clerk or authorized representative is authorized to establish administrative rules not inconsistent with any ordinance to carry out the provisions of this Chapter. A copy of said rules shall be on file at the Office of the City Clerk.

D) Licensees that have been issued a mobile food vendor license by the Office of the City Clerk for the period of one year at a numbered parking space will have a period of one month prior to the expiration date of the mobile food vendor license to renew the mobile food vendor license for that same approved location. If current licensee does not renew for such numbered parking space, licenses will be issued in the order of priority based on the first date and time the application is stamped received by the Office of the City Clerk.

E) A mobile food vendor license shall be denied to any applicant who has been found to have operated a mobile food vending unit in material violation of any of the requirements of this Chapter of the code within the prior 180 days.

F) The Office of the City Clerk shall deny any application for the operation of a mobile food vending unit that does not conform with all applicable requirements of this Chapter, the City Code, the Iowa Code, and the Iowa Administrative Code.

G) In the event an application for a mobile vender license is denied, the Office of the City Clerk or authorized designee shall cause notice of such denial to be promptly communicated to the applicant or the applicant's representative by phone at the phone number provided in the application. Written notice shall also be sent to the applicant at the business address identified in the application informing the applicant of the denial, the reasons therefore, and the applicant's right to appeal the denial to a hearing officer by filing a written notice of appeal with the Office of the City Clerk within ten (10) business of receiving written notice.

H) Appeals will be heard by a hearing officer. Notice of the hearing shall be mailed to the licensee at the last known address at least 5 days prior to the date set for the hearing. At the hearing the applicant shall be afforded the opportunity to present evidence and argument. Formal rules of evidence and procedure shall not apply. Legal counsel shall not be required but shall be permitted. Within thirty (30) days after the conclusion of a hearing held pursuant to this section, the hearing officer shall make written findings which shall be based on a preponderance of the evidence as the standard of proof. Any decision rendered pursuant to this section shall be deemed a final action of the City and subject to appeal in accordance with Iowa law. Until an appeal is heard and determined by the hearing officer, the mobile food vendor shall not engage in any mobile food vending operations for which the permit would be required.

I) If no appeal from the denial of a license is timely filed, or if the denial is not reversed upon final disposition of any appeal, the Office of the City Clerk shall promptly refund the refundable portion of the application fee, as set in the schedule of fees adopted by the City council by resolution.

42A.05 – Transferability of License

A) A mobile food vendor license shall not be transferable from person to person or from mobile food vending unit to mobile food vending unit. A mobile food vendor license shall not be transferred from one approved location to another approved location without approval of the Office of the City Clerk.

42A.06 – Revocation of License

A) Any mobile food vendor license may, after notice in writing to the licensee and reasonable opportunity for hearing be suspended or revoked for misrepresentation of any material fact in the application for the license or in the course of conducting business has made fraudulent, false or incorrect statements, has violated this Chapter or any other ordinance or regulation adopted by the City of Cedar Rapids governing any activities or matters which may affect the sale of food and the health, safety and welfare, or, has otherwise conducted business in an unlawful manner or the mobile food vending operation has become a public nuisance.

B) In the event an application for a mobile vender license is suspended or revoked, the Office of the City Clerk or authorized designee shall cause notice of such revocation to be promptly communicated to the licensee or the licensee's representative by phone at the phone number provided in the application. Written notice shall also be sent to the licensee at the business address identified in the permit informing the licensee of the suspension or revocation, the reasons therefore, and the licensee's right to appeal the suspension or revocation to an administrative hearing officer.

C) Licensee may appeal the suspension or revocation of the mobile food vendor license in writing to the Office of the City Clerk within fifteen (15) days of receiving written notice. Appeals will be heard by a hearing officer. Notice of the hearing shall be mailed to the licensee at the last known address at least five (5) days prior to the date set for the hearing. At the hearing the licensee shall be afforded the opportunity to present evidence and argument. Formal rules of evidence and procedure shall not apply. Legal counsel shall not be required but shall be permitted. Within thirty (30) days after the conclusion of a hearing held pursuant to this section, the hearing officer shall make written findings which shall be based on a preponderance of the evidence as the standard of proof. Any decision rendered pursuant to this section shall be deemed a final action of the City and subject to appeal in accordance with Iowa law. Until an appeal is heard and determined by the hearing officer, the mobile food vendor shall cease all mobile food vending operations.

D) A licensee whose license has been revoked or denied for renewal shall not be eligible for another such license for a period of 180 days after such revocation or denial of renewal.

42A.07 – Public Safety and Congestion

A) The City reserves the right, in the event public safety or congestion so requires, to limit the number of food trucks and/or food carts to a maximum number. Licenses will be issued in the order of priority based on the first date and time the application is stamped received by the Office of the City Clerk.

42A.08 – Duty of the Police to Enforce

A) It shall be the duty of the Police Officers of the City of Cedar Rapids to examine all places of business or persons subject to the provisions of this Chapter, to determine if this Chapter has been complied with and to enforce the provisions of this Chapter against any person found to be violating the same.

42A.09 – Mobile Food Vending in Association with Special Events and Carnivals

A) Mobile food vending units approved by a Special Event Permit holder(s) operating in conjunction with said approved Special Event Permit or a Carnival and Fair Operational Permit holder(s) or similar permit issued by the Cedar Rapids Fire Department, shall not be required to obtain a mobile food vendor license from the Office of the City Clerk.

B) A mobile food vending unit shall not be parked within two (2) City blocks of the affected blocks of a special event, which has been approved by the Cedar Rapids City Council, during the scheduled special event hours of operation, unless specifically licensed as part of said special event by the permit holder of said special event. For the purposes of this section:

a. The “affected blocks” are any blocks containing any portion of a block for which the special event permit has been issued.

42A.10 – General Provisions

A) **Regulations Applicable to All Mobile Food Vending Units.**
No Mobile Food Vendor Shall:

1. Leave a food cart unattended in the public right-of-way.

2. Operate, store, leave unattended, or park any mobile vending unit in the public right-of-way between the hours of 2:00 AM- 6:30 AM.

3. Leave any location without first picking up and removing all trash and refuse including all products spilled on the sidewalk as a direct result of the mobile food vending operation.

4. Dispose of trash and refuse in a dumpster or trash receptacle which is not owned or permissible for use by the mobile food vendor.

5. Sell to any person situated in a motor vehicle.

6. Conduct any sale from a mobile food vending unit from a parking space which is designated as a handicap parking space.

7. Conduct any sales from outside the mobile vending unit, unless a reasonable accommodation is necessary to serve a customer with a disability.

8. Sell or attempt to sell alcoholic beverages and anything other than prepared, packaged, and/or whole unprocessed foods that are not potentially hazardous.

9. Locate within three (3) feet of a fire hydrant or ten (10) feet of a building ingress/egress door.

10. Operate a generator and/or vehicle motor which generates visible smoke, excessive noise, or excessive gasoline/diesel fumes.

11. Use Liquefied Petroleum (LP) gas without first obtaining a permit from the City of Cedar Rapids Fire Department.

12. Leave less than six (6) feet of unobstructed passage on a public or private sidewalk.

13. Operate a mobile food vending unit within a public alley.

14. Stop, idle, or park in a location in which patrons or the mobile food vending unit or patrons would be within a bike lane, fire lane, parking space not permitted for use by a mobile food vendor, sight-triangle or loading zone.

15. Operate a mobile food vending unit within state or federal right-of-way.

B) Mobile Food Vendors shall comply with Federal, State and County Laws in relation to Mobile Food Vending Units.

42A.11 – Mobile Food Vending in the Public Right-of-Way

A) No mobile food vendor shall operate a mobile food vending unit within or upon the public right-of-way without a mobile food vendor license pursuant to this Chapter.

B) No mobile food vending unit shall operate in public right-of-way within 100 feet from the entrance of a restaurant measured as a 100 foot buffer of a point, located at the center of the primary entrance of a restaurant between 6:30 AM and 10:00 PM.

C) Mobile food vendor licenses shall be issued for the numbered parking spaces based on existing restaurant locations at the time of application. The licensed numbered parking space or spaces shall be considered in conformance with this Chapter of the municipal code for the full license term.

D) Neither food stands nor food carts shall locate in any on-street parking space in the public right-of-way.

E) Neither food stands nor food carts shall locate within 5 feet of sidewalk ramps.

F) No food truck shall locate upon a sidewalk.

G) No food truck shall park within 35 feet of a stop sign in the direction of approach.

H) All sales activities and the transfer of food and beverages to the customer shall occur only on the sidewalk side of the mobile vending unit.

I) No food truck shall operate in angled parking spaces unless approved and licensed by the Office of the City Clerk.

J) Neither the mobile food vendor, nor any employees or agents thereof shall shout, make any outcry, blow a horn, or use any other sound device including any loud speaking radio or amplifying system for the purpose of attracting attention to the operation.

K) No mobile food vendor shall set up or maintain the use of any table, chair, crate, carton, rack or any other device placed within the public right-of-way, to market or provide a seating and/or eating area for the mobile food vending operation. This shall include providing tables, chairs or other furniture within the public right-of-way.

L) Not more than one (1) sandwich board type sign (also known as A frame sign), no larger than six (6) square feet is permitted and shall be placed only on the sidewalk within five (5) feet of where the mobile food vending unit is parked and be in conformance with 42A.07 §A10.

M) Food trucks operating in numbered or metered parking spaces shall also be subject to the following:

1. A food truck shall occupy, and be licensed for, no more than one (1) numbered or metered parking space at any given time unless said food truck cannot park entirely within one numbered or metered parking space; in this instance a food truck shall occupy, and be licensed for, no more than two (2) numbered or metered parking spaces.

    i. Employee vehicles and any other vehicles associated with the food truck or the mobile food vending operation shall be legally parked in a parking ramp or off street parking lot.

2. Parking for mobile food vending in a numbered space or spaces shall only be authorized between the hours of 6:30 AM and 10:00 PM when the City or its parking manager has reserved a dedicated, numbered space or spaces for the mobile food vending unit to operate.

3. Parking for mobile food vending in a numbered space or spaces shall be authorized between the hours of 10:00 PM and 2:00 AM when a food truck is legally parked.

4. Parking for mobile food vending in a metered parking space shall only be authorized when the City or its parking manager has reserved a dedicated, metered space or spaces for the mobile food vending unit to operate or the mobile food vendor is legally parked in the metered space or spaces and pays the required fee at the meter.

5. Reservation of numbered or metered parking space shall require a fee paid in accordance with fee schedule set by the City or its parking manager.

6. Numbered parking spaces reserved by a Mobile Food Vendor may be rendered temporarily or permanently unavailable with no notification to the licensee for the purposes of road construction, special events, and/or other circumstances requiring the use of the area where the parking space is located.

N) Food trucks operating in non-numbered and non-metered parking spaces shall be subject to the following:

1. A mobile food vendor license shall be required.

2. Mobile food vendors shall be legally parked.

O) Food Trucks engaging in intermittent sales in the public right-of-way shall also be subject to the following:

1. The mobile food vending unit shall not exceed five (5) miles per hour while playing music.

2. Sales are restricted to pedestrians and only at such a time when the food truck has come to a complete stop and is legally parked.

3. Hours of operation shall be no earlier than 10:00 AM and no later than 8:00 PM or sunset, whichever occurs first.

4. No loudspeaker or other sound system which may disturb the peace in the area is permitted. Music from the food truck is permitted to draw attention to the sales operation, but shall not be of a magnitude to create a disturbance in the surrounding area.

5. A sign displaying the name of the company and telephone number shall be affixed to the vehicle and be no smaller than one (1) square foot.

42A.12 Mobile Food Vendor in City Parks or City Golf Courses

Mobile food vendors within City Parks or City Golf Courses shall also be subject to the following:

1. No mobile food vendor shall operate within a parking lot directly adjacent to, or with direct access to, a concession stand while said concession stand is in operation.

2. Mobile food vendors shall be limited to hard-surfaced areas of the park, but this shall not mean within any roadway or parking lot drive aisle.

3. Mobile food vending shall be limited to the park hours of operation set by the City of Cedar Rapids.

4. A mobile food vending unit shall not be parked within two (2) City blocks of the affected area within a City Park holding a special event or other operation as deemed necessary by the City Parks and Recreation Department unless specifically licensed as part of said special event by the permit holder of said special event.

42A.13 Mobile Food Vendors on Private Property

A) No mobile food vendor shall operate a mobile food vending unit within or upon private property without a mobile food vendor license pursuant to this Chapter.

B) Any signage associated with the mobile food vendor shall comply with all applicable statutes, ordinances, and regulations. Signage placed on a food cart or on a food truck shall be exempt from total signage area allocated to the parcel so long as the food truck or food cart is operational. Any freestanding signage associated with the mobile food vending operation shall count against the signage area allotted to the parcel.

1. Signage types which are prohibited by Chapter 32 of the Municipal Code shall be prohibited from placement by any mobile food vendor licensee.

42A.14 Exemptions to License Requirement in 42A.13A

When a mobile food vendor is operating on private property a license is not required to be obtained from the Office of the City Clerk if one or more of the following conditions is met:

A) When a mobile food vendor license is not required from the Office of the City Clerk, permits may still be required from other Federal, State, or local government agencies and shall be obtained by the mobile food vendor.

B) Non-Profit Organizations

1. Sales activities by a charitable, educational, or religious organization which is exempt from taxation under section 501(c)(3) of the United States Internal Revenue Code when the proceeds thereof shall be applied to the payment of the expenses thereof and the charitable or religious object for which the charitable or religious society exists, provided that such sales are not conducted by such organization in excess of three (3) consecutive days in any seven-day period at the same location.

C) Farm Stands

1. In the event unprocessed whole food is being sold or attempted to be sold on the same parcel or group of parcels under common ownership on which said food is grown, and the parcel(s) is assessed as Agricultural Land by the Cedar Rapids City Assessor, a mobile food vendor license is not required.

D) Mobile Food Vending Ancillary to an Existing Primary Use – A mobile food vendor license shall not be required if the mobile food vending is ancillary to an existing primary use on the same parcel if all of the following conditions are met:

1. There is a primary land use in a building, which is constructed or which is being constructed, on the parcel in which the mobile food vending unit would be located; and

2. Sales of food, associated with the primary structure on the parcel would be allowed, or is lawfully occurring on said parcel, including, but not limited to such uses as restaurants, grocery stores, markets, clubhouses and kitchens; and

3. The parcel has been classified by the Cedar Rapids City Assessor to be exempt, industrial, or commercial; and

4. The mobile food vendor is the owner of the parcel or owns a business on the parcel where the mobile food vending unit would be located.

E) Temporary/Seasonal Sales of Unprocessed Whole Food – A mobile food vendor license shall not be required for temporary/seasonal sales of unprocessed whole food if the parcel upon which the mobile food vending unit is located has been classified by the Cedar Rapids City Assessor to be exempt, industrial, or commercial."

Section 2. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 3. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law. Holders of Mobile Food Unit, Mobile Food Vendor-Fixed Location, Transient Merchant (if selling food) and Push Cart licenses validly issued pursuant to the Code and in good standing as of the effective date of this Ordinance shall have 30 days thereafter to obtain a Mobile Food Vendor license pursuant to this Ordinance and to otherwise conform to the provisions of this Ordinance. The effective date of such new licenses will be the same as the effective date of the licenses in effect as of the effective date of this Ordinance.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 5. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Introduced this 24th day of May, 2016.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Daniel Gibbins **Phone Number/Ext.:** 5768
E-mail Address: d.gibbins@cedar-rapids.org

Alternate Contact Person: Jeff Hembera **Phone Number/Ext.:** 5480
E-mail Address: j.hembera@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider amending Chapter 63 of the Municipal Code of the City of Cedar Rapids, Iowa, by deleting subsection (e) of 63.10A and enacting a new subsection (e) of Section 63.10A in its place allowing the hunting of waterfowl on certain private, undeveloped lands within the City limits under appropriate circumstances and correcting a scrivener's error. (Daniel Gibbins). CIP/DID #PKS006-16

First Reading: Ordinance to amend Chapter 63 of the Municipal Code of the City of Cedar Rapids, Iowa, by deleting subsection (e) of 63.10A and enacting a new subsection (e) of Section 63.10A in its place allowing the hunting of waterfowl on certain private, undeveloped lands within the City limits under appropriate circumstances and correcting a scrivener's error.

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: Due to the increasing issues with the overpopulation of geese, new measures for controlling the goose population are being explored. The ordinance is revision to Section 63.10A (the Firearms ordinance) which essentially creates an exception "allowing the hunting of waterfowl on certain private, undeveloped lands within the city limits and under appropriate circumstances." Specifically:

> *Where a shotgun is discharged on the private, undeveloped lands located both south of U.S. Highway 30 and west of Interstate 380 within the City limits of Cedar Rapids, for the sole purpose of hunting waterfowl, by a person hunting pursuant to a valid hunting license issued by the Iowa Department of Natural Resources and acting in accordance with all rules and regulations of the Iowa Department of Natural Resources.*

Parks & Recreation is working closely with the DNR on these wildlife management methods as they are integral to regulating these migratory birds and are asking for these methods to be implemented to control the population in Cedar Rapids.

Action/Recommendation: The Parks & Recreation Department recommends holding the first reading of the ordinance to amend Chapter 63.10A of the Municipal Code of the City of Cedar Rapids, Iowa.

Alternative Recommendation: N/A

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date: May 24, 2016
1st reading of Ordinance: May 24, 2016
2nd reading of Ordinance, possible 3rd reading and possible resolution passing: June 14, 2016

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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PKS006-16

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING CHAPTER 63 OF THE CEDAR RAPIDS MUNICIPAL CODE BY DELETING SUBSECTION (e) OF SECTION 63.10A THEREFROM AND ENACTING A NEW SUBSECTION (e) OF SECTION 63.10A IN ITS PLACE ALLOWING THE HUNTING OF WATERFOWL ON CERTAIN PRIVATE, UNDEVELOPED LANDS WITHIN THE CITY LIMITS UNDER APPROPRIATE CIRCUMSTANCES AND CORRECTING A SCRIVENER'S ERROR

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Chapter 63 of the Cedar Rapids Municipal Code, specifically Section 63.10A, is amended as follows:

Section 1. Subsection (e) of Section 63.10A of the Cedar Rapids Municipal Code is hereby deleted and the following new Subsection (e) of Section 63.10A is enacted in lieu thereof as follows:

"(e) Subsection 63.10A(c) shall not apply to any of the following:

1. Where justification for the discharge existed pursuant to the provisions of Chapter 704 of the Iowa Code.

2. Where a shotgun is discharged on the private, undeveloped lands located both south of U.S. Highway 30 and west of Interstate 380 within the City limits of Cedar Rapids, for the sole purpose of hunting waterfowl, by a person hunting pursuant to a valid hunting license issued by the Iowa Department of Natural Resources and acting in accordance with all rules and regulations of the Iowa Department of Natural Resources."

Section 2. Separability of Provisions. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 24th day of May, 2016.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Alternate Contact Person: Dave Houg **Phone Number/Ext.:** 319 286-5168
E-mail Address: d.houg@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider granting a change of zone for property at 1727 2nd Street SW from an R-3 Single Family Residence Zone District to RTN Transitional Neighborhood Residence Zone District as requested by Scallon Custom Homes, LLC.
CIP/DID #RZNE-022098-2015

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

Background: The request for a Rezoning will be reviewed by the City Planning Commission on May 12, 2016 and a portion of the minutes will be included prior to the City Council public hearing.

This is a request to rezone 20,292SF to the I-1 Zoning District to allow the current use of the property to become conformant with the zoning district. The property is currently zoned R-3 and has historically been used as a warehouse under a legal-nonconforming status. The property is identified as “Urban Medium-Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff Review	City staff reviewed the application and recommends approval of the rezoning request.
City Planning Commission review	The City Planning Commission reviewed the application on May 12th and Unanimously recommended approval. A portion of the minutes will be included prior to the public hearing.
City Council consideration	A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for May 24, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

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

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RZNE-022098-2015

ORDINANCE NO. LEG_NUM_TAG

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

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

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

P.O.S. #1597 PARCEL A

and located at 1727 2nd Street SW, now zoned R-3, Single Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to R-TN, Traditiional Neighborhood Residence Zone District, and that the property be used for such purposes as outlined in the R-TN, Traditiional Neighborhood Residence Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

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

1. The subject property shall be plated in accordance with applicable State and City subdivision regulations.

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

Introduced this 24th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Johnny Alcivar **Phone Number/Ext.:** 319 286-5132
E-mail Address: j.alcivar@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider granting a change of zone for property at 1400 and 1412 6th Street SW from O-S, Office/Service Zone District to C-2, Central Business Zone District as requested by George Elossais.
CIP/DID #RZNE-022874-2016

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

Background: The request for a Rezoning will be reviewed by the City Planning Commission on May 12, 2016. A portion of the minutes will be included prior to the public hearing.

This is a request to rezone 19,040 SF to the C-2 Zoning District to allow for the potential development of commercial building. The property is currently zoned O-S, where the proposed uses are not permitted. The site plan shows a one-story 4,200 SF building with 30 parking spaces. The property is identified as “Urban Medium-Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff review	• City staff reviewed the application and recommends approval of the rezoning request.
City Planning Commission review	• The City Planning Commission reviewed the application on May 12, 2016 recommended approval unanimously on a 7-0 vote.
City Council consideration	• A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for May 24, 2016. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

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

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

Time Sensitivity: NA

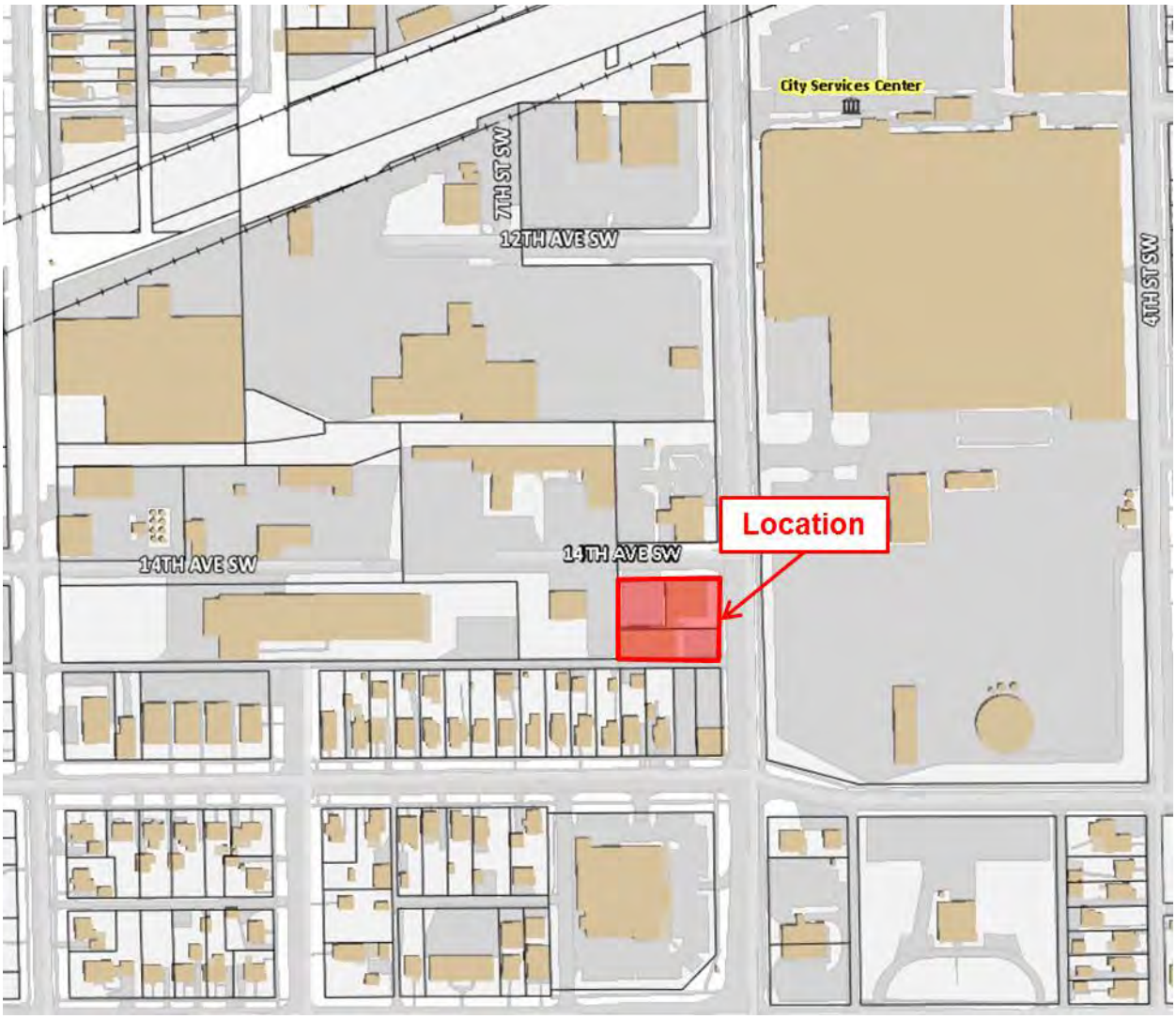
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



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ORDINANCE NO. LEG_NUM_TAG

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

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

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

1400 6th Street SW
North 47.1 feet of the South 99.2 feet of the West 140 feet of the East 173 feet of the SE ¼ SE ¼ SE ¼ of Section 29-83-7, Linn County, Iowa.
That part of the SE ¼ SE ¼ of Section 29-83-7, Linn County, Iowa described as follows: Beginning at the Southwest intersection of 6'" St., S.W.; thence West 140 feet; thence South 30.8 feet; thence East 140 feet; thence North 30.8 feet to the point of beginning.
The West 20 feet of the East 193 feet of the North 124 feet of the South 129 feet of the SE ¼ SE ¼ Section 29-83-7, Linn County, Iowa except the South 47.1 feet thereof

1412 6th Street SW
All that part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section Twenty-nine (29), described as follows: Beginning Five (5) Feet North and Thirty-three (33) Feet West of the Southeast corner of said Section Twenty-nine (29) being a point in the West line of South Sixth Street West Cedar Rapids, Iowa; thence North along said West line Forty-seven and One Tenth (47.1) Feet; thence West at right angles with said West line One Hundred Ten (110) Feet; thence South parallel with said West line Forty-seven and One Tenth (47.1) Feet; thence East One Hundred Ten (110) Feet to the point of beginning; and also all that part of the Southeast Quarter (SE ¼) of the southeast Quarter (SE ¼) of Section Twenty-nine (29), described as follows: Beginning at a point One Hundred Ten (110) Feet West of the Northwest intersection of Sixth Street Southwest and the alley between 14th and 15th Avenues; thence North forty-seven and One Tenth (47.1) Feet; thence West Thirty (30) Feet; thence South Forty-seven and One Tenth (47.1) Feet; thence East Thirty (30) Feet to the point of beginning, all in Township Eighty-three (83) North, Range Seven (7), West of the 5th P.M., Linn County, Iowa; and
The West Twenty (20) Feet of the East One Hundred Ninety-three (193) Feet of the North

Forty-seven and One Tenth (47.1) Feet of the South Fifty-two and One Tenth (52.1) Feet of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section Twenty-nine (29), Township Eighty-three (83) North, Range Seven (7), West of the 5th P.M., Linn County, Iowa

and located at 1400 6th Street SW, now zoned O-S, Office/Service Zone District, and as shown on the "District Map," be rezoned and changed to C-2, Community Commercial Zone District, and that the property be used for such purposes as outlined in the C-2, Community Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

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

1. Said lots shall be combined as a single zoning lot and tax parcel.

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

Introduced this 24th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the disposition of excess City-owned properties located at 2335 16th Street NW, 110 6th Street SW, 112 6th Street SW, 221 4th Avenue SW, 511 2nd Street SW, and 0 Vacant Lot SW (GPN 142835100800000) acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for participation in the Single Family New Construction Program (**FLOOD**).
CIP/DID #OB540257

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

Background: The referenced city-owned properties have been identified as buildable lots for the Single Family New Construction Program (known locally as the ROOTs Program):

On November 9, 2010, by Resolution No. 1306-11-10 the City Council approved the Administrative Plan for the ROOTs Program. The administrative plan limits development of homes to lots within the "Neighborhood Revitalization Area" of the flood inundation area and areas outside of the 100-year floodplain. The administrative plan further directs staff to use lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the Single Family New Construction unit.

The referenced properties meet the program criteria required to house a Single Family New Construction unit. A total of 187 properties have been identified by 21 developers in the current phase of property allocation for this program. Additional public hearings will be held to consider additional properties acquired by the City which have been identified by the approved developers.

Future City Council action related to this property will include a development agreement and conveyance of the property to an approved developer.

Action/Recommendation: City staff recommends holding the public hearing.
Alternative Recommendation: City Council may table and request additional information.
Time Sensitivity: NA
Resolution Date: May 24, 2016
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the Resolution of Necessity (Proposed) for the Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project **(Paving for Progress).**

Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project.
CIP/DID #3012115

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: This project proposes to reconstruct Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE. Work includes pavement removal and replacement, sidewalk construction, water main replacement, sanitary sewer improvements and storm water improvements. The proposed assessments will contribute to the cost of sidewalk construction and sanitary sewer service replacements.

Following a Public Hearing on this matter, Council will consider an action to proceed with the adoption of a Resolution of Necessity for the Northwood Drive NE, from South of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project. Notices were mailed to the property owners proposed to be assessed prior to the scheduled public hearing notifying them of the project, said hearing, and proposed preliminary assessment amounts. Following the public hearing, Council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project.
2. Amend the Preliminary Assessments, then adopt the Resolution of Necessity and proceed with the project
3. Defer action until a specified later date
4. Abandon the project

Action/Recommendation: The Public Works Department recommends adoption of the Proposed Resolution of Necessity (1). If public comments are received during the public hearing that require further review, we recommend action be deferred until the June 14, 2016 council meeting (3).

Alternative Recommendation: If the resolution is not adopted, assessment proceedings will not proceed further. The project will then be deferred or abandoned.

Time Sensitivity: Must be acted on either on May 24, 2016, or alternatively not later than June 14, 2016 due to the assessment schedule.

Resolution Date: May 24, 2016

Budget Information: 301/3010000/3012115 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION OF NECESSITY PROPOSED FOR THE NORTHWOOD DRIVE NE FROM SOUTH OF BROOKLAND DRIVE NE TO 42ND STREET NE ROADWAY REHABILITATION PROJECT (CIP NO. 3012115)

WHEREAS, this Council has proposed a Resolution of Necessity for the Northwood Drive NE from south of Brookland Drive NE to 42nd Street NE Roadway Rehabilitation project, has given notice of the public hearing thereon as required by law, and

WHEREAS, the public hearing has been held, all persons offering objections have been heard and consideration given to all objections and is pending before this Council, and

WHEREAS, this is the time and place set as provided for the taking of action on the proposed Resolution of Necessity,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, AS FOLLOWS:

☐ Adopted, without amendment, and all objections filed or made having been duly considered and overruled.

☐ Adopted as amended by the Schedule of Amendments attached hereto as Exhibit A, and made a part thereof by reference. All objections filed or made having been duly considered are overruled.

☐ Deferred for later consideration to a Council meeting to be held on the _____ day of _____, at ____ o'clock p.m., at this meeting place, with jurisdiction retained for further consideration and action at the adjourned meeting.

☐ Abandoned.

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MayorSignature

Attest:
ClerkSignature

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CEDAR RAPIDS
City of Five Seasons®

NORTHWOOD DRIVE NE FROM SOUTH OF BROOKLAND DRIVE NE TO 42ND STREET NE ROADWAY RECONSTRUCTION

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Glenn Vosatka, PE **Phone Number/Extension:** 5821
E-mail Address: glennv@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2016 Curb Repair Project (estimated cost is $305,000) (Doug Wilson) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2016 Curb Repair Project.
CIP/DID #301998-08

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

Background: The purpose of the project is to prevent further deterioration of municipal streets by repairing curbs. Subject to receipt of acceptable bids, construction is scheduled to begin in the summer of 2016 and anticipated to be completed within 25 working days.

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

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

Time Sensitivity: Must be acted upon May 24, 2016 to maintain the project schedule, and which must occur ahead of the project's June 8, 2016 bid opening.

Resolution Date: May 24, 2016
Budget Information: Dept ID 301000, Project 301998, SLOST 7970
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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301998-08
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 10, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY 2016 Curb Repair Project (Contract No. 301998-08) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider proposed plans, specifications, form of contract and estimated costs for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project (estimated cost is $1,524,000) **(Paving for Progress).**

Resolution adopting plans, specifications, form of contract and estimated cost for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project.
CIP/DID #3012120-05

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

Background: This project includes pavement reconstruction, ADA sidewalk ramps, and storm sewer installation from Gordon Avenue to Plainview Drive. Drainage improvements will also extend beyond the roadway improvements south to Skyline Drive, as well as along Harbet Avenue from West Post Road to Gordon Avenue. This is the southern section of a two-part project to repair West Post Road NW from Gordon Avenue NW to E Avenue NW. The northern section is currently under construction, with completion expected this summer. Construction of the southern section is expected to begin in 2016 and be completed in 2017.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract, estimated costs, setting a public hearing date for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: The alternative to this project is to defer construction of the project until a later season, direct staff to repackage the project into multiple smaller projects, or abandon the project.

Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: 301/301000/3012120 SLOST
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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3012120-05
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 10, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the West Post Road NW from Gordon Avenue NW to Plainview Drive NW Roadway Reconstruction project (Contract No. 3012120-05 SLOST) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons®

WEST POST ROAD NW FROM GORDON AVENUE NW TO PLAINVIEW DRIVE NW ROADWAY RECONSTRUCTION

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider proposed plans, specifications, form of contract, estimated costs, and advertising for bids by publishing notice to bidders for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project (estimated cost is $1,330,000) **(Paving for Progress).**

Resolution adopting plans, specifications, form of contract and estimated cost for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project.
CIP/DID #3012126-02

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

Background: This project proposes to rehabilitate 29th Street Drive SE from 1st Avenue to Tama Street. The work includes milling and resurfacing, installation of sidewalk, sidewalk ramp upgrades, water main replacement, sanitary sewer improvements and storm water improvements. In order to expedite construction, 29th Street Drive and 30th Street Drive will be reduced to one-way, eastbound only. Westbound traffic will be asked to divert south to Cottage Grove Avenue.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract, estimated costs, setting a public hearing date for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: The alternative to this project is to defer construction of the project until a later season, direct staff to repackage the project into multiple smaller projects, or abandon the project.

Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: 301/301000/3012126 SLOST
625/6250000/6250051-2014028 NA
655/655000/655939 NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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3012126-02
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 10, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project (Contract No. 3012126-02 SLOST) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

29TH STREET DRIVE SE FROM
1ST AVENUE TO TAMA STREET SE
IMPROVEMENTS PROJECT

N

0 FEET 500

3012126

Caddl File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012126 - 29th St Dr SE fr 1st Ave to Tama\3012126 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nate Kampman, PE **Phone Number/Extension:** 5628
E-mail Address: n.kampman@cedar-rapids.org

Alternate Contact Person: Kevin Vrchoticky, PE **Phone Number/Extension:** 5896
E-mail Address: k.vrchoticky@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 2 project (estimated cost is $929,950) (Nate Kampman).

Resolution adopting plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 2 project.
CIP/DID #3016016-05

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

Background: The project will consist of removal and replacement of sidewalk ramps to be compliant with the Americans with Disabilities Act (ADA). The City is required to fix a number of locations throughout the City as part of the Department of Justice (DOJ) Settlement Agreement. Construction will consist mostly of reconstructing, installing or removing sidewalk ramps with some parkway grading. Some locations may also include reconstruction of the street crosswalk to provide ADA access.

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

Alternative Recommendation: The project is part of the City's agreement with the DOJ and is to be completed within 4 years of July 28, 2015.

Time Sensitivity: Must be acted upon May 24, 2016 to maintain the project schedule, and which must occur ahead of the project's June 1, 2016 bid opening.

Resolution Date: May 24, 2016

Budget Information: 301/301000/3016016-18401 ADA
Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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3016016-05

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 24, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 2 project (Contract No. 3016016-05 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Sven Leff **Phone Number/Ext.:** 319-286-5739
E-mail Address: s.leff@cedar-rapids.org

Alternate Contact Person: Steve Krug **Phone Number/Ext.:** 319-286-5740
E-mail Address: s.krug@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider plans, specifications, form of contract, and estimated cost for the Parks & Recreation ADA Facility Improvements project (estimate of cost is $653,000)(Sven Leff). CIP/DID #307303-01

Resolution adopting plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Facility Improvements project.

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: This project entails making adjustments to existing Parks & Recreation facilities in order to bring them into compliance with Federal ADA Regulations.

Action/Recommendation: Approval of the project to bring these facilities into compliance with current ADA regulations.

Alternative Recommendation: If Council does not approve the project cannot proceed.

Time Sensitivity: Constrained, to meet Department of Justice deadlines to complete the work.

Resolution Date: May 24, 2016

Budget Information: Project is to be paid for out of allocated Capital Improvement Project funds.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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307303-01
313100
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324004
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37031
307302
695130

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 10, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 2016 Parks and Recreation ADA Facility Improvements project (Contract No. 307303-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Sven Leff **Phone Number/Ext.:** 319-286-5739
E-mail Address: s.leff@cedar-rapids.org

Alternate Contact Person: Steve Krug **Phone Number/Ext.:** 319-286-5740
E-mail Address: s.krug@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Site Improvements project (estimate of cost is $1,623,911) (Sven Leff). CIP/DID 307303-02

Resolution adopting plans, specifications, form of contract and estimated cost for the Parks & Recreation ADA Site Improvements project.

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: This project entails making adjustments to existing Parks & Recreation sites in order to bring them into compliance with Federal ADA Regulations.

Action/Recommendation: Approval of the project to bring these sites into compliance with current ADA regulations.

Alternative Recommendation: If Council does not approve the project cannot proceed.

Time Sensitivity: Constrained, to meet Department of Justice deadlines to complete the work.

Resolution Date: May 24, 2016

Budget Information: Project is to be paid for out of allocated Capital Improvement Project funds.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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307303-02
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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on May 10, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 2016 Parks and Recreation ADA Site Improvements project (Contract No. 307303-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Finance - Treasury

Presenter at Meeting: Michele Tamerius **Phone Number/Ext.:** 5113
E-mail Address: m.tamerius@cedar-rapids.org

Alternate Contact Person: Casey Drew **Phone Number/Ext.:** 5097
E-mail Address: c.drew@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing and providing for the issuance of $35,565,000 General Obligation Bonds, Series 2016A, and levying a tax to pay the Bonds; which includes Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

Resolution authorizing and providing for the issuance of $1,590,000 Taxable General Obligation Bonds, Series 2016B, and levying a tax to pay the Bonds; which includes Approval of the Continuing Disclosure Certificate. CIP/DID #FIN2016-16

Resolution authorizing the issuance of $5,015,000 Sewer Revenue Bonds, Series 2016C; which includes Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

Resolution authorizing the issuance of $13,835,000 Water Revenue Bonds, Series 2016D; which includes Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. CIP/DID #FIN2016-16

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

Background:

The Finance Department – Treasury Operations is responsible for ensuring that the City follows the Iowa State Code and Federal Code for the issuance of bonded debt. Bids for the Series 2016A, Series 2016B, Series 2016C, and Series 2016D Bonds were received on 5-10-16 and now Council action is required to authorize the issuance of all Series 2016 Bonds, and levy a tax for the Series 2016A, and Series 2016B Bonds. Approval of the tax exemption and continuing disclosure cerificates is also required. The continuing disclosure certificate outlines the City's duty to provide updated financial information, as prescribed in the continuing disclosure certificate, to the financial markets through the Muncipal Securities Rulemaking Board's Electronic Municipal Market Access system ("EMMA"). The tax exemption certificate is a contract with the bond holders which requires the observance of specific covenants by the City in order to maintain the tax exempt status of the bonds. The continuing disclosure and tax exemption adherence is monitored and reported upon by Treasury Operations to the financial markets, per Securities Exchange Commission requirements, on a continual basis.

Action/Recommendation:

Recommend that the Series 2016ABCD resolutions, tax exemption certificates and continuing disclosure certificates, be approved.

Alternative Recommendation: None

Time Sensitivity: High

Resolution Date: 05/24/16

Budget Information: NA

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

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FIN2016-16

May 24, 2016

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on the above date. There were present Mayor Ron J. Corbett, in the chair, and the following named Council Members:

_____

Absent: _____

* * * * * * *

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF $35,565,000 GENERAL OBLIGATION BONDS, SERIES 2016A, AND LEVYING A TAX TO PAY SAID BONDS; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the Issuer is duly incorporated, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

WHEREAS, the Issuer is in need of funds to pay costs of certain projects included within the Capital Improvements Program of the City, including the construction, reconstruction, repair and improvement of street improvements, railroad crossings and sidewalk improvements, trails and bike paths, and the acquisition of public rights of way for the same; tree replacements in public rights of way; the replacement of trees in and the rehabilitation and improvement of City parks, including the replacement, construction, acquisition and improvement of recreational facilities, parking areas, roadways, recreation trails, playground equipment, buildings, erosion control, storm water prevention and maintenance, improvements to water service and utilities, and other park improvements, public space amenities or attractions located in City parks; the acquisition of a fire pumper truck for the Fire Department; and the refunding of outstanding City indebtedness, including General Obligation Refunding Bonds, Series 2007A and General Obligation Bonds, Series 2008A, essential corporate purpose(s), and it is deemed necessary and advisable that General Obligation Bonds, to the amount of not to exceed $39,900,000 be authorized for said purpose(s); and

WHEREAS, the City is in need of funds to pay costs of adjusting, extending and refunding existing general obligation indebtedness of the City as is more fully set forth in the schedule of Bonds to be refunded, hereinafter set forth as Exhibit "A", attached to this resolution; and

WHEREAS, it is found and determined that the aforesaid adjustment and refunding of present indebtedness is necessary and in the public interest and will benefit the City and its taxpayers by restructuring two (2) outstanding issue(s) of Bonds for purposes of more efficient administration thereof; by conforming the debt service requirements to the anticipated receipt of tax funds thereby reducing the impact of delays in the collection of future taxes upon the Bond's cash flow; and to adjust the requirements of the outstanding indebtedness so as to facilitate the orderly retirement of Bonds anticipated to be issued for future capital improvements; and

WHEREAS, it presently appears that the aforesaid benefits may be realized and at the same time savings may be effected in the debt service fund requirements of the City by refunding of the Bonds set forth in the schedule set forth as Exhibit "A", attached to this Resolution and made a part hereof by this reference; and

WHEREAS, pursuant to notice published as required by Section 384.25 of the Code of Iowa, this Council has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of not to exceed $39,900,000 General Obligation Bonds, and the Council is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the City is in need of funds to pay costs of the improvement, repair, construction and remodeling of the Ushers Ferry Lodge and the Old McDonalds Farm; the acquisition, improvement, and equipping of the library; and the acquisition, construction, reconstruction, enlargement, improvement and equipping of city swimming pools and facilities, general corporate purpose(s), and it is deemed necessary and advisable that General Obligation Bonds, to the amount of not to exceed $1,000,000 be authorized for said purpose(s); and

WHEREAS, the Issuer has a population in excess of 75,000, and the Bonds for these purposes do not exceed $1,000,000; and

WHEREAS, pursuant to notice published as required by Section 384.26 of the Code of Iowa, the Council of the City has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Bonds for general corporate purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Council is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the City is in need of funds to pay costs of the acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; the acquisition, construction, reconstruction, enlargement, improvement, and equipping of the golf course, including parking lot improvements, irrigation controls, and golf car corrals and security; the acquisition, improvement and equipping of the police department, including construction of parking lot improvements and carpet replacement; the acquisition, improvement and equipping of the fire department, including construction of a retaining wall and UPS upgrades; FMS Project management expenses related to assessment of city facilities, general corporate purpose(s), and it is deemed necessary and advisable that General Obligation Bonds, to the amount of not to exceed $1,000,000 be authorized for said purpose(s); and

WHEREAS, the Issuer has a population in excess of 75,000, and the Bonds for these purposes do not exceed $1,000,000; and

WHEREAS, pursuant to notice published as required by Section 384.26 of the Code of Iowa, the Council of the City has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Bonds for general corporate purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Council is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, pursuant to Section 384.28 of the Code of Iowa, it is hereby found and determined that the various general obligation Bonds authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of $35,565,000 General Obligation Bonds as hereinafter set forth; and

WHEREAS, pursuant to the provisions of Chapter 75 of the Code of Iowa, the above mentioned Bonds were heretofore sold at public sale and action should now be taken to issue said Bonds conforming to the terms and conditions of the best bid received at the advertised public sale.

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

Section 1 Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

- "Beneficial Owner" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the beneficial owner of such Bond by a Participant on the records of such Participant or such person's subrogee.

- "Blanket Issuer Letter of Representations" shall mean the Representation Letter from the Issuer to DTC, with respect to the Bonds.

- "Bond Fund" shall mean the fund created in Section 3 of this Resolution.

- "Bonds" shall mean $35,565,000 General Obligation Bonds, Series 2016A, authorized to be issued by this Resolution.

- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate approved under the terms of this Resolution and to be executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

- "Current Refunded Portion" shall mean $25,915,000 of the Bonds to refund the Refunded Bonds.

- "Depository Bonds " shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, which will act as security depository for the Bond pursuant to the Representation Letter.

- "Issuer" and "City" shall mean the City of Cedar Rapids, State of Iowa.

- "New Money Portion" shall mean $9,650,000 of the bonds issued to pay the costs of certain projects included within the Capital Improvements Program of the City, including the construction, reconstruction, repair and improvement of street improvements, railroad crossings and sidewalk improvements, trails and bike paths, and the acquisition of public rights of way for the same; tree replacements in public rights of way; the replacement of trees in and the rehabilitation and improvement of City parks, including the replacement, construction, acquisition and improvement of recreational facilities, parking areas, roadways, recreation trails, playground equipment, buildings, erosion control, storm water prevention and maintenance, improvements to water service and utilities, and other park improvements, public space amenities or attractions located in City parks; the acquisition of a fire pumper truck for the Fire Department; the improvement, repair, construction and remodeling of the Ushers Ferry Lodge and the Old McDonalds Farm; the acquisition, improvement, and equipping of the library; and the acquisition, construction, reconstruction, enlargement, improvement and equipping of city swimming pools and facilities; and the acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; the acquisition, construction, reconstruction, enlargement, improvement, and equipping of the golf course, including parking lot improvements, irrigation controls, and golf car corrals and security; the acquisition, improvement and equipping of the police department, including construction of parking lot improvements and carpet replacement; the acquisition, improvement and equipping of the fire department, including construction of a retaining wall and UPS upgrades; FMS Project management expenses related to assessment of city facilities.

- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

- "Paying Agent" shall mean the Finance Director, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

- "Project" shall mean the New Money Portion and the Current Refunded Portion.

- "Project Fund" shall mean, as to the New Money Portion, the fund established under this Resolution for the deposit of a portion of the proceeds to pay the costs of certain projects included within the Capital Improvements Program of the City, including the construction, reconstruction, repair and improvement of street improvements, railroad crossings and sidewalk improvements, trails and bike paths, and the acquisition of public rights of way for the same; tree replacements in public rights of way; the replacement of trees in and the rehabilitation and improvement of City parks, including the replacement, construction, acquisition and improvement of recreational facilities, parking areas, roadways, recreation trails, playground equipment, buildings, erosion control, storm water prevention and maintenance, improvements to water service and utilities, and other park improvements, public space amenities or attractions located in City parks; the acquisition of a fire pumper truck for the Fire Department; the improvement, repair, construction and remodeling of the Ushers Ferry Lodge and the Old McDonalds Farm; the acquisition, improvement, and equipping of the library; and the acquisition, construction, reconstruction, enlargement, improvement and equipping of city swimming pools and facilities; and the acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; the acquisition, construction, reconstruction, enlargement, improvement, and equipping of the golf course, including parking lot improvements, irrigation controls, and golf car corrals and security; the acquisition, improvement and equipping of the police department, including construction of parking lot improvements and carpet replacement; the acquisition, improvement and equipping of the fire department, including construction of a retaining wall and UPS upgrades; FMS Project management expenses related to assessment of city facilities. As to the Current Refunded Portion, "Project Fund" shall mean the portion of the proceeds that will be used, together with interest earnings thereon, to pay the principal, interest and redemption premium, if any, on the Refunded Bonds.

- "Rebate Fund" shall mean the fund so defined in and established pursuant to the Tax Exemption Certificate.

- "Refunded Bonds" shall mean $21,360,000 of the $66,870,000 General Obligation Refunding Bonds, Series 2007A, dated April 1, 2007 and $12,750,000 of the $22,130,000 General Obligation Bonds, Series 2008A, dated May 1, 2008; described more fully in Exhibit "A" hereto.

- "Registrar" shall mean the Finance Director of Cedar Rapids, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

- "Resolution" shall mean this resolution authorizing the Bonds.

- "Tax Exemption Certificate" shall mean the Tax Exemption Certificate approved under the terms of this Resolution and to be executed by the Treasurer and delivered at the time of issuance and delivery of the Bonds.

• "Treasurer" shall mean the City Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

Section 2 Levy and Certification of Annual Tax; Other Funds to be Used.

Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Bonds hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Cedar Rapids, Iowa, Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
$6,346,036.60*	2016/2017
$5,926,937.50	2017/2018
$5,866,337.50	2018/2019
$4,873,087.50	2019/2020
$3,322,587.50	2020/2021
$1,974,587.50	2021/2022
$1,932,337.50	2022/2023
$1,893,587.50	2023/2024
$1,848,087.50	2024/2025
$1,801,087.50	2025/2026
$1,749,687.50	2026/2027
$ 705,937.50	2027/2028
$ 707,312.20	2028/2029
$ 703,312.50	2029/2030
$ 707,637.50	2030/2031
$ 706,412.50	2031/2032
$ 708,262.50	2032/2033
$ 704,512.50	2033/2034
$ 703,712.50	2034/2035
$ 707,262.50	2035/2036

*A levy has been included in the budget previously certified and will be used together with the levies from the Refunded Bonds, utility and other transfers and available City funds to pay the principal and interest of the Bond coming due in fiscal year 2016/2017.

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 2015 will be collected during the fiscal year commencing July 1, 2016.)

Resolution to be Filed With County Auditor. A certified copy of this Resolution shall be filed with the Auditor of Linn County, Iowa and the Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 2 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the City are collected, and when collected be used for the purpose of paying principal and interest on said Bonds issued in anticipation of the tax, and for no other purpose whatsoever.

Additional City Funds Available. Principal and interest coming due at any time when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the City available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 3 Bond Fund. Said tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the City, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "2016 GENERAL OBLIGATION BOND FUND NO. 1" (the "Bond Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Bonds hereinafter authorized to be issued; and also there shall be apportioned to said fund its proportion of taxes received by the City from property that is centrally assessed by the State of Iowa.

Section 4 Application of Bond Proceeds. Proceeds of the Bonds, other than accrued interest except as may be provided below, shall be credited to the Project Fund and expended therefrom for the purposes of issuance. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law or this Resolution.

Proceeds invested shall mature before the date which the moneys are required for payment of principal and interest on the Refunded Bonds. Accrued interest, if any, shall be deposited in the Bond Fund.

Section 5 Investment of Bond Fund Proceeds. All moneys held in the Bond Fund, provided for by Section 3 of this Resolution shall be invested in investments permitted by Chapter 12B, Code of Iowa, 2015, as amended, or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, 2015, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Bonds as herein provided.

Section 6 Bond Details, Execution and Redemption.

(a) Bond Details. General Obligation Bonds of the City in the amount of $35,565,000, shall be issued pursuant to the provisions of Sections 384.25, 384.26 and 384.28 of the Code of Iowa for the aforesaid purposes. The Bonds shall be designated "GENERAL OBLIGATION BOND, SERIES 2016A", be dated June 15, 2016, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, said interest payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the Clerk, and impressed or printed with the seal of the City and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$4,920,000	4.000%	2017
$4,640,000	4.000%	2018
$4,765,000	5.000%	2019
$4,010,000	5.000%	2020
$2,660,000	5.000%	2021
$1,445,000	5.000%	2022
$1,475,000	5.000%	2023
$1,510,000	5.000%	2024
$1,540,000	5.000%	2025
$1,570,000	2.000%	2026
$1,550,000	2.500%	2027
$ 545,000	2.500%	2028
$ 560,000	2.500%	2029
$ 570,000	2.750%	2030
$ 590,000	2.750%	2031
$ 605,000	3.000%	2032
$ 625,000	3.000%	2033
$ 640,000	3.250%	2034
$ 660,000	3.250%	2035
$ 685,000	3.250%	2036

(b) Redemption.

(i) Optional Redemption. Bonds maturing after June 1, 2024, may be called for optional redemption by the Issuer on that date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All Bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Bonds to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Bonds to be called has been reached.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Section 7 Issuance of Bonds in Book-Entry Form; Replacement Bonds.

(a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

(b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the Finance Director kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

(c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

(d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

(e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

(f) The Representation Letter is on file with DTC and sets forth certain matters with respect to, among other things, notices, consents and approvals by Bondholders and payments on the Bonds. The execution and delivery of the Representation Letter to DTC by the Issuer is ratified and confirmed.

(g) In the event that a transfer or exchange of the Bonds is permitted under this Section, the transfer or exchange may be accomplished upon receipt by the Registrar from the registered owners of the Bonds to be transferred or exchanged and appropriate instruments of transfer. In the event Bond certificates are issued to holders other than Cede & Co., its successor as nominee for DTC as holder of all the Bonds, or other securities depository as holder of all the Bonds, the provisions of the Resolution apply to, among other things, the printing of certificates and the method or payment of principal of and interest on the certificates. Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Bonds, (ii) registration and transfer of interests in Depository Bonds by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Bonds in accordance with and as such interests may appear with respect to such book entries.

(h) The officers of the Issuer are authorized and directed to prepare and furnish to the purchaser, and to the attorneys approving the legality of Bonds, certified copies of proceedings, ordinances, resolutions and records and all certificates and affidavits and other instruments as may be required to evidence the legality and marketability of the Bonds, and all certified copies, certificates, affidavits and other instruments constitute representations of the Issuer as to the correctness of all stated or recited facts.

Section 8 Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

(a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Bonds, and in no other way. The Finance Director is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.31 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

(b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

(c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

(d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

(e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

(f) Non-Presentment of Bonds. In the event any payment check representing payment of principal of or interest on the Bonds is returned to the Paying Agent or if any bond is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent, shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

(g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one bond for each annual maturity. The Registrar shall furnish additional Bonds in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 9 Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10 Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Payment of principal shall only be made upon surrender of the Bond to the Paying Agent.

Section 11 Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Mayor and Clerk shall execute and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12 Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13 Form of Bond. Bonds shall be printed substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF LINN"
"CITY OF CEDAR RAPIDS"
"GENERAL OBLIGATION BOND"
"SERIES 2016A"
CORPORATE PURPOSE

Rate: _____
Maturity: _____
Bond Date: June 15, 2016
CUSIP No.: _____
"Registered"
Certificate No. _____
Principal Amount: $_____

The City of Cedar Rapids, State of Iowa, a municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (enter principal amount in long form) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the Finance Director, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Bond is issued pursuant to the provisions of Sections 384.25, 384.26 and 384.28 of the Code of Iowa, for the purpose of paying costs of certain projects included within the Capital Improvements Program of the City, including the construction, reconstruction, repair and improvement of street improvements, railroad crossings and sidewalk improvements, trails and bike paths, and the acquisition of public rights of way for the same; tree replacements in public rights of way; the replacement of trees in and the rehabilitation and improvement of City parks, including the replacement, construction, acquisition and improvement of recreational facilities, parking areas, roadways, recreation trails, playground equipment, buildings, erosion control, storm water prevention and maintenance, improvements to water service and utilities, and other park improvements, public space amenities or attractions located in City parks; the acquisition of a fire pumper truck for the Fire Department; and the refunding of outstanding City indebtedness, including General Obligation Refunding Bonds, Series 2007A and General Obligation Bonds, Series 2008A; the improvement, repair, construction and remodeling of the Ushers Ferry Lodge and the Old McDonalds Farm; the acquisition, improvement, and equipping of the library; and the acquisition, construction, reconstruction, enlargement, improvement and equipping of city swimming pools and facilities; and the acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; the acquisition, construction, reconstruction, enlargement, improvement, and equipping of the golf course, including parking lot improvements, irrigation controls, and golf car corrals and security; the acquisition, improvement and equipping of the police department, including construction of parking lot improvements and carpet replacement; the acquisition, improvement and equipping of the fire department, including construction of a retaining wall and UPS upgrades; FMS Project management expenses related to assessment of city facilities, in conformity to a Resolution of the Council of said City duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Bonds maturing after June 1, 2024, may be called for optional redemption by the Issuer and paid before maturity on said date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Bonds to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Bonds to be called has been reached.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the Finance Director, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Bondholders of such change. All bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.31 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Bond as the same will respectively become due; that such taxes have been irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the Issuer including this Bond, does not exceed the constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the Issuer by its Council, has caused this Bond to be signed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk, with the seal of the City printed or impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, the Finance Director, Cedar Rapids, Iowa.

Date of authentication:_____
This is one of the Bonds described in the within mentioned Resolution, as registered by the Finance Director.

FINANCE DIRECTOR, Registrar

By: _____
Authorized Signature
Registrar and Transfer Agent: Finance Director
Paying Agent: Finance Director

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)
(Signature Block)

CITY OF CEDAR RAPIDS, STATE OF IOWA

By: _____(manual or facsimile signature)_____
Mayor

ATTEST:

By: _____(manual or facsimile signature)_____
Deputy City Clerk

(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ (Social Security or Tax Identification No. _____) the within Bond and does hereby irrevocably constitute and appoint _____ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

_____

_____
(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)_____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) _____
Address of Transferee(s) _____
Social Security or Tax Identification
Number of Transferee(s) _____
Transferee is a(n):
Individual* _____ Corporation _____
Partnership _____ Trust _____

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common
IA UNIF TRANS MIN ACT - ..... Custodian .....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act.....
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

(End of form of Bond)

Section 14 Closing Documents. The Mayor and City Clerk are authorized and directed to execute, attest, seal and deliver for and on behalf of the City any other additional certificates, documents, or other papers and perform all other acts, including without limitation the execution of all closing documents, as they may deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 15 Contract Between Issuer and Purchaser. This Resolution constitutes a contract between said City and the purchaser of the Bonds.

Section 16 Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Bonds issued hereunder which will cause any of the Bonds to be classified as arbitrage bonds within the meaning of Sections 148(a) and (b) of the Internal Revenue Code of the United States, as amended, and that throughout the term of the Bonds it will comply with the requirements of statutes and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Bonds will be used in a manner that would cause the Bonds to be arbitrage bonds.

Section 17 Approval of Tax Exemption Certificate. Attached hereto is a form of Tax Exemption Certificate stating the Issuer's reasonable expectations as to the use of the proceeds of the Bonds. The form of Tax Exemption Certificate is approved. The Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The City Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate at issuance of the Bonds to certify as to the reasonable expectations and covenants of the Issuer at that date.

Section 18 Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 19 Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Bonds from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Bonds;(c) consult with Bond Counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds;(e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 20 Amendment of Resolution to Maintain Tax Exemption. This Resolution may be amended without the consent of any owner of the Bonds if, in the opinion of Bond Counsel, such amendment is necessary to maintain tax exemption with respect to the Bonds under applicable Federal law or regulations.

Section 21 Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 22 Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

EXHIBIT "A"

Refunded Bonds

General Obligation Refunding Bonds, Series 2007A

Principal Amount	Interest Rate	Maturity Date
$5,730,000	4.25%	June 1, 2017
$5,400,000	4.25%	June 1, 2018
$4,835,000	4.25%	June 1, 2019
$3,740,000	4.25%	June 1, 2020
$1,655,000	4.25%	June 1, 2021

$21,360,000 to be redeemed on June 15, 2016
(with Bond Proceeds and $5,255,000 Issuer cash on hand)

General Obligation Bonds, Series 2008A

Principal Amount	Interest Rate	Maturity Date
$1,160,000	4.000%	June 1, 2017
$1,160,000	4.000%	June 1, 2018
$1,160,000	4.000%	June 1, 2019
$1,160,000	4.000%	June 1, 2020
$1,160,000	4.000%	June 1, 2021
$1,160,000	4.000%	June 1, 2022
$1,160,000	4.125%	June 1, 2023
$1,160,000	4.250%	June 1, 2024
$1,160,000	4.375%	June 1, 2025
$1,160,000	4.375%	June 1, 2026
$1,150,000	4.500%	June 1, 2027

$12,750,000 to be redeemed on June 15, 2016

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF LINN)

I, the undersigned Deputy City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this 24th day of May, 2016.

_____
Alissa Van Sloten,
Deputy City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

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FIN
TRS
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FIN2016-16

May 24, 2016

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on the above date. There were present Mayor Ron J. Corbet, in the chair, and the following named Council Members:

_____

Absent: _____

* * * * * * *

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF $1,590,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2016B, AND LEVYING A TAX TO PAY SAID BONDS; APPROVAL OF THE CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the Issuer is duly incorporated, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

WHEREAS, the Issuer is in need of funds to pay costs of aiding in the planning, undertaking and carrying out of urban renewal project activities under the authority of Chapter 403 of the Code of Iowa and the Second Amended and Restated Urban Renewal Plan for the Central Urban Renewal Area, including repairs associated with the City parkade facilities, essential corporate urban renewal purpose project(s), and it is deemed necessary and advisable that the City issue Taxable General Obligation Bonds, for such purpose(s) to the amount of not to exceed $1,200,000 as authorized by Sections 384.25 and 403.12 of the Code of Iowa; and

WHEREAS, pursuant to notice published as required by Sections 384.25 and 403.12 this Council has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of said Bonds, and all objections, if any, to such Council action made by any resident or property owner of the City were received and considered by the Council; and no petition having been filed, it is the decision of the Council that additional action be taken for the issuance of said Bonds for such purpose(s), and that such action is considered to be in the best interests of the City and the residents thereof; and

WHEREAS, the City is in need of funds to pay costs of the construction, acquisition and improvement of Vets Memorial Stadium and the Ice Arena, general corporate purpose(s), and it is deemed necessary and advisable that Taxable General Obligation Bonds, to the amount of not to exceed $700,000 be authorized for said purpose(s); and

WHEREAS, the Issuer has a population in excess of 75,000, and the Bonds for these purposes do not exceed $1,000,000; and

WHEREAS, pursuant to notice published as required by Section 384.26 of the Code of Iowa, the Council of the City has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Bonds for general corporate purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Council is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, pursuant to Section 384.28 of the Code of Iowa, it is hereby found and determined that the various general obligation Bonds authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of $1,590,000 Taxable General Obligation Bonds as hereinafter set forth; and

WHEREAS, pursuant to the provisions of Chapter 75 of the Code of Iowa, the above mentioned Bonds were heretofore sold at public sale and action should now be taken to issue said Bonds conforming to the terms and conditions of the best bid received at the advertised public sale.

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

Section 1 Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

- "Beneficial Owner" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the beneficial owner of such Bond by a Participant on the records of such Participant or such person's subrogee.

- "Blanket Issuer Letter of Representations" shall mean the Representation Letter from the Issuer to DTC, with respect to the Bonds.

- "Bond Fund" shall mean the fund created in Section 3 of this Resolution.

- "Bonds" shall mean $1,590,000 Taxable General Obligation Bonds, Series 2016B, authorized to be issued by this Resolution.

- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate approved under the terms of this Resolution and to be executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

- "Depository Bonds " shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, which will act as security depository for the Bond pursuant to the Representation Letter.

- "Issuer" and "City" shall mean the City of Cedar Rapids, State of Iowa.

- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

- "Paying Agent" shall mean the Finance Director, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

• "Project" shall mean the costs of aiding in the planning, undertaking and carrying out of urban renewal project activities under the authority of Chapter 403 of the Code of Iowa and the Second Amended and Restated Urban Renewal Plan for the Central Urban Renewal Area, including repairs associated with the City parkade facilities; and the construction, acquisition and improvement of Vets Memorial Stadium and the Ice Arena.

• "Project Fund" shall mean the fund required to be established by this Resolution for the deposit of the proceeds of the Bonds.

• "Registrar" shall mean the Finance Director of Cedar Rapids, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

• "Resolution" shall mean this resolution authorizing the Bonds.

• "Treasurer" shall mean the City Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

Section 2 Levy and Certification of Annual Tax; Other Funds to be Used.

(a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Bonds hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Cedar Rapids, Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
$1,005,845.00*	2016/2017
$ 648,900.00	2017/2018

*A levy has been included in the budget previously certified and will be used together with available City funds to pay the principal and interest of the Bond coming due in fiscal year 2016/2017.

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 2015 will be collected during the fiscal year commencing July 1, 2016.)

(b) Resolution to be Filed With County Auditor. A certified copy of this Resolution shall be filed with the Auditor of Linn County, Iowa and the Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 2 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the City are collected, and when collected be used for the purpose of paying principal and interest on said Bonds issued in anticipation of the tax, and for no other purpose whatsoever.

(c) Additional City Funds Available. Principal and interest coming due at any time when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the City available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 3 Bond Fund. Said tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the City, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "2016 GENERAL OBLIGATION BOND FUND NO. 2" (the "Bond Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Bonds hereinafter authorized to be issued; and also there shall be apportioned to said fund its proportion of taxes received by the City from property that is centrally assessed by the State of Iowa.

Section 4 Application of Bond Proceeds. Proceeds of the Bonds, other than accrued interest except as may be provided below, shall be credited to the Project Fund and expended therefrom for the purposes of issuance. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law or this Resolution.

Section 5 Investment of Bond Fund Proceeds. All moneys held in the Bond Fund, provided for by Section 3 of this Resolution shall be invested in investments permitted by Chapter 12B, Code of Iowa, 2015, as amended, or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, 2015, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Bonds as herein provided

.

Section 6 Bond Details, Execution and Redemption.

(a) Bond Details. Taxable General Obligation Bonds of the City in the amount of $1,590,000, shall be issued pursuant to the provisions of Sections 384.25, 384.26, 384.28 and 403.12 of the Code of Iowa for the aforesaid purposes. The Bonds shall be designated "TAXABLE GENERAL OBLIGATION BOND, SERIES 2016B", be dated June 15, 2016, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, said interest payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the Clerk, and impressed or printed with the seal of the City and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$960,000	3.000%	2017
$630,000	3.000%	2018

(b) Redemption. The Bonds are not subject to redemption prior to maturity.

Section 7 Issuance of Bonds in Book-Entry Form; Replacement Bonds.

(a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

(b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the Finance Director kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

(c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

(d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

(e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

(f) The Representation Letter is on file with DTC and sets forth certain matters with respect to, among other things, notices, consents and approvals by Bondholders and payments on the Bonds. The execution and delivery of the Representation Letter to DTC by the Issuer is ratified and confirmed.

(g) In the event that a transfer or exchange of the Bonds is permitted under this Section, the transfer or exchange may be accomplished upon receipt by the Registrar from the registered owners of the Bonds to be transferred or exchanged and appropriate instruments of transfer. In the event Bond certificates are issued to holders other than Cede & Co., its successor as nominee for DTC as holder of all the Bonds, or other securities depository as holder of all the Bonds, the provisions of the Resolution apply to, among other things, the printing of certificates and the method or payment of principal of and interest on the certificates. Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Bonds, (ii) registration and transfer of interests in Depository Bonds by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Bonds in accordance with and as such interests may appear with respect to such book entries.

(h) The officers of the Issuer are authorized and directed to prepare and furnish to the purchaser, and to the attorneys approving the legality of Bonds, certified copies of proceedings, ordinances, resolutions and records and all certificates and affidavits and other instruments as may be required to evidence the legality and marketability of the Bonds, and all certified copies, certificates, affidavits and other instruments constitute representations of the Issuer as to the correctness of all stated or recited facts.

Section 8 Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

(a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Bonds, and in no other way. The Finance Director is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.31 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

(b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

(c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

(d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

(e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

(f) Non-Presentment of Bonds. In the event any payment check representing payment of principal of or interest on the Bonds is returned to the Paying Agent or if any bond is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent, shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

(g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one bond for each annual maturity. The Registrar shall furnish additional Bonds in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 9 Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10 Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Payment of principal shall only be made upon surrender of the Bond to the Paying Agent.

Section 11 Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Mayor and Clerk shall execute and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12 Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13 Form of Bond. Bonds shall be printed substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF LINN"
"CITY OF CEDAR RAPIDS"
"TAXABLE GENERAL OBLIGATION BOND"
"SERIES 2016B"
CORPORATE PURPOSE

Rate: _____
Maturity: _____
Bond Date: June 15, 2016
CUSIP No.: _____
"Registered"
Certificate No. _____
Principal Amount: $_____

The City of Cedar Rapids, State of Iowa, a municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (enter principal amount in long form) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the Finance Director, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

THE HOLDERS OF THE BONDS SHOULD TREAT THE INTEREST AS SUBJECT TO FEDERAL INCOME TAXATION.

This Bond is issued pursuant to the provisions of Sections 384.25, 384.26, 384.28 and 403.12 of the Code of Iowa, for the purpose of paying costs of aiding in the planning, undertaking and carrying out of urban renewal project activities under the authority of Chapter 403 of the Code of Iowa and the Second Amended and Restated Urban Renewal Plan for the Central Urban Renewal Area, including repairs associated with the City parkade facilities; and the construction, acquisition and improvement of Vets Memorial Stadium and the Ice Arena, in conformity to a Resolution of the Council of said City duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

The Bonds are not subject to redemption prior to maturity.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the Finance Director, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Bondholders of such change. All bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.31 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Bond as the same will respectively become due; that such taxes have been irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the Issuer including this Bond, does not exceed the constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the Issuer by its Council, has caused this Bond to be signed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk, with the seal of the City printed or impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, the Finance Director, Cedar Rapids, Iowa.

Date of authentication:_____
This is one of the Bonds described in the within mentioned Resolution, as registered by the Finance Director.

FINANCE DIRECTOR, Registrar

By: _____
Authorized Signature
Registrar and Transfer Agent: Finance Director
Paying Agent: Finance Director

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)
(Signature Block)

CITY OF CEDAR RAPIDS, STATE OF IOWA

By: _____(manual or facsimile signature)_____
Mayor

ATTEST:

By: _____(manual or facsimile signature)_____
Deputy City Clerk

(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ (Social Security or Tax Identification No. _____) the within Bond and does hereby irrevocably constitute and appoint _____ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

_____

_____
(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)_____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) _____
Address of Transferee(s) _____
Social Security or Tax Identification
Number of Transferee(s) _____
Transferee is a(n):
Individual* _____ Corporation _____
Partnership _____ Trust _____

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common
IA UNIF TRANS MIN ACT - ..... Custodian .....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act.....
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

(End of form of Bond)

Section 14 Closing Documents. The Mayor and City Clerk are authorized and directed to execute, attest, seal and deliver for and on behalf of the City any other additional certificates, documents, or other papers and perform all other acts, including without limitation the execution of all closing documents, as they may deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 15 Contract Between Issuer and Purchaser. This Resolution constitutes a contract between said City and the purchaser of the Bonds.

Section 16 Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 17 Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 18 Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

STATE OF IOWA)
) SS
COUNTY OF LINN)

I, the undersigned Deputy City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this 24th day of May, 2016.

Alissa Van Sloten,
Deputy City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

01237965-1\10120-188

TRS
FIN
CLK
FIN2016-16

May 24, 2016

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, 3rd Floor, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on the above date. There were present Mayor Ron J. Corbett, in the chair, and the following named Council Members:

_____

_____

Absent: _____

* * * * * * *

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF $5,015,000 SEWER REVENUE BONDS, SERIES 2016C, OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA, UNDER THE PROVISIONS OF THE CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF THE BONDS WHICH INCLUDES APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the City Council of the City of Cedar Rapids, State of Iowa, sometimes hereinafter referred to as the "Issuer", has heretofore established charges, rates and rentals for services which are and will continue to be collected as system revenues of the Municipal Sewer Utility, sometimes hereinafter referred to as the "System", and the Net Revenues are available for the payment of Revenue Bonds, subject to the following premises; and

WHEREAS, Issuer proposes to issue its Revenue Bonds to the extent of $5,015,000 for the purpose of defraying the costs of the project as set forth in Section 3 of this Resolution; and

WHEREAS, there have been heretofore issued certain Sewer Revenue Bonds and Capital Loan Notes, part of which remain outstanding and are a lien on the Net Revenues of the System (defined herein as the "Outstanding Obligations"); and

WHEREAS, in the Prior Bond Resolutions authorizing the issuance of the Outstanding Obligations it is provided that Additional Obligations may be issued on a parity with the Outstanding Obligations, for the costs of future improvements and extensions to the System or refunding outstanding obligations, provided that there has been procured and placed on file with the City Clerk, a statement complying with the conditions and limitations therein imposed upon the issuance of Parity Obligations; and

WHEREAS, a statement of Public Financial Management, Inc., an Independent Financial Consultant not in the regular employ of Issuer, has been placed on file in the office of the City Clerk, showing the conditions and limitations of the Prior Bond Resolutions with regard to the sufficiency of the Net Revenues of the System to permit the issuance of additional Revenue Bonds ranking on a parity with the Outstanding Obligations to have been met and satisfied as required; and

WHEREAS, the notice of intention of Issuer to take action for the issuance of not to exceed $6,000,000 Sewer Revenue Bonds, has heretofore been duly published and no objections to such proposed action have been filed; and the Issuer desires to proceed with the issuance of $5,015,000 Sewer Revenue Bonds, Series 2016C:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IN THE COUNTY OF LINN, STATE OF IOWA:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Additional Obligations" shall mean any sewer revenue bonds or notes or other obligations issued on a parity with the Bonds in accordance with the provisions of

Section 22 hereof. Provided, however, Additional Obligations which are SRF Obligations shall not be secured by the Reserve Fund and shall not be subject to the Reserve Fund Requirement.

- "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

- "Beneficial Owner" shall mean the person in whose name such Bond is recorded as the beneficial owner of a Bond by a Participant on the records of such Participant or such person's subrogee.

- "Bonds" shall mean $5,015,000 Sewer Revenue Bonds, Series 2016C, authorized to be issued by this Resolution.

- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

- "Clerk" shall mean the City Clerk, or such other officer of the successor Governing Body as shall be charged with substantially the same duties and responsibilities.

- "Code" shall mean the Internal Revenue Code of 1986 and the Regulations thereunder and including the American Recovery and Reinvestment Act of 2009 and such guidance with respect thereto as may be issued by the Internal Revenue Service or Department of the Treasury from time to time.

- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

- "Depository Bonds" shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, a limited purpose trust company, or any successor book-entry securities depository appointed for the Bonds.

- "Fiscal Year" shall mean the twelve-month period beginning on July 1 of each year and ending on the last day of June of the following year, or any other consecutive twelve-month period adopted by the Governing Body or by law as the official accounting period of the System. Requirements of a Fiscal Year as expressed in this Resolution shall exclude any payment of principal or interest falling due on the first day of the Fiscal Year and include any payment of principal or interest falling due on the first day of the succeeding Fiscal Year, except to the extent of any conflict with the terms of the Outstanding Obligations while the same remain outstanding.

- "Governing Body" shall mean the City Council of the City, or its successor in function with respect to the operation and control of the System.

- "Independent Auditor" shall mean an independent firm of Certified Public Accountants or the Auditor of State.

- "Issuer" and "City" shall mean the City of Cedar Rapids, State of Iowa.

- "Net Revenues" shall mean gross earnings of the System, including Subsidy Payments, after deduction of current expenses; "Current Expenses" shall mean and include the reasonable and necessary cost of operating, maintaining, repairing and insuring the System, including purchases at wholesale, if any, salaries, wages, and costs of materials and supplies but excluding depreciation and principal of and interest on the Bonds and any Parity Obligations or payments to the various funds established herein; capital costs, depreciation and interest or principal payments are not System expenses.

- "Original Purchaser" shall mean the purchaser of the Bonds from Issuer at the time of their original issuance.

- "Outstanding Obligations" shall mean the Sewer Revenue Capital Loan Notes, Series SRF (2008) dated September 10, 2008 issued in accordance with Resolution No. 0638-08-08, dated August 13, 2008; Sewer Revenue Bonds, Series 2009E (Taxable Build America Bonds), dated August 10, 2009, issued in accordance with Resolution No. 0727-07-09 adopted July 22, 2009; Sewer Revenue Bonds, Series 2010C, dated June 29, 2010, issued in accordance with Resolution No. 0627-06-10 adopted June 8, 2010; Sewer Revenue Capital Loan Notes, Series 2011, dated June 8, 2011, issued in accordance with Resolution No. 0524-05-11 adopted May 10, 2011; Sewer Revenue Bonds, Series 2013D, dated June 11, 2013, issued in accordance with Resolution No. 0822-05-13 adopted on May 28, 2013; Sewer Revenue Bonds, Series 2014C dated June 17, 2014, issued in accordance with Resolution No. 0629-05-14 adopted on May 27, 2014; and Sewer Revenue Bonds, Series 2015C dated June 18, 2015, issued in accordance with Resolution No. 0730-05-15 adopted on May 26, 2015, each of which obligations are still outstanding and unpaid and remain a lien on the Net Revenues of the System to the extent outlined in attached Exhibit A.

- "Parity Obligations" shall mean sewer revenue bonds or notes payable solely from the Net Revenues of the System on an equal basis with the Bonds herein authorized to be issued, and shall include Additional Obligations as authorized to be issued under the terms of this Resolution and the Outstanding Obligations.

- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

- "Paying Agent" shall mean the Finance Director, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

- "Permitted Investments" shall mean:

  - direct obligations of (including obligations issued or held in book entry form on the books of) the Department of the Treasury of the United States of America;

  - obligations of any of the following federal agencies which obligations represent full faith and credit of the United States of America, including:

    - Export - Import Bank
    - Farm Credit System Financial Assistance Corporation
    - USDA - Rural Development
    - General Services Administration
    - U.S. Maritime Administration
    - Small Business Administration
    - Government National Mortgage Association (GNMA)
    - U.S. Department of Housing & Urban Development (PHA's)
    - Federal Housing Administration

  - repurchase agreements whose underlying collateral consists of the investments set out above if the Issuer takes delivery of the collateral either directly or through an authorized custodian. Repurchase agreements do not include reverse repurchase agreements;

  - senior debt obligations rated "AAA" by Standard & Poor's Corporation (S&P) or "Aaa" by Moody's Investors Service Inc. (Moody's) issued by the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation;

  - U.S. dollar denominated deposit accounts, federal funds and banker's acceptances with domestic commercial banks which have a rating on their short-term certificates of deposit on the date of purchase of "A-1" or "A-1+" by S&P or "P-1" by Moody's and maturing no more than 360 days after the date of purchase (ratings on holding companies are not considered as the rating of the bank);

  - commercial paper which is rated at the time of purchase in the single highest classification, "A-1+" by S&P or "P-1" by Moody's and which matures not more than 270 days after the date of purchase;

  - investments in a money market fund rated "AAAm" or "AAAm-G" or better by S&P;

- pre-refunded municipal obligations, defined as any bonds or other obligations of any state of the United States of America or of any agency, instrumentality or local governmental unit of any such state which are not callable at the option of the obligor prior to maturity or as to which irrevocable instructions have been given by the obligor to call on the date specified in the notice; and (a) which are rated, based on an irrevocable escrow account or fund (the "escrow"), in the highest rating category of S&P or Moody's or any successors thereto; or (b)(i) which are fully secured as to principal and interest and redemption premium, if any, by an escrow consisting only of cash or direct obligations of the Department of the Treasury of the United States of America, which escrow may be applied only to the payment of such principal of and interest and redemption premium, if any, on such bonds or other obligations on the maturity date or dates thereof or the specified redemption date or dates pursuant to such irrevocable instructions, as appropriate; and (ii) which escrow is sufficient, as verified by a nationally recognized independent certified public accountant, to pay principal of and interest and redemption premium, if any, on the bonds or other obligations described in this paragraph on the maturity date or dates specified in the irrevocable instructions referred to above, as appropriate;

- tax exempt bonds as defined and permitted by section 148 of the Internal Revenue Code and applicable regulations and only if rated within the two highest classifications as established by at least one of the standard rating services approved by the superintendent of banking by rule adopted pursuant to chapter 17A Code of Iowa;

- an investment contract rated within the two highest classifications as established by at least one of the standard rating services approved by the superintendent of banking by rule adopted pursuant to chapter 17A Code of Iowa; and

- Iowa Public Agency Investment Trust.

- "Prior Bond Resolutions" shall mean the resolutions authorizing issuance of the Outstanding Obligations, said resolutions dated August 13, 2008, July 22, 2009, June 8, 2010, May 10, 2011, May 28, 2013, May 27, 2014, and May 26, 2015.

- "Project Fund" shall mean the fund required to be established by this Resolution for the deposit of the proceeds of the Bonds.

- "Registrar" shall mean the Finance Director of Cedar Rapids, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

- "Representation Letter" shall mean the Blanket Issuer Letter of Representations executed and delivered by the Issuer to DTC on file with DTC.

- "Reserve Fund Requirement" shall mean an amount equal to the lesser of (a) the maximum amount of the principal and interest coming due on the Bonds and Parity Obligations (but not including SRF Obligations) in any succeeding Fiscal Year, (b) 10 percent of the stated principal amount of the Bonds and Parity Obligations (but not including SRF Obligations). For issues with original issue discount the issue price as defined in the Tax Certificate shall be substituted for the stated principal amount, or (c) 125% of the average amount of principal and interest coming due on the Bonds and Parity Obligations (but not including SRF Obligations) in any succeeding Fiscal Year. The Reserve Fund Requirement shall be determined without reference to any Subsidy Payments.

- "Resolution" shall mean this resolution authorizing the issuance of the Bonds.

- "Senior SRF Obligations" shall mean the Sewer Revenue Capital Loan Notes, Series SRF (2008) and any SRF Obligations issued on a parity therewith. Provided, however, Senior SRF Obligations shall neither be secured by the Reserve Fund nor subject to the Reserve Fund Requirement.

- "SRF Obligations" shall mean such bonds, notes or other obligations as may be issued in connection with the Issuer's participation in the Iowa Water Pollution Control Works Financing Program administered by the Iowa Finance Authority which SRF Obligations may be Senior SRF Obligations or subordinate SRF Obligations.

- "Subordinate Obligations" shall mean notes, bonds or other obligations issued with a right to payment from the Net Revenues and secured by a lien on the Net Revenues, but expressly junior and subordinate to the Bonds, Parity Obligations, Additional Obligations and Senior SRF Obligations.

- "Subsidy Payments" shall mean all payments received by the Issuer as a result of the Issuer's election to designate the Series 2009E Sewer Revenue Bonds dated August 10, 2009 or any Additional Obligations, as Build America Bonds as authorized by Sections 54AA and 6431 of the Code and all payments which may be received by the Issuer as a result of designating any Additional Obligations as Build America Bonds as authorized by Section 54AA and 6431 of the Code.

- "System" shall mean the Municipal Sewer Utility of the Issuer and all properties of every nature hereinafter owned by the Issuer comprising part of or used as a part of the System, including all improvements and extensions made by Issuer while any of the Bonds or Parity Obligations remain outstanding; all real and personal property; and all appurtenances, contracts, leases, franchises and other intangibles.

- "Tax Exemption Certificate" shall mean the Tax Exemption Certificate executed by the Treasurer and delivered at the time of issuance and delivery of the Bonds.

- "Treasurer" shall mean the Finance Director or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

- "Yield Restricted" shall mean required to be invested at a yield that is not materially higher than the yield on the Bonds under section 148(a) of the Internal Revenue Code or regulations issued thereunder.

Section 2. Authority. The Bonds authorized by this Resolution shall be issued pursuant to Division V, Chapter 384 of the Code of Iowa, and in compliance with all applicable provisions of the Constitution and laws of the State of Iowa.

Section 3. Authorization and Purpose. There are hereby authorized to be issued, negotiable, serial, fully registered Sewer Revenue Bonds of the City, in the County of Linn, State of Iowa, Series 2016C, in the aggregate amount of $5,015,000 for the purpose of paying costs of improvements and extensions to the Municipal Sewer Utility.

Section 4. Source of Payment. The Bonds herein authorized and Parity Obligations and the interest thereon shall be payable solely and only out of the net earnings of the System and shall be a first lien on the future Net Revenues of the System. The Bonds shall not be general obligations of the Issuer nor shall they be payable in any manner by taxation and the Issuer shall be in no manner liable by reason of the failure of the Net Revenues to be sufficient for the payment of the Bonds.

Section 5. Bond Details. Sewer Revenue Bonds of the City in the amount of $5,015,000 shall be issued pursuant to the provisions of Section 384.82 of the Code of Iowa for the aforesaid purpose. The Bonds shall be designated "SEWER REVENUE BONDS, SERIES 2016C", be dated June 15, 2016, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, the interest payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the City Clerk, and impressed or printed with the seal of the City and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$205,000	2.000%	2017
$205,000	2.000%	2018
$210,000	2.000%	2019
$215,000	2.000%	2020
$220,000	2.000%	2021
$225,000	2.000%	2022
$230,000	2.000%	2023
$235,000	2.000%	2024
$240,000	2.000%	2025
$245,000	2.000%	2026
$250,000	2.000%	2027
$250,000	2.250%	2028
$260,000	2.375%	2029
$265,000	3.000%	2030
$270,000	3.000%	2031
$870,000	3.000%	2034*
$305,000	3.000%	2035
$315,000	3.000%	2036

*Term Bonds

Section 6. Redemption.

(a) Optional Redemption. Bonds maturing after June 1, 2024, may be called for redemption by the Issuer and paid before maturity on such date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All Bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

(b) Mandatory Payment and Redemption of Term Bonds. All Term Bonds are subject to mandatory redemption prior to maturity at a price equal to 100% of the portion of the principal amount thereof to be redeemed plus accrued interest at the redemption date on June 1st of each of the years in the principal amount set opposite each year in the following schedule:

Term Bond #1

Principal Amount	Interest Rate	Maturity June 1st
$280,000	3.000%	2032
$290,000	3.000%	2033
$300,000	3.000%	2034*

*Final Maturity

The principal amount of Term Bonds may be reduced through the earlier optional redemption, with any partial optional redemption of the Term Bonds credited against future mandatory redemption requirements for such Term Bonds in such order as the City shall determine.

Section 7. Issuance of Bonds in Book-Entry Form; Replacement Bonds.

(a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

(b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the Finance Director kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

(c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

(d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

(e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

(f) The Representation Letter is on file with DTC and sets forth certain matters with respect to, among other things, notices, consents and approvals by Bondholders and payments on the Bonds. The execution and delivery of the Representation Letter to DTC by the Issuer is ratified and confirmed.

(g) In the event that a transfer or exchange of the Bonds is permitted under this Section, the transfer or exchange may be accomplished upon receipt by the Registrar from the registered owners of the Bonds to be transferred or exchanged and appropriate instruments of transfer. In the event Bond certificates are issued to holders other than Cede & Co., its successor as nominee for DTC as holder of all the Bonds, or other securities depository as holder of all the Bonds, the provisions of the Resolution apply to, among other things, the printing of certificates and the method or payment of principal of and interest on the certificates. Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Bonds, (ii) registration and transfer of interests in Depository Bonds by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Bonds in accordance with and as such interests may appear with respect to such book entries.

(h) The officers of the Issuer are authorized and directed to prepare and furnish to the purchaser, and to the attorneys approving the legality of Bonds, certified copies of proceedings, ordinances, resolutions and records and all certificates and affidavits and other instruments as may be required to evidence the legality and marketability of the Bonds, and all certified copies, certificates, affidavits and other instruments constitute representations of the Issuer as to the correctness of all stated or recited facts.

Section 8. Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

(a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Bonds, and in no other way. The Finance Director is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.83(5) of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

(b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

(c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

(d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

(e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

(f) Non-Presentment of Bonds. In the event any payment check representing payment of principal of or interest on the Bonds is returned to the Paying Agent or is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent, shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

Section 9. Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Payment of principal shall only be made upon surrender of the Bond to the Paying Agent.

Section 11. Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Mayor and Clerk shall execute and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Original Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12. Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13. Form of Bond. Bonds shall be printed in substantial compliance with standards proposed by the American Standards Institute substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF LINN"
"CITY OF CEDAR RAPIDS"
"SEWER REVENUE BOND"
"SERIES 2016C"

Rate: _____
Maturity: _____
Bond Date: June 15, 2016
CUSIP No.: _____
"Registered"
Certificate No. _____
Principal Amount: $_____

The City of Cedar Rapids, State of Iowa, a municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (_____) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the Finance Director, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Bond is issued pursuant to the provisions of Section 384.82 of the Code of Iowa, as amended, for the purpose of paying costs of improvements and extensions to the Municipal Sewer Utility, in conformity to a Resolution of the Council of the City duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Bonds maturing after June 1, 2024, may be called for redemption by the Issuer and paid before maturity on such date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

The Bonds maturing on June 1, 2034 are subject to mandatory redemption prior to maturity by application of money on deposit in the Bond Fund and shall bear interest at 3.000% per annum at a price of the portion of the principal amount thereof to be redeemed plus accrued interest at the redemption date on June 1st of each of the years in the principal amount set opposite each year in the following schedule:

Principal Amount	Maturity June 1st
$280,000	2032
$290,000	2033
$300,000	2034*

*Final Maturity

The principal amount of Term Bonds may be reduced through the earlier optional redemption, with any partial optional redemption of the Term Bonds credited against future mandatory redemption requirements for such Term Bonds in such order as the City shall determine.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the Finance Director, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered bondholders of such change. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.83(5) of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

This Bond and the series of which it forms a part, other bonds ranking on a parity therewith, and any Additional Obligations which may be hereafter issued and outstanding from time to time on a parity with the Bonds, as provided in the Bond Resolution of which notice is hereby given and is hereby made a part hereof, are payable from and secured by a pledge of the Net Revenues of the Municipal Sewer Utility (the "System"), as defined and provided in the Resolution. There has heretofore been established and the City covenants and agrees that it will maintain just and equitable rates or charges for the use of and service rendered by the System in each year for the payment of the proper and reasonable expenses of operation and maintenance of the System and for the establishment of a sufficient sinking fund to meet the principal of and interest on this series of Bonds, and other bonds ranking on a parity therewith, as the same become due. This Bond is not payable in any manner by taxation and under no circumstances shall the City be in any manner liable by reason of the failure of the Net Revenues to be sufficient for the payment hereof.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law.

IN TESTIMONY WHEREOF, the City by its City Council has caused this Bond to be signed by the facsimile signature of its Mayor and attested by the facsimile signature of its Clerk**,** with the seal of the City printed hereon, and authenticated by the manual signature of an authorized representative of the Registrar, the Finance Director, Cedar Rapids, Iowa.

Date of authentication:
This is one of the Bonds described in the within mentioned Resolution, as registered by the Finance Director

FINANCE DIRECTOR, Registrar

By: _____
Authorized Signature

Registrar and Transfer Agent: Finance Director
Paying Agent: Finance Director

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)
(Signature Block)

CITY OF CEDAR RAPIDS, STATE OF IOWA

By: _____(manual or facsimile signature)_____
Mayor
ATTEST:

By: _____(manual or facsimile signature)_____
Deputy City Clerk

(Assignment Block)
(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ (Social Security or Tax Identification No. _____) the within Bond and does hereby irrevocably constitute and appoint _____ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

_____

_____
(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)_____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) _____
Address of Transferee(s) _____
Social Security or Tax Identification
Number of Transferee(s) _____
Transferee is a(n):

Individual*	_____	Corporation	_____
Partnership	_____	Trust	_____

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common
IA UNIF TRANS MIN ACT - ..... Custodian .....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act.....
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

Section 14. Equality of Lien. The timely payment of principal of and interest on the Bonds and Parity Obligations shall be secured equally and ratably by the Net Revenues of the System without priority by reason of number or time of sale or delivery; and the Net Revenues of the System are hereby irrevocably pledged to the timely payment of both principal and interest as the same become due.

Section 15. Application of Bond Proceeds – Project Fund. Proceeds of the Bonds shall be applied as follows:

- An amount equal to accrued interest shall be deposited in the Sinking Fund for application to the first payment of interest on the Bonds.

- An amount sufficient to meet the Reserve Fund Requirement shall be deposited in the Reserve Fund, as provided in Section 17 (c) of this Resolution.

- An amount sufficient to pay the costs of issuing the Bonds will be used within six months of the Closing Date to pay the costs of issuance of the Bonds.

- The balance of the proceeds shall be deposited to the Project Fund and expended therefrom for the purposes of issuance.

The Project Fund shall be invested in accordance with Section 19 of this Resolution. Earnings on investments of the Project Fund shall be deposited in and expended from the Project Fund. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds of the System shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law, the Internal Revenue Code and this Resolution.

Section 16. User Rates. There has heretofore been established and published as required by law, just and equitable rates or charges for the use of the service rendered by the System. The rates or charges shall be paid by the owner of each and every lot, parcel of real estate, or building that is connected with and uses the System, by or through any part of the System or that in any way uses or is served by the System. So long as the Bonds are outstanding and unpaid the rates or charges to consumers of services of the System shall be sufficient in each year for the payment of the proper and reasonable expenses of operation and maintenance of the System and for the payment of principal and interest on the Bonds and Parity Obligations and obligations as the same fall due, and to provide for the creation of reserves as hereinafter provided.

Any revenues paid and collected for the use of the System and its services by the Issuer or any department, agency or instrumentality of the Issuer shall be used and accounted for in the same manner as any other revenues derived from the operations of the System.

Section 17. Application of Revenues. From and after the delivery of any Bonds, and as long as any of the Bonds or Parity Obligations shall be outstanding and unpaid either as to principal or as to interest, or until all of the Bonds and Parity Obligations then outstanding shall have been discharged and satisfied in the manner provided in this Resolution, the entire income and revenues of the System shall be deposited as collected in a fund to be known as the Sewer Revenue Fund (the "Revenue Fund"), and shall be disbursed only as follows:

(a) Operation and Maintenance Fund. Money in the Revenue Fund shall first be disbursed to make deposits into a separate and special fund to pay current expenses. The fund shall be known as the Sewer Revenue Operation and Maintenance Fund (the "Operation and Maintenance Fund"). There shall be deposited in the Operation and Maintenance Fund each month an amount sufficient to meet the current expenses of the month plus an amount equal to 1/12th of expenses payable on an annual basis such as insurance. After the first day of the month, further deposits may be made to this account from the Revenue Fund to the extent necessary to pay current expenses accrued and payable to the extent that funds are not available in the Surplus Fund.

(b) Sinking Fund. Money in the Revenue Fund shall next be disbursed to make deposits into a separate and special fund to pay the principal and interest requirements of the Fiscal Year on the Bonds and Parity Obligations. The fund shall be known as the Sewer Revenue Bond and Interest Sinking Fund (the "Sinking Fund"). The required amount to be deposited in the Sinking Fund in any month shall be the equal monthly amount necessary to pay in full the installment of interest coming due on the next interest payment date on the then Outstanding Obligations and Parity Obligations plus the equal monthly amount necessary to pay in full the installment of principal coming due on such Bonds on the next succeeding principal payment date until the full amount of such installment is on hand. If for any reason the amount on hand in the Sinking Fund exceeds the required amount, the excess shall forthwith be withdrawn and paid into the Revenue Fund. Money in the Sinking Fund shall be used solely for the purpose of paying principal of and interest on the Bonds and Parity Obligations as the same shall become due and payable.

(c) Reserve Fund. Money in the Revenue Fund shall next be disbursed to maintain a debt service reserve in an amount equal to the Reserve Fund Requirement. Such fund shall be known as the Sewer Revenue Debt Service Reserve Fund (the "Reserve Fund"). In each month there shall be deposited in the Reserve Fund an amount equal to 25 percent of the amount required by this Resolution to be deposited in such month in the Sinking Fund; provided, however, that when the amount on deposit in the Reserve Fund shall be not less than the Reserve Fund Requirement, no further deposits shall be made into the Reserve Fund except to maintain such level, and when the amount on deposit in the Reserve Fund is greater than the balance required above, such additional amounts shall be withdrawn and paid into the Revenue Fund. Money in the Reserve Fund shall be used solely for the purpose of paying principal at maturity of or interest on the Bonds and Parity Obligations for the payment of which insufficient money shall be available in the Sinking Fund. Whenever it shall become necessary to so use money in the Reserve Fund, the payments required above shall be continued or resumed until it shall have been restored to the required minimum amount. The Reserve Fund shall not secure any SRF Obligations and SRF Obligations shall not be subject to the Reserve Fund Requirement.

At closing, Bond Proceeds in the amount of $178,470.05 shall be deposited to the Reserve Fund to meet the Reserve Fund Requirement. Money on deposit in the Reserve Fund to meet the Reserve Fund Requirement that is deemed to be in excess of amounts which may be invested without regard to yield shall be Yield Restricted if required by the Code.

(d) Subordinate Obligations. Money in the Revenue Fund may next be used to pay principal of and interest on (including reasonable reserves therefor) any other obligations which by their terms shall be payable from the revenues of the System, but subordinate to the Bonds and Parity Obligations, and which have been issued for the purposes of extensions and improvements to the System or to retire the Bonds or Parity Obligations in advance of maturity, or to pay for extraordinary repairs or replacements to the System.

(e) Surplus Revenue. All money thereafter remaining in the Revenue Fund at the close of each month may be deposited in any of the funds created by this Resolution, may be used to pay for extraordinary repairs or replacements to the System, or may be used to pay or redeem the Bonds or Parity Obligations or any of them, or for any lawful purpose.

Money in the Revenue Fund shall be allotted and paid into the various funds and accounts hereinbefore referred to in the order in which the funds are listed, on a cumulative basis on the 10th day of each month, or on the next succeeding business day when the 10th shall not be a business day; and if in any month the money in the Revenue Fund shall be insufficient to deposit or transfer the required amount in any of the funds or accounts, the deficiency shall be made up in the following month or months after payments into all funds and accounts enjoying a prior claim to the revenues shall have been met in full. The provisions of this Section shall not be construed to require the Issuer to maintain separate bank accounts for the funds created by this Section; except the Sinking Fund and the Reserve Fund shall be maintained in a separate account but may be invested in conjunction with other funds of the City but designated as a trust fund on the books and records of the City.

Section 18. Outstanding Obligations. Nothing in this Resolution shall be construed to impair the rights vested in the Outstanding Obligations. The amounts herein required to be paid into the various funds named in this Resolution shall be inclusive of payments required in respect to the Outstanding Obligations. The provisions of the Prior Bond Resolutions and the provisions of this Resolution are to be construed wherever possible so that the same will not be in conflict. In the event such construction is not possible, the provisions of the resolution first adopted shall prevail until such time as the Bonds authorized by the resolution have been paid in full or otherwise satisfied as therein provided at which time the provisions of this Resolution shall again prevail.

Section 19. Investments. All of the funds provided by this Resolution may be invested only in Permitted Investments or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation or its equivalent successor, and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, 2015, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for the purposes for which the fund was created or otherwise as herein provided but in no event maturing in more than three years in the case of the Reserve Fund.

All income derived from such investments shall be deposited in the Revenue Fund and shall be regarded as revenues of the System. Investments shall at any time necessary be liquidated and the proceeds thereof applied to the purpose for which the respective fund was created.

Section 20. Covenants Regarding the Operation of the System. The Issuer hereby covenants and agrees with each and every holder of the Bonds and Parity Obligations:

(a) Maintenance and Efficiency. The Issuer will maintain the System in good condition and operate it in an efficient manner and at reasonable cost.

(b) Sufficiency of Rates. On or before the beginning of each Fiscal Year the Governing Body will adopt or continue in effect rates for all services rendered by the System determined to be sufficient to produce Net Revenues for the next succeeding Fiscal Year adequate to pay principal and interest requirements and create reserves as provided in this Resolution but not less than 110 percent of the principal and interest requirements of the Fiscal Year. No free use of the System by the Issuer or any department, agency or instrumentality of the Issuer shall be permitted except upon the determination of the Governing Body that the rates and charges otherwise in effect are sufficient to provide Net Revenues at least equal to the requirements of this subsection.

(c) Insurance. The Issuer shall maintain insurance for the benefit of the bondholders on the insurable portions of the System of a kind and in an amount which normally would be carried by private companies engaged in a similar kind of business. The proceeds of any insurance, except public liability insurance, shall be used to repair or replace the part or parts of the System damaged or destroyed, or if not so used shall be placed in the Revenue Fund.

(d) Accounting and Audits. The Issuer will cause to be kept proper books and accounts adapted to the System and in accordance with generally accepted accounting practices, and will diligently act to cause the books and accounts to be audited annually and reported upon not later than 180 days after the end of each Fiscal Year by an Independent Auditor and will provide copies of the audit report to the holders of any of the Bonds and Parity Obligations upon request. The holders of any of the Bonds and Parity Obligations shall have at all reasonable times the right to inspect the System and the records, accounts and data of the Issuer relating thereto.

(e) State Laws. The Issuer will faithfully and punctually perform all duties with reference to the System required by the Constitution and laws of the State of Iowa, including the making and collecting of reasonable and sufficient rates for services rendered by the System as above provided, and will segregate the revenues of the System and apply the revenues to the funds specified in this Resolution.

(f) Property. The Issuer will not sell, lease, mortgage or in any manner dispose of the System, or any capital part thereof, including any and all extensions and additions that may be made thereto, until satisfaction and discharge of all of the Bonds and Parity Obligations shall have been provided for in the manner provided in this Resolution; provided, however, that this covenant shall not be construed to prevent the disposal by the Issuer of property which in the judgment of its Governing Body has become inexpedient or unprofitable to use in connection with the System, or if it is to the advantage of the System that other property of equal or higher value be substituted therefor, and provided further that the proceeds of the disposition of such property shall be placed in a revolving fund and used in preference to other sources for capital improvements to the System. Any such proceeds of the disposition of property acquired with the proceeds of the Bonds or Parity Obligations shall not be used to pay principal or interest on the Bonds and Parity Obligations or for payments into the Sinking Fund or Reserve Fund.

(g) Fidelity Bond. The Issuer shall maintain fidelity bond coverage in amounts which normally would be carried by private companies engaged in a similar kind of business on each officer or employee having custody of funds of the System.

(h) Additional Charges. The Issuer will require proper connecting charges and/or other security for the payment of service charges.

(i) Budget. The Governing Body of the Issuer shall approve and conduct operations pursuant to a system budget of revenues and current expenses for each Fiscal Year. Such budget shall take into account revenues and current expenses during the current and last preceding Fiscal Years. Copies of such budget and any amendments thereto shall be provided to the holders of any of the Bonds upon request.

Section 21. Remedies of Bondholders. Except as herein expressly limited the holder or holders of the Bonds and Parity Obligations shall have and possess all the rights of action and remedies afforded by the common law, the Constitution and statutes of the State of Iowa, and of the United States of America, for the enforcement of payment of their Bonds and interest thereon, and of the pledge of the revenues made hereunder, and of all covenants of the Issuer hereunder.

Section 22. Prior Lien and Parity Obligations. The Issuer will issue no other Bonds or obligations of any kind or nature payable from or enjoying a lien or claim on the property or Net Revenues of the System having priority over the Bonds or Parity Obligations.

Additional Obligations may be issued on a parity and equality of rank with the Bonds with respect to the lien and claim of such Additional Obligations to the Net Revenues of the System and the money on deposit in the funds adopted by this Resolution, for the following purposes and under the following conditions, but not otherwise:

(a) For the purpose of refunding any of the Bonds or Parity Obligations which shall have matured or which shall mature not later than three months after the date of delivery of such refunding bonds and for the payment of which there shall be insufficient money in the Sinking Fund and the Reserve Fund;

(b) For the purpose of refunding any Bonds, Parity Obligations or general obligation bonds outstanding, or making extensions, additions, improvements or replacements to the System, if all of the following conditions shall have been met:

(i) before any such Additional Obligations ranking on a parity are issued, there will have been procured and filed with the Clerk, a statement of an Independent Auditor or Independent Financial Consultant, not a regular employee of the Issuer, reciting the opinion based upon necessary investigations that the Net Revenues of the System for the preceding Fiscal Year (with adjustments as hereinafter provided) were equal to at least 1.25 times the maximum amount that will be required in any Fiscal Year prior to the longest maturity of any of the Bonds or Parity Obligations for both principal of and interest on all Bonds or Parity Obligations then outstanding which are payable from the net earnings of the System and the Additional Obligations then proposed to be issued.

For the purpose of determining the Net Revenues of the System for the preceding Fiscal Year as aforesaid, the amount of the gross revenues for such year may be adjusted by an Independent Auditor or Independent Financial Consultant, not a regular employee of the Issuer, so as to reflect any changes in the amount of such revenues which would have resulted had any revision of the schedule of rates or charges imposed at or prior to the time of the issuance of any such Additional Obligations been in effect during all of such preceding Fiscal Year.

(ii) the Additional Obligations must be payable as to principal and as to interest on the same month and day as the Bonds herein authorized.

(iii) for the purposes of this Section, principal and interest falling due on the first day of a Fiscal Year shall be deemed a requirement of the immediately preceding Fiscal Year.

(iv) for the purposes of this Section, general obligation bonds shall be refunded only upon a finding of necessity by the Governing Body and only to the extent the general obligation bonds were issued or the proceeds of them were expended for the System.

(v) for purposes of this Section, "preceding Fiscal Year" shall be the most recently completed Fiscal Year for which audited financial statements prepared by a certified public accountant are issued and available, but in no event a Fiscal Year which ended more than eighteen months prior to the date of issuance of the Additional Obligations.

Section 23. Subordinate Obligations.

(a) Notes, bonds or other obligations may also be issued which by their terms shall be payable from the revenues of the System, but subordinate to the Bonds and Parity Obligations and shall constitute Subordinate Obligations.

Such Subordinate Obligations may be issued for the purposes of improvements and extensions to the System or to retire or refund Bonds or Parity Obligations or Subordinate Obligations in advance of maturity, or to pay for extraordinary repairs or replacements to the System.

(b) In the event of any insolvency or bankruptcy proceedings, and any receivership, liquidation, reorganization, or other similar proceedings in connection therewith, relative to the Issuer or to its creditors, as such, or to its property, and in the event of any proceedings for voluntary liquidation, dissolution, or other winding up of the Issuer, whether or not involving insolvency or bankruptcy, the owners of all Bonds or Parity Obligations then outstanding shall be entitled to receive payment in full of all principal and interest due on all such Bonds or Parity Obligations before the owners of the Subordinate Obligations are entitled to receive any payment from the Net Revenues or the amounts held in the funds and accounts created under the Resolution.

(c) If any Event of Default shall have occurred and be continuing (under circumstances when the provisions of paragraph (b) are not applicable), the owners of all Bonds or Parity Obligation then outstanding shall be entitled to receive payment in full of all principal and interest then due on all such Bonds or Parity Obligations before the owners of the Subordinate Obligations are entitled to receive any payment from the Net Revenues or the amounts held in the funds and accounts created under the Resolution.

(d) Any series of Subordinate Obligations may have such rank or priority with respect to any other series of Subordinate Obligations as may be provided in the Resolution authorizing such series of Subordinate Obligations and may contain such other provisions as are not in conflict with the provisions of this Resolution.

(e) By proceedings authorizing all or any Subordinate Obligations, the Issuer may provide for the accession of such Subordinate Obligations to the status of Parity Obligations if, as of the date of accession, the following conditions are satisfied, on a basis which includes all outstanding Parity Obligations and the Subordinate Obligations seeking accession, and if on the date of accession:

(1) the Reserve Fund contains an amount equal to the Reserve Fund Requirement computed on a basis which includes all outstanding Parity Obligations and the Subordinate Obligations seeking accession (but which excludes any SRF Obligations); and

(2) the Sinking Fund contains the amount which would have been required to be accumulated therein on the date of accession if the Subordinate Obligations seeking accession had originally been issued as Parity Obligations.

Section 24. Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Bonds issued hereunder which will cause any of the Bonds to be classified as arbitrage bonds within the meaning of Sections 148(a) and (b) of the Internal Revenue Code of the United States, as amended, and that throughout the term of the Bonds it will comply with the requirements of statutes and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Bonds will be used in a manner that would cause the Bonds to be arbitrage bonds.

Section 25. Approval of Tax Exemption Certificate. Attached hereto is a form of Tax Exemption Certificate stating the Issuer's reasonable expectations as to the use of the proceeds of the Bonds. The form of Tax Exemption Certificate is approved. The Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The City Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate at issuance of the Bonds to certify as to the reasonable expectations and covenants of the Issuer at that date.

Section 26. Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 27. Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Bonds from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Bonds; (c) consult with bond counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds; (e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 28. Discharge and Satisfaction of Bonds. The covenants, liens and pledges entered into, created or imposed pursuant to this Resolution may be fully discharged and satisfied with respect to the Bonds and Parity Obligations, or any of them, in any one or more of the following ways:

(a) By paying the Bonds or Parity Obligations when the same shall become due and payable; and

(b) By depositing in trust with the Treasurer, or with a corporate trustee designated by the Governing Body for the payment of the obligations and irrevocably appropriated exclusively to that purpose an amount in cash or direct obligations of the United States the maturities and income of which shall be sufficient to retire at maturity, or by redemption prior to maturity on a designated date upon which the obligations may be redeemed, all of such obligations outstanding at the time, together with the interest thereon to maturity or to the designated redemption date, premiums thereon, if any that may be payable on the redemption of the same; provided that proper notice of redemption of all such obligations to be redeemed shall have been previously published or provisions shall have been made for such publication.

Upon such payment or deposit of money or securities, or both, in the amount and manner provided by this Section, all liability of the Issuer with respect to the Bonds or Parity Obligations shall cease, determine and be completely discharged, and the holders thereof shall be entitled only to payment out of the money or securities so deposited.

Section 29. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Issuer and the holder or holders of the Bonds and Parity Obligations, and after the issuance of any of the Bonds no change, variation or alteration of any kind in the provisions of this Resolution shall be made in any manner, except as provided in the next succeeding Section, until such time as all of the Bonds and Parity Obligations, and interest due thereon, shall have been satisfied and discharged as provided in this Resolution.

Section 30. Amendment of Resolution Without Consent. The Issuer may, without the consent of or notice to any of the holders of the Bonds and Parity Obligations, amend or supplement this Resolution for any one or more of the following purposes:

(a) to cure any ambiguity, defect, omission or inconsistent provision in this Resolution or in the Bonds or Parity Obligations; or to comply with any application provision of law or regulation of federal or state agencies; provided, however, that such action shall not materially adversely affect the interests of the holders of the Bonds or Parity Obligations;

(b) to change the terms or provisions of this Resolution to the extent necessary to prevent the interest on the Bonds or Parity Obligations from being includable within the gross income of the holders thereof for federal income tax purposes;

(c) to grant to or confer upon the holders of the Bonds or Parity Obligations any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the holders of the Bonds;

(d) to add to the covenants and agreements of the Issuer contained in this Resolution other covenants and agreements of, or conditions or restrictions upon, the Issuer or to surrender or eliminate any right or power reserved to or conferred upon the Issuer in this Resolution; or

(e) to subject to the lien and pledge of this Resolution additional pledged revenues as may be permitted by law.

(f) to change the terms or provisions of this Resolution to the extent necessary to assure continued receipt of Subsidy Payments with respect to any Outstanding Obligations or Additional Obligations or to conform the Resolution to future guidance, as may be issued by the Internal Revenue Service or Department of the Treasury with respect to Subsidy Payments. Provided however, no such change or amendment shall be made without written bond rating confirmation from the applicable rating agency that such change or amendment will not cause the then applicable rating on any Bonds to be reduced or withdrawn.

Section 31. Reserved.

Section 32. Amendment of Resolution Requiring Consent. This Resolution may be amended from time to time if such amendment shall have been consented to by holders of not less than two-thirds in principal amount of the Bonds and Parity Obligations at any time outstanding (not including in any case any Bonds which may then be held or owned by or for the account of the Issuer, but including such Refunding Bonds as may have been issued for the purpose of refunding any of such Bonds if such Refunding Bonds shall not then be owned by the Issuer); but this Resolution may not be so amended in such manner as to:

(a) Make any change in the maturity or interest rate of the Bonds, or modify the terms of payment of principal of or interest on the Bonds or any of them or impose any conditions with respect to such payment;

(b) Materially affect the rights of the holders of less than all of the Bonds and Parity Obligations then outstanding; and

(c) Reduce the percentage of the principal amount of Bonds, the consent of the holders of which is required to effect a further amendment.

Whenever the Issuer shall propose to amend this Resolution under the provisions of this Section, it shall cause notice of the proposed amendment to be filed with the Original Purchaser and to be mailed by certified mail to each registered owner of any Bond as shown by the records of the Registrar. Such notice shall set forth the nature of the proposed amendment and shall state that a copy of the proposed amendatory Resolution is on file in the office of the City Clerk.

Whenever at any time within one year from the date of the mailing of the notice there shall be filed with the City Clerk an instrument or instruments executed by the holders of at least two-thirds in aggregate principal amount of the Bonds then outstanding as in this Section defined, which instrument or instruments shall refer to the proposed amendatory Resolution described in the notice and shall specifically consent to and approve the adoption thereof, thereupon, but not otherwise, the Governing Body of the Issuer may adopt such amendatory Resolution and such Resolution shall become effective and binding upon the holders of all of the Bonds and Parity Obligations.

Any consent given by the holder of a Bond pursuant to the provisions of this Section shall be irrevocable for a period of six months from the date of the instrument evidencing such consent and shall be conclusive and binding upon all future holders of the same Bond during such period. Such consent may be revoked at any time after six months from the date of such instrument by the holder who gave such consent or by a successor in title by filing notice of such revocation with the City Clerk.

The fact and date of the execution of any instrument under the provisions of this Section may be proved by the certificate of any officer in any jurisdiction who by the laws thereof is authorized to take acknowledgments of deeds within such jurisdiction that the person signing such instrument acknowledged before him the execution thereof, or may be proved by an affidavit of a witness to such execution sworn to before such officer.

The amount and numbers of the Bonds held by any person executing such instrument and the date of his holding the same may be proved by an affidavit by such person or by a certificate executed by an officer of a bank or trust company showing that on the date therein mentioned such person had on deposit with such bank or trust company the Bonds described in such certificate.

Section 33. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions.

Section 34. Repeal of Conflicting Ordinances or Resolutions and Effective Date. All other ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed; and this Resolution shall be in effect from and after its adoption.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Exhibit A

Outstanding Obligations
(as of June 15, 2016)

	Amount Outstanding
Sewer Revenue Capital Loan Notes, Series SRF (2008)	$7,506,000
Sewer Revenue Bonds, Series 2009E (Taxable Build America Bonds)	$5,850,000
Sewer Revenue Bonds, Series 2010C	$10,560,000
Sewer Revenue Capital Loan Notes, Series 2011	$4,940,000
Sewer Revenue Bonds, Series 2013D	$4,625,000
Sewer Revenue Bonds, Series 2014C	$10,730,000
Sewer Revenue Bonds, Series 2015C	$6,770,000
Sewer Revenue Capital Loan Notes, Series 2015 (SRF)	$2,042,000

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF LINN)

I, the undersigned Deputy City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the corporate records of the City showing proceedings of the City Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the City hereto affixed this 24th day of May, 2016.

Alissa Van Sloten,
Deputy City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

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May 24, 2016

The City Council of the City of Cedar Rapids, State of Iowa, met in regular session, in the Council Chambers, 3rd Floor, City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at 4:00 P.M., on the above date. There were present Mayor J. Ron Corbett, in the chair, and the following named Council Members:

_____

_____

Absent: _____

* * * * * * *

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF $13,835,000 WATER REVENUE BONDS, SERIES 2016D, OF THE CITY OF CEDAR RAPIDS, STATE OF IOWA, UNDER THE PROVISIONS OF THE CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF THE BONDS, WHICH INCLUDES APPROVAL OF TAX EXEMPTION CERTIFICATE, AND CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the City Council of the City of Cedar Rapids, State of Iowa, sometimes hereinafter referred to as the "Issuer", has heretofore established charges, rates and rentals for services which are and will continue to be collected as system revenues of the Municipal Water Utility, sometimes hereinafter referred to as the "System", and the Net Revenues are available for the payment of Revenue Bonds, subject to the following premises; and

WHEREAS, Issuer proposes to issue its Revenue Bonds to the extent of $13,835,000 for the purpose of defraying the costs of the project as set forth in Section 3 of this Resolution; and

WHEREAS, there have been heretofore issued certain Water Revenue Bonds, part of which remain outstanding and are a lien on the Net Revenues of the System (defined herein as the "Outstanding Obligations"); and

WHEREAS, in the Prior Bond Resolutions authorizing the issuance of the Outstanding Obligations it is provided that additional Revenue Bonds may be issued on a parity with the Outstanding Obligations, for the costs of future improvements and extensions to the System or refunding outstanding obligations, provided that there has been procured and placed on file with the City Clerk, a statement complying with the conditions and limitations therein imposed upon the issuance of Parity Obligations; and

WHEREAS, a statement of Public Financial Management, Inc., an Independent Financial Consultant not in the regular employ of Issuer, has been placed on file in the office of the City Clerk, showing the conditions and limitations of the Prior Bond Resolutions, with regard to the sufficiency of the revenues of the System to permit the issuance of Additional Obligations ranking on a parity with the Outstanding Obligations to have been met and satisfied as required; and

WHEREAS, the notice of intention of Issuer to take action for the issuance of not to exceed $16,000,000 Water Revenue Bonds has heretofore been duly published and no objections to such proposed action have been filed; and the Issuer desires to proceed with the issuance of said Bonds:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IN THE COUNTY OF LINN, STATE OF IOWA:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

 "Additional Obligations" shall mean any water revenue bonds or notes or obligations issued on a parity with the Bonds in accordance with the provisions of Section 21 hereof. Provided, however Additional Obligations which are DWSRF Obligations shall not be secured by the Reserve Fund and shall not be subject to the Reserve Fund Requirement.

 "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

 "Beneficial Owner" shall mean the person in whose name such Bond is recorded as the beneficial owner of a Bond by a Participant on the records of such Participant or such person's subrogee.

 "Bonds" shall mean $13,835,000 Water Revenue Bonds, Series 2016D, authorized to be issued by this Resolution.

 "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

 "Clerk" shall mean the City Clerk, or such other officer of the successor Governing Body as shall be charged with substantially the same duties and responsibilities.

 "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

 "Depository Bonds" shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

 "DTC" shall mean The Depository Trust Company, New York, New York, a limited purpose trust company, or any successor book-entry securities depository appointed for the Bonds.

 "DWSRF Obligations" shall mean bonds, notes or other obligations as may be issued in connection with the Issuer’s participation in the Iowa Drinking Water State Revolving Fund Program administered by the Iowa Finance Authority and Iowa Department of Natural Resources which DWSRF Obligations may be Senior DWSRF Obligations or subordinate DWSRF Obligations.

 "Fiscal Year" shall mean the twelve-month period beginning on July 1 of each year and ending on the last day of June of the following year, or any other consecutive twelve-month period adopted by the Governing Body or by law as the official accounting period of the System. Requirements of a Fiscal Year as expressed in this Resolution shall exclude any payment of principal or interest falling due on the first day of the Fiscal Year and include any payment of principal or interest falling due on the first day of the succeeding Fiscal Year, except to the extent of any conflict with the terms of the Outstanding Obligations while the same remain outstanding.

 "Governing Body" shall mean the City Council of the City, or its successor in function with respect to the operation and control of the System.

 "Independent Auditor" shall mean an independent firm of Certified Public Accountants or the Auditor of State.

 "Issuer" and "City" shall mean the City of Cedar Rapids, State of Iowa.

 "Net Revenues" shall mean gross earnings of the System after deduction of current expenses; "Current Expenses" shall mean and include the reasonable and necessary cost of operating, maintaining, repairing and insuring the System, including purchases at wholesale, if any, salaries, wages, and costs of materials and supplies but excluding depreciation and principal of and interest on the Bonds and any Parity Obligations or payments to the various funds established herein; capital costs, depreciation and interest or principal payments are not System expenses.

 "Original Purchaser" shall mean the purchaser of the Bonds from Issuer at the time of their original issuance.

 "Outstanding Obligations" shall mean the Water Revenue Capital Loan Notes, Series DWSRF (2008) dated January 10, 2008, issued in accordance with Resolution No. 0988-11-07 adopted November 28, 2007; Water Revenue Bonds, Series 2009F, dated August 10, 2009, issued in accordance with Resolution No. 0728-07-09 adopted July 22, 2009; Water Revenue Bonds, Series 2010D, dated June 29, 2010, issued in accordance with Resolution No. 0628-06-10 adopted June 8, 2010; Water Revenue Bonds, Series 2011D, dated June 8, 2011, issued in accordance with Resolution No. 0588-05-11 adopted May 24, 2011; Water Revenue Bonds, Series 2012E, dated June 6, 2012, issued in accordance with Resolution No. 0731-05-12 adopted May 22, 2012; Water Revenue Bonds, Series 2013E, dated June 11, 2013, issued in accordance with Resolution No. 0823-05-13, adopted May 28, 2013, Water Revenue Bonds Series 2014D dated June 17, 2014, issued in accordance with Resolution No. 0630-15-14, adopted May 27, 2014, and Water Revenue Bonds Series 2015D dated June 18, 2015, issued in accordance with Resolution No. 0731-05-15, adopted May 26, 2015 which bonds are still outstanding and unpaid and remain a lien on the Net Revenues of the System for the extent outlined in Exhibit A attached hereto.

 "Parity Obligations" shall mean water revenue bonds or notes payable solely from the Net Revenues of the System on an equal basis with the Bonds herein authorized to be issued, and shall include Additional Obligations as authorized to be issued under the terms of this Resolution and the Outstanding Obligations.

 "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

 "Paying Agent" shall mean the Finance Director of the City of Cedar Rapids, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

"Permitted Investments" shall mean:

- direct obligations of (including obligations issued or held in book entry form on the books of) the Department of the Treasury of the United States of America;

- obligations of any of the following federal agencies which obligations represent full faith and credit of the United States of America, including:

  - Export - Import Bank
  - Farm Credit System Financial Assistance Corporation
  - USDA - Rural Development
  - General Services Administration
  - U.S. Maritime Administration
  - Small Business Administration
  - Government National Mortgage Association (GNMA)
  - U.S. Department of Housing & Urban Development (PHA's)
  - Federal Housing Administration

- repurchase agreements whose underlying collateral consists of the investments set out above if the Issuer takes delivery of the collateral either directly or through an authorized custodian. Repurchase agreements do not include reverse repurchase agreements;

- senior debt obligations rated "AAA" by Standard & Poor's Corporation (S&P) or "Aaa" by Moody's Investors Service Inc. (Moody's) issued by the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation;

- U.S. dollar denominated deposit accounts, federal funds and banker's acceptances with domestic commercial banks which have a rating on their short-term certificates of deposit on the date of purchase of "A-1" or "A-1+" by S&P or "P-1" by Moody's and maturing no more than 360 days after the date of purchase (ratings on holding companies are not considered as the rating of the bank);

- commercial paper which is rated at the time of purchase in the single highest classification, "A-1+" by S&P or "P-1" by Moody's and which matures not more than 270 days after the date of purchase;

- investments in a money market fund rated "AAAm" or "AAAm-G" or better by S&P;

- pre-refunded municipal obligations, defined as any bonds or other obligations of any state of the United States of America or of any agency, instrumentality or local governmental unit of any such state which are not callable at the option of the obligor prior to maturity or as to which irrevocable instructions have been given by the obligor to call on the date specified in the notice; and (a) which are rated, based on an irrevocable escrow account or fund (the "escrow"), in the highest rating category of S&P or Moody's or any successors thereto; or (b)(i) which are fully secured as to principal and interest and redemption premium, if any, by an escrow consisting only of cash or direct obligations of the Department of the Treasury of the United States of America, which escrow may be applied only to the payment of such principal of and interest and redemption premium, if any, on such bonds or other obligations on the maturity date or dates thereof or the specified redemption date or dates pursuant to such irrevocable instructions, as appropriate; and (ii) which escrow is sufficient, as verified by a nationally recognized independent certified public accountant, to pay principal of and interest and redemption premium, if any, on the bonds or other obligations described in this paragraph on the maturity date or dates specified in the irrevocable instructions referred to above, as appropriate;

- tax exempt bonds as defined and permitted by section 148 of the Internal Revenue Code and applicable regulations and only if rated within the two highest classifications as established by at least one of the standard rating services approved by the superintendent of banking by rule adopted pursuant to chapter 17A Code of Iowa;

- an investment contract rated within the two highest classifications as established by at least one of the standard rating services approved by the superintendent of banking by rule adopted pursuant to chapter 17A Code of Iowa; and

- Iowa Public Agency Investment Trust.

 "Prior Bond Resolution" shall mean the resolutions authorizing the Outstanding Obligations adopted on November 28, 2007, July 22, 2009, June 8, 2010, May 24, 2011, May 22, 2012, May 28, 2013, May 27, 2014, and May 26, 2015.

 "Project Fund" shall mean the fund required to be established by this Resolution for the deposit of the proceeds of the Bonds.

 "Registrar" shall mean the Finance Director of the City of Cedar Rapids, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

 "Representation Letter" shall mean the Blanket Issuer Letter of Representations executed and delivered by the Issuer to DTC on file with DTC.

 "Reserve Fund Requirement" shall mean an amount equal to the lesser of (a) the maximum amount of the principal and interest coming due on the Bonds and Parity Obligations (but not including DWSRF Obligations) in any succeeding Fiscal Year, (b) 10 percent of the stated principal amount of the Bonds and Parity Obligations (but not including DWSRF Obligations). For issues with original issue discount the issue price as defined in the Tax Certificate shall be substituted for the stated principal amount, or (c) 125% of the average amount of principal and interest coming due on the Bonds and Parity Obligations (but not including DWSRF Obligations) in any succeeding Fiscal Year. The Reserve Fund Requirement shall be determined without reference to any Subsidy Payments.

 "Resolution" shall mean this resolution authorizing the issuance of the Bonds.

 "Senior DWSRF Obligations" shall mean the Water Revenue Capital Loan Notes, Series DWSRF (2008) dated January 10, 2008, and any DWSRF obligations issued on a parity therewith. Provided however, Senior DWSRF Obligations shall neither be secured by the Reserve Fund nor subject to the Reserve Fund Requirement.

 "Subordinate Obligations" shall mean notes, bonds or other obligations issued with a right to payment from the Net Revenues and secured by a lien on the Net Revenues, but expressly junior and subordinate to the Bonds, Parity Obligations, Additional Obligations and Senior DWSRF Obligations.

 “Subsidy Payments” shall mean all payments received by the Issuer as a result of the Issuer’s election to designate the Series DWSRF (2008) Water Revenue Capital Loan Notes or any future obligations as Build America Bonds.

 "System" shall mean the Municipal Water Utility of the Issuer and all properties of every nature hereinafter owned by the Issuer comprising part of or used as a part of the System, including all improvements and extensions made by Issuer while any of the Bonds or Parity Obligations remain outstanding; all real and personal property; and all appurtenances, contracts, leases, franchises and other intangibles.

 "Tax Exemption Certificate" shall mean the Tax Exemption Certificate executed by the Treasurer and delivered at the time of issuance and delivery of the Bonds.

 "Treasurer" shall mean the Finance Director or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

 "Yield Restricted" shall mean required to be invested at a yield that is not materially higher than the yield on the Bonds under section 148(a) of the Internal Revenue Code or regulations issued thereunder.

Section 2. Authority. The Bonds authorized by this Resolution shall be issued pursuant to Division V, Chapter 384 of the Code of Iowa, and in compliance with all applicable provisions of the Constitution and laws of the State of Iowa.

Section 3. Authorization and Purpose. There are hereby authorized to be issued, negotiable, serial, fully registered Water Revenue Bonds of the City, in the County of Linn, State of Iowa, Series 2015D, in the aggregate amount of $13,385,000 for the purpose of paying costs of improvements and extensions to the Municipal Water Utility.

Section 4. Source of Payment. The Bonds herein authorized and Parity Obligations and the interest thereon shall be payable solely and only out of the Net Revenues of the System and shall be a first lien on the future Net Revenues of the System. The Bonds shall not be general obligations of the Issuer nor shall they be payable in any manner by taxation and the Issuer shall be in no manner liable by reason of the failure of the Net Revenues to be sufficient for the payment of the Bonds.

Section 5. Bond Details. Water Revenue Bonds of the City in the amount of $13,835,000 shall be issued pursuant to the provisions of Section 384.82 of the Code of Iowa for the aforesaid purpose. The Bonds shall be designated "WATER REVENUE BOND, SERIES 2016D", be dated June 15, 2016, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, the interest payable on December 1, 2016 and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the City Clerk, and impressed or printed with the seal of the City and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$450,000	4.000%	2017
$485,000	4.000%	2018
$505,000	5.000%	2019
$530,000	5.000%	2020
$555,000	5.000%	2021
$585,000	5.000%	2022
$615,000	5.000%	2023
$645,000	5.000%	2024
$675,000	4.000%	2025
$705,000	2.000%	2026
$720,000	2.000%	2027
$730,000	2.125%	2028
$745,000	3.000%	2029
$770,000	3.000%	2030
$795,000	3.000%	2031
$815,000	3.000%	2032
$840,000	3.000%	2033
$865,000	3.000%	2034
$890,000	3.000%	2035
$915,000	3.000%	2036

Section 6. Redemption.

(a) Optional Redemption. Bonds maturing after June 1, 2024, may be called for redemption by the Issuer and paid before maturity on such date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All Bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Section 7. Issuance of Bonds in Book-Entry Form; Replacement Bonds.

(a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

(b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the Finance Director kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

(c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

(d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

(e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

Section 8. Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

(a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Bonds, and in no other way. The Finance Director is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.83(5) of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

(b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

(c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

(d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

(e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

(f) Non-Presentment of Bonds. In the event any payment check representing payment of principal of or interest on the Bonds is returned to the Paying Agent or is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent, shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

Section 9. Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Payment of principal shall only be made upon surrender of the Bond to the Paying Agent.

Section 11. Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Mayor and Clerk shall execute and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Original Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12. Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13. Form of Bond. Bonds shall be printed in substantial compliance with standards proposed by the American Standards Institute substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF LINN"
"CITY OF CEDAR RAPIDS"
"WATER REVENUE BOND"
"SERIES 2016D"

Rate: _____
Maturity: _____
Bond Date: June 15, 2016
CUSIP No.: _____
"Registered"
Certificate No. _____
Principal Amount: $_____

The City of Cedar Rapids, State of Iowa, a municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (_____) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the Finance Director, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2016, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Bond is issued pursuant to the provisions of Section 384.82 of the Code of Iowa, as amended, for the purpose of paying costs of improvements and extensions to the Municipal Water Utility, in conformity to a Resolution of the Council of the City duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Bonds maturing after June 1, 2024, may be called for optional redemption by the Issuer and paid before maturity on said date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the Finance Director, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered bondholders of such change. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 384.83(5) of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

This Bond and the series of which it forms a part, other bonds ranking on a parity therewith, and any additional bonds or notes which may be hereafter issued and outstanding from time to time on a parity with the Bonds, as provided in the Bond Resolution of which notice is hereby given and is hereby made a part hereof, are payable from and secured by a pledge of the Net Revenues of the Municipal Water Utility (the "System"), as defined and provided in the Resolution. There has heretofore been established and the City covenants and agrees that it will maintain just and equitable rates or charges for the use of and service rendered by the System in each year for the payment of the proper and reasonable expenses of operation and maintenance of the System and for the establishment of a sufficient sinking fund to meet the principal of and interest on this series of Bonds, and other bonds ranking on a parity therewith, as the same become due. This Bond is not payable in any manner by taxation and under no circumstances shall the City be in any manner liable by reason of the failure of the Net Revenues to be sufficient for the payment hereof.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law.

IN TESTIMONY WHEREOF, the City by its City Council has caused this Bond to be signed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its Clerk**,** with the seal of the City printed or impressed hereon, and authenticated by the manual signature of an authorized representative of the Registrar, the Finance Director, Cedar Rapids, Iowa.

Date of authentication:
This is one of the Bonds described in the within mentioned Resolution, as registered by the Finance Director

FINANCE DIRECTOR, Registrar

By: _____
Authorized Signature

Registrar and Transfer Agent: Finance Director
Paying Agent: Finance Director

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)
(Signature Block)

CITY OF CEDAR RAPIDS, STATE OF IOWA

By: _____(manual or facsimile signature)_____
Mayor
ATTEST:

By: _____(manual or facsimile signature)_____
Deputy City Clerk

(Assignment Block)
(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ (Social Security or Tax Identification No. _____) the within Bond and does hereby irrevocably constitute and appoint _____ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

_____

_____
(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)_____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) _____
Address of Transferee(s) _____
Social Security or Tax Identification
Number of Transferee(s) _____
Transferee is a(n):

Individual*	_____	Corporation	_____
Partnership	_____	Trust	_____

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common
IA UNIF TRANS MIN ACT - ..... Custodian .....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act.....
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

Section 14. Equality of Lien. The timely payment of principal of and interest on the Bonds and Parity Obligations shall be secured equally and ratably by the Net Revenues of the System without priority by reason of number or time of sale or delivery; and the Net Revenues of the System are hereby irrevocably pledged to the timely payment of both principal and interest as the same become due.

Section 15. Application of Bond Proceeds – Project Fund. Proceeds of the Bonds shall be applied as follows:

- An amount equal to accrued interest shall be deposited in the Sinking Fund for application to the first payment of interest on the Bonds.

- An amount sufficient to meet the Reserve Fund Requirement shall be deposited in the Reserve Fund.

- An amount sufficient to pay costs of issuing the Bonds will be used within six months of the Closing Date to pay the costs of issuance of the Bonds.

- The balance of the proceeds shall be deposited to the Project Fund and expended therefrom for the purposes of issuance.

The Project Fund shall be invested in accordance with Section 19 of this Resolution. Earnings on investments of the Project Fund shall be deposited in and expended from the Project Fund. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds of the System shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law, the Internal Revenue Code and this Resolution.

Section 16. User Rates. There has heretofore been established and published as required by law, just and equitable rates or charges for the use of the service rendered by the System. The rates or charges shall be paid by the owner of each and every lot, parcel of real estate, or building that is connected with and uses the System, by or through any part of the System or that in any way uses or is served by the System. So long as the Bonds are outstanding and unpaid the rates or charges to consumers of services of the System shall be sufficient in each year for the payment of the proper and reasonable expenses of operation and maintenance of the System and for the payment of principal and interest on the Bonds and Parity Obligations and obligations as the same fall due, and to provide for the creation of reserves as hereinafter provided.

Any revenues paid and collected for the use of the System and its services by the Issuer or any department, agency or instrumentality of the Issuer shall be used and accounted for in the same manner as any other revenues derived from the operations of the System.

Section 17. Application of Revenues. From and after the delivery of any Bonds, and as long as any of the Bonds or Parity Obligations shall be outstanding and unpaid either as to principal or as to interest, or until all of the Bonds and Parity Obligations then outstanding shall have been discharged and satisfied in the manner provided in this Resolution, the entire income and revenues of the System shall be deposited as collected in a fund to be known as the Water Revenue Fund (the "Revenue Fund"), and shall be disbursed only as follows:

(a) Operation and Maintenance Fund. Money in the Revenue Fund shall first be disbursed to make deposits into a separate and special fund to pay current expenses. The fund shall be known as the Water Revenue Operation and Maintenance Fund (the "Operation and Maintenance Fund"). There shall be deposited in the Operation and Maintenance Fund each month an amount sufficient to meet the current expenses of the month plus an amount equal to 1/12th of expenses payable on an annual basis such as insurance. After the first day of the month, further deposits may be made to this account from the Revenue Fund to the extent necessary to pay current expenses accrued and payable to the extent that funds are not available in the Surplus Fund.

(b) Sinking Fund. Money in the Revenue Fund shall next be disbursed to make deposits into a separate and special fund to pay the principal and interest requirements of the Fiscal Year on the Bonds and Parity Obligations. The fund shall be known as the Water Revenue Bond and Interest Sinking Fund (the "Sinking Fund"). The required amount to be deposited in the Sinking Fund in any month shall be the equal monthly amount necessary to pay in full the installment of interest coming due on the next interest payment date on the then outstanding Bonds and Parity Obligations plus the equal monthly amount necessary to pay in full the installment of principal coming due on such Bonds on the next succeeding principal payment date until the full amount of such installment is on hand. If for any reason the amount on hand in the Sinking Fund exceeds the required amount, the excess shall forthwith be withdrawn and paid into the Revenue Fund. Money in the Sinking Fund shall be used solely for the purpose of paying principal of and interest on the Bonds and Parity Obligations as the same shall become due and payable.

(c) Reserve Fund. Money in the Revenue Fund shall next be disbursed to maintain a debt service reserve in an amount equal to the Reserve Fund Requirement. Such fund shall be known as the Water Revenue Debt Service Reserve Fund (the "Reserve Fund"). In each month there shall be deposited in the Reserve Fund an amount equal to 25 percent of the amount required by this Resolution to be deposited in such month in the Sinking Fund; provided, however, that when the amount on deposit in the Reserve Fund shall be not less than the Reserve Fund Requirement, no further deposits shall be made into the Reserve Fund except to maintain such level, and when the amount on deposit in the Reserve Fund is greater than the balance required above, such additional amounts shall be withdrawn and paid into the Revenue Fund. Money in the Reserve Fund shall be used solely for the purpose of paying principal at maturity of or interest on the Bonds and Parity Obligations for the payment of which insufficient money shall be available in the Sinking Fund. Whenever it shall become necessary to so use money in the Reserve Fund, the payments required above shall be continued or resumed until it shall have been restored to the required minimum amount. The Reserve Fund shall not secure any DWSRF Obligations and DWSRF Obligations shall not be subject to the Reserve Fund Requirement.

At closing, Bond Proceeds in the amount of $804,277.82, shall be deposited to the Reserve Fund to meet the Reserve Fund Requirement. Money on deposit in the Reserve Fund to meet the Reserve Fund Requirement that is deemed to be in excess of amounts which may be invested without regard to yield shall be Yield Restricted if required by the Code.

(d) Subordinate Obligations. Money in the Revenue Fund may next be used to pay principal of and interest on (including reasonable reserves therefor) any other obligations which by their terms shall be payable from the revenues of the System, but subordinate to the Bonds and Parity Obligations, and which have been issued for the purposes of extensions and improvements to the System or to retire the Bonds or Parity Obligations in advance of maturity, or to pay for extraordinary repairs or replacements to the System.

(e) Surplus Revenue. All money thereafter remaining in the Revenue Fund at the close of each month may be deposited in any of the funds created by this Resolution, may be used to pay for extraordinary repairs or replacements to the System, or may be used to pay or redeem the Bonds or Parity Obligations or any of them, or for any lawful purpose.

Money in the Revenue Fund shall be allotted and paid into the various funds and accounts hereinbefore referred to in the order in which the funds are listed, on a cumulative basis on the 10th day of each month, or on the next succeeding business day when the 10th shall not be a business day; and if in any month the money in the Revenue Fund shall be insufficient to deposit or transfer the required amount in any of the funds or accounts, the deficiency shall be made up in the following month or months after payments into all funds and accounts enjoying a prior claim to the revenues shall have been met in full. The provisions of this Section shall not be construed to require the Issuer to maintain separate bank accounts for the funds created by this Section; except the Sinking Fund and the Reserve Fund shall be maintained in a separate account but may be invested in conjunction with other funds of the City but designated as a trust fund on the books and records of the City.

Section 18. Outstanding Obligations. Nothing in this Resolution shall be construed to impair the rights vested in the Outstanding Obligations. The amounts herein required to be paid into the various funds named in this Resolution shall be inclusive of payments required in respect to the Outstanding Obligations. The provisions of the Prior Bond Resolutions and the provisions of this Resolution are to be construed wherever possible so that the same will not be in conflict. In the event such construction is not possible, the provisions of the resolution first adopted shall prevail until such time as the Bonds authorized by the resolution have been paid in full or otherwise satisfied as therein provided at which time the provisions of this Resolution shall again prevail.

Section 19. Investments. All of the funds provided by this Resolution may be invested only in Permitted Investments or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation or its equivalent successor, and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, 2015, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for the purposes for which the fund was created or otherwise as herein provided but in no event maturing in more than three years in the case of the Reserve Fund.

All income derived from such investments shall be deposited in the Revenue Fund and shall be regarded as revenues of the System. Investments shall at any time necessary be liquidated and the proceeds thereof applied to the purpose for which the respective fund was created.

Section 20. Covenants Regarding the Operation of the System. The Issuer hereby covenants and agrees with each and every holder of the Bonds and Parity Obligations:

(a) Maintenance and Efficiency. The Issuer will maintain the System in good condition and operate it in an efficient manner and at reasonable cost.

(b) Sufficiency of Rates. On or before the beginning of each Fiscal Year the Governing Body will adopt or continue in effect rates for all services rendered by the System determined to be sufficient to produce Net Revenues for the next succeeding Fiscal Year adequate to pay principal and interest requirements and create reserves as provided in this Resolution but not less than 110 percent of the principal and interest requirements of the Fiscal Year. No free use of the System by the Issuer or any department, agency or instrumentality of the Issuer shall be permitted except upon the determination of the Governing Body that the rates and charges otherwise in effect are sufficient to provide Net Revenues at least equal to the requirements of this subsection.

(c) Insurance. The Issuer shall maintain insurance for the benefit of the bondholders on the insurable portions of the System of a kind and in an amount which normally would be carried by private companies engaged in a similar kind of business. The proceeds of any insurance, except public liability insurance, shall be used to repair or replace the part or parts of the System damaged or destroyed, or if not so used shall be placed in the Revenue Fund.

(d) Accounting and Audits. The Issuer will cause to be kept proper books and accounts adapted to the System and in accordance with generally accepted accounting practices, and will diligently act to cause the books and accounts to be audited annually and reported upon not later than 180 days after the end of each Fiscal Year by an Independent Auditor and will provide copies of the audit report to the holders of any of the Bonds and Parity Obligations upon request. The holders of any of the Bonds and Parity Obligations shall have at all reasonable times the right to inspect the System and the records, accounts and data of the Issuer relating thereto.

(e) State Laws. The Issuer will faithfully and punctually perform all duties with reference to the System required by the Constitution and laws of the State of Iowa, including the making and collecting of reasonable and sufficient rates for services rendered by the System as above provided, and will segregate the revenues of the System and apply the revenues to the funds specified in this Resolution.

(f) Property. The Issuer will not sell, lease, mortgage or in any manner dispose of the System, or any capital part thereof, including any and all extensions and additions that may be made thereto, until satisfaction and discharge of all of the Bonds and Parity Obligations shall have been provided for in the manner provided in this Resolution; provided, however, that this covenant shall not be construed to prevent the disposal by the Issuer of property which in the judgment of its Governing Body has become inexpedient or unprofitable to use in connection with the System, or if it is to the advantage of the System that other property of equal or higher value be substituted therefor, and provided further that the proceeds of the disposition of such property shall be placed in a revolving fund and used in preference to other sources for capital improvements to the System. Any such proceeds of the disposition of property acquired with the proceeds of the Bonds or Parity Obligations shall not be used to pay principal or interest on the Bonds and Parity Obligations or for payments into the Sinking Fund or Reserve Fund.

(g) Fidelity Bond. The Issuer shall maintain fidelity bond coverage in amounts which normally would be carried by private companies engaged in a similar kind of business on each officer or employee having custody of funds of the System.

(h) Additional Charges. The Issuer will require proper connecting charges and/or other security for the payment of service charges.

(i) Budget. The Governing Body of the Issuer shall approve and conduct operations pursuant to a system budget of revenues and current expenses for each Fiscal Year. Such budget shall take into account revenues and current expenses during the current and last preceding Fiscal Years. Copies of such budget and any amendments thereto shall be provided to the holders of any of the Bonds upon request.

Section 21. Remedies of Bondholders. Except as herein expressly limited the holder or holders of the Bonds and Parity Obligations shall have and possess all the rights of action and remedies afforded by the common law, the Constitution and statutes of the State of Iowa, and of the United States of America, for the enforcement of payment of their Bonds and interest thereon, and of the pledge of the revenues made hereunder, and of all covenants of the Issuer hereunder.

Section 22. Prior Lien and Parity Obligations. The Issuer will issue no other Bonds or obligations of any kind or nature payable from or enjoying a lien or claim on the property or revenues of the System having priority over the Bonds or Parity Obligations.

Additional Obligations may be issued on a parity and equality of rank with the Bonds with respect to the lien and claim of such Additional Obligations to the revenues of the System and the money on deposit in the funds adopted by this Resolution, for the following purposes and under the following conditions, but not otherwise:

(a) For the purpose of refunding any of the Bonds or Parity Obligations which shall have matured or which shall mature not later than three months after the date of delivery of such refunding bonds and for the payment of which there shall be insufficient money in the Sinking Fund and the Reserve Fund;

(b) For the purpose of refunding any Bonds, Parity Obligations or general obligation bonds outstanding, or making extensions, additions, improvements or replacements to the System, if all of the following conditions shall have been met:

(i) before any such Additional Obligations ranking on a parity are issued, there will have been procured and filed with the Clerk, a statement of an Independent Auditor or Independent Financial Consultant, not a regular employee of the Issuer, reciting the opinion based upon necessary investigations that the Net Revenues of the System for the preceding Fiscal Year (with adjustments as hereinafter provided) were equal to at least 1.25 times the maximum amount that will be required in any Fiscal Year prior to the longest maturity of any of the Bonds or Parity Obligations for both principal of and interest on all Bonds or Parity Obligations then outstanding which are payable from the net earnings of the System and the Additional Obligations then proposed to be issued.

For the purpose of determining the Net Revenues of the System for the preceding Fiscal Year as aforesaid, the amount of the gross revenues for such year may be adjusted by an Independent Auditor or Independent Financial Consultant, not a regular employee of the Issuer, so as to reflect any changes in the amount of such revenues which would have resulted had any revision of the schedule of rates or charges imposed at or prior to the time of the issuance of any such Additional Obligations been in effect during all of such preceding Fiscal Year.

(ii) the Additional Obligations must be payable as to principal and as to interest on the same month and day as the Bonds herein authorized.

(iii) for the purposes of this Section, principal and interest falling due on the first day of a Fiscal Year shall be deemed a requirement of the immediately preceding Fiscal Year.

(iv) for the purposes of this Section, general obligation bonds shall be refunded only upon a finding of necessity by the Governing Body and only to the extent the general obligation bonds were issued or the proceeds of them were expended for the System.

(v) for purposes of this Section, "preceding Fiscal Year" shall be the most recently completed Fiscal Year for which audited financial statements prepared by a certified public accountant are issued and available, but in no event a Fiscal Year which ended more than eighteen months prior to the date of issuance of the Additional Obligations.

Section 23. Subordinate Obligations.

(a) Notes, bonds or other obligations may also be issued which by their terms shall be payable from the revenues of the System, but subordinate to the Bonds and Parity Obligations and shall constitute Subordinate Obligations.

Such Subordinate Obligations may be issued for the purposes of improvements and extensions to the System or to retire or refund Bonds or Parity Obligations or Subordinate Obligations in advance of maturity, or to pay for extraordinary repairs or replacements to the System.

(b) In the event of any insolvency or bankruptcy proceedings, and any receivership, liquidation, reorganization, or other similar proceedings in connection therewith, relative to the Issuer or to its creditors, as such, or to its property, and in the event of any proceedings for voluntary liquidation, dissolution, or other winding up of the Issuer, whether or not involving insolvency or bankruptcy, the owners of all Bonds or Parity Obligations then outstanding shall be entitled to receive payment in full of all principal and interest due on all such Bonds or Parity Obligations before the owners of the Subordinate Obligations are entitled to receive any payment from the Net Revenues or the amounts held in the funds and accounts created under the Resolution.

(c) If any Event of Default shall have occurred and be continuing (under circumstances when the provisions of paragraph (b) are not applicable), the owners of all Bonds or Parity Obligation then outstanding shall be entitled to receive payment in full of all principal and interest then due on all such Bonds or Parity Obligations before the owners of the Subordinate Obligations are entitled to receive any payment from the Net Revenues or the amounts held in the funds and accounts created under the Resolution.

(d) Any series of Subordinate Obligations may have such rank or priority with respect to any other series of Subordinate Obligations as may be provided in the Resolution authorizing such series of Subordinate Obligations and may contain such other provisions as are not in conflict with the provisions of this Resolution.

(e) By proceedings authorizing all or any Subordinate Obligations, the Issuer may provide for the accession of such Subordinate Obligations to the status of Parity Obligations if, as of the date of accession, the following conditions are satisfied, on a basis which includes all outstanding Parity Obligations and the Subordinate Obligations seeking accession, and if on the date of accession:

(1) the Reserve Fund contains an amount equal to the Reserve Fund Requirement computed on a basis which includes all outstanding Parity Obligations and the Subordinate Obligations seeking accession (but which excludes any DWSRF Obligations); and

(2) the Sinking Fund contains the amount which would have been required to be accumulated therein on the date of accession if the Subordinate Obligations seeking accession had originally been issued as Parity Obligations.

Section 24. Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Bonds issued hereunder which will cause any of the Bonds to be classified as arbitrage bonds within the meaning of Sections 148(a) and (b) of the Internal Revenue Code of the United States, as amended, and that throughout the term of the Bonds it will comply with the requirements of statutes and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Bonds will be used in a manner that would cause the Bonds to be arbitrage bonds.

Section 25. Approval of Tax Exemption Certificate. Attached hereto is a form of Tax Exemption Certificate stating the Issuer's reasonable expectations as to the use of the proceeds of the Bonds. The form of Tax Exemption Certificate is approved. The Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The City Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate at issuance of the Bonds to certify as to the reasonable expectations and covenants of the Issuer at that date.

Section 26. Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 27. Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Bonds from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Bonds; (c) consult with bond counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds; (e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 28. Discharge and Satisfaction of Bonds. The covenants, liens and pledges entered into, created or imposed pursuant to this Resolution may be fully discharged and satisfied with respect to the Bonds and Parity Obligations, or any of them, in any one or more of the following ways:

(a) By paying the Bonds or Parity Obligations when the same shall become due and payable; and

(b) By depositing in trust with the Treasurer, or with a corporate trustee designated by the Governing Body for the payment of the obligations and irrevocably appropriated exclusively to that purpose an amount in cash or direct obligations of the United States the maturities and income of which shall be sufficient to retire at maturity, or by redemption prior to maturity on a designated date upon which the obligations may be redeemed, all of such obligations outstanding at the time, together with the interest thereon to maturity or to the designated redemption date, premiums thereon, if any that may be payable on the redemption of the same; provided that proper notice of redemption of all such obligations to be redeemed shall have been previously published or provisions shall have been made for such publication.

Upon such payment or deposit of money or securities, or both, in the amount and manner provided by this Section, all liability of the Issuer with respect to the Bonds or Parity Obligations shall cease, determine and be completely discharged, and the holders thereof shall be entitled only to payment out of the money or securities so deposited.

Section 29. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Issuer and the holder or holders of the Bonds and Parity Obligations, and after the issuance of any of the Bonds no change, variation or alteration of any kind in the provisions of this Resolution shall be made in any manner, except as provided in the next succeeding Section, until such time as all of the Bonds and Parity Obligations, and interest due thereon, shall have been satisfied and discharged as provided in this Resolution.

Section 30. Amendment of Resolution Without Consent. The Issuer may, without the consent of or notice to any of the holders of the Bonds and Parity Obligations, amend or supplement this Resolution for any one or more of the following purposes:

(a) to cure any ambiguity, defect, omission or inconsistent provision in this Resolution or in the Bonds or Parity Obligations; or to comply with any application provision of law or regulation of federal or state agencies; provided, however, that such action shall not materially adversely affect the interests of the holders of the Bonds or Parity Obligations;

(b) to change the terms or provisions of this Resolution to the extent necessary to prevent the interest on the Bonds or Parity Obligations from being includable within the gross income of the holders thereof for federal income tax purposes;

(c) to grant to or confer upon the holders of the Bonds or Parity Obligations any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the holders of the Bonds;

(d) to add to the covenants and agreements of the Issuer contained in this Resolution other covenants and agreements of, or conditions or restrictions upon, the Issuer or to surrender or eliminate any right or power reserved to or conferred upon the Issuer in this Resolution;

(e) to subject to the lien and pledge of this Resolution additional pledged revenues as may be permitted by law; or

(f) to change the terms or provisions of this Resolution to the extent necessary to assure continued receipt of Subsidy Payments with respect to any Outstanding Obligations or Additional Obligations or to conform the Resolution to future guidance, as may be issued by the Internal Revenue Service or Department of the Treasury with respect to Subsidy Payments. Provided however, no such change or amendment shall be made without written confirmation from the applicable rating agency that such change or amendment will not cause the then applicable rating on any Bonds to be reduced or withdrawn.

Section 31. Amendment of Resolution Requiring Consent. This Resolution may be amended from time to time if such amendment shall have been consented to by holders of not less than two-thirds in principal amount of the Bonds and Parity Obligations at any time outstanding (not including in any case any Bonds which may then be held or owned by or for the account of the Issuer, but including such Refunding Bonds as may have been issued for the purpose of refunding any of such Bonds if such Refunding Bonds shall not then be owned by the Issuer); but this Resolution may not be so amended in such manner as to:

(a) Make any change in the maturity or interest rate of the Bonds, or modify the terms of payment of principal of or interest on the Bonds or any of them or impose any conditions with respect to such payment;

(b) Materially affect the rights of the holders of less than all of the Bonds and Parity Obligations then outstanding; and

(c) Reduce the percentage of the principal amount of Bonds, the consent of the holders of which is required to effect a further amendment.

Whenever the Issuer shall propose to amend this Resolution under the provisions of this Section, it shall cause notice of the proposed amendment to be filed with the Original Purchaser and to be mailed by certified mail to each registered owner of any Bond as shown by the records of the Registrar. Such notice shall set forth the nature of the proposed amendment and shall state that a copy of the proposed amendatory Resolution is on file in the office of the City Clerk.

Whenever at any time within one year from the date of the mailing of the notice there shall be filed with the City Clerk an instrument or instruments executed by the holders of at least two-thirds in aggregate principal amount of the Bonds then outstanding as in this Section defined, which instrument or instruments shall refer to the proposed amendatory Resolution described in the notice and shall specifically consent to and approve the adoption thereof, thereupon, but not otherwise, the Governing Body of the Issuer may adopt such amendatory Resolution and such Resolution shall become effective and binding upon the holders of all of the Bonds and Parity Obligations.

Any consent given by the holder of a Bond pursuant to the provisions of this Section shall be irrevocable for a period of six months from the date of the instrument evidencing such consent and shall be conclusive and binding upon all future holders of the same Bond during such period. Such consent may be revoked at any time after six months from the date of such instrument by the holder who gave such consent or by a successor in title by filing notice of such revocation with the City Clerk.

The fact and date of the execution of any instrument under the provisions of this Section may be proved by the certificate of any officer in any jurisdiction who by the laws thereof is authorized to take acknowledgments of deeds within such jurisdiction that the person signing such instrument acknowledged before him the execution thereof, or may be proved by an affidavit of a witness to such execution sworn to before such officer.

The amount and numbers of the Bonds held by any person executing such instrument and the date of his holding the same may be proved by an affidavit by such person or by a certificate executed by an officer of a bank or trust company showing that on the date therein mentioned such person had on deposit with such bank or trust company the Bonds described in such certificate.

Section 32. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions.

Section 33. Repeal of Conflicting Ordinances or Resolutions and Effective Date. All other ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed; and this Resolution shall be in effect from and after its adoption.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

EXHIBIT A

Outstanding Obligations
(as of June 15, 2016)

	Amount Outstanding
Water Revenue Capital Loan Notes, Series DWSRF	$28,158,000
Water Revenue Bonds, Series 2009F	$ 6,345,000
Water Revenue Bonds, Series 2010D	$ 6,485,000
Water Revenue Bonds, Series 2011D	$ 5,240,000
Water Revenue Bonds, Series 2012E	$ 4,915,000
Water Revenue Bonds, Series 2013E	$ 6,465,000
Water Revenue Bonds, Series 2014D	$ 4,235,000
Water Revenue Bonds, Series 2015D	$ 9,540,000

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF LINN)

I, the undersigned Deputy City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the corporate records of the City showing proceedings of the City Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the City hereto affixed this 24th day of May, 2016.

Alissa Van Sloten,
Deputy City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)

01238430-1\10120-189

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Glenn Vosatka, PE **Phone Number/Extension:** 5821
E-mail Address: g.vosatka@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Preliminary resolution for the construction of sidewalk improvements for the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project.
CIP/DID #301696-00

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: This project is to construct sidewalks along both sides of Bever Avenue SE from 30th Street to 34th Street.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit and the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments.

The total estimated project cost is approximately $450,000; it is to be funded with GO Bonds and the assessments.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of sidewalk improvements in the City of Cedar Rapids, Iowa for the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project.

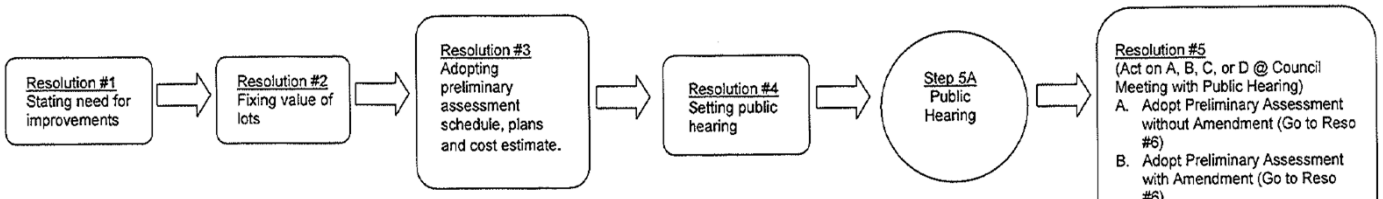
Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project would need additional General Obligation Bond funding or must be abandoned.

Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: Dept ID 301000, Project 301696, NA

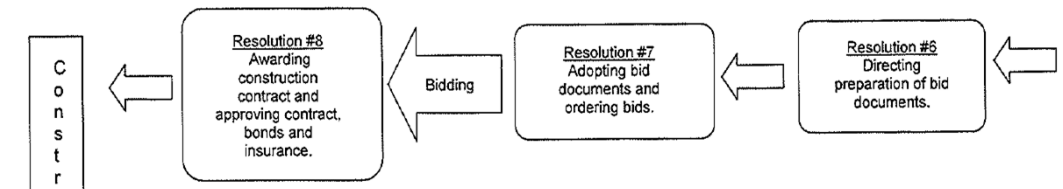
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS*
SUMMARY

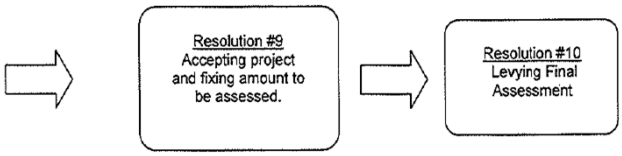
PRELIMINARY ASSESSMENT ACTIONS



NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS



* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

UPDATED 8.29.07

ENG
CLK
301696-00

RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION
OF SIDEWALK IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is necessary and desirable that Portland Cement Concrete sidewalk be constructed within Cedar Rapids, Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids, Iowa, construct Portland Cement Concrete sidewalk as hereinafter described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements shall be as follows:

Bever Avenue SE from 30th Street SE to 34th Street SE

, and

BE IT FURTHER RESOLVED that Nathan Kampman, P.E., of the Public Works Department, Cedar Rapids, Iowa, having been employed as Engineer to prepare plats, schedules, estimates, plans and specifications and otherwise to act in said capacity with respect to said project is hereby ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within the area hereinafter described will be specially benefited by said improvements, to-wit:

GPN	**Legal Description**
14231-54011-00000	S70' EACH LOTS 28 & 29 IRR SUR SW NE SEC 23 TWP 83 R 7
14231-54013-00000	LOT 30 IRR SUR SW NE & W20' N140' S180' SE NE SEC 23 TWP 83 R 7
14231-78019-00000	E70’ W90' N140' S180' SW SE NE SEC 23 TWP 83 R 7
14231-78020-00000	E60' W150' N140' S180' SW SE NE SEC 23 TWP 83 R 7
14231-78026-00000	BEVER AVE ADDITION, LOT 3
14231-78027-00000	BEVER AVE ADDITION, LOT 4
14231-78028-00000	BEVER AVE ADDITION, LOT 5
14231-78040-00000	BEVER AVE ADDITION, LOT 6
14231-78041-00000	BEVER AVE ADDITION, LOT 7
14231-78042-00000	BEVER AVE ADDITION, LOT 8
14231-78043-00000	BEVER AVE ADDITION, LOT 9
14231-78044-00000	LANDS W 98' E 519’ N 140' S 180' S 1/2 SE NE SEC 23 TWP 83 R 7

GPN	Legal Description
14231-78045-00000	LANDS W 98' E 421’ N 140' S 180' S 1/2 SE NE SEC 23 TWP 83 R 7
14231-78038-00000	BEVER AVE 2ND ADDITION, LOT 11
14231-78046-00000	N170' S210' W233’ E273’ S1/2 SE NE SEC 23 TWP 83 R 7
14234-26002-00000	A.P. #103 W65.05' LOT 1, BLOCK 2
14234-26001-00000	A.P. #103 E75’ LOT 1 & E40’ LOT 2, BLOCK 2
14234-03003-00000	BEVER PARK 7TH ADDITION, W 40.6’ LOT 12
14234-03002-00000	BEVER PARK 7TH ADDITION, LOT 11 & E 21.5’ LOT 12
14234-03001-00000	BEVER PARK 7TH ADDITION, LOT 10
14234-02004-00000	BEVER PARK 7TH ADDITION, LOT 9
14234-02003-00000	BEVER PARK 7TH ADDITION, LOT 8
14234-02002-00000	BEVER PARK 7TH ADDITION, LOT 7
14234-02001-00000	BEVER PARK 7TH ADDITION, LOT 6
14234-01014-00000	BEVER PARK 7TH ADDITION, LOTS 4 & 5
14234-01013-00000	BEVER PARK 7TH ADDITION, LOT 3
14234-01001-00000	A.P. #445, LOT 1
14234-01002-00000	A.P. #445, LOT 2
14234-01003-00000	A.P. #445, LOT 3

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as
“Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE”
, and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

PASSED_DAY_TAG

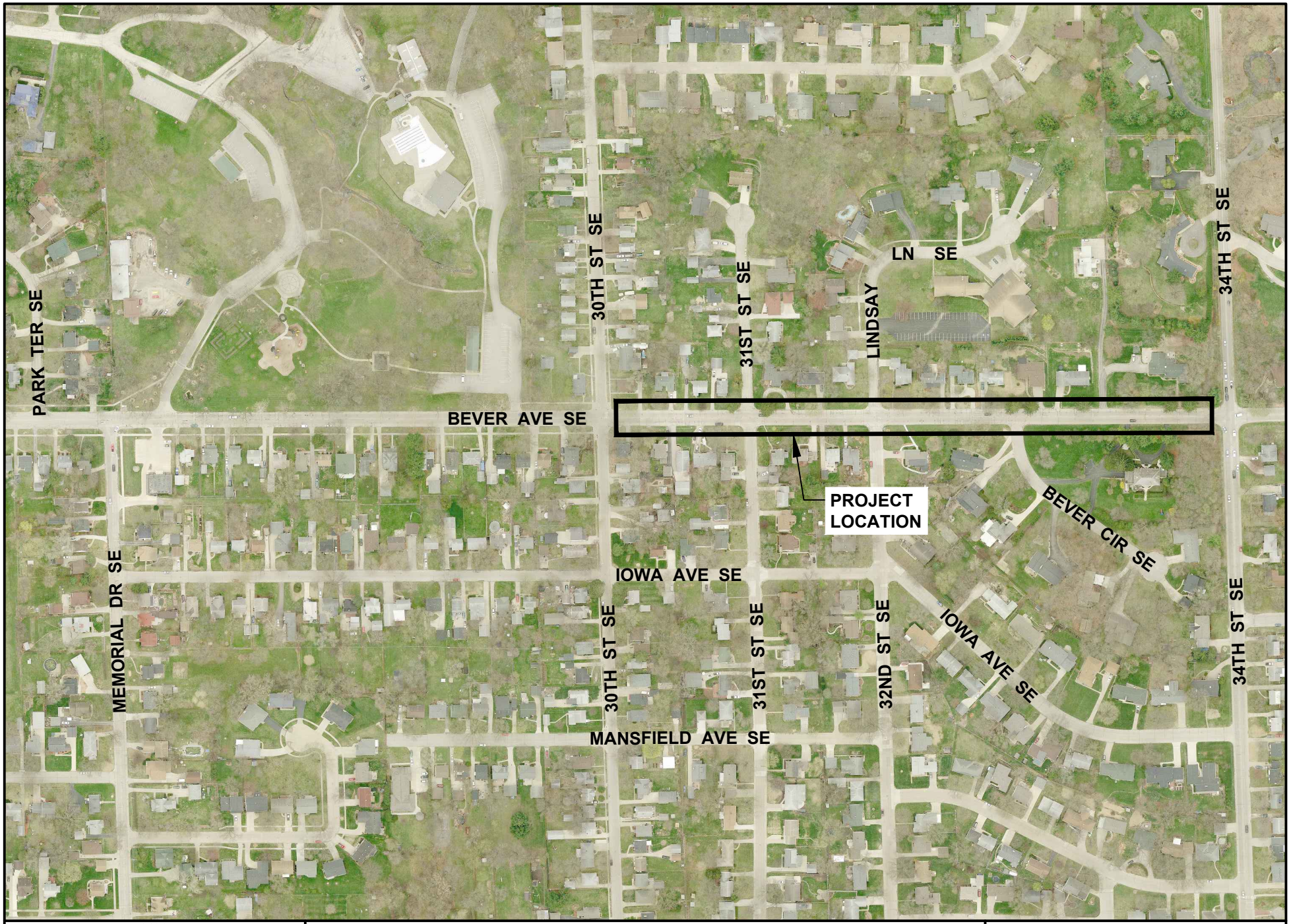
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

BEVER AVENUE SE SIDEWALK EXTENSION
FROM 30TH STREET SE TO 34TH STREET SE

N

0 FEET 300

301696

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Preliminary resolution for the removal and replacement of bituminous fiber (Orangeburg) sanitary sewer services for the Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements project **(Paving for Progress).**
CIP/DID #3012153-00

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

Background: This project includes the rehabilitation of Memorial Drive SE from McCarthy Road to Mount Vernon Road. The work includes milling and resurfacing, water main replacement, and storm water improvements.

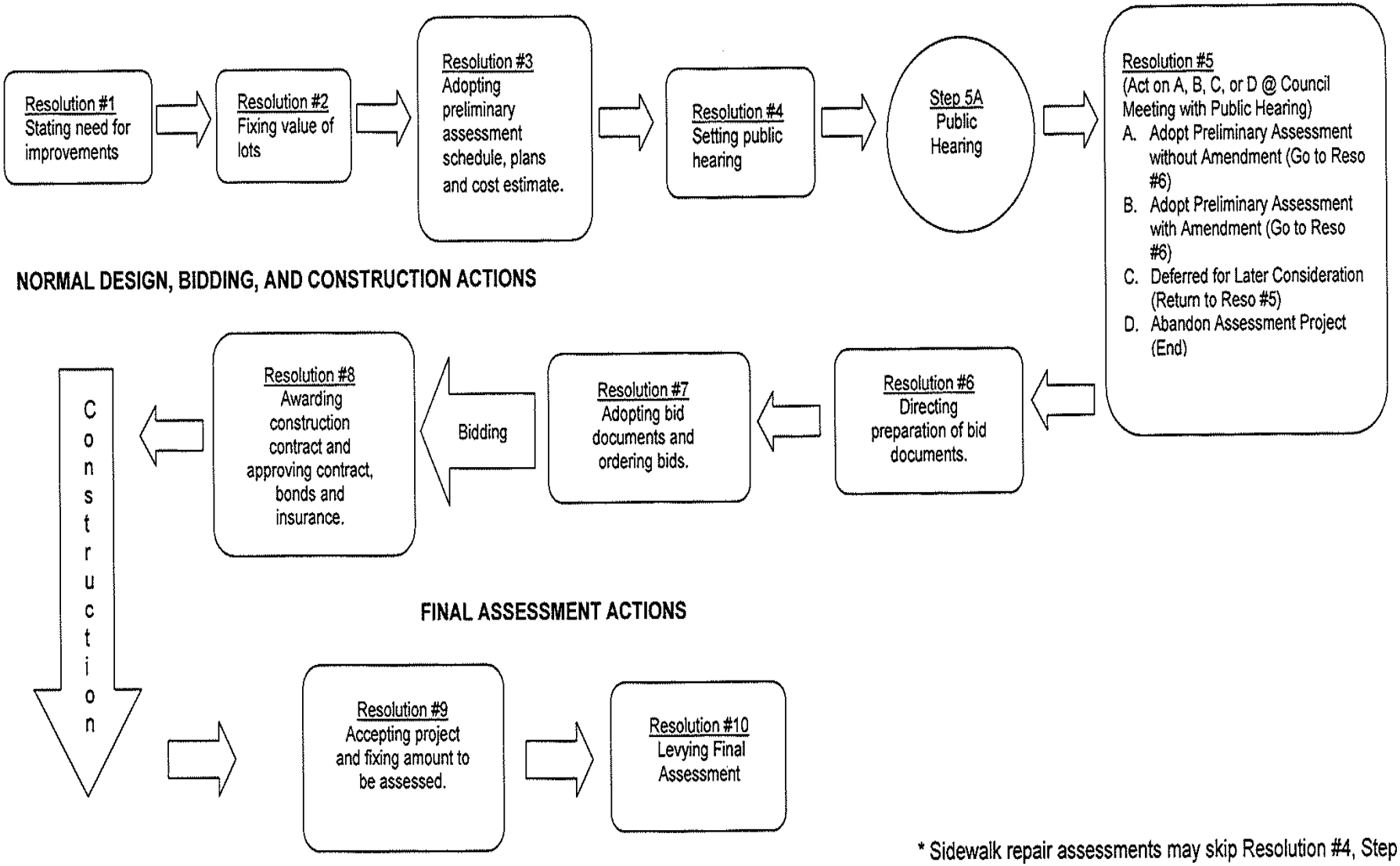
In the winter of 2015/2016, the City notified property owners and televised sanitary sewer services within the project boundary. If bituminous fiber pipe was located within the City's right-of-way, the City contacted the property owner informing them to remove and replace these services or be assessed for the repairs. Given the failure rate of bituminous fiber pipe, the sanitary service replacements should be made in order to protect the City's investment in the overlying roadway.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit in the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments. The total estimated project cost is approximately $2,850,000.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the removal and replacement of sanitary sewer services in the City of Cedar Rapids, Iowa for the Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements project.

Alternative Recommendation: If the resolution is not adopted, the assessment will not proceed. The project will have to be deferred or abandoned.

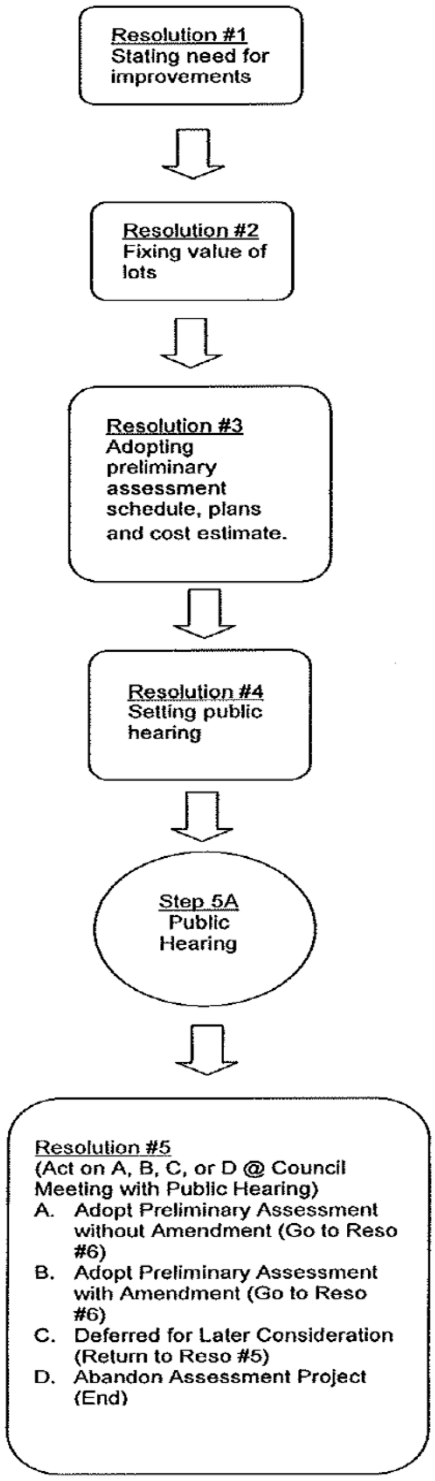
Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: 301/301000/3012153 SLOST
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA



* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

UPDATED 8.29.07

CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT



Description

This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.

UPDATED 8.29.07

CEDAR RAPIDS
City of Five Seasons

MEMORIAL DRIVE SE FROM
MOUNT VERNON ROAD TO McCARTHY ROAD
PAVEMENT REHABILITATION PROJECT

N

0 FEET 400

3012153

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012153 - Memorial Dr fr Mt Vernon to McCarthy Rd\3012153 Council Map.dwg

ENG
CLK
3012153-00
7970

RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION
OF SANITARY SEWER SERVICE IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is necessary and desirable that existing bituminous fiber (Orangeburg) sanitary sewer services (located beneath roadways proposed to receive rehabilitation) be removed and replaced within Cedar Rapids, Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids, Iowa, remove and replace bituminous fiber (Orangeburg) sanitary sewer services as hereinafter described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements shall be as follows:

Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE

,and

BE IT FURTHER RESOLVED that Nathan G. Kampman, P.E. of the Public Works Department, Cedar Rapids, Iowa, having authorized HR Green, Inc. a professional engineering firm, to prepare estimates, plans and specifications and to prepare plats and schedules and otherwise to act in said capacity with respect to said project is hereby ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within the area hereinafter described will be specially benefited by said improvements, to-wit:

14262-01024-00000 A.P. #158 EX W105' STR/LB 8	14262-01023-00000 A.P. #158 LOT 9-EX W110' & W180' E200 EX S52.7' STR/LB 10
14262-01012-00000 A.P. #158 S72' STR/LB 12	14262-01014-00000 A P 127 (LESS ST) N 1 AC S 3 AC & (LESS E 165') N 1 AC S 4 AC STR/LB 2
14262-76001-00000 LANDS (LESS ST) N 80' E 305' SE NW STR/LB 26 83 7	14262-76020-00000 PARK FOREST 2ND STR/LB 3
14262-76018-00000 PARK FOREST 2ND STR/LB 5	14262-76017-00000 PARK FOREST 2ND STR/LB 6
14262-76016-00000 PARK FOREST 2ND STR/LB 7	14262-76015-00000 PARK FOREST 2ND STR/LB 8
14262-76014-00000 PARK FOREST 2ND STR/LB 9	14262-79001-00000 PARK FOREST 2ND STR/LB 10
14262-79027-00000 PARK FOREST 2ND STR/LB 11	14262-81010-00000 PARK FOREST 4TH STR/LB 52
14261-27007-00000 LANDS (LESS ST) N 66' S 198' W 330' NW NE STR/LB 26 83 7	14261-27009-00000 NW NE S66' W330' EX E52.7' & EX RD STR/LB 26 83 7
14261-54008-00000 EAST HIGHLANDS 4TH STR/LB 55	14262-80003-00000 PARK FOREST 2ND STR/LB 16
14262-80004-00000 PARK FOREST 2ND STR/LB 17	14262-80005-00000 PARK FOREST 2ND STR/LB 18
14262-80008-00000 PARK FOREST 2ND STR/LB 21	14262-80009-00000 PARK FOREST 4TH STR/LB 47
14262-80011-00000 PARK FOREST 4TH STR/LB 49	

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as “Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements”, and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Preliminary resolution for the construction of sidewalk improvements within the boundaries of the public right-of-way for the Seminole Valley Road NE from Fords Crossing NE to 42nd Street NE project **(Paving for Progress)**.
CIP/DID #3012116-00

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: This project includes rehabilitation of pavement on Seminole Valley Road from Fords Crossing NE to 42nd Street NE and the addition of sidewalks in current urban areas on Seminole Valley Road NE.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is a benefit and the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments.

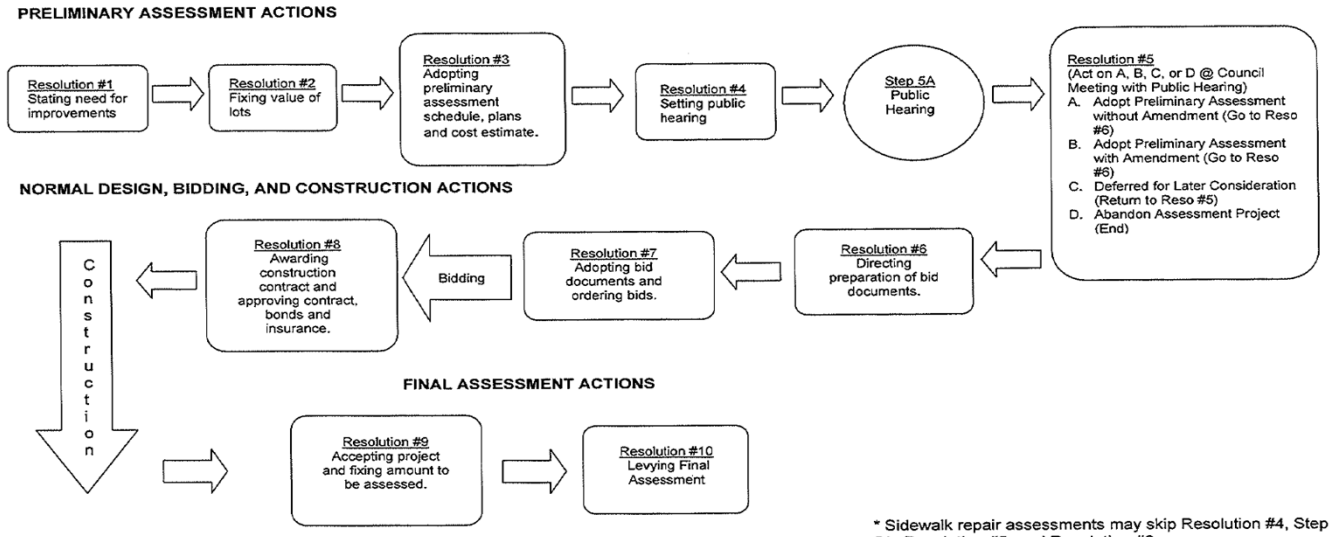
The total estimated project cost is approximately $2,750,000.

Action/Recommendation: The Public Works Department recommends adoption of the preliminary resolution for the construction of sidewalk improvements in the City of Cedar Rapids, Iowa for the Seminole Valley Road NE from Fords Crossing NE to 42nd Street NE.

Alternative Recommendation: If the resolution is not adopted, the assessment will not proceed. If the assessment does not proceed either a gap will remain in the walkable route or alternative funding will be necessary.

Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: 301/301000/3012116 (SLOST)
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

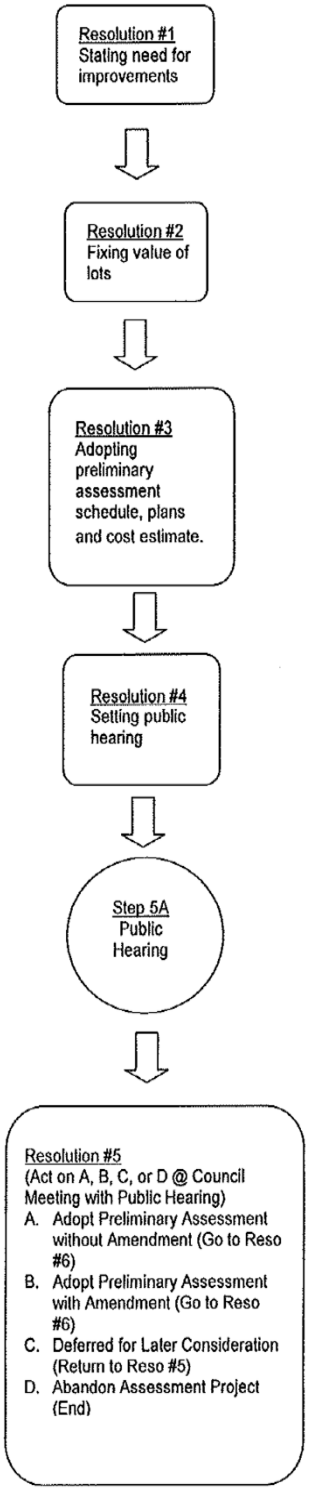
FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS*
SUMMARY



* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

UPDATED 8.29.07

CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT



Description

This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.

UPDATED 8.29.07

ENG
CLK
3012116-00
7970

RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION OF SIDEWALK IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA.

WHEREAS, this council, after a study of the requirements, is of the opinion that it is necessary and desirable that Portland Cement Concrete sidewalk be constructed within Cedar Rapids, Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids, Iowa, construct Portland Cement Concrete sidewalk as hereinafter described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements shall be as follows:

Seminole Valley Road NE from Fords Crossing NE to 42nd Street NE

and,

BE IT FURTHER RESOLVED that Nathan G. Kampman P.E. of the Public Works Department, Cedar Rapids, Iowa, having authorized a professional engineering firm to prepare estimates, plans and specifications and Shive-Hattery Inc. to prepare plats and schedules and otherwise to act in said capacity with respect to said project is hereby ordered to prepare and file with the Clerk preliminary plans and specification and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within the area hereinafter described will be specifically benefited by said improvements, to-wit:

13123-77001-00000 Lot 6 Forney's 1st	13014-51001-00000 P.O.S. #587 PARCEL A EX RD & P.O.S. #633 PARCEL A
13123-78001-00000 Lot 1 Forney's 1st	13122-01001-00000 Lot 1 Cedar Bluff 1st
13132-02001-00000 Lot 9 Seminole Valley 5th	13122-01029-00000 Lot 23 Cedar Bluff 1st
13132-02002-00000 Lot 11 Seminole Valley 1st	13122-76002-00000 E594' SE NW-W'LY OF RD EX BEG AT A PT 344.33' W OF NE COR TH S247' TH E178.1' TH S 40DEG 10.5' E53' TO PT IN C/L RD TH N'LY ALG C/L TO NE COR TH W TO POB STR/LB 12 83 8
13132-02003-00000 Lot 12 Seminole Valley 1st	13122-76003-00000 Lot 1 Cottage Hill 1st
13132-04001-00000 Lot 1 Seminole Valley 1st	13122-79001-00000 Lot 15 Cottage Hill 1st
13123-76005-00000 Lot A Chestnut Ridge	13123-02008-00000 Lot 3 Cottage Ridge 1st
13123-01011-00000 Lot 1 Ushers Ridge 8th	13123-02007-00000 Lot 2 Cottage Ridge 1st
13123-01009-00000 Lot 1 Users Ridge 2nd	13123-02006-00000 Lot 1 Cottage Ridge 1st
13123-03025-00000 Lot 32 Ushers Ridge 1st	13123-02003-00000 E1/4 SW NE SW - EX S66' & EX P.O.S. #931 & EX RD STR/LB 12 83 8
13123-03026-00000 Outlot A Ushers Ridge 1st	13123-02002-00000 S 20' W 1815' N 1/2 SW & S 66' E 1/4 SW NE SW-EX RD STR/LB 12 83 8
13123-03014-00000 Lot 21 Ushers Ridge 1st	13123-51039-00000 P.O.S. #972 PARCEL A

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as “Seminole Valley Road NE from Fords Crossing NE to 42nd Street NE”, and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

SEMINOLE VALLEY ROAD NE IMPROVEMENTS
FROM FORDS CROSSING ROAD TO 42ND STREET

N

0 FEET 1000

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\Unnumbered - Seminole Valley Rd NE from Fords Crossing at 42nd\Seminole Valley Rd NE Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project **(Paving for Progress).**
CIP/DID #3012127

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

Background: This project proposes to reconstruct 14th Avenue SE from 36th Street to 42nd Street. The work includes pavement removal and replacement, sidewalk ramp upgrades, water main replacement, sanitary sewer improvements and storm water improvements. The proposed assessments will contribute to the cost of sanitary sewer service replacements.

This action continues the proposed improvement project and the related special assessment process. A public hearing was held on May 10, 2016 and a resolution to adopt the preliminary assessment was approved.

Action/Recommendation: Public Works Department recommends adoption of the resolution directing preparation of detailed plans and specifications on or after May 24, 2016.

Alternative Recommendation: Do not approve the subject resolution. However, this action would conflict with the intent to proceed with the project as evidenced by adopting the preliminary assessment.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/3010000/3012127 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
CLK
3012127-00
7970

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION DIRECTING PREPARATION OF DETAILED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND NOTICE TO BIDDERS FOR THE 14TH AVENUE SE FROM 36TH STREET TO 42ND STREET ROADWAY AND UTILITY IMPROVEMENTS PROJECT

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

That MSA Professional Services, Inc. is hereby ordered and directed to prepare and file with the Clerk detailed plans and specifications for the construction of the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project (CIP No. 3012127).

PASSED_DAY_TAG

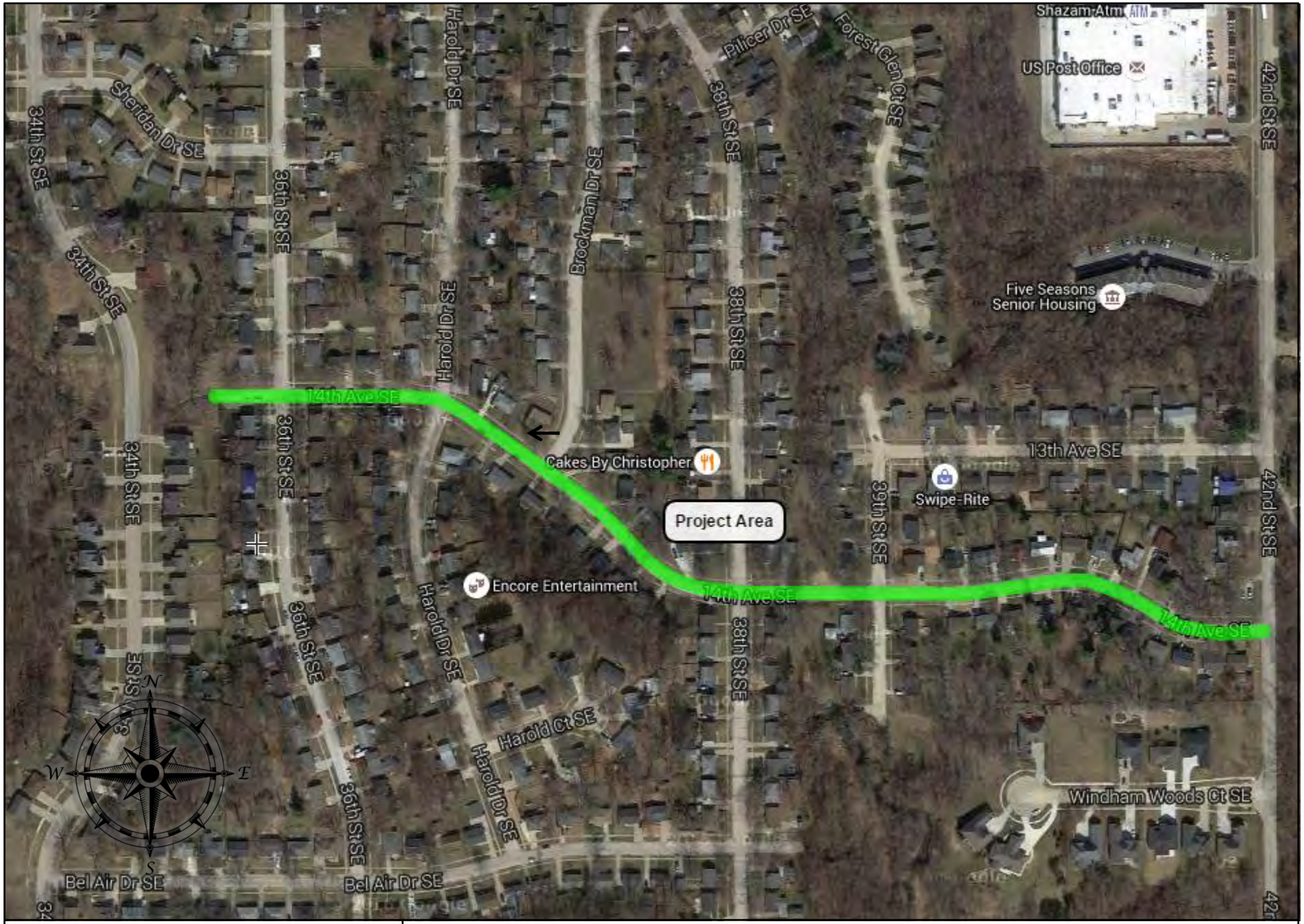
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons®

14TH AVENUE SE FROM 36TH STREET TO 42ND STREET ROADWAY AND UTILITY IMPROVEMENTS PROJECT

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
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 C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project **(Paving for Progress).**
CIP/DID #3012008-00

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

Background: This project includes the reconstruction of C Avenue NE from Collins Road to 40th Street. The work includes pavement removal and replacement, sidewalk construction, water main replacement, sanitary sewer improvements and storm water improvements.

When infrastructure construction by the City has benefited adjacent land, it has been the City's practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers. City Council passed the first, preliminary resolution for the construction of improvements on May 10, 2016.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on preliminary assessment schedule under the column "Council Valuations". Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels shown on the attached plat are recommended to use the City Assessor property value.

14101-04025-00000	14101-04004-00000
14101-01001-00000	14034-81001-00000
14034-79014-00000	14034-79015-00000
14034-79016-00000	14034-79017-00000
14034-79018-00000	14034-79019-00000
14034-79001-00000	14034-76004-00000
14034-76001-00000	14034-06004-00000
14034-06001-00000	14034-04011-00000
14034-04001-00000	14023-26021-00000
14023-26003-00000	14023-26005-00000
14023-26008-00000	14023-26009-00000
14023-26010-00000	14023-26011-00000
14023-26012-00000	14023-26013-00000
14023-26014-00000	14023-26015-00000
14023-26016-00000	14023-51001-00000
14112-26007-00000	14112-27014-00000
14112-27015-00000	

Action/Recommendation: The Public Works Department recommends adoption of the 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 C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project.

Alternative Recommendation: Without approval for special assessments, the project will need to be deferred or abandoned.

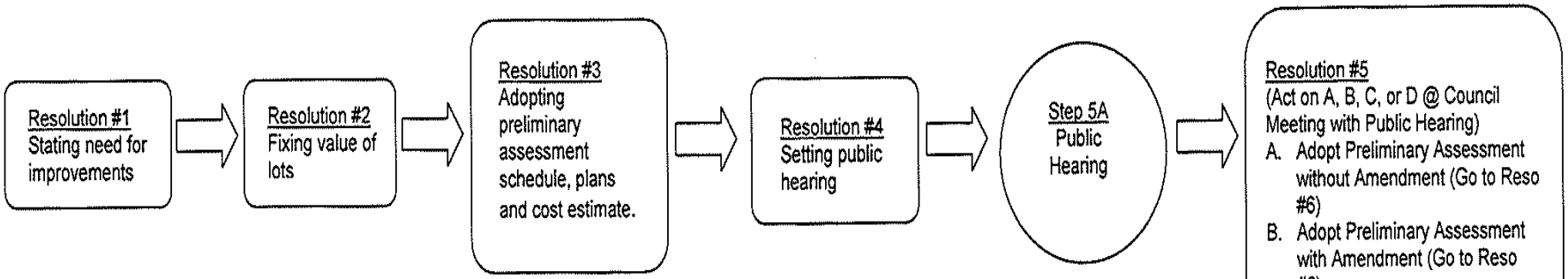
Time Sensitivity: Normal

Resolution Date: May 24, 2016

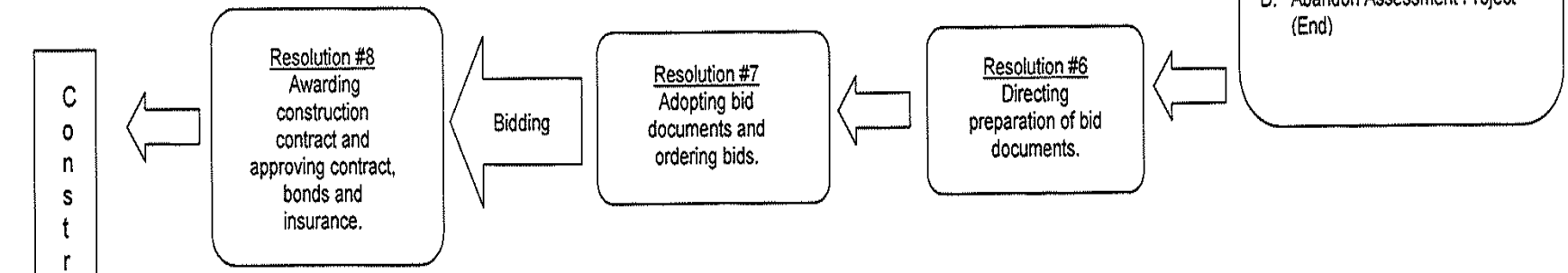
Budget Information: 301/301000/3012008 SLOST

Local Preference Policy: NA
Explanation: NA

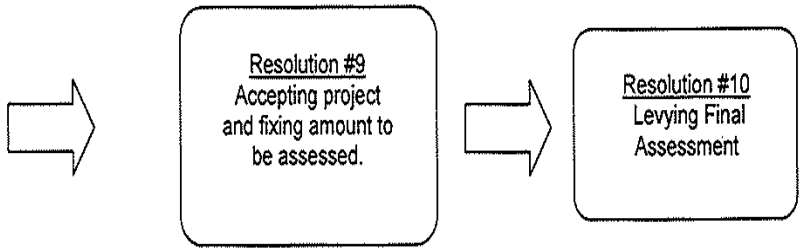
Recommended by Council Committee: NA
Explanation: NA



NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



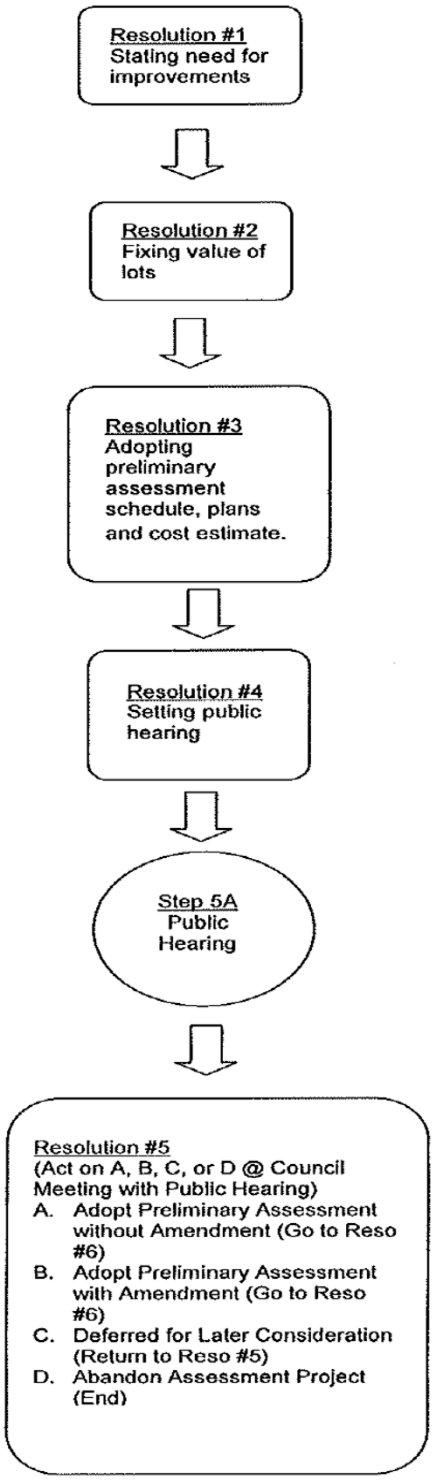
FINAL ASSESSMENT ACTIONS



* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

UPDATED 8.29.07

CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT



Description

This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.

UPDATED 8.29.07

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3012008-00
7970

RESOLUTION NO. LEG_NUM_TAG

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 C AVENUE NE FROM COLLINS ROAD TO 40TH STREET PAVEMENT RECONSTRUCTION PROJECT, (CIP No. 3012008)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project, said valuation being set forth in a preliminary schedule entitled "Preliminary Assessment Schedule", under the column therein headed "Property Valuation", and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and specifications appear to be proper for the purpose intended, and

WHEREAS, said improvements will be constructed according to the Cedar Rapids Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same is adopted as the valuation of the lots, with the proposed public improvements completed, within the boundaries of said improvements and the Clerk is hereby directed to deliver the same to McClure Engineering Company, the Engineer, for said project, said Engineer to insert said values in the schedule of assessments which is to be prepared and filed with this Council, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and preliminary plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and preliminary plans and specifications for said improvements and are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer's plat, be and the same are hereby fixed as the boundaries of said C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project.

PASSED_DAY_TAG

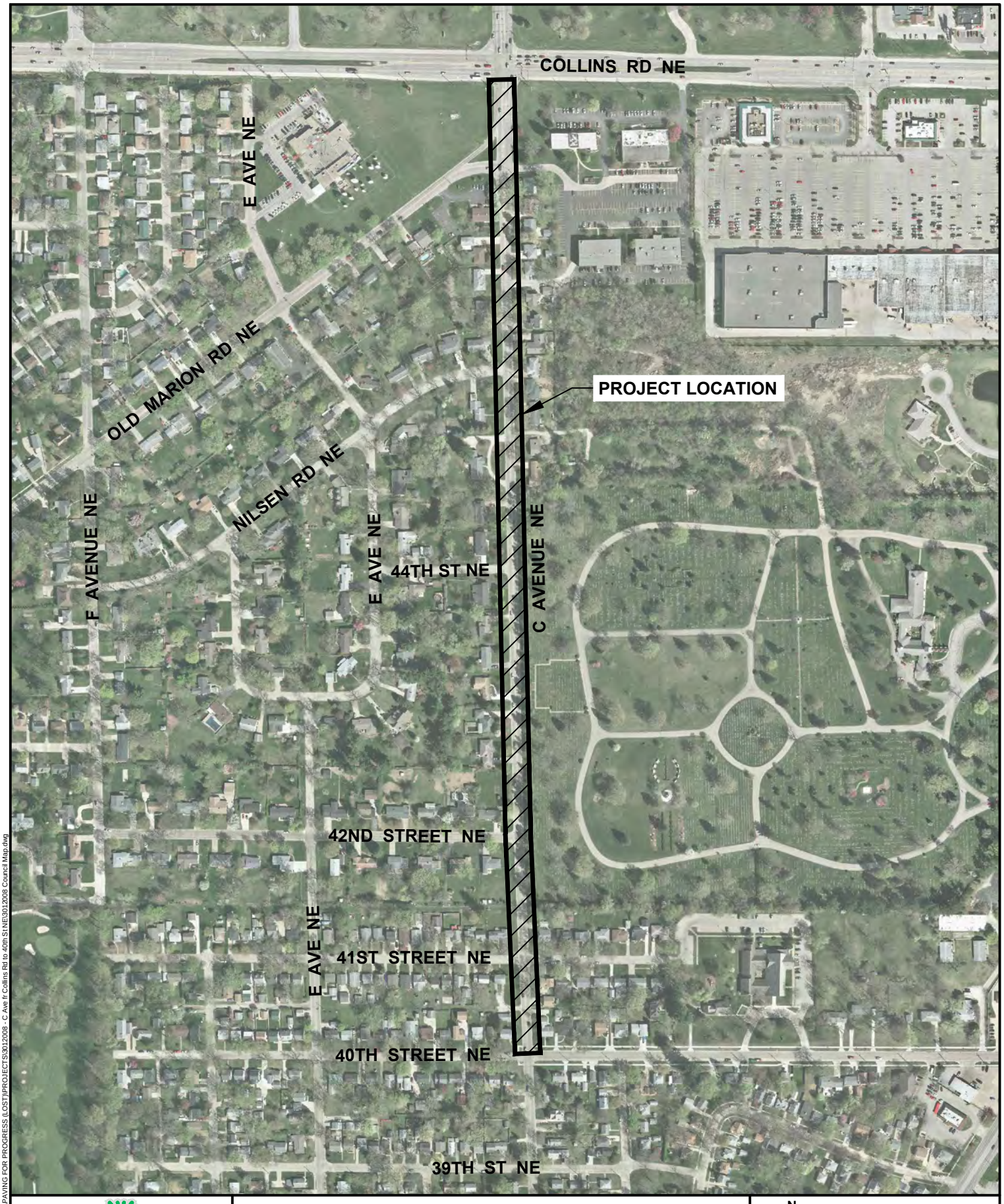
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

C AVENUE NE RECONSTRUCTION FROM
COLLINS ROAD TO 40TH STREET

N

0 FEET 400

3012008

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012008 - C Ave fr Collins Rd to 40th St NE\3012008 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Seth Gunnerson **Phone Number/Ext.:** 319 286-5129
E-mail Address: s.gunnerson@cedar-rapids.org

Alternate Contact Person: Bill Micheel **Phone Number/Ext.:** 319 286-5045
E-mail Address: w.micheel@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing adoption of the Highway 100 Corridor Management Plan.
CIP/DID #OB11858

EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.

Background: On the May 24, 2016 City Council Meeting, staff will present the Highway 100 Corridor Management Plan (CMP). The document can be downloaded at the following link: http://bit.ly/1LVUmoh

The plan was commissioned through the Corridor Metropolitan Planning Organization (MPO) with work being completed with MPO and City staff. The document looks at future land use and infrastructure requirements for future development which may occur around the Highway 100 corridor after the extended road opens over the coming years. The land use plan was developed in conjunction with EnvisionCR, which is the City of Cedar Rapid's comprehensive plan.

Public input, as a result of this process showed a preference for conservation-focused neighborhood development around walkable, more traditionally developed neighborhood commercial centers. Based on this land use scheme the plan estimates population yields for future developable land and identifies major infrastructure needs for the transportation network along with public utilities such as water, sewer, and stormwater management.

On March 17, 2016 the MPO's Policy Board reviewed and approved the plan and referred it to the City of Cedar Rapids and Linn County for adoption. The Plan was reviewed by the City Council's Development Committee and unanimously recommended for review by the City Planning Commission on April 20, 2016. On May 12 the City Planning Commission reviewed the document and unanimously recommended adoption by the full City Council.

PLAN BACKGROUND AND STUDY AREA

The construction of Highway 100 will influence land use in west Cedar Rapids. The road will create a completed loop of the community along Highway 13, Highway 30 and Highway 100 and provide a bypass for some freight traffic. It will also provide a link between the Westdale area and largely single-family development along the west side of town to commercial and employment centers along the Collins Road/Highway 100 corridor on the east side. With the announcement of funding for Highway 100 the City realized the importance of long range planning of the corridor to ensure appropriate and high quality growth.

The study area for the plan goes along the alignment of the Highway 100 extension from the existing City Limits to 2-miles west of the new highway.

HOW THE CITY WILL USE THE PLAN

The land use plan developed by the Highway 100 Corridor Management Plan has already been adopted by the City Council as part of EnvisionCR. The Highway 100 CMP expands on EnvisionCR by examining the costs for road, water, sanitary, and storm sewer improvements in the study area. Development is described in four phases, or analysis areas, showing the cost for development around the Covington Road interchange, the E Avenue Interchange, the land between the two interchanges, and future development further to the west of the highway. This information will be beneficial as the City continues to refine its analysis of development options on all sides of the community and will help inform decision making as the City focuses on how to effectively invest in future growth, both infill and greenfield.

The plan also looked at the character for development which might occur in the future. Resident input showed a preference for conservation-oriented residential neighborhoods surrounding more traditionally developed mixed-use commercial centers. As the City develops a new Zoning Ordinance the plan will help guide staff in ensuring that appropriate zoning districts exist to allow this development in the future.

Action/Recommendation: Staff recommends approval of the resolution.

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

Time Sensitivity: Low

Resolution Date: May 24, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

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OB11858

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Iowa Department of Transportation has funded the construction of an extension of Highway 100 from Edgewood Road NE to near the intersection of 80th Street SW and Highway 30, with substantial completion anticipated by 2020, and

WHEREAS, the City of Cedar Rapids recognizes the need to plan for future growth which may occur along the corridor as a result of its construction, and

WHEREAS, the Corridor Metropolitan Planning Organization undertook a study of the Highway 100 Corridor to identify future land use and infrastructure needs, and

WHEREAS, the Corridor Metropolitan Planning Organization approved the Highway 100 Corridor Management Plan on March 17, 2016 and referred it to the City of Cedar Rapids for local adoption, and

WHEREAS, on April 20, 2016 the City Council's Development Committee Reviewed the Corridor Management Plan and recommended adoption by the City, and

WHEREAS, on May 12, 2016 the City Planning Commission reviewed the Highway 100 Corridor Management Plan and recommended approval,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the Highway 100 Corridor Management Plan is hereby adopted. City staff is instructed to use it as a guide in planning future infrastructure and in reviewing land development applications.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Matthew Myers, P.E. **Phone Number/Extension:** 5718
E-mail Address: m.myers@cedar-rapids.org

Alternate Contact Person: Luke Miller **Phone Number/Extension:** 5802
E-mail Address: l.miller2@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution establishing "No Parking Anytime" on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE; at the completion of the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project a double yellow centerline will be placed on the road and bike lanes established in each direction.
CIP/DID #3012126-00

EnvisionCR Element/Goal: ConnectCR Goal 3: Establish a network of complete streets.

Background: Changes in geometry due to the CIP project require changes to the on-street parking as described above.

Action/Recommendation: The Traffic Engineering Division of the Public Works Department has recommended that "No Parking Anytime" be established on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE.

Alternative Recommendation: Should the Council determine not to adopt the new resolution enacting restricted parking, revisions to the CIP project will be required.

Time Sensitivity: Normal

Resolution Date: May 10, 2016

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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3012126-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that parking be prohibited on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE, at the completion of the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project, a double yellow centerline will be placed on the road and bike lanes established in each direction, and

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that "No Parking Anytime" be established on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that "No Parking Anytime" be established on the north side of 30th Street Drive SE from Needles Road SE to Tama Street SE be established and the same is hereby approved.

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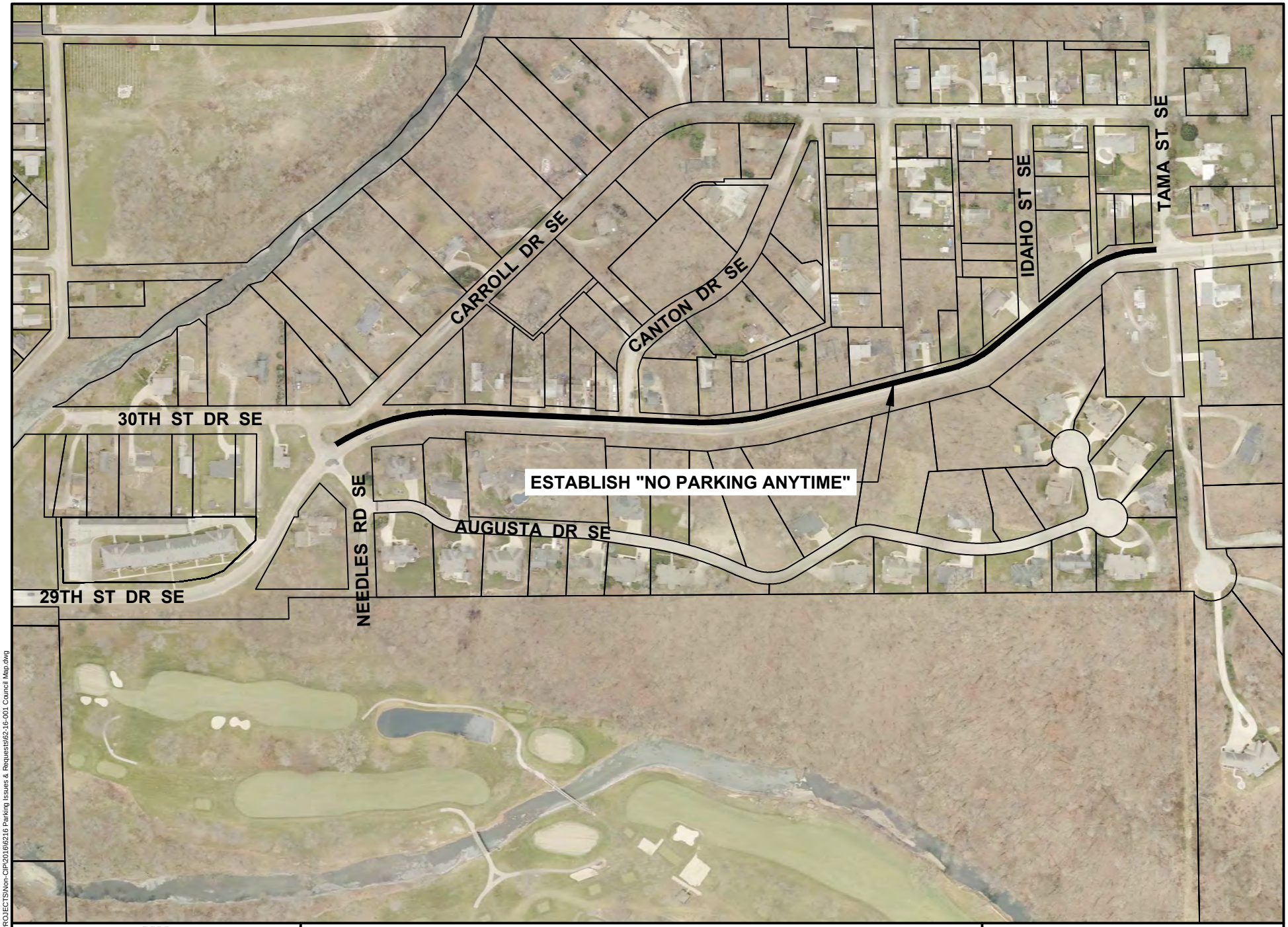
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

ESTABLISH "NO PARKING ANYTIME" ON THE NORTH SIDE OF 30TH STREET DRIVE SE FROM NEEDLES ROAD SE TO TAMA STREET SE

N

0 FEET 300

3012126

Caddl File Name: W:\PROJECTS\Non-CIP\2016\6216 Parking Issues & Requests\62-16-001 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Andres Gomez **Phone Number/Ext.:** 319 286-5317
E-mail Address: a.gomez@corridormpo.com

Alternate Contact Person: Brandon Whyte **Phone Number/Ext.:** 319-286-5299
E-mail Address: b.whyte@corridormpo.com

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the addition of one part-time employee, intern position, for the Corridor Metropolitan Planning Organization.

CIP/DID #OB542014

EnvisionCR Element/Goal: ConnectCR Goal 5: Support the development of an effective, regional, multimodal transportation system.

Background: The Corridor Metropolitan Planning Organization (MPO) wants to use a part-time employee (intern) to help with transportation planning projects such as a student transit ridership study, Google transit updates, and trail bike counts. The data collection effort will facilitate policy and technical decisions in improving a balanced and regionally connected multimodal system. The FY 2017 work plan was approved by the Corridor MPO Policy Board on the May 19, 2016 meeting.

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

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

Time Sensitivity: Immediate

Resolution Date: May 3, 2016

Budget Information: Paid with 100% Corridor MPO funds.

Local Preference Policy: NA

Recommended by Council Committee: NA

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FIN
OB542014

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the addition of one part-time employee for the Corridor Metropolitan Planning Organization to assist with transportation planning projects such as a student transit ridership study, Google transit updates, and trail bike counts, and

WHEREAS, budgetary dollars will be funded through the Corridor Metropolitan Planning Organization,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the addition of one part-time employee, intern position, for the Corridor Metropolitan Planning Organization is authorized.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Human Resources

Presenter at Meeting: NA--Consent **Phone Number/Ext.:** 5019
E-mail Address: c.huber@cedar-rapids.org

Alternate Contact Person: Heath Halverson **Phone Number/Ext.:** 5110
E-mail Address: h.halverson@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing a three year contract with the Cedar Rapids Police Union.
CIP/DID #HR0012

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

Background: A Collective Bargaining agreement has been reached with the Cedar Rapids Police Union representing employees within the Police Department. The contract contains the following financial provisions:

Wages: 2.75% Across the Board increase each year of the contract for civilian classifications and a modification to the Police Officer salary schedule.
Insurance: Traditional Plan: 10% contribution with caps at $190 year 1, $210 year 2 and $230 year 3. If the employee participates in the Wellness program, the caps are $140 in year 1, $160 in year 2 and $180 in year 3.
Choice plan, 10 % employee contribution. Employee contribution can be discounted to 5% if the employee participates in the wellness plan.

Action/Recommendation: Approve resolution authorizing City Manager and clerk to sign the contract.

Alternative Recommendation: N/A

Time Sensitivity: Cedar Rapids Police Union ratified this contract, the City Council is required to approve the agreement.

Resolution Date: 5/24/16

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

HR
PD
FIN
AUD FILE
HR0012

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids, Iowa has negotiated a labor agreement for the term July 1, 2016 to June 30, 2019, with the Cedar Rapids Police Union as bargaining agent certified by the Public Employment Relations Board for certain employees of the Police Department;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized and directed to sign said labor agreement with the Cedar Rapids Police Union, effective July 1, 2016 to June 30, 2019.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rita Rasmussen, SR/WA **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Sarah Cook, SR/WA **Phone Number/Extension:** 5875
E-mail Address: s.cook2@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing the mailing and publication of a Notice of Intent to Proceed with an approved capital improvement project for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project and to commence with the acquisition of a portion of agricultural property for this project and setting a public hearing date for June 28, 2016 **(Paving for Progress)**.
CIP/DID #3012116-00

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

Background: When it is anticipated agricultural land may have to be acquired for a public improvement project, State Code (Section 6B.2A) requires a public hearing to be held prior to commencing right-of-way acquisition. The Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project includes sanitary sewer and storm sewer upgrades, along with roadway rehabilitation and reconstruction. The project requires acquisition of temporary construction easements from agricultural land.

Action/Recommendation: The Public Works Department recommends adopting the resolution to authorize mailing and publication of Notice of Intent to Proceed with an approved public improvement project and setting the date of public hearing.

Alternative Recommendation: City Council to direct staff to redesign or discontinue the project.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/301000/3012116 SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the public hearing.

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

RESOLUTION AUTHORIZING MAILING AND PUBLICATION OF NOTICE OF INTENT TO PROCEED WITH AN APPROVED PUBLIC IMPROVEMENT PROJECT FOR SEMINOLE VALLEY ROAD NE IMPROVEMENTS FROM FORDS CROSSING ROAD TO 42ND STREET (CIP No. 3012116) AND TO COMMENCE THE ACQUISITION OF PROPERTY FOR THE PROJECT AND SETTING DATE OF PUBLIC HEARING

WHEREAS, under the provision of Sections 6B.2A and 6B.2B of the Iowa Code, a governmental body which proposes to acquire property under power of eminent domain for a public improvement project is required to give notice of intent to commence the project to all property owners of agricultural land whose properties may be acquired in whole or in part for the project, and

WHEREAS, the City Public Works Department directed the consultant, Shive-Hattery, Inc., to prepare plans and exhibits which show said proposed improvements and identifies the proposed properties where right-of-way activity, i.e. construction easements are required, and

WHEREAS, the Public Works Department has not yet commenced right-of-way activity, i.e. construction easement takings, and

WHEREAS, the City Council previously allocated funds for said improvements in the Capital Improvements Program, and

WHEREAS, before the City of Cedar Rapids can proceed with said project, the City Council must:

a. Hold a public hearing, providing the opportunity for public input on the question to continue the approved public improvement and on the acquisition or condemnation of property for the project, and

b. Adopt a resolution a) to continue the approved project, and b) to authorize the acquisition of the properties and property interests not yet acquired for the project by negotiation or condemnation.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, that the plans and exhibits for said improvement to be known as the Seminole Valley Road NE Improvements (CIP No. 3012116), showing the proposed improvement and identifying the proposed properties and property interests to be acquired for the project, i.e. construction easements, be and are hereby received and put on file for public inspection.

BE IT FURTHER RESOLVED, that at a subsequently scheduled City Council Meeting at the City Council Chambers, 3rd Flood, City Hall, in the City of Cedar Rapids, on the 28th day of June, 2016 at 4:00 p.m. the City Council will:

a. Hold a public hearing, providing the opportunity for public input on the question to continue an approved public improvement and on the acquisition or condemnation of properties and property interests not yet acquired for the project, and

b. At a subsequent meeting vote on a resolution a) to continue an approved project, and b) authorize the acquisition of the properties and property interests not yet acquired for the project by negotiation or condemnation, and

BE IT FURTHER RESOLVED, that the Public Works Director and City Clerk are hereby instructed to cause notice to be published and mailed as required by law of the pendency of this resolution and of the time and place of the hearing at which persons interested in the proposed project may present their views regarding the project and regarding the acquisition of property for the project; said Notice of Intent to be in substantially the attached form.

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MayorSignature

Attest:

ClerkSignature

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NOTICE OF INTENT TO PROCEED WITH AN
APPROVED PUBLIC CAPITAL IMPROVEMENTS PROJECT KNOWN AS SEMINOLE VALLEY ROAD NE IMPROVEMENTS FROM FORDS CROSSING ROAD TO 42ND STREET AND TO ACQUIRE THE NECESSARY PROPERTIES AND TEMPORARY EASEMENTS
(CIP No. 3012116)

	Property Owners That May be Affected	Location of Affected Properties
TO:	Rudolph C. Ashbacher, Rosemary McMurrin, David E. Ashbacher, Alice L. Morris, Ellen B. Lathrop, Virginia M. Durbin, f/k/a Virginia M. Howe, Joseph F. Frondle a/k/a Joe Frondle and Le Gui	Part of Lot 1, Irregular Survey of the SW ¼ SE ¼ of Section 1-T83N-R8W, lying SW of the right of way of the Chicago, Rock Island & Pacific Railroad, formerly known as B.C.R & N. Ry. Co Railroad, Linn County, Iowa AND Part of the NW ¼ NE ¼ Section 12, lying SW of the right of way of the B.C.R. & N. Ry. Co Railroad and Part of Lot 1 of the Irregular Survey of the SW ¼ NE ¼ Section 12-T83N-R8W, Linn County, Iowa
	Vlasta Hulshizer and Linda Marie Ealy	Part of Lot 1, Irregular Survey of the E ½ of the NE ¼ of the NW ¼ of Section 13-T83N-R8W of the 5th P.M.

and other Cedar Rapids and Linn County residents

Under the provisions of Section 6B.2A and 6B.2B of the Iowa Code, a governmental body which proposes to acquire property under power of eminent domain for a public improvement project is required to give notice of intent to commence the project to all property owners of agricultural land whose properties may be acquired in whole or in part for the project.

1. DESCRIPTION OF THE PROJECT; INTENDED USE OF PRIVATE PROPERTY TO BE ACQUIRED.

NOTICE IS HEREBY GIVEN that the City Council of the City of Cedar Rapids will consider proceeding with an approved project, described as follows:

SEMINOLE VALLEY ROAD NE IMPROVEMENTS FROM FORDS CROSSING ROAD TO 42ND STREET (CIP NO. 3012116)

Properties acquired for the project will be by Temporary Construction Easements.

2. PRIVATE PROPERTY MAY BE ACQUIRED BY PURCHASE OR CONDEMNATION.

If the City Council elects to proceed with the above-described project, it will be necessary to acquire property for the project improvements. Upon review of Cedar Rapids property records, it appears that properties or portions of properties owned by the above-identified persons may have to be acquired for the project. The City will attempt to purchase the required property by good faith negotiations, and it may condemn properties if compensation amounts offered by the City are not acceptable to the property owner. The proposed location of the above described public improvement is shown on a conceptual drawing, plan, or plat of the project which is on file in the office of the City Clerk and available for public inspection.

3. CITY PROCESS TO DECIDE TO PROCEED WITH THE PROJECT AND TO ACQUIRE PROPERTY; CITY COUNCIL ACTION REQUIRED TO PROCEED WITH PROJECT; OPPORTUNITY FOR PUBLIC INPUT.

The Cedar Rapids City Council authorized the City Engineer to proceed with this said project on July 8th, 2014. In order to acquire the necessary properties and property interests required for the project, the City Council is required to authorize continuation of the project by Council resolution. The City has provided funding in its current capital improvements budget to acquire property and property interests for the project and to construct the project improvements. Any public comment will be considered in determining whether to acquire property for the project and whether to continue with the construction of the project improvements.

The City Council will hold a public hearing, giving persons interested in the project the opportunity to present their views regarding the project, and regarding the acquisition of property for the project. The public hearing on the project will be held during the City Council's regularly scheduled meeting on the 28th day of June, 2016 in the City Council Chambers, 3rd Floor, City Hall, 101 First Street, Cedar Rapids, Iowa, commencing at 12:00 p.m. In order to continue the above-described project and commence the acquisition of private property for the project by Council resolution, the City Council is scheduled to consider adoption of a resolution to that effect during the City Council's regularly scheduled meeting on the 28th day of June, 2016 in the City Council Chambers, 3rd Floor, City Hall, 101 First Street, Cedar Rapids, Iowa, commencing at 4:00 p.m.

If the City Council decides to proceed with the project, an appraiser will provide our opinion of the value of the property to be acquired. The City will offer no less than the appraised value and will offer to purchase only the needed property by good faith negotiations. If the City is unable to acquire properties needed for the project by negotiation, the City may proceed to acquire those properties by exercising the eminent domain authority and proceeding with the condemnation process.

4. STATUS OF PROJECT PLANNING.

Construction of the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street is anticipated to occur during the spring of 2017. The City Council, per Resolution No. 0940-07-14 dated July 8th, 2014, authorized execution of a contract with Shive-Hattery, Inc. for project design and acquisition plat preparation.

5. STATEMENT OF RIGHTS.

Just as the law grants certain entities the right to acquire private property, you as the owner of property have certain rights. You have the right to:

a. Receive just compensation for the taking of property. (Iowa Const., Article 1, Section 18)

b. An offer to purchase which may not be less than the lowest appraisal of the fair market value of the property. (Iowa Code §6B.45, 6B54)

c. Receive a copy of the appraisal, if an appraisal is required, upon which the acquiring agency's determination of just compensation is based not less than 10 days before being contacted by the acquiring agency's acquisition agent. (Iowa Code §6B.45)

d. When an appraisal is required, an opportunity to accompany at least one appraiser of the acquiring agency who appraises your property. (Iowa Code §6B.54)

e. Participate in good faith negotiations with the acquiring agency before the acquiring agency begins condemnation proceedings. (Iowa Code §6B.3 (1))

f. If you cannot agree on a purchase price with the acquiring agency, a determination of just compensation by an impartial compensation commission and the right to appeal its award to district court. (Iowa Code §§6B.4, 6B.7, and 6B.18)

g. A review by the compensation commission of the necessity of the condemnation if your property is agricultural land being condemned for industry; (Iowa Code §6B.4A)

h. Payment of the agreed upon purchase price or if condemned, a deposit of the compensation commission award before you are required to surrender possession of the property. (Iowa Code §§6B.25 and 6B.54(11))

i. Reimbursement for expenses incidental to transferring title to the acquiring agency. (Iowa Code §§6B.33 and 6B54(10))

j. Reimbursement of certain litigation expenses: (1) if the award of the compensation commissioners exceeds 110 percent of the acquiring agency's final offer before condemnation; and (2) if the award on appeal in court is more than the compensation commissioner's award. (Iowa Code §6B.33)

k. At least 90 days written notice to vacate occupied property. (Iowa Code §6B.54(4))

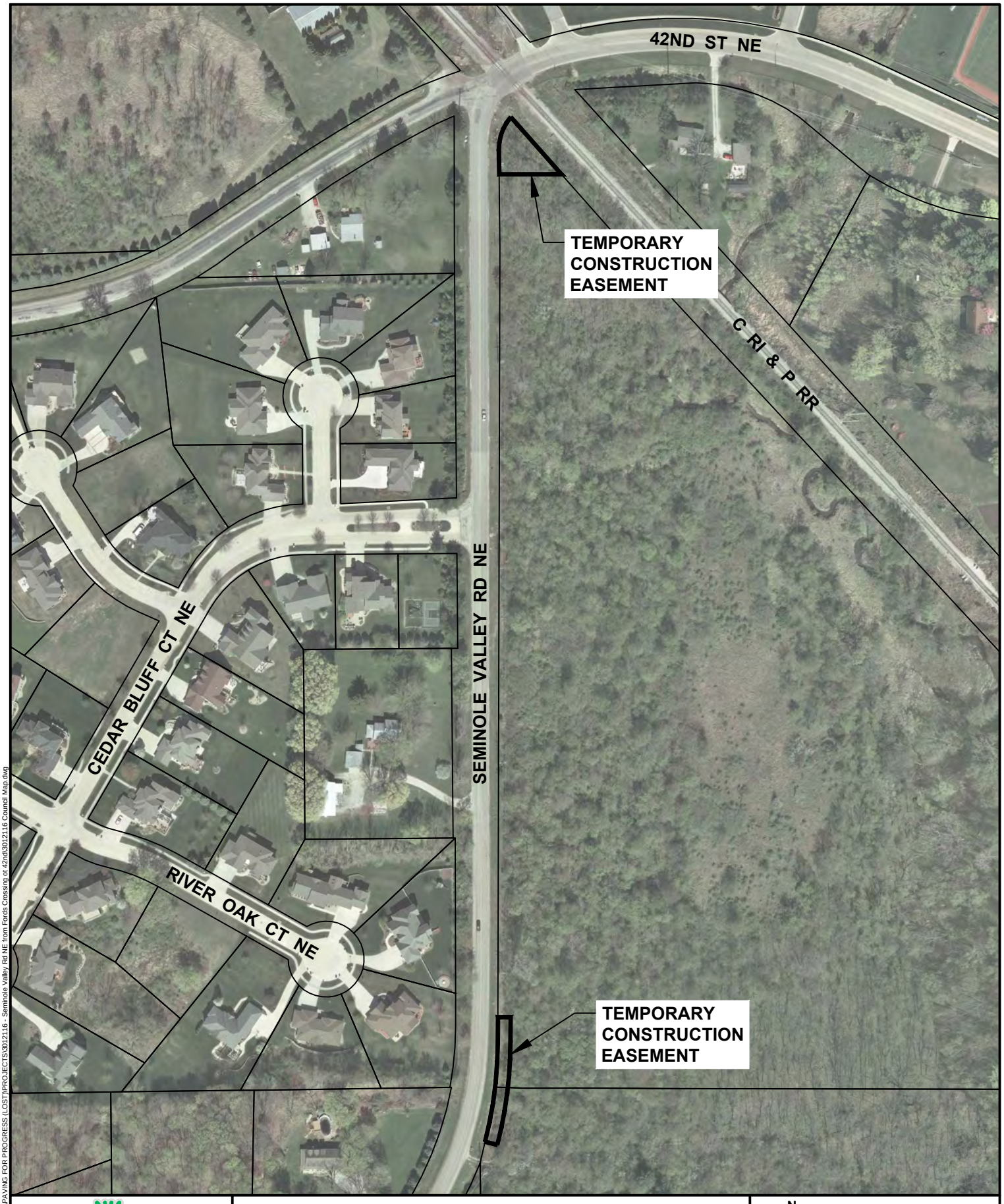
l. Relocation services and payments, if you are eligible to receive them, and the right to appeal your eligibility for and amount of payments. (Iowa Code §316.9)

The rights set out in this Statement are not claimed to be a full and complete list or explanation of an owner's rights under the law. They are derived from Iowa Code Chapters 6A, 6B and 316. For a more thorough presentation of an owner's rights, you should refer directly to the Iowa Code or contact an attorney of your choice.

This Notice is given by the authority of the Council of the City of Cedar Rapids.

Published in The Cedar Rapids Gazette on May 28th, 2016.

Mailed to all affected Property Owners on May 25th, 2016.



CEDAR RAPIDS
City of Five Seasons

SEMINOLE VALLEY ROAD NE IMPROVEMENTS

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3012116

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CEDAR RAPIDS
City of Five Seasons

SEMINOLE VALLEY ROAD NE IMPROVEMENTS

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Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012116 - Seminole Valley Rd NE from Fords Crossing ot 42nd\3012116 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution determining the necessity and setting dates of a public hearing for June 28, 2016 and consultation with affected taxing entities, and referral to Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Grand Living Urban Renewal Area.
CIP/DID #TIF-0006-2016

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

Background:
On May 10, 2016 the City Council adopted a Resolution of Support to provide conditional City participation in the proposed Grand Living senior housing project proposed by Ryan Companies US, Inc. The City has received a request for City participation under the Community Benefit – Economic Development Program from Ryan Companies US, Inc. for the construction of a new 164-unit senior facility comprised of assisted living, independent living, and memory care housing units. The Resolution directed staff to establish an Urban Renewal Area as a mechanism to provide City financial participation in the project.

The project consists of the construction of an approximately 192,000 square foot, 164 unit senior housing facility with an additional 20,000 square foot underground parking. The senior housing units are comprised of independent living, memory care, assisted living units. Additional highlights of the proposed project are as follows:

- $32 million investment
- 164 units (independent living, memory care, assisted living)
- 35% common space in the facility (spa, fitness, salon, club room, performance theatre)
- Creation of new jobs
  - 85 full-time employees
  - 12 or more jobs meeting the State's High Quality Jobs wage threshold
  - $3.4 million in annual wages estimated

The next steps for establishing an Urban Renewal Area to provide a financial mechanism for participation in the project is as follows:

- 5/24/16 Motion Setting a Public Hearing – TIF Ordinance
  Resolution of Necessity – Urban Renewal Area & Plan
- 6/2/16 City Planning Commission Review
- 6/10/16 Consultation with affected taxing agencies
- 6/28/16 Public hearing and first Ordinance reading
- 7/12/16 Second and possible Third Ordinance Reading

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

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA
Explanation: NA

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TIF-0006-2016

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A PUBLIC HEARING, CONSULTATION WITH AFFECTED TAXING ENTITIES, AND REFERRAL TO PLANNING COMMISSION FOR A REPORT AND RECOMMENDATION ON THE PROPOSED URBAN RENEWAL PLAN FOR THE GRAND LIVING URBAN RENEWAL AREA

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa Law and has caused there to be prepared a proposed Urban Renewal Plan for the Grand Living Urban Renewal Area described therein which proposed Plan is attached hereto as Exhibit A; and

WHEREAS, this proposed Urban Renewal Area includes and consists of an area generally located south of 1st Avenue E and west of Collins Road SE more particularly described as follows:

LANDS (LESS COUNTY) & (LESS E 880') NE NE & W 330' N 957' SE NE STR/LB 11 83 7

And

P.O.S. #958 PARCEL STR/LB B

WHEREAS, the Iowa statues require the City Council to submit the proposed Plan for the Grand Living Urban Renewal Area to the Planning Commission for review and recommendation as to its conformity with the General Plan for the development of the City as a whole prior to City Council approval of such Urban Renewal Plan, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Plan; and

WHEREAS, the Iowa statues further require the City Council to notify all affected taxing entities of the consideration being given to the proposed Plan for the Grand Living Urban Renewal Area and to hold a consultation with such taxing entities with respect thereto, and further provides that the designated representative of each affected taxing entity may attend the consultation and make written recommendations for modifications to the proposed division of revenue included as a part thereof, to which the City shall submit written responses as provided in Section 403.5, as amended; and

WHEREAS, the Iowa statues further require the City Council to hold a Public Hearing on the proposed Plan for the Grand Living Urban Renewal Area subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the Urban Renewal Area covered by the Urban Renewal Plan, and shall outline the general scope of the Urban Renewal project under consideration, with a copy of said notice also being mailed to each affected taxing entity;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

1. That a Public Hearing shall be held on the proposed Plan for the Grand Living Urban Renewal Area before City Council at its meeting which commences at 4:00 p.m. on June 28, 2016 in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa.

2. That the City Clerk is authorized and directed to publish notice of this Public Hearing in the Cedar Rapids Gazette, once on a date not less than four (4) nor more than twenty (20) days before the date of said Public Hearing, and to mail a copy of said notice by ordinary mail to each affected taxing entity.

3. That the consultation on the proposed Plan for the Grand Living Urban Renewal Area required by Section 403.5(2) of the Code of Iowa, as amended, shall be held at 10:00 a.m. on June 10, 2016 in the Kranse Conference Room at City Hall, 101 First Street SE, Cedar Rapids, Iowa, and the Development Director, or other person as designated by the Director, is hereby appointed to serve as the designated representative of the City for purposes of conducting said consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5(2).

4. That the City Clerk is authorized and directed to cause a notice of said consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1A), along with a copy of the proposed Plan for the Grand Living Urban Renewal Area.

5. That the proposed Plan for the Grand Living Urban Renewal Area, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Plan for the Grand Living Urban Renewal Area referred to in said notices for the purposes of such consultation and hearing and that a copy of said Plan shall be placed on file in the office of the City Clerk.

6. That the proposed Plan for the Grand Living Urban Renewal Area be submitted to the City Planning Commission for review and recommendation as to its conformity with the City's Comprehensive Plan, EnvisionCR, which provides for the development of the City as a whole, with such recommendation to be submitted in writing to this Council within thirty (30) days of the date hereof.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

URBAN RENEWAL PLAN

for the

GRAND LIVING URBAN RENEWAL AREA

As Approved by City Council

Resolution No. _____

Community Development Department
City Hall
101 First Street SE
Cedar Rapids, Iowa 52401

INTRODUCTION

This Urban Renewal Plan (the "Urban Renewal Plan") has been prepared by the City of Cedar Rapids, Iowa (the "City") to provide for the development of the Grand Living Urban Renewal Area (the "Project Area") of the City, and to stimulate, through public actions, financings and commitments, private investment in the urban renewal Project Area. In order to achieve these objectives, the City shall undertake the urban renewal actions specified in this Urban Renewal Plan, pursuant to the powers granted to it under Chapters 403 and 15A of the Code of Iowa, 2016, as amended (the "Code").

I. URBAN RENEWAL PLAN OBJECTIVES

The City has designated the Project Area as an "economic development area" as defined under Chapter 403. The primary objectives of this Urban Renewal Plan for the Project Area are as follows:

1. To stimulate through public action and commitment, private investment in new mixed-use commercial and residential development;

2. To plan and provide sufficient land for new and expanding private development;

3. To attract new businesses to the City and to encourage the expansion of existing City businesses;

4. To provide a more marketable and attractive investment climate through the use of various federal, state and local incentives;

5. To ensure that the Project Area is adequately served with public facilities, roadways, trails, utilities and services; and

6. To achieve a diversified, well-balanced economy providing a desirable standard of living, creating job opportunities for City residents and strengthening the property tax base of the City.

II. DESCRIPTION OF PROJECT AREA

The Project Area is an "urban renewal area" as defined in the Code and is located within the City of Cedar Rapids, Linn County, Iowa. The boundaries of the Project Area are illustrated on the Project Area Map attached hereto as Exhibit A.

The Project Area consists of an approximately 42 acres, in the City of Cedar Rapids, Iowa and being described as follows:

LANDS (LESS COUNTY) & (LESS E 880') NE NE & W 330' N 957' SE NE
STR/LB 11 83 7

And

P.O.S. #958 PARCEL STR/LB B

III. PROJECT AREA ACTIVITIES

As a means of assisting in the development of the Project Area and fulfilling the objectives of this Urban Renewal Plan, the City may determine:

1. To undertake and carry out urban renewal project activities through the execution of contracts and other instruments;

2. To arrange for or cause to be provided the construction or repair of public infrastructure improvements, including street, water, sanitary sewer and storm sewer systems, traffic signals, and public utilities or other facilities in connection with urban renewal projects;

3. To acquire property through a variety of means (purchase, lease, exchange, condemnation, donation or otherwise) and to hold, clear or prepare the property for redevelopment;

4. To dispose of property so acquired (by sale, lease, exchange or otherwise) for purposes of private redevelopment;

5. To provide financing to pay a portion of the cost of construction of new facilities and developments;

6. To undertake or cause to be undertaken the construction of specific site improvements, such as grading and site preparation activities, access roads and parking, fencing, utility connections and related activities, in connection with the disposition of property;

7. To make loans or grants to private persons or businesses for economic development purposes on such terms as may be determined by the City Council;

8. To borrow money and provide security therefor;

9. To establish and enforce controls, standards and restrictions on land use and buildings;

10. To make or have made surveys and plans necessary for the implementation of the urban renewal program and specific urban renewal project activities;

11. To use tax increment financing to provide for necessary physical improvements and infrastructure, and to fund other urban renewal project costs; or

12. To use any and all other powers, without limitation, granted by the Code to develop and provide for improved economic conditions in the City of Cedar Rapids, Iowa.

IV. SPECIAL FINANCING ACTIVITIES

To meet the objectives of this Urban Renewal Plan and to encourage private investment in and the development of the Project Area, the City may determine to provide financial assistance to qualified private businesses through the making of loans or grants under Chapter 15A of the Code and through the use of tax increment financing under Chapter 403 of the Code.

A. Chapter 15A Loans or Grants. The making of loans or grants of public funds to private businesses within the Project Area may be deemed necessary or appropriate for economic development purposes (as defined in Chapter 15A of the Code) and to aid in the planning, undertaking and carrying out of urban renewal project activities authorized under this Urban Renewal Plan and the Code. Accordingly, in furtherance of the objectives of this Urban Renewal Plan, the City may determine to issue general obligation bonds, tax increment revenue bonds or other such obligations, or loan agreements for the purpose of making loans or grants of public funds to private businesses located in the Project Area. Alternatively, the City may determine to use available funds, including tax increment revenues from the Project Area, for making such loans or grants. In determining qualifications of recipients and whether to make any such individual loan or grant, the City shall consider, among other things, one or more of the factors set forth in Section 15A.1 of the Code on a case-by-case basis.

B. Tax Increment Financing. The City intends to utilize tax increment financing as a means to help pay for the costs associated with the development of the Project Area. General obligation bonds, tax increment revenue bonds or other such obligations or loan agreements may be issued by the City, and tax increment reimbursement may be sought for, among other things, the following costs (if and to the extent incurred by the City):

1. The construction of public improvements, such as streets, sanitary sewers, storm sewers, water mains, trails or sidewalks;

2. The funding of the "local match" required under State programs providing financial assistance to private developers; and

3. The making of loans or grants to private businesses under Chapter 15A of the Code, including debt service payments on any bonds or notes issued to finance such loans or grants.

Nothing herein shall be construed as a limitation on the power of the City to exercise any lawful power granted to the City under Chapter 15A, Chapter 403, Chapter 427B, or any other provision of the Code in furtherance of the objectives of this Urban Renewal Plan.

V. PROPERTY ACQUISITION

All of the properties located within the Project Area are privately owned and the City does not presently intend to acquire any land in the Project Area for purposes of private development. Areas may be identified for acquisition in the future for the following purposes:

1. To provide sites for needed private and public improvements or facilities in proper relationship to the projected demand for such facilities and in accordance with accepted criteria for the development of such facilities;

2. To assemble land into parcels of adequate size and shape to meet contemporary development needs and standards and to allow new construction to meet the objectives of this Urban Renewal Plan; or

3. To acquire any and all interests in any property within the Project Area which in any way dominates or controls usage of other real property proposed to be acquired.

VI. CLEARANCE AND DISPOSITION OF PROPERTY

All of the properties located within the Project Area are privately owned and the City does not presently intend to clear or dispose of property in the Project Area. If the City makes improvements in preparation for redevelopment or transfer of land to private developers, all improvements will be accomplished in accordance with the goals and objectives of this Urban Renewal Plan and in concert with other actions to ensure timely improvement of the land.

The City may advertise and solicit development proposals, may negotiate directly with prospective developers, and may dispose of all or a portion of any property acquired by it for the purpose of redevelopment in accordance with the goals and objectives of this Urban Renewal Plan. The property so disposed of may include vacated right-of-way and other lands under public ownership which are not needed for public purposes.

The City may subdivide, vacate or otherwise change the recorded arrangement of property under its control to accomplish the goals and objectives of this Urban Renewal Plan.

VII. LAND USE DEVELOPMENT

The planning criteria to be used to guide the physical development of the Project Area are those standards and guidelines contained within the City's Comprehensive Plan – EnvisionCR approved on January 27, 2015, as amended from time to time.

VIII. DEVELOPER REQUIREMENTS

In consideration of the efforts to be made by the City in furthering the development of the Project Area, developers who purchase land in the Project Area may be required to observe the land use requirements of this Urban Renewal Plan and to enter into a contractual agreement with the City in order to assure that the objectives of this Urban Renewal Plan are furthered or achieved.

Developers will not be permitted to defer the start of construction for a period longer than that required to prepare architectural plans, obtain satisfactory financing, and the review and approval of such plans by the City in order to establish their conformance with the provisions of this Urban Renewal Plan. In addition, it is expected that the following provisions will be included in agreements with developers:

1. Developers will submit plans and schedules for the proposed development to the City and will keep the City informed regarding progress on implementing these plans;

2. Any land purchased from the City can only be used for the purpose of development, and not for speculation;

3. Any ownership parcel made up in part of land acquired from the City will be built upon and improved in conformity with the objectives and provisions of this Urban Renewal Plan;

4. Construction of improvements will be initiated and completed within a reasonable time; and

5. There will be no discrimination against any person or group of persons on account of race, creed, color, national origin or ancestry in the sale, lease, sublease, transfer, use of enjoyment of the premises therein conveyed, nor will the developers themselves, or any claiming under or through them, establish or permit such practices of discrimination or segregation with respect to the selection, location, number, use or occupancy of tenants, lessees, or sub lessees in the premises therein conveyed.

The contract and other disposition documents to be executed by the developer will set forth, in detail, the provisions, standards and criteria for achieving the objectives and land use requirements established in this Urban Renewal Plan.

IX. PROJECT AND CITY INDEBTEDNESS

The City may agree to make economic development grants to the developer in consideration for certain employment commitments and other covenants expected to be made by the developer. As such, the eventual level of City participation in both private and public improvements for the economic development of the Project Area cannot be fully determined at this time. However, to the extent that new tax increment revenues are generated and other appropriate funding sources are identified, the City may undertake other project-related activities in the future.

At the present time, it is anticipated that future City tax increment collections for project-related activities within the Project Area will not exceed $3,000,000.00 in aggregate amount during the term of this Urban Renewal Plan. Proceeds of such tax increment collections are currently expected to be used to make economic development grants to the developer and to reimburse the City for any other project-related costs incurred in connection with the development of the Project Area.

As of June 30, 2015, the City's outstanding general obligation indebtedness was $315,200,000. Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of City debt outstanding at any time to no more than five percent (5%) of the value, as shown by the last certified state and City tax list, of all taxable property within the City. Based upon the actual value for fiscal year 2014/2015 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to $490,817,852.00 of general obligation indebtedness.

X. STATE AND LOCAL REQUIREMENTS

All provisions necessary to conform to state and local law will be complied with by the City in implementing this Urban Renewal Plan and its supporting documents.

XI. SEVERABILITY

In the event one or more provisions contained in this Urban Renewal Plan shall be held for any reason to be invalid, illegal, unauthorized or unenforceable in any respect, such invalidity, illegality, or lack of authorization or enforceability shall not affect any other provision of this Urban Renewal Plan, and this Urban Renewal Plan shall be construed and implemented as if such provisions had never been contained herein.

XII. AMENDMENT OF URBAN RENEWAL PLAN

This Urban Renewal Plan may be amended from time to time to respond to development opportunities. Any such amendment shall conform to the requirements of Chapter 403 of the Code. Any change affecting any property or contractual right will be effectuated only in accordance with applicable state and local law.

XIII. EFFECTIVE DATE

This Urban Renewal Plan shall be effective upon adoption by the City Council of the City of Cedar Rapids, Iowa, and shall remain in full force and effect until amended or rescinded by the City Council. However, the use of tax increment financing revenues (including the amount of loans, advances, indebtedness or bonds which qualify for payment from the division of revenue provided in Section 403.19 of the Code) by the City for activities carried out under this Urban Renewal Plan shall be limited as deemed appropriate by the City Council and consistent with all applicable provisions of law, including Iowa Code Section 403.17(10).

ATTACHMENT A
Proposed Grand Living Urban Renewal Area

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Sven Leff **Phone Number/Ext.:** 319-286-5739
E-mail Address: s.leff@cedar-rapids.org

Alternate Contact Person: Steve Krug **Phone Number/Ext.:** 319-286-5740
E-mail Address: s.krug@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Motion amending the motion approved on May 10, 2016 to correct the bid opening date to June 8, 2016 for the Parks and Recreation ADA Facility Improvements project.

CIP/DID #307303-01.

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: This project entails making adjustments to existing Parks & Recreation facilities in order to bring them into compliance with Federal ADA Regulations.

Action/Recommendation: Approval of the project to bring these facilities into compliance with current ADA regulations.

Alternative Recommendation: If Council does not approve the project cannot proceed.

Time Sensitivity: Constrained, to meet Department of Justice deadlines to complete the work.

Resolution Date: May 24, 2016

Budget Information: Project is to be paid for out of allocated Capital Improvement Project funds.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Sven Leff **Phone Number/Ext.:** 319-286-5739
E-mail Address: s.leff@cedar-rapids.org

Alternate Contact Person: Steve Krug **Phone Number/Ext.:** 319-286-5740
E-mail Address: s.krug@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Motion amending the motion approved on May 10, 2016 to correct the bid opening date to June 8, 2016 for the Parks and Recreation ADA Site Improvements project.

CIP/DID #307303-02

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: This project entails making adjustments to existing Parks & Recreation sites in order to bring them into compliance with Federal ADA Regulations.

Action/Recommendation: Approval of the project to bring these sites into compliance with current ADA regulations.

Alternative Recommendation: If Council does not approve the project cannot proceed.

Time Sensitivity: Constrained, to meet Department of Justice deadlines to complete the work.

Resolution Date: May 24, 2016

Budget Information: Project is to be paid for out of allocated Capital Improvement Project funds.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: SteveHe@cedar-rapids.org

Alternate Contact Person: Ken Russell **Phone Number/Ext.:** 5926
E-mail Address: k.russell@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings June 14, 2016 for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY17 (estimated cost is $84,380).
CIP/DID #2017037-01

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

Background: The work will consist of removing and/or replacing blow off completes, replacing existing fire hydrants, valves, and tees, and replacing blow off completes with fire hydrants located within the public right-of-way. The Contractor shall also perform the appurtenant work necessary to make a complete job, consisting of: pavement removal; excavation; sheet, brace, and support the adjoining ground or structures where necessary; handle all drainage or ground water; provide barricades, guards, and warning lights; flush and test the replacement; repair sewer and drain lines disturbed by the replacement; backfill and compact the excavation; restore the surface; remove and dispose of surplus excavated material; and perform final clean-up of the work site.

Action/Recommendation: The Utilities Department - Water Division staff recommends that the motion be approved to set a Public Hearing for June 14, 2016 for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY17 project.

Alternative Recommendation: None

Time Sensitivity: Request action during the May 24, 2016 City Council meeting in an effort to maintain the proposed project construction schedule.

Motion Date: May 24, 2016

Budget Information:

1. **Included in Current Budget Year**. This project will be funded from the Fiscal Year 2017 Utilities Department – Water Division CIP budget and coded to 625-625000-625884-6252017037-01

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The Fiscal Year 2017 Water CIP budget includes $1,500,000 for engineering and construction of water main replacement projects under CIP number 625884. The budget for construction will be established pursuant to the completion of the initial evaluation by the Engineer.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg **Phone Number/Ext.:** 5168
E-mail Address: d.houg@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for June 14, 2016 to consider granting a change of zone for property at 1528 A Avenue NE from R-3D Two-Family Residence Zone District to RMF-1 Multi-Family Residence Zone District as requested by Lori Kintzle and Cameron West.
CIP/DID #RZNE-022883-2016

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

Background: This request for a Rezoning was reviewed by the City Planning Commission on May 12, 2016 and approved by a vote of 5-2.

This is a request to rezone a 5,600 s.f. parcel from the R-3D, Two-Family Residence Zone District to RMF-1, Multi-Family Residence Zone District with a Preliminary Site Development Plan to allow for the restoration of a duplex. The property is identified as "Urban-Medium Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan. While currently zoned for duplex use, the lot does not meet the current minimum lot size requirement for the R-3D District. The RMF-1 District allows for duplex use and satisfies the lot size requirement.

Application Process/Next Steps:
A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for June 14, 2016. Two additional readings of the Ordinance by City Council are required by
State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends setting a public hearing.

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Johnny Alcivar **Phone Number/Ext.:** 319 286-5132
E-mail Address: j.alcivar@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for June 14, 2016, to consider granting a change of zone for property north of Stone Creek Circle SW and east of Dean Road SW from C-2, Community Commercial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Vintage Living, LLC and Legacy Commercial Group, LLC .
CIP/DID #RZNE-022893-2016

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

Background: The request for a Rezoning with a Preliminary Site Development Plan was reviewed by the City Planning Commission on May 12, 2016 and approval was recommended unanimously by a 7-0 vote.

This is a request to rezone 6.7 acres to the RMF-2 Zone District to allow for the potential development of senior living/continuing care facility. The property is currently vacant and has not been previously developed. The property is identified as “Urban-Low Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan. The applicant held a neighborhood meeting on April 26, 2016.

A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for June 14, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends setting the Public Hearing.

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

Time Sensitivity: NA

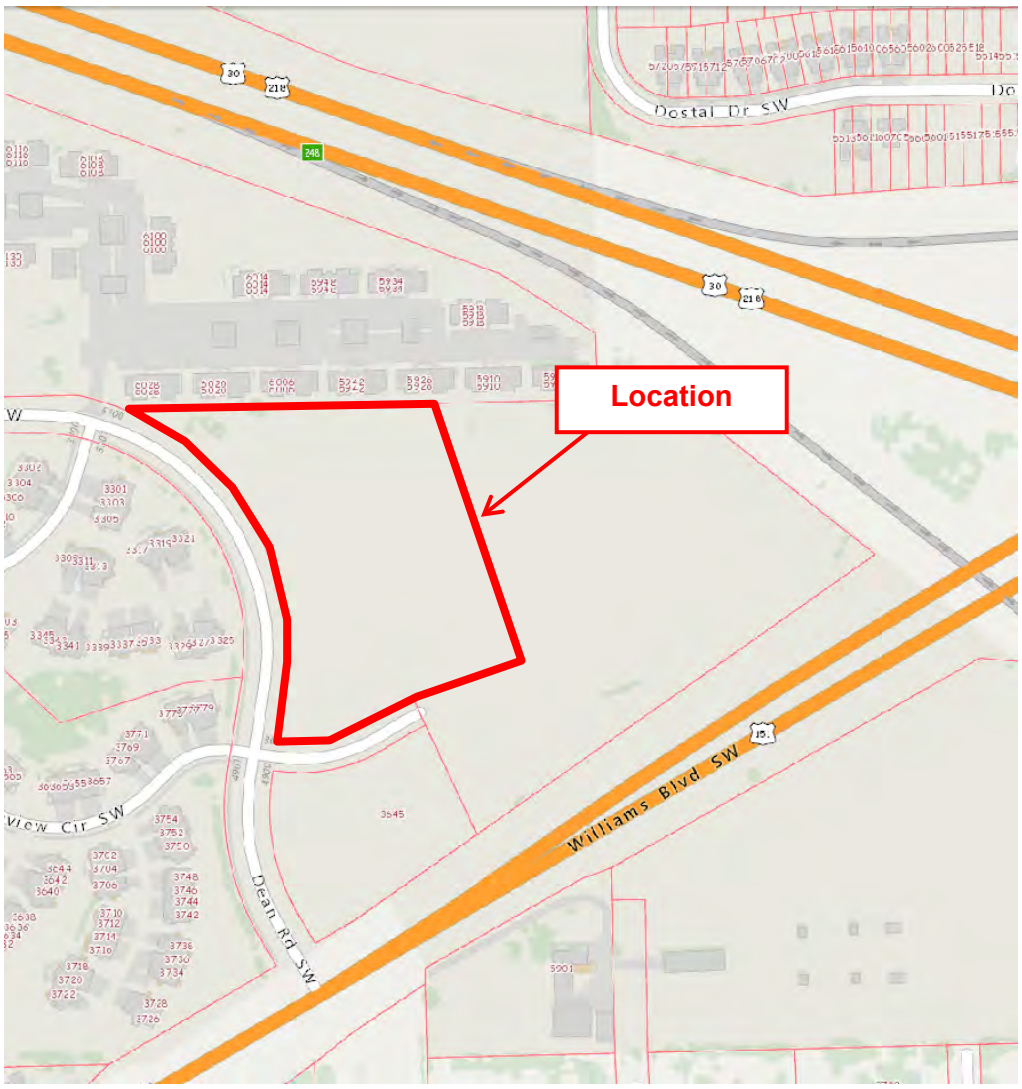
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Carol Morgan **Phone Number/Extension:** 5092
E-mail Address: c.morgan@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
Motion to set a public hearing for June 14, 2016 to consider the vacation of a .96 acre drainage and storm sewer easement located at 3235 Prairie Valley Court SW as requested by Prairie Pine Properties, LLC.
CIP/DID #EASE-022840-2016

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

Background: Prairie Pine Properties, LLC has requested the vacation of a .96 acre drainage and storm sewer easement located at 3235 Prairie Valley Court SW to accommodate the construction of a building at this location. The applicant will be relocating the drainage and storm sewer facilities and is dedicating a new drainage and storm sewer easement as a part of these proceedings.

Action/Recommendation: The Public Works Department recommends approving the vacation of this drainage and storm sewer easement.

Alternative Recommendation: If the Council does not vote to vacate this easement, the alternative is to require Prairie Pine Properties, LLC to revise their site plans.

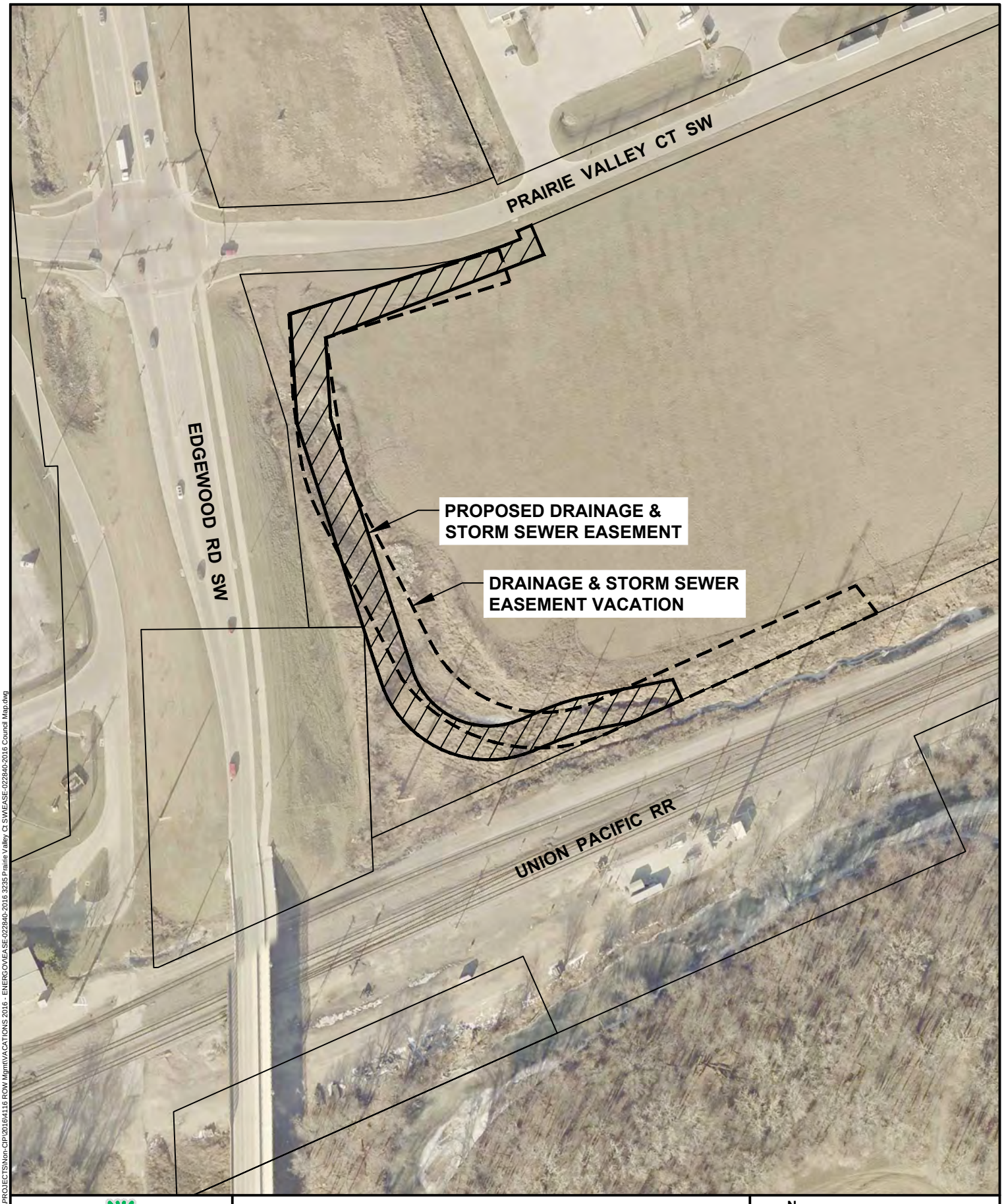
Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:
Public Hearing Date and possible resolution passing: June 14, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA
Explanation: NA



CEDAR RAPIDS
City of Five Seasons

DRAINAGE AND STORM SEWER EASEMENT VACATION AND RELOCATION

N

0 FEET 150

EASE-022840-2016

Cadd File Name: W:\PROJECTS\Non-CIP\2016\4116 ROW Mgmt\VACATIONS 2016 - ENERGOV\EASE-022840-2016 3235 Prairie Valley Ct SW\EASE-022840-2016 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for June 28, 2016 to consider an Ordinance relating to collection of tax increment within the proposed Grand Living Urban Renewal Area generally located at south of 1st Avenue SE and west of Collins Rd SE.
CIP/DID #TIF-0006-2016

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

Background:
On May 10, 2016 the City Council adopted a Resolution of Support to provide conditional City participation in the proposed Grand Living senior housing project proposed by Ryan Companies US, Inc. The City has received a request for City participation under the Community Benefit – Economic Development Program from Ryan Companies US, Inc. for the construction of a new 164-unit senior facility comprised of assisted living, independent living, and memory care housing units. The Resolution directed staff to establish an Urban Renewal Area as a mechanism to provide City financial participation in the project.

The project consists of the construction of an approximately 192,000 square foot, 164 unit senior housing facility with an additional 20,000 square foot underground parking. The senior housing units are comprised of independent living, memory care, assisted living units. Additional highlights of the proposed project are as follows:

- $32 million investment
- 164 units (independent living, memory care, assisted living)
- 35% common space in the facility (spa, fitness, salon, club room, performance theatre)
- Creation of new jobs
  - 85 full-time employees
  - 12 or more jobs meeting the State's High Quality Jobs wage threshold
  - $3.4 million in annual wages estimated

The next steps for establishing an Urban Renewal Area to provide a financial mechanism for participation in the project is as follows:

- 5/24/16 Motion Setting a Public Hearing – TIF Ordinance
  Resolution of Necessity – Urban Renewal Area & Plan
- 6/2/16 City Planning Commission Review
- 6/10/16 Consultation with affected taxing agencies
- 6/28/16 Public hearing and first Ordinance reading
- 7/12/16 Second and possible Third Ordinance Reading

In order to collect the tax increment generated within the proposed Gran Living Urban Renewal Area, an ordinance is necessary. Subsequent to establishing the proposed Urban Renewal Area a Development Agreement will be presented to City Council for consideration at a future date.

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

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation:

Recommended by Council Committee: NA
Explanation:

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: SteveHe@cedar-rapids.org

Alternate Contact Person: Ken Russell **Phone Number/Ext.:** 5926
E-mail Address: k.russell@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
June 14, 2016 - Repair of Water Service Lines FY17, with bid opening on June 15, 2016, (estimated cost is $300,000).

CIP/DID #521108-17

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

Background: Since the mid-70's, the Water Division has requested bids for the repair of City owned water service lines serving homes and businesses within Cedar Rapids. The work consists of repairing service lines, corporation stops, and resetting or relocating curb boxes within the public right-of-way from the City water main to and including the first shut-off valve located within the public right-of-way. The contract also includes the appurtenant work necessary to make a complete job, consisting of: pavement removal; excavation; sheeting, bracing, and support the adjoining ground or structures where necessary; handle all drainage or ground water; provide barricades, guards, and warning lights; flush and test the repair; repair sewer and drain lines disturbed by the repair; backfill and compact the excavation; restore the surface; remove and dispose of surplus excavated material; and perform final clean-up of the work site.

Each year, we estimate the amount of service work that will be needed for the coming year. The estimates are based on a review and analysis of recent years' costs. Due to the nature of this type of work, it is difficult to anticipate the work that will be needed. Each work request is in response to unanticipated failures in equipment or materials, e.g., leaking service lines or broken stop boxes.

For FY17 the estimated cost for these repairs is $300,000.

Action/Recommendation: The Utilities Department Water Division staff recommends that the plans and specifications be filed with the City Clerk's Office on May 24, 2016 and a Notice of Hearing and Letting be published on May 28, 2016. A Public Hearing is scheduled for June 14, 2016 and bids opened on June 15, 2016.

Alternative Recommendation: If the Repair of Water Service Lines FY17 Contract is not renewed at this time, the Water Department would have to go out for bids on a per incident basis without fixed bid prices.

Time Sensitivity: Request action during the May 24, 2016 City Council meeting in an effort to complete contracts for the upcoming Fiscal Year.

Motion Date: 05/24/2016

Budget Information:

1. **Included in Current Budget Year**. This will be budgeted under FY17 Meter Shop operations and maintenance budget and coded to 521108-621-621005.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY17 budget includes $300,000 for the Repair of Service Line Contract.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy: No

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

Recommended by Council Committee: NA

Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Gary Petersen, PE **Phone Number/Extension:** 5153
E-mail Address: g.petersen@cedar-rapids.org

Alternate Contact Person: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for June 14, 2016 and publishing notice to bidders for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail project, with bid opening scheduled for June 21, 2016 at the Iowa Department of Transportation (estimated cost is $760,000).
CIP/DID # 325012-06

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background:
The CEMAR Trail is a proposed trail connection from the Cedar Lake Loop Trail to Marion; the routing is along H Avenue/16th Street NE and then along the abandoned rail bed to the east city limits by Mt. Calvary Cemetery. Phase 2 of the project from 20th Street to 29th Streets has been completed. Phase 1 of the project has been delayed due to timing for sale of the Terex property to Mt. Mercy University, and redevelopment of the property.

The City Council accepted the trail easement and temporary construction easement from Mt. Mercy University on November 4, 2014. Acceptance of these easements allows for the project development and final design of the CEMAR Trail Phase 1 along an extension of the CEMAR Trail Phase 2 project, along the perimeter of the Mt. Mercy University Athletic Complex, F Avenue NE, 16th Street NE and H Avenue NE. City Council approved the Iowa DOT Agreement for the CEMAR Trail Phase 1B project on April 14, 2015, and the Iowa DOT Agreement for the CEMAR Trail Phase 1D project on June 23, 2015.

Project improvements for Phase 1B project include a 12 foot wide hot mix asphalt trail along the south side of Daniels Park, a 10 foot wide hot mix asphalt trail along the easterly side of Daniels Park, and bicycle racks in the vicinity of the baseball field parking lot and the splash pads.

Project improvements for the Phase 1D project include a 12 foot wide hot mix asphalt trail along the north side of F Avenue from 16th Street to 17th Street, the southerly perimeter of the Mt. Mercy Athletic complex, and to the north of the Franklin Middle School running track. In addition, there is an eleven space parking lot located in the southwest corner of the K Avenue & 20th Street NE intersection. Design of Phase 1D has been coordinated with the design of the Mt. Mercy Athletic Complex that is scheduled to start construction in the spring of 2016 and be completed in the spring of 2017.

The Iowa DOT will let and bid Phase 1B and Phase 1D as one project. Subject to receipt of acceptable bids, construction is estimated to start in the fall of 2016 and be completed in the spring of 2017.

Action/Recommendation: The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for June 14, 2016 and publishing notice of public hearing for the projects.

Alternative Recommendation:
The Council could defer approval. However, this action would postpone the bid date, which would affect the construction schedule, and require removal of the project from the Iowa DOT bid schedule.

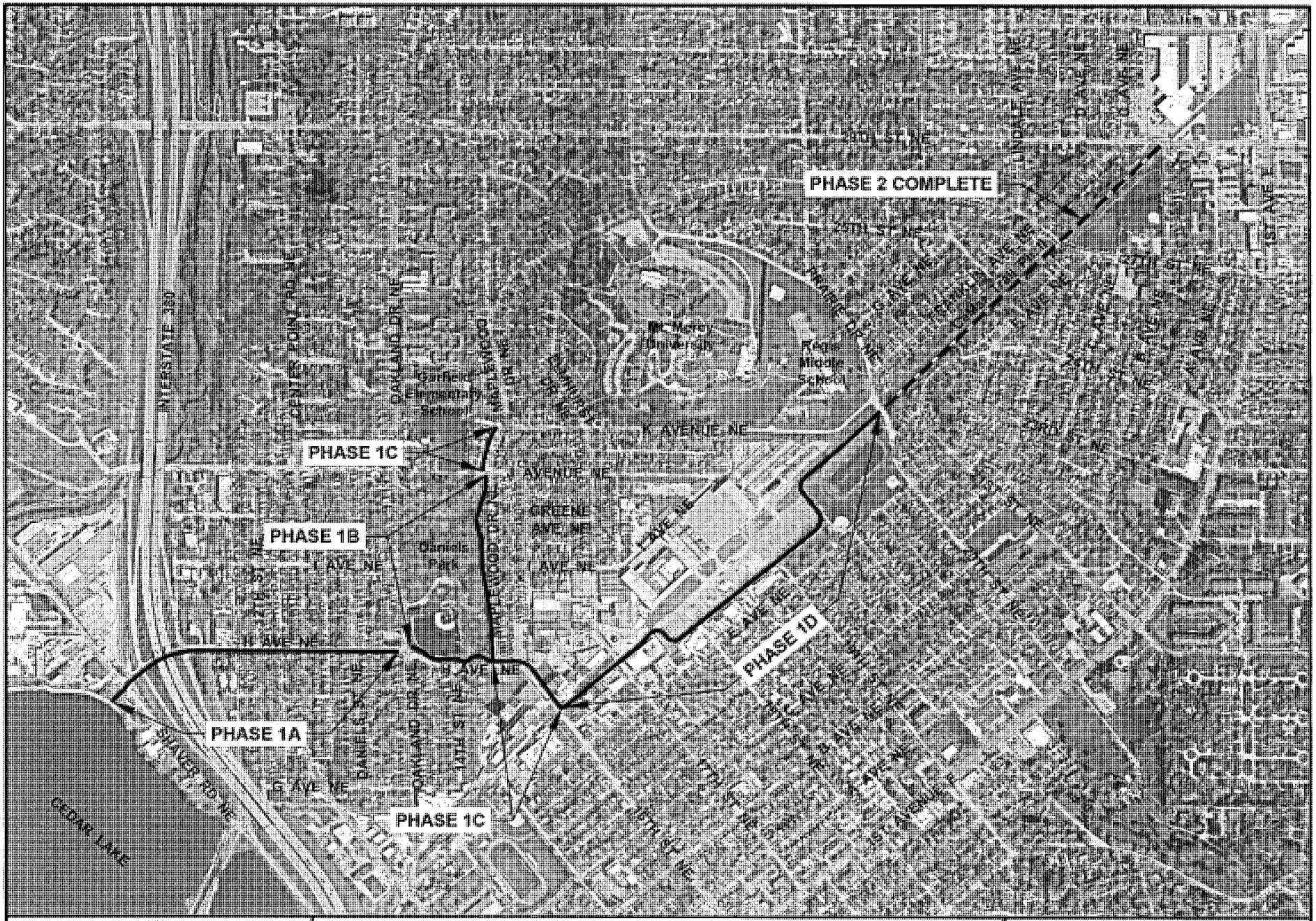
Time Sensitivity: Normal

Resolution Date: June 14, 2016

Budget Information: CIP No. 325012, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA



CEDAR RAPIDS
City of Five Seasons

CEMAR TRAIL PHASE 1

325012-00

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: stevehe@cedar-rapids.org

Alternate Contact Person: Bruce Jacobs **Phone Number/Ext.:** 5913
E-mail Address: b.jacobs@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
June 14, 2016 - Kirkwood Standpipe Demolition project, with bid opening on June 29, 2016 (estimated cost is $137,500).

CIP/DID #6250040-02

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

Background: The Kirkwood Standpipe Water Tower is in need of replacement and will need to be demolished and removed in order to make room for the proposed replacement water tower currently in design and scheduled for construction in 2017 and 2018. Work that will be included in the Kirkwood demolition contract includes removal of the existing standpipe structure and site restoration. The start date for the contract is October 1, 2016 and is currently scheduled to be completed by November 29, 2016.

Action/Recommendation: The Utilities Department Water Division staff recommends that the plans and specifications be filed with the City Clerk's Office on May 24, 2016 and a Notice of Hearing and Letting be published on May 28, 2016. A Public Hearing is scheduled for June 14, 2016 and bids opened on June 29, 2016.

Alternative Recommendation: None

Time Sensitivity: Request action during the May 24, 2016 City Council meeting to maintain the project schedule.

Motion Date: May 24, 2016

Budget Information: Funding for the Kirkwood Standpipe Demolition is included in FY16-18 project budget of $2.675 million. Project will be cost coded to 553000-625-625000-6250040.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: SteveHe @cedar-rapids.org

Alternate Contact Person: Jonathan Mouw **Phone Number/Ext.:** 5296
E-mail Address: j.mouw@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
June 14, 2016 - Water Pollution Control Facility Odor Control Upgrades project, with bid opening on July 13, 2016 (estimated cost is $5,200,000).

CIP/DID #615233-02

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

Background:
The Water Pollution Control Facility (WPCF) is a significant source of odorous gasses. Several processes have been added to the facility to treat odorous air to mitigate the onsite dangers and reduce odors to nearby residents. The most significant portion of the odorous air treatment process occurs within two onsite Bioscrubbers, originally constructed in 1998. Loadings to the Bioscrubbers have increased since their initial construction, while removal efficiencies have decreased.

An evaluation of the existing odor control equipment at the WPCF was performed by CH2M HILL Engineers, Inc. in the fall of 2014. A final report was received documenting the onsite odor sources and treatment processes, providing recommendations to optimize existing treatment processes and recommendations for additional odor control equipment.

The goal of the project is to repair elements of, and provide increased capacity for, the odor control system at the WPCF. This will included the replacement of the lava rock media in the existing Bioscrubbers, repair of structural deficiencies within the existing Bioscrubber vessels, replacement or repair of existing odor control ductwork and fans, improved ventilation of the Sludge Storage Tank, demolition of an existing backup chemical scrubber, and the installation of two new high rate Biotowers.

The improvements made to the WPCF in the project are expected to have a significant positive impact on the WPCF's ability to treat onsite odorous gasses. This will reduce offsite odors emanating from the facility, and reduce the threat of hydrogen sulfide exposure to WPCF staff.

Action/Recommendation: The Utilities Department Water Pollution Control Division staff recommends that the plans and specifications be filed with the City Clerk's Office on May 24, 2016 and a Notice of Hearing and Letting be published on June 4, 2016. A Public Hearing scheduled for June 14, 2016 and bids opened on July 13, 2016.

Alternative Recommendation: None

Time Sensitivity: 5-24-16

Motion Date: 5-24-16

Budget Information:

1. **Included in Current Budget Year**. Yes. The project will be funded from the FY 2016, FY 2017, FY 2018, and FY 2019 WPC Division Capital Improvement Projects budget. The project will be coded to the following CIP funds: 553000-615-615000-x-x-615233, 615236, and 6150010.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently $500,000 budgeted in the FY2016 CIP budget, $2,300,000 planned in the FY 2017 budget, $3,050,000 planned in the FY 2018 budget and $1,200,000 planned in FY 2019 budget for the WPCF Odor Control Upgrades project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

Local Preference Policy: No

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

Recommended by Council Committee: NA

Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman **Phone Number/Ext.:** 5374
E-mail Address: w.jerman@cedar-rapids.org

Alternate Contact Person: Wanda Miller **Phone Number/Ext.:** 5274
E-mail Address: wandam@cedar-rapids.org

Description of Agenda Item:

Motion assessing a $500.00 civil penalty for violation of State Code regarding the sale of alcohol to minors against:

1. Road Ranger #5149, 2349 Blairs Ferry Road NE, CIP/DID # LIQR001642-01-2015

Background:

Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

On February 9, 2016, Alex Randall pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. CR 880920-201601427 of violation Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about January 27, 2016 on the premises at Road Ranger #5149, 2349 Blairs Ferry Road NE.

Since this violations occurred after January 1, 1998 and this being the first violation of this section within a period of two (2) years, as per Iowa Code section 123.50(3)(a), as amended provides that a licensee who violates said section shall be assessed a civil penalty in the amount of $500.00;

Iowa Code section 123.39, as amended, provides that local authorities shall retain such civil penalties if the proceeding to impose the penalty is conducted by the local authority.

The City of Cedar Rapids, pursuant to the authority of the above cited sections, intends to impose a civil penalty in the amount of $500.00 to the above listed locations.

CIP/DID # LIQR001642-01-2015

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

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

Action/Recommendation: Assess civil penalty (The licensee has already submitted payment of the civil penalty.)

Alternative Recommendation: Civil penaltlies are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

Time Sensitivity: The hearing was waived and the licensee has consented to the assessment of the civil penalty for the violation of State Code regarding the sale of alcohol to minors. Payment of these civil penalties has been received.

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman **Phone Number/Ext.:** 5374
E-mail Address: w.jerman@cedar-rapids.org

Alternate Contact Person: Wanda Miller **Phone Number/Ext.:** 5274
E-mail Address: wandam@cedar-rapids.org

Description of Agenda Item: Alcohol licenses

a. Brewhemia, 1101 3rd Street SE.
b. Casa Las Glorias, 2245 Blairs Ferry Road NE.
c. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SE, on June 3, 2016).
d. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SE, on June 10, 2016).
e. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SE, on June 17, 2016).
f. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 3-5, 2016).
g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 10-12, 2016).
h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on June 17-19, 2016).
i. Club Basix, 3916 1st Avenue NE (outdoor service for an event on June 3-5, 2016).
j. CVS/Pharmacy #8526, 4116 Center Point Road NE.
k. CVS/Pharmacy #8532, 2711 Mount Vernon Road SE.
l. Doubletree by Hilton Cedar Rapids Convention Complex, 350 1st Avenue NE.
m. Dublin City Pub, 415 1st Street SE.
n. Flamingo, 1211 Ellis Boulevard (transfer to Veterans Memorial Coliseum, 50 2nd Avenue Bridge, for an event on June 11, 2016).
o. Fraternal Order of Eagles Post #2272, 1735 11th Street NW.
p. Hy-Vee Market Cafe #1, 1843 Johnson Avenue NW.
q. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SW (transfer to the Cedar Rapids Public Library, 450 5th Avenue SE, for an event on June 11, 2016).
r. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on June 9, 2016).
s. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on June 23, 2016).
t. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on June 4, 2016).

u. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on June 11-15, 2016).
v. The New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on May 28, 2016).
w. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 3, 2016).
x. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 10, 2016).
y. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 17, 2016).
z. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on June 21-22, 2016).
aa. Pancheros Mexican Grill, 2315 Edgewood Road SW.
bb. Pei's Mandarin, 3287 6th Street SW.
cc. Pizza Hut #4311, 223 Collins Road NE.
dd. Residence Inn South, 730 33rd Avenue SW (new -new construction).
ee. Rock Bar American Grill, 219 2nd Avenue SE.
ff. Rumors, 400 F Avenue NW (outdoor service for an event on June 4-5, 2016).
gg. Rumors, 400 F Avenue NW (outdoor service for an event on June 17-18, 2016).
hh. Rumors, 400 F Avenue NW (outdoor service for an event on June 24-25, 2016).
ii. Saucy Focaccia, 5100 Fountains Drive NE (new – new construction).
jj. Sierra Foods, 3326 Center Point Road NE.
kk. Third Base Brewery, 500 Blairs Ferry Road NE (new – new ownership).
ll. Time Out Lounge, 3230 16th Avenue SW.
mm. Tobacco Outlet Plus #560, 2846 Mount Vernon Road SE.
nn. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 2-4, 2016).
oo. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 9-11, 2016).
pp. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on June 16-18, 2016).
qq. WineStyle Tasting Station, 4201 42nd Street NE, Suite 170 (outdoor service-permanent).

CIP/DID # OB1145716

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

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

Action/Recommendation: Approve applications as submitted.

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

Cedar Rapids Police Department Memorandum

To: Chief Jerman

From: Lt. Walter Deeds

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: May 18, 2016

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Brewhemia 1101 3RD ST SE	0	0	0	0
Casa Las Glorias 2245 BLAIRS FERRY RD NE	18	0	1	0
Cedar Rapids Jaycees 475 1ST ST SW	21	0	0	0
Cedar Rapids Jaycees 475 1ST ST SW	21	0	0	0
Cedar Rapids Jaycees 475 1ST ST SW	21	0	0	0
Cedar River Landing 301 F AVE NW	38	0	0	4
Cedar River Landing 301 F AVE NW	38	0	0	4
Cedar River Landing 301 F AVE NW	38	0	0	4
Club Basix 3916 1ST AVE NE	33	0	0	1
CVS/Pharmacy #8526 4116 CENTER POINT RD NE	38	0	0	0
CVS/Pharmacy #8532 2711 MT VERNON RD SE	63	0	0	1
Doubletree by Hilton Cedar Rapids Convention Complex 350 1ST AVE NE	141	0	0	17
Dublin City Pub 415 1ST ST SE	138	0	0	41
Flamingo 50 2ND AVE BRG	0	0	0	0
Fraternal Order of Eagles Post #2272 1735 11TH ST NW	5	0	0	0
Hy-Vee Market Cafe #1	2	0	0	0

1843 JOHNSON AVE NW				
Lion Bridge Brewing Company 59 16TH AVE SW	11	0	0	0
Lion Bridge Brewing Company 59 16TH AVE SW	11	0	0	0
McGrath Amphitheatre Cedar Rapids 475 1st ST SW	21	0	0	0
McGrath Amphitheatre Cedar Rapids 475 1st ST SW	21	0	0	0
NewBo City Market 1100 3RD ST SE	549	0	0	1
NewBo City Market 1100 3RD ST SE	549	0	0	1
NewBo City Market 1100 3RD ST SE	549	0	0	1
NewBo City Market 1100 3RD ST SE	549	0	0	1
Pancheros Mexican Grill 2315 EDGEWOOD RD SW	7	0	0	0
Pei's Mandarin 3287 6TH ST SW	2	0	0	0
Pizza Hut #4311 223 COLLINS RD NE	7	0	0	0
Residence Inn South 730 33RD AVE SW	0	0	0	0
Rock Bar American Grill 219 2ND AVE SE	20	0	0	8
Rumors 400 F AVE NW	39	0	0	9
Rumors 400 F AVE NW	39	0	0	9
Rumors 400 F AVE NW	39	0	0	9
Saucy Focaccia 5100 FOUNTAINS DR NE	0	0	0	0
Sierra Foods 3326 CENTER POINT RD NE	7	0	0	1
Third Base Brewery 500 BLAIRS FERRY RD NE	0	0	0	0
Time Out Lounge	22	0	1	4

3230 16TH AVE SW				
Tobacco Outlet Plus #560	2	0	0	0
2846 MT VERNON RD SE				
Turner Alley Brewing Company	2	0	0	1
2715 12TH ST SW				
Turner Alley Brewing Company	2	0	0	1
2715 12TH ST SW				
Turner Alley Brewing Company	2	0	0	1
2715 12TH ST SW				

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew **Phone Number/Ext.:** 5097
E-mail Address: c.drew@cedar-rapids.org

Alternate Contact Person: Vicky Grover **Phone Number/Ext.:** 5007
E-mail Address: v.grover@cedar-rapids.org

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:

a. Payment of bills. CIP/DID #FIN2016-01
b. Payroll. CIP/DID #FIN2016-02
c. Transfer of funds. CIP/DID #FIN2016-03

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

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

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

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: 5-24-2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the attached listing of bills dated the 24th day of May, 2016, has been examined and approved by the proper departments.

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

FIN
TRS
FIN2016-02

RESOLUTION NO. LEG_NUM_TAG

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

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

Department	Total	Department	Total
Animal Control	$ 22,939.91	Human Resources	$ 34,518.97
Aquatics Operation	$ 10,126.44	Information Technology	$ 85,644.06
Attorney	$ 20,986.19	Joint Communications	$ 58,027.19
Building Services Division	$ 70,312.19	Library Grants	$ 6,159.20
CD – Federal Programs	$ 35,684.20	Parks Operations	$ 138,439.03
Cedar Rapids Public Library	$ 112,768.66	Police	$ 643,622.45
City Band	$ 0,000.00	Public Works	$ 22,695.16
City Manager	$ 45,384.50	Public Works – Engineering	$ 105,685.36
Civil Rights	$ 12,907.84	Purchasing Service	$ 11,763.02
Clerk	$ 11,827.62	Recreation	$ 35,204.53
Community Develop – DOD	$ 32,892.22	Sewer Operations	$ 53,636.85
Council	$ 6,957.29	Street Operations	$ 123,269.36
Development Services	$ 34,900.03	Traffic Engineering	$ 47,737.06
Facilities Maint Service	$ 44,225.48	Transit	$ 108,732.70
Finance	$ 16,013.60	Treasury Operations	$ 12,024.80
Finance – Analysts	$ 15,074.89	Utlilities	$ 13,114.94
Financial Operations	$ 42,920.15	Utilities – Solid Waste	$ 91,597.50
Fire	$ 390,350.79	Veterans Memorial	$ 16,980.37
Five Seasons Parking	$ 7,154.40	Water Operations	$ 256,334.68
Fleet Maintenance	$ 79,346.95	Water Pollution Control	$ 175,848.25
Golf Operations	$ 43,479.57	**Grand Total**	**$ 3,097,288.40**

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

FIN
CLK
VET
WTR
WPC
STR
REC
TED
FIR
PD
TRS
EIA
FIN2016-03

RESOLUTION NO. LEG_NUM_TAG

TRANSFER OF FUNDS

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	AJEADS201	To transfer funds for income suport to Golf from fund 7876	483001	691		(116.25)
2016-04-30	AJEADS201	To transfer funds for income suport to Golf from fund 7876	571100	7876		116.25
	AJEADS201 Total					-
2016-04-30	AJEHJS201	To transfer funds of 90% LOST	483001	304	304224	(5,750.00)
2016-04-30	AJEHJS201	To transfer funds of 90% LOST	571100	7968	796833	5,750.00
	AJEHJS201 Total					-
2016-04-30	AJEHJS202	To transfer funds for flood positions	571100	651		61,825.66
2016-04-30	AJEHJS202	To transfer funds for flood positions	483001	330	330211	(61,825.66)
	AJEHJS202 Total					-
2016-04-30	AJEJMM200	To transfer funds - To Fleet from Parks and Band for band shell	483001	073	073004	(109,876.54)
2016-04-30	AJEJMM200	To transfer funds - To Fleet from Parks and Band for band shell	571100	110		50,000.00
2016-04-30	AJEJMM200	To transfer funds - To Fleet from Parks and Band for band shell	571100	101		59,876.54
	AJEJMM200 Total					-
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012125	(1,015.54)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012008	(109,790.05)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012131	(89,526.21)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012116	(72,750.06)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012086	(5.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012098	(5.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012132	(5.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012080	(12.30)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012082	(17.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012083	(22.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012110	(22.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012150	(33.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301935	(45.10)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012038	(57.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012096	(76.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012094	(82.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012101	(123.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012146	(182.40)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012095	(225.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301998	(226.30)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012088	(266.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012175	(335.40)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012176	(467.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012128	(485.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012152	(577.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012156	(594.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301379	(640.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012089	(798.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012109	(912.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012097	(950.00)

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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

Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	571100	7970		723,046.98
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012111	(1,050.84)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012154	(1,302.80)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012174	(1,599.10)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012151	(3,212.08)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012153	(3,566.30)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012129	(4,393.60)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012148	(4,840.50)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012127	(4,926.16)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012043	(5,405.80)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012081	(5,684.20)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012115	(5,914.19)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012147	(6,951.90)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012130	(10,726.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301240	(11,521.94)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012050	(12,439.76)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301695	(15,996.60)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301678	(16,053.14)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012126	(19,716.90)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	305	305132	(19,967.80)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012091	(21,837.34)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012092	(29,383.96)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	301689	(33,949.25)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012099	(38,752.85)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012155	(38,864.00)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012121	(40,594.16)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012149	(40,829.85)
2016-04-30	AJERRJ201	To transfer funds of Street LOST	483001	301	3012120	(43,318.10)
	AJERRJ201 Total					(0.00)
2016-04-30	AJERRJ202	To transfer funds for Ice Arena CIP fund 555	483001	555	555058	(4,335.00)
2016-04-30	AJERRJ202	To transfer funds for Ice Arena CIP fund 555	571100	7961		47,335.00
2016-04-30	AJERRJ202	To transfer funds for Ice Arena CIP fund 555	483001	555	555063	(20,000.00)
2016-04-30	AJERRJ202	To transfer funds for Ice Arena CIP fund 555	483001	555	555059	(23,000.00)
	AJERRJ202 Total					-
2016-04-30	AJERRJ203	To transfer funds for RUT to project 321550 for Downtown Streetlighting	571100	7300		60,000.00
2016-04-30	AJERRJ203	To transfer funds for RUT to project 321550 for Downtown Streetlighting	483001	321	321550	(60,000.00)
	AJERRJ203 Total					-
2016-04-30	AJESEU200	To transfer funds	483001	353	353039	(9,639.00)
2016-04-30	AJESEU200	To transfer funds	571100	085	085505	9,639.00
	AJESEU200 Total					-
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304079	(919.90)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	571100	301	301995	5,482.10
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304160	(53.90)

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304224	(97.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304257	(573.20)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304286	(1,677.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304355	(3,461.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304361	(3,704.80)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304363	(83.20)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304378	(211.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304391	(1,330.60)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304396	(502.40)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304416	(97.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304421	(845.30)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304423	(420.70)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304424	(22.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304427	(66.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304428	(114.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304434	(5.20)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304438	(51.40)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304439	(1,790.70)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304440	(80.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304441	(1,126.70)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304443	(349.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304444	(158.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304445	(1,311.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304446	(184.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304447	(330.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304450	(1,874.10)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304453	(581.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304454	(309.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304455	(157.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304456	(212.50)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304990	(9,135.60)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304998	(102.40)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	571100	671		32,310.10
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	325	325008	(1,771.40)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	325	325012	(1,988.70)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	325	325031	(1,292.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	325	325050	(82.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	325	325069	(348.00)
2016-04-30	PWSTAFF1	To transfer PW staff time and record associated charges	483001	304	304110	(370.50)
	PWSTAFF1 Total					(0.00)
2016-04-30	RECUR008	To transfer funds from road use tax	571100	7300		1,063,500.00
2016-04-30	RECUR008	To transfer funds from road use tax	483001	101		(30,500.00)
2016-04-30	RECUR008	To transfer funds from road use tax	483001	101		(828,720.84)

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	RECUR008	To transfer funds from road use tax	483001	101		(4,037.50)
2016-04-30	RECUR008	To transfer funds from road use tax	483001	301	301992	(89,241.66)
2016-04-30	RECUR008	To transfer funds from road use tax	483001	101		(111,000.00)
	RECUR008 Total					-
2016-04-30	RECUR014	To transfer funds of property tax revenue for health benefits	483001	101		(814,909.50)
2016-04-30	RECUR014	To transfer funds of property tax revenue for health benefits	571100	240		814,909.50
	RECUR014 Total					-
2016-04-30	RECUR016	To transfer funds of property tax revenue for FICA	571100	240		197,876.25
2016-04-30	RECUR016	To transfer funds of property tax revenue for FICA	483001	101		(197,876.25)
	RECUR016 Total					-
2016-04-30	RECUR017	To transfer funds of property tax revenue for IPERS	571100	240		197,876.25
2016-04-30	RECUR017	To transfer funds of property tax revenue for IPERS	483001	101		(197,876.25)
	RECUR017 Total					-
2016-04-30	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	483001	101		(172,707.00)
2016-04-30	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	483001	101		(96,408.00)
2016-04-30	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	571100	211		96,408.00
2016-04-30	RECUR106	To transfer funds of property tax revenue to police and fire for pension costs	571100	221		172,707.00
	RECUR106 Total					-
2016-04-30	RECUR106C	To correct chart of accounts - RECUR106	571100	221		(374,131.29)
2016-04-30	RECUR106C	To correct chart of accounts - RECUR106	571100	211		(487,705.25)
2016-04-30	RECUR106C	To correct chart of accounts - RECUR106	483001	101		374,131.29
2016-04-30	RECUR106C	To correct chart of accounts - RECUR106	483001	101		487,705.25
	RECUR106C Total					-
2016-04-30	RECUR124	To transfer funds for City Hall or City Services facility projects	483001	330	PWE006	(12,500.00)
2016-04-30	RECUR124	To transfer funds for City Hall or City Services facility projects	571100	085	085201	12,500.00
	RECUR124 Total					-
2016-04-30	RECUR131	To transfer funds for debt payment	483001	445		(28,291.67)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	446		(293.33)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	447		(20,301.22)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	450		(74,345.42)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	452		(33,533.76)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	453		(11,357.92)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	455		(100.00)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	457		(37,702.91)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	532		(205,510.89)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	542		(7,543.20)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	552		(24,110.83)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	572		(123,777.21)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	632		(31,417.38)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	692		(24,746.88)
2016-04-30	RECUR131	To transfer funds for debt payment	571100	440		14,701.89
2016-04-30	RECUR131	To transfer funds for debt payment	571100	444		120.04
2016-04-30	RECUR131	To transfer funds for debt payment	571100	454		39,517.44

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	RECUR131	To transfer funds for debt payment	571100	447		4,960.28
2016-04-30	RECUR131	To transfer funds for debt payment	571100	448		30,727.39
2016-04-30	RECUR131	To transfer funds for debt payment	571100	451		50,895.93
2016-04-30	RECUR131	To transfer funds for debt payment	571100	452		4,964.66
2016-04-30	RECUR131	To transfer funds for debt payment	571100	456		29,667.19
2016-04-30	RECUR131	To transfer funds for debt payment	571100	458		6,456.98
2016-04-30	RECUR131	To transfer funds for debt payment	571100	499		42,751.75
2016-04-30	RECUR131	To transfer funds for debt payment	571100	632		34,609.92
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7501		200,107.00
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7503		895.83
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7506		2,712.16
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7508		95,091.50
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7515		31,937.39
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7516		4,369.38
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7520		35,209.04
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7521		27,221.53
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7522		6,654.80
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7523		3,703.72
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7525		68,609.51
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7526		19,757.26
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7965		21,560.48
2016-04-30	RECUR131	To transfer funds for debt payment	571100	7993		3,033.76
2016-04-30	RECUR131	To transfer funds for debt payment	483001	438		(51,643.13)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	439		(19,979.17)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	440		(40,509.96)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	442		(6,291.54)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	443		(29,159.38)
2016-04-30	RECUR131	To transfer funds for debt payment	483001	444		(9,621.03)
	RECUR131 Total					-
2016-04-30	RECUR131C	To correct chart of accounts - RECUR131	571100	631		(311,489.28)
2016-04-30	RECUR131C	To correct chart of accounts - RECUR131	571100	632		311,489.28
	RECUR131C Total					-
2016-04-30	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(15,916.67)
2016-04-30	RECUR143	To transfer funds for the Risk Manager and Attorney salary	483001	101		(9,275.38)
2016-04-30	RECUR143	To transfer funds for the Risk Manager and Attorney salary	571100	011		25,192.05
	RECUR143 Total					-
2016-04-30	RECUR144	To transfer funds for Attorney and Nurse salary	483001	101		(4,825.00)
2016-04-30	RECUR144	To transfer funds for Attorney and Nurse salary	483001	101		(17,956.93)
2016-04-30	RECUR144	To transfer funds for Attorney and Nurse salary	571100	012		22,781.93
	RECUR144 Total					-
2016-04-30	RECUR158	To transfer funds from hotel motel	571100	7401		102,951.81
2016-04-30	RECUR158	To transfer funds from hotel motel	571100	7401		3,750.00
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	572		(37,500.00)

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	552		(24,110.83)
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	532		(37,716.25)
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	440		(3,624.73)
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	101		(2,083.33)
2016-04-30	RECUR158	To transfer funds from hotel motel	483001	101		(1,666.67)
	RECUR158 Total					(0.00)
2016-04-30	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7520		526.17
2016-04-30	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7501		16,227.67
2016-04-30	RECUR173	To Transfer funds from TIF to SSMID Downtown District	571100	7525		1,867.25
2016-04-30	RECUR173	To Transfer funds from TIF to SSMID Downtown District	483001	7701		(18,621.09)
	RECUR173 Total					-
2016-04-30	RECUR178	To transfer funds for shared administrative position	483001	071		(3,353.36)
2016-04-30	RECUR178	To transfer funds for shared administrative position	571100	081		3,353.36
	RECUR178 Total					-
2016-04-30	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and $2k in discretionary expenses relating to Communication services	571100	621		6,849.55
2016-04-30	RECUR181	To transfer funds from Utilities to City Manager for Position 2590 and $2k in discretionary expenses relating to Communication services	483001	101		(6,849.55)
	RECUR181 Total					-
2016-04-30	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7525		2,481.50
2016-04-30	RECUR186	To Transfer funds from TIF to SSMID Medical District	483001	7703		(11,677.67)
2016-04-30	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7520		2,511.25
2016-04-30	RECUR186	To Transfer funds from TIF to SSMID Medical District	571100	7521		6,684.92
	RECUR186 Total					-
2016-04-30	RECUR188	To transfer funds from Water to Development SVCS for Position 1009 $2k discr	483001	101		(8,228.80)
2016-04-30	RECUR188	To transfer funds from Water to Development SVCS for Position 1009 $2k discr	571100	621		8,228.80
	RECUR188 Total					-
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	101		20,833.33
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	621		20,833.33
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	571100	611		20,833.33
2016-04-30	RECUR189	To transfer funds for Economic Development contribution from Enterprise and General Fund	483001	7957		(20,833.33)
	RECUR189 Total					-
2016-04-30	RECUR191	Funding from Transit to Police for security at GTC	483001	101		(4,166.67)
2016-04-30	RECUR191	Funding from Transit to Police for security at GTC	571100	661		4,166.67
	RECUR191 Total					-
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(529.00)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(105.21)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(2,205.92)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(4,960.27)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(5,821.18)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	571100	240		53,992.04
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(7,120.40)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(12,057.87)

TRANSFER RESOLUTION: April, 2016 **FISCAL YEAR: 2016**

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Journal Date	Journal ID #	Long Description	Account	Fund	Project	Debit / (Credit)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(15,461.19)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(1,632.00)
2016-04-30	UNEMPLOY	To record 1st Qtr Unemployment Expense - Cash Transfer Entry	483001	101		(4,099.00)
	UNEMPLOY Total					
	Grand Total					(0.00)

Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Amy Stevenson **Phone Number/Ext.:** 319-286-5061
E-mail Address: AmyS@cedar-rapids.org

Alternate Contact Person: Bridget McMenomy **Phone Number/Ext.:** 319-286-5272
E-mail Address: b.mcmenomy@cedar-rapids.org

Description of Agenda Item: Boards and commissions
Resolutions appointing and reappointing the following individuals:

a. Appointing Gina Johnson (effective through June 30, 2017) to the Cedar Rapids ADA Advisory Committee.

CIP/DID #OB775389

b. Reappointing Sarah Coleman and Richard Good (effective through June 30, 2019) to the Building/Fire Board of Appeals.

CIP/DID #OB375368

c. Reappointing John Albert, Timothy Charles and Richard Cooley (effective through June 30, 2019) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission.

CIP/DID #OB720222

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

Background: Many board and commission terms expire on June 30, 2016. This agenda includes reappointments for several boards and commissions. This agenda also includes an appointment for a vacancy on the Cedar Rapids ADA Advisory Committee.

Action/Recommendation: Approve resolution as presented

Alternative Recommendation:

Time Sensitivity: None

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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OB775389

A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Cedar Rapids ADA Advisory Committee for the term as indicated or until a successor is appointed and qualified:

Commissioner	Term Beginning	Term Expiration
Gina Johnson	05/24/2016	06/30/2017

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Gina Johnson to the Cedar Rapids ADA Advisory Committee for the term indicated above is hereby given.

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MayorSignature

Attest:

ClerkSignature

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A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Building/Fire Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

Commissioner	Term Beginning	Term Expiration
Sarah Coleman	07/01/2016	06/30/2019
Richard Good	07/01/2016	06/30/2019

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Sarah Coleman and Richard Good to the Building/Fire Board of Appeals for the terms indicated above is hereby given.

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MayorSignature

Attest:

ClerkSignature

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A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

Commissioner	Term Beginning	Term Expiration
John Albert	07/01/2016	06/30/2019
Timothy Charles	07/01/2016	06/30/2019
Richard Cooley	07/01/2016	06/30/2019

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of John Albert, Timothy Charles and Richard Cooley to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar **Phone Number/Ext.:** 319-286-5090
E-mail Address: a.charipar@cedar-rapids.org

Alternate Contact Person: **Phone Number/Ext.:**
E-mail Address:

Description of Agenda Item: Special events

Resolution approving the special event application for the St. Ludmila's Kolach Festival (includes road closures) on June 10, 11 and 12, 2016.

CIP/DID #SPEC-052647-2016

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurism, and targeting industry-specific growth.

Background:
Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity: .

Resolution Date: 05/24/16

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Tim Flaherty, on behalf of St. Ludmila Catholic Parish, has requested approval to conduct the annual St. Ludmila's Kolach Festival (an annual parish fundraiser on their private property and city street with various activities involving the usage of tents, rides, games, car show, music and food/beer) on city streets and their parking lot on June 10, 11 and 12, starting at 6:00 AM June 10 and ending at 2:00 PM on June 12 (not including set-up and tear-down times), and

WHEREAS, the applicant requests approval for the following street to be closed for the Kolach drive thru on Friday, June 10, 2016 from 6 AM to 10 AM:

- 2nd Street SW from Wilson Avenue to 21st Street SW

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. Applicant shall contact the City Clerk's Office (319-286-5060) to obtain appropriate alcohol related applications and information on processing deadlines.

2. Applicant will ensure proper exiting is in place from the fenced area, patrons cannot reenter the building to exit the fenced area.

3. If food is served and/or sold at the event, the applicant (or vendors) shall meet all applicable requirements of the Linn County Health Department and the City Code.

4. Applicant shall have a discernible area as required by the Police Department. No alcoholic beverages shall be carried beyond the discernible area.

5. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.

6. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event.

    - Applicant shall hire seven (7) off duty police officers ($49/hr) for the following:

    June 10, 2016 -- One (1) officer 6 AM-10 AM road closure
    Two (2) officers 5 PM-9 PM beer tent
    June 11, 2016 -- Two (2) officers 9 AM-9 PM beer tent (depending on hours of tent)
    June 12, 2016 - One (1) officer 10 AM-2 PM beer tent

7. For questions related to road closure or temporary no parking after normal city office hours and on weekends, contact number for Public Works is 319-360-1144.

8. Participants shall observe all traffic control devices and traffic regulations unless otherwise directed by a uniformed police officer.

9. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.

10. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.

11. Applicant shall arrange and promote alternate site event parking to replace their parking lot that is being used to house the event.

12. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

13. In case of a construction project, route may need to be revised, Traffic Engineering will work with the applicant.

14. No trails or sidewalks are closed for the event.

15. Applicant shall not use any portion of public property for the private event site including street, alley, or sidewalk.

16. If cooking using LP, an LP permit is required from Fire Marshal McKinnon 319-286-5862.

17. Applicant will contact Fire Marshal Vance McKinnon at 319-286-5862 to acquire an Outdoor Place of Assembly permit as required for the outdoor service area and request the appropriate inspections prior to the event taking place.

18. If a canopy or tent is going to be used, a permit is required from the Cedar Rapids Fire Department 319-286-5862.

19. Food vendors must contact Linn County Public Health @ 892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.

20. Applicant and participants shall not impede normal vehicular or pedestrian movement through the event areas.

21. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).

22. Applicant shall comply with all existing parking regulations on all adjacent areas of public property.

23. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant’s contact person. A copy of this written notification shall be provided to the City Manager's Office.

24. If applicant alters the above route or intends to use a different route, a separate event application approval may be required with the new route detailed.

25. The outermost event fencing shall be no closer than two (2) feet from all public sidewalks to avoid obstructing a public sidewalk or impeding pedestrian traffic.

26. Applicant is aware of the existence and requirements of the Municipal Noise Ordinance (Chapter 56 of the Cedar Rapids City Code) as relates to the intent to provide amplified music at the event.

27. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

28. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew **Phone Number/Ext.:** 5097
E-mail Address: c.drew@cedar-rapids.org

Alternate Contact Person: Judy Jones **Phone Number/Ext.:** 5134
E-mail Address: j.jones2@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Levy assessment - Solid Waste & Recycling - delinquent weed mowing charges - 279 properties.
CIP/DID #FIN2016-05

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

Background:
The Finance Department is responsible for the billing and collection of charges incurred by the Public Works Maintenance Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between May 6, 2016 and October 13, 2015, 260 property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals $104,930.99.

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

Action/Recommendation: The Finance Department recommends approval of the Resolution to levy Special Assessments.

Alternative Recommendation: Should the City Council decide not to approve the resolution, the City may not be reimbursed for work permformed by the contractor and paid for by the City.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: Solid Waste Operating – Weed Nuisances

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on 279 properties in violation of the City's Weed Ordinance 046-12 and Municipal Code Chapter 21.13;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of $104,930.99, as shown below, and which have been invoiced and are on file with the Finance Department, and

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

#	Service Location	Name	Service Date	GPN	Invoice	Total
1	220 5TH ST NW	220 5th Street NW Trust	8/26/15	142911102400000	SWW_000 61536	297.14
2	255 32ND ST NW	255 32nd Street NW Residential Co-Op	6/10/15	143025100700000	SWW_000 57821	179.14
3	394 17TH ST SE	394 17th St Cooperative Housing Assn	8/13/15	142242701100000	SWW_000 59665	257.14
4	3214 14TH AVE SE	Aaron & Joyce Pealer	8/13/15	142617700400000	SWW_000 59667	389.14
5	6209 MUIRFIELD DR SW	Abagale A Hughes	8/11/15	191423100101004	SWW_000 59601	159.14
6	1102 DEER RUN DR NE	Abode Construction Inc	7/22/15	112737702400000	SWW_000 59704	1,527.14
7	919 6TH ST SW	Adair Holdings LLC	8/10/15	142835400200000	SWW_000 59600	279.14
8	1513 BEVER AVE SE	Adrianna Enterprises LLC	9/15/15	142230101400000	SWW_000 61870	227.14
9	512 14TH ST SE	Alice M Spencer	6/5/15	142230601200000	SWW_000 57760	203.14
10	512 14TH ST SE	Alice M Spencer	9/8/15	142230601200000	SWW_000 63200	351.14
11	2221 9TH AVE SW	Alvin W & Linda L Salsbery	6/30/15	143043101000000	SWW_000 59793	431.14
12	375 19TH ST SE	Angela K Kucharski	9/4/15	142216002700000	SWW_000 61565	405.14
13	375 19TH ST SE	Angela K Kucharski	8/7/15	142216002700000	SWW_000 66806	179.14
14	842 17TH ST SW	Ashley E Schnoebelen	6/24/15	142933101700000	SWW_000 57814	191.14
15	107 WILSON AVE DR SW	Austin Earnest	6/10/15	143432700200000	SWW_000 57797	179.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
16	107 WILSON AVE DR SW	Austin Earnest	8/18/15	143432700200000	SWW_000 59610	389.14
17	911 12TH ST NE	BAB Associates LTD	8/10/15	141643400400000	SWW_000 59569	199.14
18	915 12TH ST NE	BAB Associates LTD	8/10/15	141643400500000	SWW_000 59567	199.14
19	921 12TH ST NE	BAB Associates LTD	6/1/15	141643400100000	SWW_000 57860	269.14
20	921 12TH ST NE	BAB Associates LTD	8/3/15	141643400100000	SWW_000 59319	239.14
21	1624 B AVE NW	Bank of America NA	6/18/15	142922801300000	SWW_000 57862	239.14
22	605 41ST ST NE	Bank of America NA	8/27/15	141010500200000	SWW_000 61841	171.14
23	911 B AVE NW	Bank of America NA	6/1/15	142913900200000	SWW_000 57855	371.14
24	3100 C AVE NE	Benjamin J Tjaden	9/25/15	141047701000000	SWW_000 63033	215.14
25	235 27th St NW	Betty M & George Grubich Jr	7/3/15	143027700600000	AST-10006804	347.41
26	235 27th St NW	Betty M & George Grubich Jr	5/21/15	143027700600000	SWW_000 57487	197.14
27	1715 ARIZONA AVE NE	Bilts LLC	6/10/15	140915400100000	SWW_000 57774	179.14
28	3426 AMANDA CT NW	Bonnie M Jones	9/25/15	132440300600000	SWW_000 63039	125.00
29	215 NORWICK RD SW	Bradley G & Elaina J Shoemaker	6/9/15	132643200700000	SWW_000 61929	257.14
30	3009 E AVE NE	Bradley M Knoernschild, Wendy J & Alexander R Drake	9/8/15	141048300800000	SWW_000 61905	327.14
31	1215 ASHFORD DR NE	Bradley S Jackson	6/17/15	112730302000000	SWW_000 57903	159.14
32	485 JACOLYN DR NW	Brian A & Lupe M Steenblock	9/24/15	132610100100000	SWW_000 63025	247.14
33	1557 PARK AVE SE	Brian E & Renee Stutzman	8/31/15	142228100200000	SWW_000 61849	199.14
34	602 CONCORD LN NW	Brian J Harrison & Elisabeth S Cook	6/1/15	132435601000000	SWW_000 57849	377.14
35	602 CONCORD LN NW	Brian J Harrison & Elisabeth S Cook	7/23/15	132435601000000	SWW_000 59276	209.14
36	316 7TH ST SW	Brian J Marrah	6/5/15	142918801800000	SWW_000 57805	209.14
37	316 7TH ST SW	Brian J Marrah	8/4/15	142918801800000	SWW_000 59796	467.14
38	6725 COLORADO DR SW	Butschi Real Estate Co	6/23/15	191615302000000	SWW_000 57967	267.14
39	0 VACANT LAND SW	C & NW Trans Co	6/19/15	190442600600000	SWW_000 60108	755.14
40	0 VACANT LAND SE	C M ST P & P RY CO	6/1/15	141130200100000	SWW_000 57550	415.14
41	150 33RD ST DR SE	C M ST P & P RY CO	6/1/15	141130400600000	SWW_000 57678	233.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
42	1620 PARK AVE SE	Caleb Gates	8/21/15	142215601400000	SWW_000 61515	231.14
43	2684 SCHAEFFER DR SW	Cameron G Macaw	9/10/15	143348000600000	SWW_000 61908	519.14
44	1438 4th Ave SE	Cameron S West	5/14/15	142230203700000	AST-10006800	179.41
45	6209 CASEY CT NE	Capital Builders Inc	9/14/15	123642801000000	SWW_000 61902	471.14
46	1312 K ST SW	Carolynn Gesling	6/25/15	142838401100000	SWW_000 59384	269.14
47	5750 C AVE NE	C-Blairs CR LLC	8/7/15	140222703000000	SWW_000 66809	803.14
48	0 VACANT LAND NE	Century Communications	7/31/15	113415200200000	SWW_000 59653	383.14
49	3119 CORAL LN SW	Chad C & Sarah Reece	8/4/15	190623300500000	SWW_000 59355	227.14
50	619 15TH ST SE	Charles Davisson	6/15/15	142237700200000	SWW_000 57767	179.14
51	619 15TH ST SE	Charles Davisson	9/9/15	142237700200000	SWW_000 61835	267.14
52	3420 TOWNE HOUSE DR NE	Charles O & Royce M Kidd	9/22/15	140530101200000	SWW_000 66815	159.14
53	1019 16TH ST NE	Charles T Hanson	6/4/15	141532802000000	SWW_000 57512	179.14
54	226 23rd St NW	Chase M Palmer	7/10/15	143015401600000	AST-10006803	239.41
55	226 23rd St NW	Chase M Palmer	5/21/15	143015401600000	SWW_000 55650	317.14
56	925 A AVE NW	Chien Van Nguyen & Thanh Thi Pham	6/19/15	142915600600000	SWW_000 57852	159.14
57	1015 8TH ST SE	Chris & Kathryn M Pyle	5/14/15	142723901500000	SWW_000 57725	209.14
58	1015 8TH ST SE	Chris & Kathryn M Pyle	6/23/15	142723901500000	SWW_000 57906	191.14
59	1015 8TH ST SE	Chris & Kathryn M Pyle	8/6/15	142723901500000	SWW_000 59694	179.14
60	1015 8TH ST SE	Chris & Kathryn M Pyle	8/27/15	142723901500000	SWW_000 60832	199.14
61	1015 8TH ST SE	Chris & Kathryn M Pyle	7/22/15	142723901500000	SWW_000 63026	179.14
62	1016 26TH ST SE	Chris E Evers	6/30/15	142620201300000	SWW_000 58856	239.14
63	861 19TH ST SE	Christopher L Springman	9/10/15	142246002400000	SWW_000 62212	335.14
64	616 4TH ST SW	Christopher Russell	7/8/15	142832901000000	SWW_000 59244	179.14
65	420 33rd St NE	Claire M Hanson	5/15/15	141040302200000	AST-10006799	339.41
66	1623 HOLLYWOOD BLVD NE	Clayton R Mackie	6/24/15	140917800600000	SWW_000 57921	191.14
67	4317 CULVER ST NE	Cody A Genkinger	7/9/15	140345500800000	SWW_000 58847	223.14
68	4317 CULVER ST NE	Cody A Genkinger	8/10/15	140345500800000	SWW_000 59724	227.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
69	1504 D AVE NE	College Investments 1 LLC	6/18/15	142222700400000	SWW_000 57775	257.14
70	328 BOYSON RD NE	Corey M & Lisa M Jordan	8/28/15	113525101600000	SWW_000 61856	261.14
71	1024 18TH ST NW	Craig Stoddard	6/3/15	142032801700000	SWW_000 57853	215.14
72	2702 VALLEY HIGH CT NW	Creative Equity LC Series 22	6/3/15	141920200200000	SWW_000 57820	759.14
73	1807 B AVE NE	CRPM LLC	6/25/15	141545601700000	SWW_000 59382	179.14
74	801 O AVE NW	Dale E & Doris May	8/5/15	142015200100000	SWW_000 59574	281.14
75	515 9TH ST SW	Damon A Stowell	6/24/15	142940200700000	SWW_000 57812	221.14
76	233 BRENTWOOD DR NE	Daniel & Kimberly Carney	6/2/15	113530800200000	SWW_000 58061	159.14
77	145 BROADMORE RD NW	Daniel A & Ginger L Sarrett	9/2/15	132628201000000	SWW_000 61414	345.14
78	1028 CENTER POINT RD NE	Daniel R Martin	6/15/15	141640301100000	SWW_000 57786	159.14
79	1028 CENTER POINT RD NE	Daniel R Martin	7/26/15	141640301100000	SWW_000 58086	159.14
80	1607 48TH ST NE	Daniel R Schrader	6/17/15	140440201400000	SWW_000 57897	299.14
81	1042 31ST ST NE	Danielle Hahn	9/22/15	141037700900000	SWW_000 62190	159.14
82	1626 5TH AVE SE	Darlene De Los Santos Nunez	6/15/15	142243101300000	SWW_000 57515	159.14
83	809 15TH ST SE	Darrell J & Verda J Goodwin	7/15/15	142238303000000	SWW_000 59250	377.14
84	809 15TH ST SE	Darrell J & Verda J Goodwin	9/4/15	142238303000000	SWW_000 61541	489.14
85	611 16TH ST SE	David C & Jo E Dixon	9/22/15	142230800300000	SWW_000 62202	219.14
86	1537 34TH ST NE	David E Hartley	6/4/15	140940200900000	SWW_000 56989	179.14
87	210 34TH ST DR SE	David N Hatfield	8/3/15	141130101600000	SWW_000 59790	479.14
88	1702 13TH AVE SW	David P Murphy	5/14/15	142935702400000	SWW_000 57839	197.14
89	1702 13TH AVE SW	David P Murphy	6/30/15	142935702400000	SWW_000 63172	197.14
90	1702 13TH AVE SW	David P Murphy	9/3/15	142935702400000	SWW_000 66829	209.14
91	1702 13TH AVE SW	David P Murphy	5/6/15	142935702400000	SWW_000 66845	197.14
92	826 Center Point Rd NE	Debra L & Harold J Studt Jr	7/13/15	141648101600000	AST-10006806	267.41
93	826 Center Point Rd NE	Debra L & Harold J Studt Jr	6/1/15	141648101600000	SWW_000 57867	257.14
94	826 Center Point Rd NE	Debra L & Harold J Studt Jr	9/2/15	141648101600000	SWW_000 63027	327.14
95	3100 JOHNSON AVE NW	Della A Kerkman	7/14/15	143022701000000	SWW_000 58945	179.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
96	3100 JOHNSON AVE NW	Della A Kerkman	9/2/15	143022701000000	SWW_000 61412	309.14
97	332 28TH ST NW	Denise R Roff	9/4/15	143020201800000	SWW_000 66811	171.14
98	1306 ELLIS BLVD NW	Dennis A Hill	6/3/15	142015501200000	SWW_000 57669	335.14
99	1306 ELLIS BLVD NW	Dennis A Hill	6/25/15	142015501200000	SWW_000 58047	159.14
100	1306 ELLIS BLVD NW	Dennis A Hill	9/10/15	142015501200000	SWW_000 61831	339.14
101	2040 D ST SW	Dennis Drahozal	5/28/15	143310900400000	SWW_000 57551	215.14
102	2040 D ST SW	Dennis Drahozal	8/4/15	143310900400000	SWW_000 59354	179.14
103	0 VACANT LAND SE	Dennis P & Michael J Flynn	6/1/15	142532600100000	SWW_000 57559	1,103.14
104	5411 WYOMING DR SW	Derald C & Carol V Hensch	5/28/15	190942900500000	SWW_000 57843	227.14
105	5411 WYOMING DR SW	Derald C & Carol V Hensch	7/1/15	190942900500000	SWW_000 58960	209.14
106	5411 WYOMING DR SW	Derald C & Carol V Hensch	8/4/15	190942900500000	SWW_000 59388	239.14
107	5330 GORDON AVE NW	Derek S Swenson	8/31/15	132618600800000	SWW_000 61852	321.14
108	1314 19TH AVE SW	DF Jones Enterprises LLC	8/31/15	143220701900000	SWW_000 61844	259.14
109	1424 11th St SW	DF Jones Enterprises LLC	5/6/15	143212700100000	AST-10006794	319.41
110	157 15TH AVE SW	DF Jones Enterprises LLC	6/10/15	142846300200000	SWW_000 57963	175.14
111	700 KNOLL ST SE	DF Jones Enterprises LLC	9/15/15	142348300200000	SWW_000 61827	237.14
112	888 CENTER POINT RD NE	DF Jones Enterprises LLC	9/8/15	141648100500000	SWW_000 61564	307.14
113	4201 CENTER POINT RD NE	Dillon Real Estate Co Inc	8/5/15	140445800500000	SWW_000 59613	1,839.14
114	1509 8TH AVE SE	Donald A & Edwina Duke	6/15/15	142238200400000	SWW_000 57982	171.14
115	855 12TH ST NE	Donald F & Ramona M Williams	6/1/15	141645500800000	SWW_000 57856	329.14
116	855 12TH ST NE	Donald F & Ramona M Williams	7/14/15	141645500800000	SWW_000 58939	287.14
117	855 12TH ST NE	Donald F & Ramona M Williams	8/3/15	141645500800000	SWW_000 59571	209.14
118	1103 1ST AVE SW	Donald H Kieseweter	6/25/15	142916200100000	SWW_000 61869	435.14
119	1222 22ND AVE SW	Donna J Conner	6/4/15	143228001000000	SWW_000 57806	199.14
120	1222 22ND AVE SW	Donna J Conner	8/4/15	143228001000000	SWW_000 59396	239.14
121	520 15TH ST SE	Donty F & Willie M Swinney	6/15/15	142230502100000	SWW_000 57519	159.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
122	653 16TH AVE SW	Duane H & Barbara J Pratt	6/3/15	143210701000000	SWW_000 57548	223.14
123	653 16TH AVE SW	Duane H & Barbara J Pratt	7/17/15	143210701000000	SWW_000 59798	179.14
124	1012 8TH ST SE	Dwayne Ampey	10/13/15	142723500600000	AST-10006792	179.41
125	6707 COLORADO DR SW	Eden G McMaster	7/21/15	191615301700000	SWW_000 59308	347.14
126	6707 COLORADO DR SW	Eden G McMaster	9/21/15	191615301700000	SWW_000 62197	267.14
127	1645 C AVE NE	Edmund P Schaul Jr	9/14/15	141538600500000	SWW_000 61891	261.14
128	1425 6TH AVE SE	Elizabeth Cavin	7/15/15	142230900300000	SWW_000 59247	227.14
129	1425 6TH AVE SE	Elizabeth Cavin	9/9/15	142230900300000	SWW_000 61836	243.14
130	502 FOREST DR SE	Eric W & Melissa R B Jones	9/15/15	142330900900000	SWW_000 61871	615.14
131	1200 6TH AVE SE	Ernest Brauch	6/16/15	142235100300000	SWW_000 58070	179.14
132	1200 6TH AVE SE	Ernest Brauch	8/29/15	142235100300000	SWW_000 61538	357.14
133	1200 6TH AVE SE	Ernest Brauch	7/20/15	142235100300000	SWW_000 61558	179.14
134	1208 6TH AVE SE	Ernest Brauch	6/15/15	142233401300000	SWW_000 57546	287.14
135	1208 6TH AVE SE	Ernest Brauch	8/31/15	142233401300000	SWW_000 60891	199.14
136	1208 6TH AVE SE	Ernest Brauch	7/17/15	142233401300000	SWW_000 61578	199.14
137	1021 OAKLAND RD NE	Eugene T & Carol J Boggs	6/24/15	141640202200000	SWW_000 57870	209.14
138	804 15TH ST SW	Eugenia L Griffin	8/4/15	142933002300000	SWW_000 59595	275.14
139	804 15TH ST SW	Eugenia L Griffin	6/18/15	142933002300000	SWW_000 60117	159.14
140	732 DORCHESTER PL NE	Executive Construction Company	5/21/15	112743200500000	SWW_000 57492	185.14
141	0 VACANT LAND SW	Executive Development LLC	5/29/15	191615400100000	SWW_000 57554	887.14
142	1148 I AVE NE	Federspiel Properties LLC	7/15/15	141642900700000	SWW_000 59253	329.14
143	312 21st St NE	Federspiel Properties LLC	7/14/15	141540303200000	AST-10006798	239.41
144	7411 FOX CT NE	Fontaine Walker	6/3/15	112748101500000	SWW_000 57857	329.14
145	1311 M AVE NE	Forrest J Trimble	6/22/15	141618000600000	SWW_000 57893	227.14
146	1432 7TH AVE SE	Frank A & Carrie H Gaskins	8/12/15	142237700300000	SWW_000 59783	197.14
147	1807 N ST SW	Fredrick J McLaud	7/8/15	143323300600000	SWW_000 58919	543.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
148	1807 N ST SW	Fredrick J McLaud	9/14/15	143323300600000	SWW_000 62206	219.14
149	1712 AMERICUS DR SE	Freedom Sims	6/15/15	142712600800000	SWW_000 57518	179.14
150	1908 J ST SW	Garland D & Mary R Daugherty	6/19/15	143327601400000	SWW_000 57974	281.14
151	1908 J ST SW	Garland D & Mary R Daugherty	9/9/15	143327601400000	SWW_000 61909	359.14
152	1946 A AVE NE	Grace P Hines & Karen L Abbott	7/9/15	141545100300000	SWW_000 61582	119.14
153	645 37TH ST NE	Greased Elbow Investments LLC	6/12/15	141017900800000	SWW_000 59375	299.14
154	1618 4TH AVE SE	GYA LLC	7/24/15	142242800900000	SWW_000 59405	839.14
155	1736 16th Ave SW	Harold T Mackey	5/6/15	143222602100000	AST-10006797	267.41
156	526 7TH AVE SW	Hawkins Properties LLC	7/10/15	142833000700000	SWW_000 58926	179.14
157	526 7TH AVE SW	Hawkins Properties LLC	8/4/15	142833000700000	SWW_000 61568	179.14
158	526 7TH AVE SW	Hawkins Properties LLC	9/29/15	142833000700000	SWW_000 63042	239.14
159	0 VACANT LAND NE	Horn Land LLC	8/26/15	112235302100000	SWW_000 60828	791.14
160	1725 8TH AVE SE	Household Finance Industrial Loan Co	9/10/15	142245800100000	SWW_000 62208	357.14
161	1937 HIGLEY AVE SE	Hutch's Properties LLC	7/15/15	142248500500000	SWW_000 59249	227.14
162	1109 26th St Ct NW	J & A Development Inc	9/11/15	141942701500000	AST-10006814	1,119.41
163	200 CHERRY PARK DR NW	J Murphy Homes LLC	8/17/15	132620100500000	SWW_000 59549	631.14
164	1426 3RD AVE SE	Jacinta Quijana	8/14/15	142228301800000	SWW_000 59789	821.14
165	1015 OAKLAND RD NE	Jacob A Nichols	6/18/15	141640202100000	SWW_000 57789	335.14
166	516 I AVE NW	Jaime Patten	6/19/15	142040902000000	SWW_000 57847	197.14
167	516 I AVE NW	Jaime Patten	9/23/15	142040902000000	SWW_000 62182	257.14
168	1010 PAWNEE DR NW	Jakub J & Mallorie J Schmitz	9/15/15	142030600400000	SWW_000 66812	359.14
169	818 12TH ST NE	James & Tracy Merta	8/3/15	141645600400000	SWW_000 59332	197.14
170	818 12TH ST NE	James & Tracy Merta	6/12/15	141645600400000	SWW_000 59372	221.14
171	1620 14th Ave SE	James A Santee	8/10/15	142715301300000	AST-10006802	227.41
172	1620 14th Ave SE	James A Santee	9/1/15	142715301300000	SWW_000 63194	227.14
173	430 20TH ST NE	James J Rausch	6/24/15	141542800600000	SWW_000 57917	159.14
174	1729 WASHINGTON AVE SE	Jamie L & Cheryl Herbert	8/13/15	142216100200000	SWW_000 66821	251.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
175	1912 BLAKE BLVD SE	Janet Gillam Driscoll	8/24/15	142210401100000	SWW_000 61520	399.14
176	706 BLAIRS FERRY RD NE	Janice Asquith	6/24/15	140312801500000	SWW_000 58024	167.14
177	1325 HINKLEY AVE NW	Jann Chposky	6/10/15	142927900700000	SWW_000 57827	269.14
178	1061 12TH ST NE	Jayce Baskerville	7/21/15	141642700800000	SWW_000 59260	383.14
179	955 22ND AVE SW	Jeffrey R Formanek	9/29/15	143216000700000	SWW_000 62179	139.57
180	1214 2ND ST SW	Jerry E & Debbie L Spores	8/7/15	142838001500000	SWW_000 59599	227.14
181	2719 BEVER AVE SE	Jessica Marcus	6/8/15	142342701600000	SWW_000 58039	159.14
182	1215 38TH ST SE	John C & April R Beckfield	9/1/15	142520300900000	SWW_000 61378	309.14
183	724 E AVE NW	John J Jayne	8/27/15	142046301000000	SWW_000 61419	271.14
184	1141 15TH AVE SW	John M Sedore	5/21/15	143213001000000	SWW_000 57486	203.14
185	1011 10TH ST SW	John R Ness	5/21/15	142945500300000	SWW_000 57842	293.14
186	821 10TH AVE SE	Johnnie P Dickson Estate	5/27/15	142723500200000	SWW_000 57723	179.14
187	821 10TH AVE SE	Johnnie P Dickson Estate	7/23/15	142723500200000	SWW_000 59274	239.14
188	821 10TH AVE SE	Johnnie P Dickson Estate	8/31/15	142723500200000	SWW_000 60887	199.14
189	911 27TH ST NE	Jonathan D & Katie M Schroeder	6/15/15	141513000900000	SWW_000 59374	191.14
190	1506 D AVE NE	Jordan C Allyn	6/17/15	142222700300000	SWW_000 60070	197.14
191	3712 H AVE NE	Joseph R Bromberg	6/11/15	141015401200000	SWW_000 57863	263.14
192	1060 H AVE NW	Judy A Fitzpatrick	9/2/15	142037601200000	SWW_000 61545	279.14
193	1837 B AVE NE	Julie A Bowers	5/28/15	141545601100000	SWW_000 57498	185.14
194	1113 8TH ST SE	Julie A Rhea	7/17/15	142725101600000	SWW_000 59305	279.14
195	1205 M ST SW	Karen K Edwards	6/10/15	142838200400000	SWW_000 57966	215.14
196	1205 M ST SW	Karen K Edwards	8/4/15	142838200400000	SWW_000 59390	317.14
197	916 10th Ave SE	Katherine L Fowler	5/15/15	142722901400000	AST-10006793	159.41
198	934 21ST ST SE	Kathleen M Lane	7/6/15	142710100600000	SWW_000 57524	269.14
199	818 CAMBURN CT SE	Kathryn VanHorn	6/15/15	142238101200000	SWW_000 57759	245.14
200	818 CAMBURN CT SE	Kathryn VanHorn	8/3/15	142238101200000	SWW_000 59336	347.14
201	1747 MEADOWDALE DR NW	Kelly J Fields	8/14/15	142035800600000	SWW_000 63101	219.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
202	1963 B AVE NE	Kenneth W & Pamela B Sweeney	6/24/15	141540700400000	SWW_000 57871	419.14
203	1446 COUNCIL ST NE	Kevin DeVries	7/9/15	141025300800000	SWW_000 66744	159.14
204	517 3RD ST SW	Kingston Village LLC	7/14/15	142825800800000	SWW_000 59794	343.14
205	1316 6TH ST NW	Larry & Ruth VanDeusen	8/17/15	142018701600000	SWW_000 59545	239.14
206	1212 8TH ST NW	Larry D Hill	6/25/15	142042701300000	SWW_000 59380	191.14
207	393 18TH ST SE	Lezlie Aldrich	8/5/15	142242702400000	SWW_000 59782	389.14
208	1412 N ST SW	Linda Walters	7/21/15	142835801100000	SWW_000 59261	269.14
209	1108 15TH ST SE	Lise L & Hubert E Stephens II	6/17/15	142720200800000	SWW_000 58048	154.14
210	424 10TH ST NW	LK Properties LLC	9/9/15	142913300100000	SWW_000 62214	367.14
211	1114 1ST ST SW	Lonna Meyer	9/14/15	142837600100000	SWW_000 62173	255.14
212	395 18th St SE	Love It Rental Homes LLC	6/25/15	142242702300000	AST-10006801	203.41
213	180 LENORA DR NW	Lowell A Lain	8/5/15	132528301000000	SWW_000 59575	299.14
214	1716 13th Ave SW	Luella F Barnes	6/17/15	142935701700000	AST-10006796	159.41
215	1900 K St SW	Lynnice Wedewer	9/9/15	143327700100000	AST-10006808	351.41
216	1900 K St SW	Lynnice Wedewer	6/24/15	143327700100000	SWW_000 57986	407.14
217	3201 SOUTTER AVE SE	Mabel A Hunnicutt	9/21/15	142348100900000	SWW_000 63150	399.14
218	1559 BEVER AVE SE	Mark & Naeemah Williams	6/15/15	142230100300000	SWW_000 58045	159.14
219	1106 9TH ST SE	Mark A Bolton	6/5/15	142720601100000	SWW_000 57958	473.14
220	112 31ST ST NE	Mark A Bolton	9/4/15	141135202600000	SWW_000 61540	363.14
221	1515 5TH AVE SE	Mark A Bolton	5/21/15	142230501300000	SWW_000 56708	259.14
222	1921 MT VERNON RD SE	Mark A Bolton	7/17/15	142710300700000	SWW_000 59255	251.14
223	1923 MT VERNON RD SE	Mark A Bolton	9/30/15	142710300600000	SWW_000 63061	199.14
224	379 16TH ST SE	Mark A Bolton	5/27/15	142228403500000	SWW_000 57658	179.14
225	517 14TH ST SE	Mark A Bolton	8/21/15	142230700800000	SWW_000 61521	327.14
226	1125 20TH AVE SW	Mark E Huston	5/21/15	143215500500000	SWW_000 57495	251.14
227	718 9TH ST NW	Marshall Cobb	9/30/15	142046101800000	SWW_000 63059	261.14
228	1501 3RD ST SW	Marvin G & Betty J Smith	6/4/15	143320500200000	SWW_000 57838	287.14
229	1501 3RD ST SW	Marvin G & Betty J Smith	8/5/15	143320500200000	SWW_000 59598	299.14

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230	1501 3RD ST SW	Marvin G & Betty J Smith	6/30/15	143320500200000	SWW_000 61544	375.14
231	941 N ST SW	Marvin L Findley	9/22/15	142835100500000	SWW_000 62203	225.14
232	3200 SCHAEFFER DR SW	Mary A Smith	5/27/15	190410301200000	SWW_000 57845	509.14
233	3213 BLUE RIDGE DR NE	Matthew A Tanner	6/17/15	140840200800000	SWW_000 57868	287.14
234	1336 I AVE NE	Matthew D W Burrier	7/8/15	141640201300000	SWW_000 58908	179.14
235	618 G AVE NW	MDA Fund VIII LLC	6/18/15	142048201400000	SWW_000 57830	209.14
236	618 G AVE NW	MDA Fund VIII LLC	9/30/15	142048201400000	SWW_000 66825	219.14
237	6001 SHARON LN NW	Melissa A Jenkins	6/10/15	132628100100000	SWW_000 57824	299.14
238	6001 SHARON LN NW	Melissa A Jenkins	7/21/15	132628100100000	SWW_000 59310	209.14
239	1537 2ND AVE SE	Metro Area Housing Program	7/20/15	142227900700000	SWW_000 59780	839.14
240	1840 PARK AVE SE	Michael J Meyers	6/16/15	142215402400000	SWW_000 59385	247.14
241	1052 MAPLEWOOD DR NE	Michael M & Tabatha A Barnes	6/3/15	141532800400000	SWW_000 58058	159.14
242	351 17TH ST SE	Michael P & Nicole J Willis	6/30/15	142215601800000	SWW_000 58860	179.14
243	936 M ST SW	Michael S Brecht	9/9/15	142835101400000	SWW_000 66819	179.14
244	603 JACOLYN DR NW	Michelle C Maher	9/22/15	132347901200000	SWW_000 62195	621.14
245	0 VACANT LAND SW	Midwest Development Co	8/4/15	132745100500000	SWW_000 59652	455.14
246	1612 B AVE NE	Mimms Holdings LLC	5/27/15	142220401400000	SWW_000 57490	221.14
247	1812 BEVER AVE SE	Mimms Holdings LLC	8/14/15	142216001900000	SWW_000 59788	437.14
248	2034 A AVE NE	Murphy Real Estate	9/28/15	141540603000000	SWW_000 66818	223.14
249	167 BRENTWOOD DR NE	Nathaniel Oakley	6/1/15	113542601900000	SWW_000 57884	251.14
250	723 8TH AVE SW	Neighborhood Dev Corp of Cedar Rapids	6/24/15	142940800300000	SWW_000 57811	209.14
251	1527 BEVER AVE SE	Nicholas A Freno	5/21/15	142230101000000	SWW_000 57493	209.14
252	1527 BEVER AVE SE	Nicholas A Freno	8/27/15	142230101000000	SWW_000 61843	249.14
253	1602 13TH AVE SE	Nicholas W Allendorf	7/22/15	142715200900000	SWW_000 59403	317.14
254	4141 Center Point Rd NE	NMR LC	7/13/15	140912700100000	AST-10006807	1,739.41
255	1712 ARIZONA AVE NE	OCWEN Loan Servicing LLC	6/2/15	140915300900000	SWW_000 57971	863.14

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256	3708 CENTER POINT RD NE	Pamela K & Cliff E Easley	6/1/15	140915100700000	SWW_000 57661	263.14
257	3708 CENTER POINT RD NE	Pamela K & Cliff E Easley	6/30/15	140915100700000	SWW_000 58022	197.14
258	926 M ST SW	Parry Saroya	6/4/15	142835101600000	SWW_000 57511	233.14
259	926 M ST SW	Parry Saroya	8/4/15	142835101600000	SWW_000 59389	269.14
260	1029 11TH AVE SE	Patrick Brennan Investments LLC	7/22/15	142720700100000	SWW_000 59272	209.14
261	320 16TH ST NE	PF & Sons Properties LLC	8/7/15	142220400900000	SWW_000 59616	179.14
262	2045 PARK AVE SE	Property Holders LTD	6/15/15	142218000300000	SWW_000 57517	154.14
263	1103 18TH ST SW	PT Enterprises LLC	6/10/15	142935501500000	SWW_000 58035	287.14
264	1103 18TH ST SW	PT Enterprises LLC	7/14/15	142935501500000	SWW_000 63179	159.14
265	1206 6th Ave SE	Rapid Development Corp	6/12/15	142235100100000	AST-10006805	179.41
266	1206 6th Ave SE	Rapid Development Corp	7/16/15	142235100100000	SWW_000 57969	231.14
267	1206 6th Ave SE	Rapid Development Corp	8/31/15	142235100100000	SWW_000 60889	199.14
268	0 VACANT LAND NW	Raymond F & Lucille B King	6/15/15	142020400900000	SWW_000 58041	239.14
269	425 36TH ST NE	Raymond Liss	8/17/15	141018000600000	SWW_000 59570	389.14
270	716 16TH ST SE	RECA Limited Partnership	7/9/15	142245601000000	SWW_000 58838	245.14
271	1022 10TH AVE SE	Richard D & Marilyn K Carpenter	5/27/15	142720302400000	SWW_000 57726	299.14
272	1022 10TH AVE SE	Richard D & Marilyn K Carpenter	8/10/15	142720302400000	SWW_000 59787	199.14
273	4010 JOHNSON AVE NW	Richard S Sampson	8/26/15	132515501500000	SWW_000 63197	567.14
274	1736 A AVE NE	Rita & Theresa Cejka	5/28/15	141538501700000	SWW_000 57496	179.14
275	1736 A AVE NE	Rita & Theresa Cejka	9/2/15	141538501700000	SWW_000 61399	279.14
276	4634 SUGAR PINE DR NE	Robert & Carrel Nielson	7/17/15	140530200500000	SWW_000 59257	557.14
277	1128 15TH ST SE	Robert & Susan M Lahue	9/15/15	142720201100000	SWW_000 62200	430.00
278	1128 15TH ST SE	Robert & Susan M Lahue	9/23/15	142720201100000	SWW_000 62200	119.14
279	1315 30TH ST SE	Robert E & Norma J Graves	5/27/15	142615301700000	SWW_000 57489	221.14
280	1210 M ST SW	Robert J Melichar	8/12/15	142835502300000	SWW_000 59602	209.14
281	2159 LINDEN DR SE	Robert K Miell	6/16/15	142322900200000	SWW_000 57770	287.14
282	868 12TH ST NE	Robert L & Betty Ward King	6/1/15	141645301100000	SWW_000 57858	239.14

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283	868 12TH ST NE	Robert L & Betty Ward King	7/14/15	141645301100000	SWW_000 59611	365.14
284	413 5TH AVE SW	Robert L Jones	6/4/15	142826000400000	SWW_000 57840	191.14
285	413 5TH AVE SW	Robert L Jones	8/26/15	142826000400000	SWW_000 60106	341.14
286	211 OUTLOOK DR SW	Robert L, Richard P, & Roger M Manke	8/14/15	143345400900000	SWW_000 59603	497.14
287	1943 HIGLEY AVE SE	Robyn M Michalicek & Charles D E Groth	7/8/15	142248500400000	SWW_000 58912	179.14
288	1414 B AVE NE	Ronald D Melley	6/4/15	142223202000000	SWW_000 57970	929.14
289	390 15TH AVE SW	Roy E & Janis L Finley	6/23/15	143322700600000	SWW_000 57972	227.14
290	1202 M ST SW	Royce Alger	6/10/15	142835500100000	SWW_000 57804	269.14
291	1202 M ST SW	Royce Alger	8/4/15	142835500100000	SWW_000 59394	257.14
292	1323 ELLIS BLVD NW	Ruby & Joseph Souza	7/3/15	142018700700000	SWW_000 57555	287.14
293	1501 PARKWOOD LN NE	Russell T & Desiree L Bowers	5/15/15	113310102300000	SWW_000 59386	179.14
294	323 40TH ST NE	RW33 LLC	6/24/15	141122900400000	SWW_000 57922	227.14
295	323 40TH ST NE	RW33 LLC	7/20/15	141122900400000	SWW_000 58698	179.14
296	323 40TH ST NE	RW33 LLC	8/20/15	141122900400000	SWW_000 61528	297.14
297	635 34TH ST NE	Ryan T Dunn	9/2/15	141040400700000	SWW_000 61404	387.14
298	1003 3RD ST SW	S&J Homes LLC	9/22/15	142831100600000	SWW_000 62196	311.14
299	1604 7TH AVE SE	Sara Whitlatch	9/21/15	142245302000000	SWW_000 62205	267.14
300	1372 22ND AVE SW	Sarah A Beltz	6/5/15	143228101700000	SWW_000 57890	209.14
301	1372 22ND AVE SW	Sarah A Beltz	7/9/15	143228101700000	SWW_000 58844	199.14
302	1021 10TH ST SE	Scott & Cantana Boucher	7/15/15	142720602700000	SWW_000 59245	199.14
303	511 21ST ST NE	Scott & Doria Andrews	7/8/15	141542600300000	SWW_000 58835	377.14
304	2427 C AVE NE	Scott & Jennifer McBurney	9/16/15	141517600500000	SWW_000 66813	319.14
305	928 8TH ST SE	Scott A Bush	7/23/15	142723201000000	SWW_000 59779	299.14
306	1041 19TH ST SE	Scott L & Ginger L Patterson	8/26/15	142710401500000	SWW_000 61523	321.14
307	3801 1ST AVE SE	Seafood Property No 8 LLC	7/14/15	141123300100000	SWW_000 59777	239.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
308	1301 L Ave NE	Secretary of Housing & Urban Development	6/2/15	141618200800000	AST-10006809	191.41
309	344 18TH ST SE	Secretary of Housing & Urban Development	8/28/15	142215401000000	SWW_000 61853	231.14
310	1704 C AVE NE	Shannon W & Amanda J Gerber	7/9/15	141538101800000	SWW_000 58846	159.14
311	1719 11TH AVE SW	Shawn J Thomas	6/18/15	142935501400000	SWW_000 57808	299.14
312	1634 14TH AVE SE	Shawn M McMurrin	8/4/15	142715301400000	SWW_000 59392	317.14
313	1634 14TH AVE SE	Shawn M McMurrin	7/8/15	142715301400000	SWW_000 61581	533.14
314	1634 14TH AVE SE	Shawn M McMurrin	9/8/15	142715301400000	SWW_000 61839	381.14
315	879 CENTER POINT RD NE	Shawnee N Haendler	6/17/15	141645303200000	SWW_000 57872	223.14
316	626 10TH AVE SE	Shirley L Luter	7/8/15	142724001600000	SWW_000 58909	209.14
317	523 17TH ST NE	Simon K Kuon	7/8/15	141535600300000	SWW_000 57468	179.14
318	1817 7TH AVE SE	Smail Akzabi	5/27/15	142245400700000	SWW_000 57670	227.14
319	928 OWEN ST NW	Spencer T & Virginia L Reed	6/15/15	132340200400000	SWW_000 57962	159.14
320	1719 BEVER AVE SE	Spering A Scott	6/8/15	142242700500000	SWW_000 57764	389.14
321	1719 BEVER AVE SE	Spering A Scott	8/3/15	142242700500000	SWW_000 59329	263.14
322	2435 EDGEWOOD RD SW	Spirit Master Funding LLC	8/31/15	143132702700000	SWW_000 60896	199.14
323	885 14TH ST NE	Stacie L Heinen	7/8/15	141647700100000	SWW_000 59246	179.14
324	2511 ILLINOIS ST SW	Stanley A Raymer	8/31/15	143333002600000	SWW_000 61426	177.14
325	95 16TH AVE SW	Stark Real Estate Holdings LLC	7/27/15	142847901300000	SWW_000 59314	197.14
326	390 17TH ST SE	Stephen N Lloyd	8/13/15	142242701000000	SWW_000 59662	515.14
327	2608 SUE LN NW	Stephen R & Susan K Farmer	5/21/15	143030100200000	SWW_000 57483	257.14
328	1418 M ST SW	Steven J Hird	7/10/15	142835701100000	SWW_000 59799	383.14
329	2750 EVELYN DR SW	Susan J Norman	9/22/15	143435400900000	SWW_000 62193	163.14
330	1131 12TH ST NE	Susan L Remington	7/9/15	141615500400000	SWW_000 58840	269.14
331	3027 PIONEER AVE SE	Susan Windfield & Jeanne M Campbell	6/15/15	142640200200000	SWW_000 58475	437.14
332	1425 J ST SW	Tersea L Toney	6/4/15	143313000400000	SWW_000 57889	215.14
333	620 15TH ST SE	The Sod House LLC	6/15/15	142237601900000	SWW_000 57520	159.14

#	Service Location	Name	Service Date	GPN	Invoice	Total
334	1229 36TH ST SE	Thomas J West II	6/15/15	142523101400000	SWW_000 59370	239.14
335	616 G AVE NW	Thomas L Andrews	6/18/15	142048201500000	SWW_000 57831	197.14
336	616 G AVE NW	Thomas L Andrews	9/30/15	142048201500000	SWW_000 63056	275.14
337	190 BERNITA DR NW	Timothy P & Amelia C Sabedra	9/15/15	132528001100000	SWW_000 61885	287.14
338	924 A AVE NW	Tracey Stober	6/19/15	142915300700000	SWW_000 57848	215.14
339	1642 B AVE NE	US Bank National Association ND	9/8/15	141538601000000	SWW_000 61747	837.14
340	325 16TH ST NE	Vale LLC	6/25/15	142223000100000	SWW_000 57927	179.14
341	325 16TH ST NE	Vale LLC	8/10/15	142223000100000	SWW_000 59774	197.14
342	1547 6TH AVE SE	Victor Pic	8/25/15	142230800700000	SWW_000 60071	203.14
343	1528 L ST SW	Virginia L Chavez	5/21/15	143320600800000	SWW_000 57485	251.14
344	1528 L ST SW	Virginia L Chavez	7/7/15	143320600800000	SWW_000 58961	319.14
345	2821 1ST AVE SE	W G DST 1	6/23/15	141422600300000	SWW_000 57985	179.14
346	510 DEER RUN DR NE	Wayne J Salzwedel Land Trust	7/27/15	112747700200000	SWW_000 59278	179.14
347	1104 38TH ST SE	Wayne L McMurrin	6/1/15	142520101800000	SWW_000 59376	179.14
348	926 21ST ST SE	Wells Fargo Bank NA	7/7/15	142710100500000	SWW_000 58834	197.14
349	1607 5TH AVE SE	Wesley G Gourley & Christine A Josephson	9/14/15	142243400500000	SWW_000 62209	339.14
350	54 FLEETWOOD RD NW	William L & Lori E Meyer	6/18/15	132642901600000	SWW_000 57968	207.14
351	124 PARK CT SE	William R Hennessey & Son Inc	5/21/15	142221100700000	SWW_000 57488	185.14
352	124 PARK CT SE	William R Hennessey & Son Inc	7/10/15	142221100700000	SWW_000 58928	199.14
353	124 PARK CT SE	William R Hennessey & Son Inc	8/31/15	142221100700000	SWW_000 60886	199.14
354	1026 10TH AVE SE	Willie C & Arnie J Jones	6/1/15	142720302600000	SWW_000 57728	329.14
355	1026 10TH AVE SE	Willie C & Arnie J Jones	8/10/15	142720302600000	SWW_000 66807	179.14
356	3529 SOUTHLAND ST SW	Wilson Property Management LLC	7/20/15	190417601000000	SWW_000 59795	227.14
357	700 E AVE NW	Yusef A Igram Sr Family Trust	6/15/15	142046301700000	SWW_000 57833	187.14

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones **Phone Number/Ext.:** 4791
E-mail Address: M.Jones@cedar-rapids.org

Alternate Contact Person: Sarah Augustine **Phone Number/Ext.:** 4786
E-mail Address: s.augustine@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
1. Resolutions approving assessment actions:

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

CIP/DID #SWM-005-16

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

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

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

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

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

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

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

Time Sensitivity:

Resolution Date: 5/24/16

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

SWM
TRS
SWM-005-16

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, June 22, 2016.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

INTENT TO ASSESS 5/24/16

				INTENT TO ASSESS 5/24/16
#		**Balance Due**		**Premise Address**
1		738.50		1212 – 8th St NW
2		591.75		1634 – 14th Ave SE
3		1,123.75		1435 – 4th St SW
		$2,454.00		**Grand Total**
		3		**Number of Properties**

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: s.hershner@cedar-rapids.org

Alternate Contact Person: Kevin Kirchner **Phone Number/Ext.:** 5902
E-mail Address: k.kirchner@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 17 properties. CIP/DID #WTR041216-001

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

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

Below are the steps taken in typical situations:

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

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 0431-04-16 on April 12, 2016.

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

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

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

Time Sensitivity: Normal

Resolution Date: 5/24/16

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WTR
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FIN
TRS
WTR041216-001

RESOLUTION NO. LEG_NUM_TAG

SPECIAL ASSESSMENTS

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

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

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

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

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

SPECIAL ASSESSMENTS (TO BE LIENED) 5/24/16

				SPECIAL ASSESSMENTS 5/24/16
				LIEN INTENTS 4/12/16
#		**Balance Due**		**Premise Address**
1		$ 163.42		80 OKLAHOMA AVE SW
2		$ 262.79		135 31ST ST NW
3		$ 97.02		337 30TH STREET DR SE
4		$ 65.45		415 26TH AVE SW
5		$ 68.25		815 20TH ST SE
6		$ 164.59		824 C AVE NW
7		$ 86.40		1114 2ND AVE SW
8		$ 236.28		1414 HAMILTON ST SW
9		$ 279.23		1518 7TH AVE SE
10		$ 242.81		1616 B AVE NW
11		$ 250.56		2000 WILLIAMS BLVD SW
12		$ 82.17		2403 ZIKA AVE NW
13		$ 787.87		2420 MT VERNON RD SE
14		$ 100.75		2619 NAVAJO AVE SW
15		$ 136.67		2717 2ND AVE SE
16		$ 106.30		2849 OLD RIVER RD SW
17		$ 251.77		4060 JOHNSON AVE NW
		$ 3,382.33		**Grand Total**
		17		**Number of Properties**
		$ 65.45		**Balance Due - Low**
		$ 787.87		**Balance Due - High**

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: s.hershner@cedar-rapids.org

Alternate Contact Person: Kevin Kirchner **Phone Number/Ext.:** 5902
E-mail Address: k.kirchner@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 10 properties. CIP/DID #WTR052416-001

Routine business - EnvisionCR Does not apply

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

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

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

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

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

Time Sensitivity: Normal

Resolution Date: 05/24/16

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WTR
FIN
TRS
WTR052416-001

RESOLUTION NO. LEG_NUM_TAG

INTENT TO ASSESS

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

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 28th day of June, 2016 and notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:00 p.m., June 28, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

LIEN INTENTS (SPECIAL ASSESSMENTS) 5/24/16

				LIEN INTENTS 5/24/16
#		Balance Due		Premise Address
1		$ 122.84		87 WOODSTONE LN SW
2		$ 80.04		326 18TH ST NW
3		$ 181.99		372 WOODLAND DR SE
4		$ 68.64		1047 27TH ST NE
5		$ 311.08		1511 RICHMOND RD NE
6		$ 152.78		1557 6TH AVE SE
7		$ 281.89		1708 PARK AVE SE
8		$ 226.31		1809 7TH AVE SE
9		$ 115.49		2717 EASTERN AVE NE #B
10		$ 62.70		3025 12TH AVE SE
		$ 1,603.76		**Grand Total**
		10		**Number of Properties**
		$ 62.70		**Balance Due - Low**
		$ 311.08		**Balance Due - High**

Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Sven Leff **Phone Number/Ext.:** 286-5739
E-mail Address: s.leff@cedar-rapids.org

Alternate Contact Person: Steve Krug **Phone Number/Ext.:** 286-5740
E-mail Address: s.krug@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution accepting project and performance bond and authorizing issuance of final payment in the amount of $12,800 to Kleiman Construction Inc. for the Greene Square Revitalization project. (Original contract amount was $1,735,978; there were two (2) Contract Change Orders totaling $159,706.76 as shown in Contract Change Order 1 and 2, final contract amount is $1,895,684.76). CIP/DID 307228-01

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: Construction has been substantially completed by Kleiman Construction Inc. for the Greene Square Revitalization project. The final project amount is $1,895,684.76.

Action/Recommendation: The Parks and Recreation Department recommends adoption of this resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $12,800.

Alternative Recommendation: There is no alternative recommendation, but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, 4 year maintenance bond cannot begin) and the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 307-307000-307228

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
307228-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Parks and Recreation Director certifies construction contract work on the Greene Square Revitalization project (307228-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated May 12, 2015 in the amount of $1,735,978, covering said work filed by Kleiman Construction Inc. and executed by United Fire and Casualty Company provides a four-year correction period for defects in materials and workmanship, and

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

BE IT FURTHER RESOLVED that based on the Parks and Recreation Director's recommendation, the Greene Square Revitalization project (307228-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $12,800 (retainage) to Kleiman Construction Inc. as final payment.

The final contract price is $1,895,684.76 (original contract $1,735,978 plus change orders 1 and 2 in the amount of $159,706.76) distributed as follows:

$1,895,684.76 Fund 307, Dept. ID 307000 Project 307228

And,

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Russell Betts **Phone Number/Extension:** 5847
E-mail Address: r.betts@cedar-rapids.org

Description of Agenda Item: Accept projects
Resolution accepting project and approving the 4-year Performance Bond submitted by Lodge Construction, Inc. for the Sydney Court NW Storm Sewer Improvements project (original contract amount was $30,955; final contract amount is $30,955).
CIP/DID #304432-02

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

Background: Construction has been substantially completed by Lodge Construction, Inc. for the Sydney Court NW Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304432-02) with a final construction contract amount of $30,955. Funding resources for this project were approved in FY 16 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond from Lodge Construction, Inc.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 304432 NA

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

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
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TRS
304432-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Sydney Court NW Storm Sewer Improvements project (Contract No. 304432-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated September 8, 2015 in the amount of $29,955 covering said work filed by Lodge Construction, Inc. and executed by North American Specialty Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	$29,955
Possible Incentive	1,000
Amended Contract Amount	$30,955

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

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Sydney Court NW Storm Sewer Improvements project, (Contract No. 304432-02) be and the same is hereby accepted as being substantially completed.

The final contract price is $30,955 distributed as follows: 304-304000-304432, and

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

PASSED_DAY_TAG

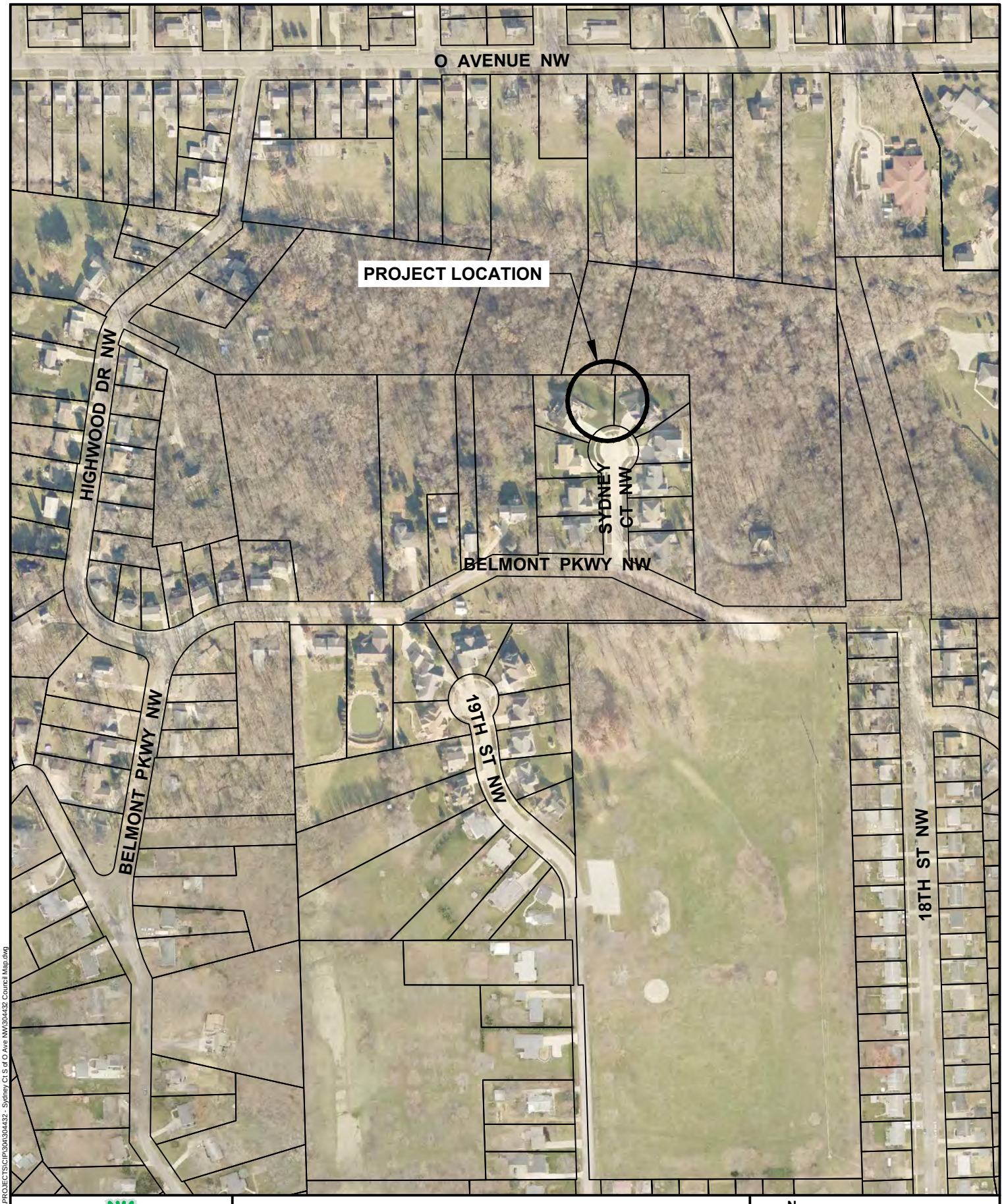
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

SYDNEY COURT NW STORM SEWER IMPROVEMENTS

N

0 FEET 300

304432

Cadd File Name: W:\PROJECTS\CIP\304\304432 - Sydney Ct S of O Ave NW\304432 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Accept projects
Resolution accepting project and approving the 4-year Performance Bond submitted by Yordi Excavating, Inc. for the D Avenue NW at 26th Street Storm Sewer Improvements project (original contract amount was $51,320; final contract amount is $51,320).
CIP/DID #304439-02

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

Background: Construction has been substantially completed by Yordi Excavating, Inc. for the D Avenue NW at 26th Street Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304439-02) with a final construction contract amount of $51,320.00. Funding resources for this project were approved in FY 16 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond of Yordi Excavating, Inc.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 304-304000-304439

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

Recommended by Council Committee: NA
Explanation: NA

ENG
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TRS
304439-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the D Avenue NW at 26th Street Storm Sewer Improvements project (Contract No. 304439-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 23, 2016 in the amount of $49,320.00 covering said work filed by Yordi Excavating, Inc. and executed by IMT Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	$49,320
Possible Incentive	$2,000
Final Contract Amount	$51,320

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

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the D Avenue NW at 26th Street Storm Sewer Improvements project, (Contract No. 304439-01) be and the same is hereby accepted as being substantially completed.

The final contract price is $51,320.00 distributed as follows: $51,320 304-304000-304439, and

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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Joe Mailander **Phone Number/Ext.:** 319-286-5822
E-mail Address: j.mailander@cedar-rapids.org

Alternate Contact Person: John Reasoner **Phone Number/Ext.:** 319-286-5806
E-mail Address: j.reasoner@cedar-rapids.org

Description of Agenda Item: Final plats

Resolution approving the Final Plat of IGD First Addition to Cedar Rapids, Linn County, Iowa for land located at 4150 C Street SW.

CIP/DID #FLPT-022560-2016

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

Background: The property owner submitted the Final Plat of IGD First Addition in conformance with the minor preliminary plat approved by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable preliminary plat conditions and applicable requirements for final plats. The final plat contains one (1) lot and a total plat area of 6.00 acres.

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

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

Time Sensitivity: NA

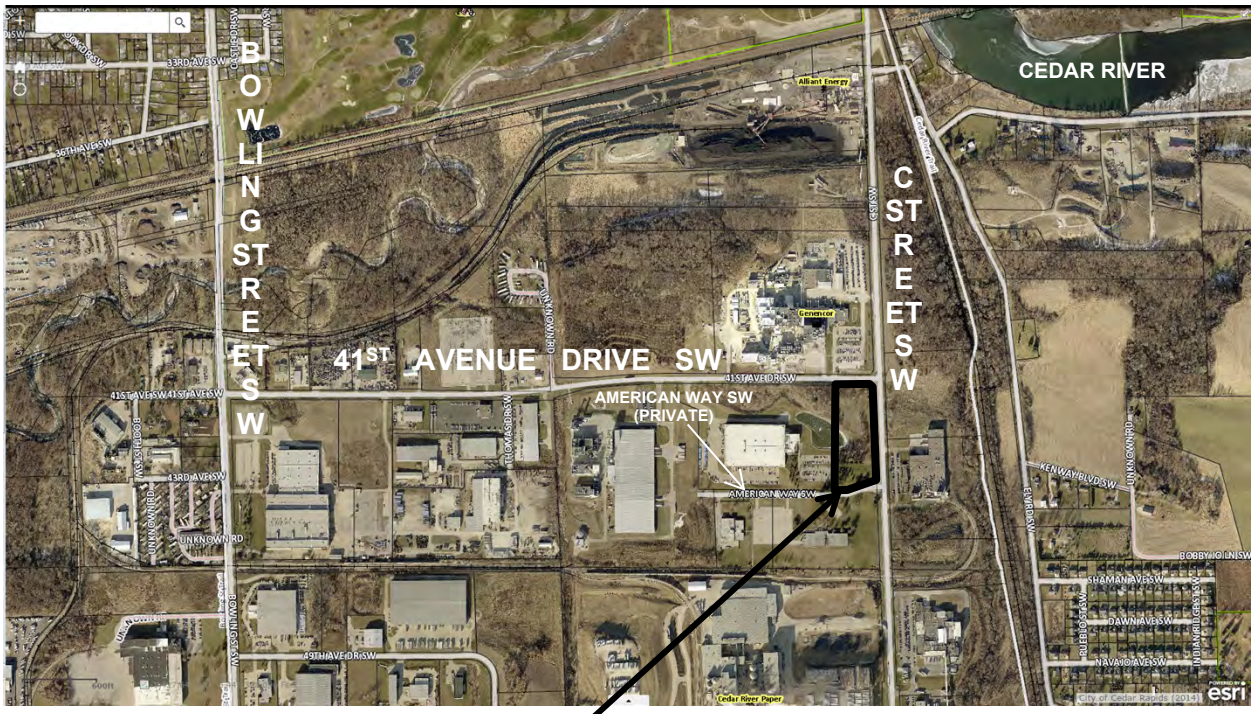
Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

LOCATION MAP



Location of the Final Plat of IGD First Addition

DSD
ASR IT
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WTR SWM
STR BSD
FLPT-022560-2016

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF IGD FIRST ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing one (1) lot, numbered 1, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Additions to Cities, and

WHEREAS, the property owner has submitted the following executed agreements, and are included as part of the final plat documents:

1. Development Agreement
2. Concrete Sidewalk Petition and Assessment Agreement

and

WHEREAS, the agreements as submitted are recommended for approval by the City Development Services Department, and

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

1. The City Council concurs with the recommendation of the City Development Services Department, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Additions to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.

2. The Mayor and City Council hereby accept the executed agreements, as noted above.

3. Said plat and dedication of said IGD First Addition in the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

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MayorSignature

Attest:

ClerkSignature

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STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 24th day of May, 2016.

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Bill Micheel **Phone Number/Ext.:** x5045
E-mail Address: w.micheel@cedar-rapids.org

Alternate Contact Person: Rebecca Johnson **Phone Number/Ext.:** x5062
E-mail Address: r.johnson2@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 1 to the contract with LSL Planning for Consulting Services for New Zoning Code for the Community Development Department to reflect the additional cost of a Strategic Growth Plan added to the scope of the project for an amount not to exceed $80,000 (original contract amount was $265,089; total contract amount with this amendment is $345,089).

CIP/DID #PUR0615-252

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

Background: The Purchasing Services Division solicited proposals in 2015 on behalf of the Community Development Department for Consultant Services for New Zoning Code with six (6) firms responding. Following an in-depth evaluation process and interviews with the top two firms, the contract was awarded to LSL Planning as the most responsive and responsible proposer.

The contract period is from January 28, 2016 through January 31, 2018 for an initial amount not to exceed $265,089. Amendment No. 1 expands the Scope of Services for the Consulting Services for New Zoning Code to include a Strategic Growth Plan for an additional amount not to exceed $80,000. This plan will inform decisions related to investment in infrastructure, economic development policy, and the comprehensive update of the zoning code.

Summary of contract to date:

	Price	Description
Original Contract	$ 265,089	Resolution No. 0115-01-16
Amendment No. 1	$ 80,000	Additional services added
Total	$ 345,089	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: Funding for the additional $80,000 added to the contract is from the Economic Development Fund ($50,000) and the Utilities Department ($30,000).

Local Preference Policy: Yes

Explanation: Local preference was applied at time of award but did not impact the award decision.

Recommended by Council Committee: NA

Explanation: NA

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PUR0615-252

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and LSL Planning are parties to a contract for Consulting Services for New Zoning Code for the Community Development Department; and

WHEREAS, both parties have agreed to amend the contract to reflect the addition of a Strategic Growth Plan to the Scope of Services for an amount not to exceed $80,000; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	$ 265,089	Resolution No. 0115-01-16
Amendment No. 1	$ 80,000	Additional services added
Total	$ 345,089	Not to exceed, except by written amendment

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 1 to amend the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Steve Krug **Phone Number/Ext.:** x5740
E-mail Address: s.krug@cedar-rapids.org

Alternate Contact Person: Rebecca Johnson **Phone Number/Ext.:** x5062
E-mail Address: r.johnson2@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 1 to the contract with Shive-Hattery, Inc. for Design Services for ADA Compliance for the Parks & Recreation Department to extend the term of the contract and to reflect the cost of additional survey and design services for an amount not to exceed $35,000 (original contract amount was $172,455; total contract amount with this amendment is $207,455).

CIP/DID #PUR0815-037

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

Background:
Proposals were solicited by the Purchasing Services Division for design services for ADA compliance for the Parks & Recreation Department with three (3) firms responding. After consideration of all proposals submitted, the contract was awarded to Shive-Hattery, Inc. as the lowest responsive and responsible proposer for an initial contract period of December 16, 2015 through May 31, 2016.

Amendment No. 1 extends the contract period through July 15, 2016 and increases the contract by an amount not to exceed $35,000 for additional survey and design services. Funding for services to be provided will be covered by ADA bonds.

Summary of contract to date:

	Price	Description
Original Contract	$ 172,455	Resolution No. 1792-12-15
Amendment No. 1	$ 35,000	Add survey/design services and extend through 07-15-16
Total	$ 207,455	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: High

Resolution Date: May 24, 2016

Budget Information: ADA Bonds, Class 18401

Local Preference Policy: Yes

Explanation: Local preference was applied when proposals were evaluated for the initial contract. Both Shive-Hattery and Ament Design are certified local businesses and were given an additional 50 points added to their scores in accordance with the local preference policy. The additional points did not have any impact on the award.

Recommended by Council Committee: NA

Explanation: NA

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18401

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Shive-Hattery, Inc. are parties to a contract for Design Services for ADA Compliance for the Parks & Recreation Department; and

WHEREAS, both parties have agreed to amend the contract to extend the term of the contract and to reflect the cost of additional survey and design services for an amount not to exceed $35,000; and

WHEREAS, the contract completion date is being extended from May 31, 2016 to July 15, 2016; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	$ 172,455	Resolution No. 1792-12-15
Amendment No. 1	$ 35,000	Add survey/design services and extend through 07-15-16
Total	$ 207,455	Not to exceed, except by written amendment

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 1 to amend the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mike Duffy **Phone Number/Ext.:** 5873
E-mail Address: m.duffy@cedar-rapids.org

Alternate Contact Person: Heather Mell **Phone Number/Ext.:** 5117
E-mail Address: h.mell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 4 to the contract with Culver's Lawn & Landscape for Median Landscape Maintenance for the Streets Division to reflect additional cost for services for an amount not to exceed $22,000 (original contract amount was $2,500; total contract amount with this amendment is $64,989.77).

CIP/DID #0810-045

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

Background:
Purchasing Services solicited bids in 2010 for Median Landscape Maintenance. Culver's was awarded the contract. The volume of service has increased over the years with additional medians being added to the contract and has put the dollar amount over $50,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: low

Resolution Date: May 24, 2016

Budget Information: Streets Operating Budget

Local Preference Policy: Yes
Explanation: Local Preference did not have an effect on award.

Recommended by Council Committee: NA
Explanation: NA

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0810-045

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Culver's Lawn & Landscape are parties to a contract for the Median Landscape Maintenance for the Streets Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional cost for services for an amount not to exceed $22,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (04/01/2014 to 10/31/2016) shall increase from $2,500 to $64,989.77; and

WHEREAS, the history of the contract to date is as follows:

Original Contract	Signed by the CITY on 10/28/10	04/01/11-10/31/13
Amendment No. 1 contract renewal	Signed by CITY on 10/02/13	04/01/14-10/31/16
Amendment No. 2 Increase in volume of Services	Signed by CITY on 08/21/15	Effective 08/14/15
Amendment No. 3 Purchase and installation of plants at 1st Avenue Median	Signed by CITY on 09/30/15	Effective 09/21/15
Amendment No. 4 Increase in volume of Services	Pending	Effective 05/01/16

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 4 to amend the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Chuck Goss **Phone Number/Ext.:** 5863
E-mail Address: c.goss@cedar-rapids.org

Alternate Contact Person: Heather Mell **Phone Number/Ext.:** 5117
E-mail Address: h.mell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 8 to the contract with Nature Care Company dba Quality Care for Lawn Care and Landscape Maintenance for the Facilities Maintenance Services Division to reflect the additional cost to add services for Fire Stations 3 and 9 for an amount not to exceed $2,000 (original contract amount was $35,000; total contract amount with this amendment is $62,000).

CIP/DID #0213-190

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

Background: the City entered into a contract for lawn care and landscape maintenance services for city facilities with Nature Care Company dba Quality Care. Additional services are needed for Fire Station 3 and 9 facilities which reflect the additional cost of $2,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 8 as described herein.

Alternative Recommendation:

Time Sensitivity: low

Resolution Date: May 24, 2016

Budget Information: various city budget accounts

Local Preference Policy: Yes
Explanation: Quality Care is not a local company.

Recommended by Council Committee: NA
Explanation: NA

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0213-190

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Nature Care Company dba Quality Care are parties to a contract for lawn care and landscape maintenance services for the Facilities Maintenance Services Division; and

WHEREAS, both parties have agreed to amend the contract to reflect the additional cost to add services for Fire Stations 3 and 9 for an amount not to exceed $2,000; and

WHEREAS a summary of the Contract is as follows:

Amendment No. 6 to renew contract	Signed by the City on 02/17/2016	$35,000
Amendment No. 7	Resolution No. 0451-04-16	$25,000
Amendment No. 8	Pending	$2,000
Total, not to exceed except by written amendment		$62,000

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 8 to amend the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Finance - Purchasing

Presenter at Meeting: Shawn Lampe **Phone Number/Ext.:** x5119
E-mail Address: s.lampe@cedar-rapids.org

Alternate Contact Person: Rebecca Johnson **Phone Number/Ext.:** x5062
E-mail Address: r.johnson2@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 4 to renew contract with Ahead LLC for EMC Avamar Enterprise Backup Solution for the Information Technology Department for an annual amount not to exceed $56,430.14 (original contract amount was $225,063.02; renewal contract amount is $56,430.14).

CIP/DID #0313-217

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

Background: Bids were solicited in 2013 on behalf of the Information Technology Department for EMC Avamar Enterprise Backup Solution with six (6) bids submitted. Award was made to Ahead LLC as the lowest responsive bidder for an initial agreement period of May 15, 2013 through May 31, 2014.

Amendment No. 4 renews the Contract through May 31, 2017 with one (1) one-year renewal option remaining. The total annual expenditure for the renewal period will not exceed $56,430.14.

Summary of Contract to date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0775-05-13	05/15/2013 – 05/31/2014
Amendment No. 1 to renew Contract	Resolution No. 0658-05-14	06/01/2014 – 05/31/2015
Amendment No. 2 to add items	Resolution No. 0139-01-15	Effective 01/28/2015
Amendment No. 3 to renew Contract	Resolution No. 0761-05-15	06/01/2015 – 05/31/2016
Amendment No. 4 to renew Contract	Pending	06/01/2016 – 05/31/2017

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 354-354000-354009

Local Preference Policy: Yes

Explanation: When bid in 2013 the lowest local bid was 3% higher than the overall lowest responsive bid. For projects over $200,000 the local preference policy requires the local bidder to be within 1% of the lowest bid in order to be selected. The contract awarded at that time exceeded $200,000.

Recommended by Council Committee: NA

Explanation: NA

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0313-217

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Ahead LLC are parties to a contract for the purchase of EMC Avamar Enterprise Backup Solution for the Information Technology Department; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $56,430.14; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0775-05-13	05/15/2013 – 05/31/2014
Amendment No. 1 to renew Contract	Resolution No. 0658-05-14	06/01/2014 – 05/31/2015
Amendment No. 2 to add items	Resolution No. 0139-01-15	Effective 01/28/2015
Amendment No. 3 to renew Contract	Resolution No. 0761-05-15	06/01/2015 – 05/31/2016
Amendment No. 4 to renew Contract	Pending	06/01/2016 – 05/31/2017

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 4 to renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Consent **Phone Number/Ext.:** N/A
E-mail Address: N/A@cedar-rapids.org

Alternate Contact Person: Nic Roberts **Phone Number/Ext.:** 5088
E-mail Address: n.roberts@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution approving the standardization of computer and server hardware to Dell and authorization to purchase $200,000 in computer hardware from Dell, Inc. and $300,000 for server hardware from CDW Government, Inc. for the time period of May 25, 2016 through June 30, 2017.

CIP/DID #IT2016-007

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

Background: The Information Technology (IT) is responsible for technology for all City Cedar Rapids Departments and supported agencies. As part of that responsibility, IT sets the standard for computer and server hardware used within the City environment. IT set the original standard on March 20, 2002 which identified Compaq equipment from Compaq Computer Corporation via the Master Price Agreement #90-00151 with Resolution #06-03-02. Resolution #0194-02-05 reflected the name change from Compaq Computer Corporation to Hewlett Packard Company with State Contract #A63309 under the WSCA Agreement.

As part of technology standard analysis, it was decided to switch from the current standard of Hewlett Packard. Several options were reviewed and it has been decided to set the standard to Dell via the agreement NASPO ValuePoint Cooperative Purchasing Organization for computers directly from Dell, Inc. and CDW Government via the agreement National IPA Technology Solutions Contract #130733 for servers.

The Information Technology Department requests authorization to spend $200,000 with Dell, Inc. for computer hardware and $300,000 with CDW Government for server hardware for the time period of May 25, 2016 through June 30, 2017.

Action/Recommendation: The Information Technology Department recommends approval of this resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 05/24/16

Budget Information: Information Technology, PC Replacement and Various Departments Budget.

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

IT
FIN
IT2016-007

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids, Iowa intends to maintain the practice of purchasing a common platform computer based on citywide standards set forth by the Information Technology Department, and

WHEAREAS, the Information Technology Department has performed analysis on current industry computer and server models identifying Dell as the recommended model for both computer and server, and

WHEREAS, the City of Cedar Rapids, Iowa, requires that all computer and server equipment is purchased directly by the Information Technology Department to align with approved standards, and

WHEREAS, the City of Cedar Rapids, Iowa recognizes the purpose of the NASPO ValuePoint Cooperative Purchasing Organization and National IPA agreements are to establish cost-effective and efficient acquisition of quality products and services, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department shall purchase Dell computers as established above via the NASPO Agreement #WNWNC-108 from Dell, Inc. and Dell servers from CDW Government, Inc. via the National IPA Technology Solutions #130733, under the terms of the agreement and according to city policy.

BE IT FURTHER RESOLVED, the Information Technology Department is authorized to purchase $200,000 with Dell, Inc., 1 Dell Way, Round Rock, TX, 78682 and authorized to purchase $300,000 with CDW Government, Inc., 120 S. Riverside Plz, Chicago, IL, 60606 for the time period of May 25, 2016 through June 30, 2017.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Consent **Phone Number/Ext.:** N/A
E-mail Address: N/A@cedar-rapids.org

Alternate Contact Person: Nic Roberts **Phone Number/Ext.:** 5088
E-mail Address: n.roberts@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Amendment No. 3 to the Master Agreement with Tyler Technologies for EnerGov Application and Maintenance not to exceed $1,245,000 (Original Contract amount was $1,495,489; Final Contract amount is $3,509,360). CIP\DID #1009-095

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

Background:
The City entered into a Master Customer Agreement cri030311 between Tyler Technologies (formerly EnerGov Solutions, LLC) for EnerGov Applications Land System and Asset Management. As additional departments use EnerGov, new business needs are identified and support maintenance is needed on both EnerGov Applications.

This amendment consists of the following.

- Add an additional Not-To-Exceed amount of $1,245,000 for the extended term, broken down as follows:
- Maintenance Expenses: $215,000 per year for three (3) years for a total of $645,000
- Application and Services - Expenses: $200,000 per year for three (3) years for a total of $600,000
- No other material changes are made to these documents.

Running Total Summary

	Resolution Number	Base Fee (Authorized Amount – including amendments)	Change in Running Total	Running Total
Original Contract	1351-11-10 0518-04-11	$1,495,489	-	$1,495,489
Amendment #1	1383-09-12	$1,495,489	+768,871	$2,264,360
Amendment #2	N/A	$2,264,360	$0	$2,264,360
Amendment #3	TBD	$2,264,360	+$1,245,000	$3,509,360

Action/Recommendation: The Information Technology Department recommends approval of this resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 05/24/16

Budget Information: Information Technology Operating and CIP Budget

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

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1009-095

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids entered into a Master Agreement with Tyler Technologies (formally EnerGov Solutions, LLC), for EnerGov Applications and Professional Service, and

WHEAREAS, additional department module needs have been identified as well as increased mobility in the field, and

WHEAREAS, due to support of EnerGov Applications for Land System Management and Asset Management maintenance is needed, and

WHEAREAS, the available funding for this amendment will come from the Information Technology Departments' Operating and Capital Improvement Budget, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Amendment No. 3 with Tyler Technologies, 5101 Tennyson Parkway, Plano, TX 75024 for an amount not to exceed $1,245,000.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Consent **Phone Number/Ext.:** N/A
E-mail Address: N/A@cedar-rapids.org

Alternate Contact Person: Nic Roberts **Phone Number/Ext.:** 5088
E-mail Address: n.roberts@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Execution of an agreement for Digital Radio Equipment and Network with Communications Engineering Company (CEC) for the time period of June 1, 2016 through June 30, 2017 not to exceed $400,000.

CIP/DID #IT2016-008

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

Background: The City of Cedar Rapids utilizes a Contract, authorized by Resolution No. 0215-02-12, for the purchase and service of citywide analog non-public safety Motorola radios. Communications Engineering Company (CEC) charges the City $9.75 per month per radio for year round service and $5.25 per month per radio for seasonal service. CEC provides use of their established radio towers and is responsible for add, move and changes. Any maintenance work on the system will be the responsibility of CEC. Any purchase of additional equipment and maintenance services for the radios is an additional charge to city departments as listed in the contract.

CEC is transitioning away from supporting analog radios and frequency. CEC and the Information Technology Department are working together on a transition plan. There are currently 488 radios needing to be moved to the digital system. The initial equipment purchase for identified radios is estimated at $310,4106 which includes a trade in discount.

A new agreement needs to be executed between the City of Cedar Rapids and CEC for digital radio equipment and network. This resolutions requests execution of this agreement.

Action/Recommendation: The Information Technology Department recommends approval of this resolution.

Alternative Recommendation: None

Time Sensitivity: Medium

Resolution Date: 05/24/16

Budget Information: Departments Using Non-Public Safety Radios Operating Budgets

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

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IT2016-008
OB727924

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Communications Engineering Company (CEC) are parties to a contract whereby CEC provides access to the 800 MHz communication network and parts and labor for the City's non-public safety radios; and

WHEAREAS, CEC is moving away from supporting analog radios and only digital radios, and the City of Cedar Rapids Information Technology Department and CEC are working together to develop an effective transition plan, and

WHEAREAS, a new agreement between the City of Cedar Rapids and CEC will be needed for the equipment and supporting network of digital radios, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute an agreement with CEC for Digital Radio Service and Digital Radio Equipment.

BE IT FURTHER RESOLVED, the identified City of Cedar Rapids Departments using radios are authorized to by digital radio equipment from Communication Engineering Company (CEC), 405 Boyson Rd, Hiawatha, IA 52233 not to exceed $400,000 for the time period of the agreement of June 1, 2016 through June 30, 2017.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Joy Huber **Phone Number/Ext.:** 5886
E-mail Address: j.huber@cedar-rapids.org

Alternate Contact Person: Diane Muench **Phone Number/Ext.:** 5023
E-mail Address: d.muench@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Fleet Services Division purchase of four tandem axle side loaders from Cedar Rapids Truck Center, Inc. in the amount of $1,228,800.
CIP/DID #PUR0316-172

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

Background:
Purchasing Services solicited bids on behalf of the Fleet Services Division for the purchase and delivery of four tandem axle side loaders. These will be utilized by the Solid Waste and Recycling Division.

Three bids were received and Fleet Services recommends award to Cedar Rapids Truck Center, Inc. as the overall most responsive and responsible bidder.

Bids received:

Company Name	Location	Unit Price	Extended Price
Cedar Rapids Truck Center, Inc.	Cedar Rapids	$307,200	$1,228,800
Twin Bridges Truck City, Inc.	Davenport	$322,917	$1,291,668
Truck Country	Cedar Rapids	$325,000	$1,300,000

Action/Recommendation: Authorize the Fleet Services Division to purchase the tandem axle side loaders as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: May 24, 2016

Budget Information: 073-073000-554000-073002

Local Preference Policy: Yes
Explanation: Cedar Rapids Truck Center, Inc. is a certified local vendor

Recommended by Council Committee: No
Explanation: NA

PUR
FIN
FLT
PUR0316-172

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of four tandem axle side loaders on behalf of the Fleet Services Division; and

WHEREAS, these vehicles will be used by the Solid Waste and Recycling Division; and

WHEREAS, bids were received from three Vendors; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Cedar Rapids Truck Center, Inc. as the overall lowest responsive and responsible bidder, in the amount of $1,228,800.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fleet Services Division is authorized to purchase the tandem axle side loaders as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jon Durst **Phone Number/Ext.:** x5856
E-mail Address: j.durst@cedar-rapids.org

Alternate Contact Person: Rebecca Johnson **Phone Number/Ext.:** x5062
E-mail Address: r.johnson2@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Contract with Elliott Equipment Co. for Sectional Rods & Accessories for the Sewer Division for an annual amount not to exceed $50,000.
CIP/DID #PUR0216-159

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

Background: Bids were solicited on behalf of the Sewer Division with one vendor responding. Pricing was analyzed and compared to bids received in prior years and determined to be fair and reasonable. Therefore, award is recommended to Elliott Equipment Co. of Grimes, IA as the only bidder.

The initial contract period will be May 25, 2016 through May 31, 2017 with four (4) one year renewal options. Annual expenditures under the contract shall not exceed $50,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: Sewer operating budget

Local Preference Policy: Yes
Explanation: Local preference applies for this procurement but has no impact since there was only one bidder.

Recommended by Council Committee: NA
Explanation: NA

PUR
FIN
SEW
AUD FILE
PUR0216-159

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for Sectional Rods & Accessories on behalf of the Sewer Division; and

WHEREAS, bids were received from one vendor; and

WHEREAS, the Sewer Superintendent recommends that the contract be awarded to Elliott Equipment Co. as the only bidder, for an annual amount not to exceed $50,000; and

WHEREAS, a contract has been prepared for as-needed purchases of Sectional Rods & Accessories for the contract period of May 25, 2016 through May 31, 2017.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen **Phone Number/Ext.:** 5403
E-mail Address: j.paulsen@cedar-rapids.org

Alternate Contact Person: Deputy Chief Tom Jonker **Phone Number/Ext.:** 5338
E-mail Address: t.jonker@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution to execute an interlocal Byrne Justice Assistance Grant (JAG) Program Award agreement between the City of Cedar Rapids and County of Linn.
CIP/DID #OB747368

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

Background: This is a joint award for a 2016 Byrne JAG in the amount of $50,045. The City's share would be 50%, or $25,022.50. The authorized Program Director for the 2016 Grant Program Award is Major Doug Riniker of the Linn County Sheriff's Department. The Cedar Rapids Police Department proposes to use the grant funds as follows:

1. The Police Department seeks grant money to purchase a variety of surveillance technology items. The Police Department has a need to both add surveillance technology and update existing surveillance equipment. The addition of surveillance technology will improve the ability to conduct investigations and it will aid in the collection of evidence. The specific surveillance equipment will include items such as: covert video recorders and a Canon digital camera with an advanced lense kit. The total cost of all surveillance equipment is approximately $25,500.

Action/Recommendation: The Cedar Rapids Police Department recommends the City Council authorize the Mayor to execute the interlocal 2016 Byrne Justice Assistance Grant (JAG) Program Award.

Alternative Recommendation: If the JAG Program Award is not executed, the Cedar Rapids Police Department will not receive the $25,022.50 to purchase the above-mentioned equipment.

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

PD
FIN
AUD FILE
OB747368

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and County of Linn have an interlocal agreement for a 2016 Byrne Justice Assistance Grant (JAG) Program Award in the amount of $50,045, and

WHEREAS, the County of Linn will pay the City a total of $25,022.50 of JAG funds for use in its 2016 Byrne Justice Assistance Program for the purchase of surveillance technology items, and

WHEREAS, the City Manager is hereby authorized to execute a letter naming a representative to sign documents and administrate the Justice Assistance Grant Program,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Mayor is hereby authorized to execute the 2016 Byrne Justice Assistance Grant (JAG) Program Award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate contact person: Gary Petersen, PE **Phone Number/Extension:** 5153
E-mail Address: g.petersen@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 4 to the Professional Services Agreement with Brain Engineering, Inc. specifying an increased amount not to exceed $2,000 for design services in connection with the B Avenue NW Improvements from Highland Drive to 8th Street project (original contract amount was $55,697; total contract amount with this amendment is $157,903.) **(Paving for Progress).**
CIP/DID #3012091-01

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

Background: This project includes the reconstruction of B Avenue from Highland Drive to 8th Street. The work includes new PCC pavement, curb and gutter, and sidewalk ramp upgrades as well as storm water improvements. This amendment will add design services for the redesign of water main improvements on B Avenue NW from 15th Street to 13th Street due to conflicts during construction.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No.4 of the Professional Services Agreement with Brain Engineering, Inc. specifying an increased amount not to exceed $2,000.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/301000/3012091 (SLOST)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
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AUD FILE
3012091-01
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, the City desires to modify the project scope to redesign water main improvements on B Avenue NW from 15th Street to 13th Street due to conflicts during construction, and

WHEREAS, the City has requested additional services of Brain Engineering, Inc. and the City and Brain Engineering, Inc. agree to amend the Scope of Services as indicated in the original Agreement and City approved amendments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 4 to the engineering consultant agreement with Brain Engineering, Inc. in the amount of $2,000 for the B Avenue NW Improvements from Highland Drive to 8th Street 3012091-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	$55,697
Amendment No. 1	$0
Amendment No. 2	$49,600
Amendment No. 3	$50,606
Amendment No. 4	$2,000
Amended Contract Amount	$157,903

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000, Project 3012091	$0
Fund 625, Dept ID 625000, Project 625884-2016014	$2,000

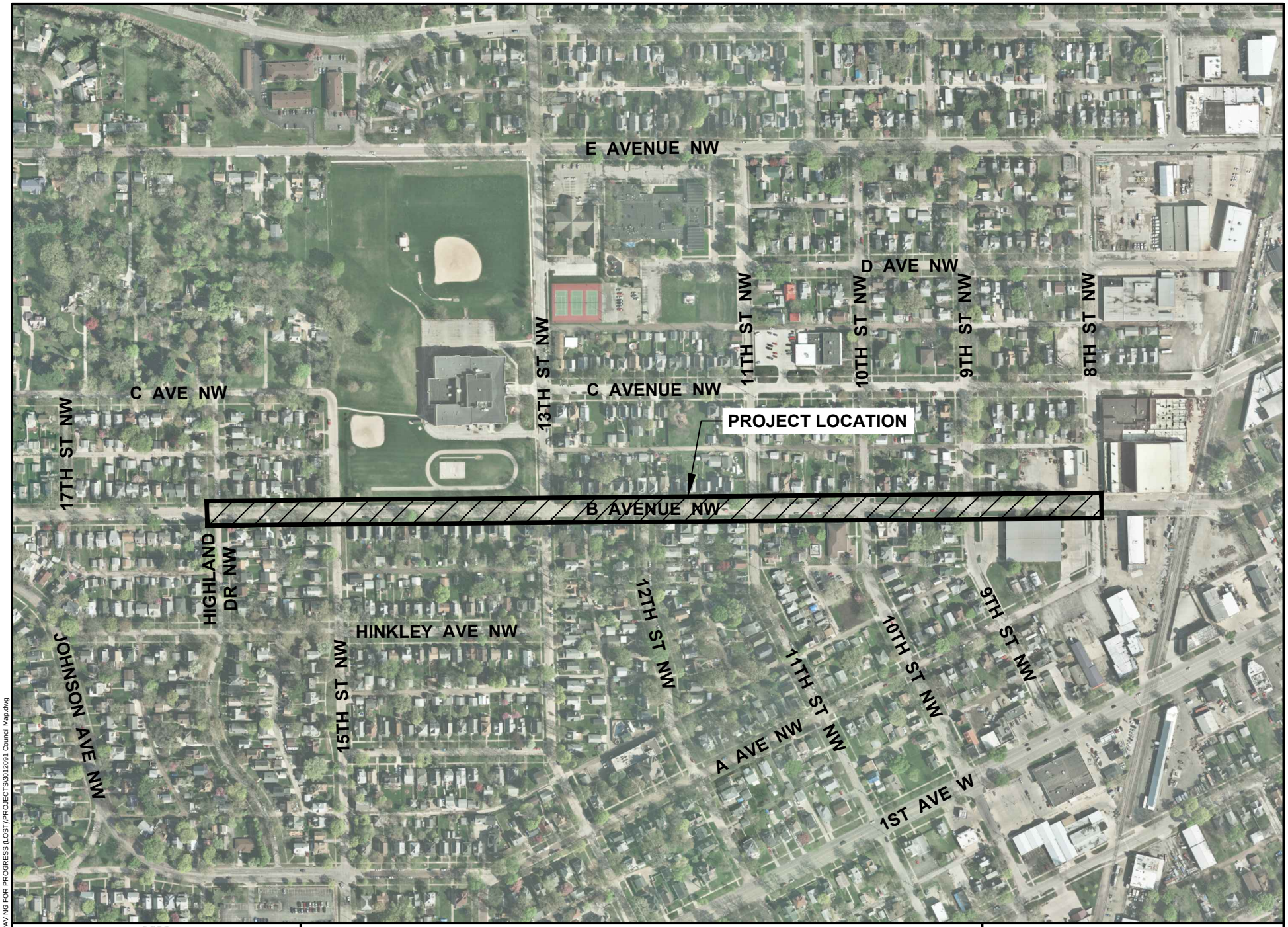
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

B AVENUE NW FROM 8TH STREET TO HIGHLAND DRIVE NW IMPROVEMENTS PROJECT

N

0 FEET 400

3012091

Caddl File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012091 Council Map.dwg

42m

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Nathan Kampman, PE **Phone Number/Extension:** 5628
E-mail Address: n.kampman@cedar-rapids.org

Alternate contact person: Glenn Vosatka, PE **Phone Number/Extension:** 5821
E-mail Address: glennv@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed $138,864 for design services in connection with the Cherokee Trail from Cedar River to Morgan Creek Park project.
CIP/DID #325069-01

EnvisionCR Element/Goal: GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

Background: This project will include developing a detailed cost opinion for the entire Cherokee Trail based on specific recommendations made for the location of the trail throughout its 5.7 mile length. A plan for phasing the design and construction work is to be developed by comparing fund availability to projected costs.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Shoemaker & Haaland.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to develop this plan internally. The alternatives are to delay a project City staff is currently designing or delay this planning effort until City Staff has the resources available to proceed with it.

Time Sensitivity: Normal

Resolution Date: May 24, 2015

Budget Information: Dept ID 325000, Project 325069, NA

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
AUD FILE
325069-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, the City Engineer has determined Shoemaker & Haaland is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed $138,864, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 325069-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds and planned for the Cherokee Trail from Cedar River to Morgan Creek Park project, and

Fund 325, Dept ID 325000, Project 325069 $138,864

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

PASSED_DAY_TAG

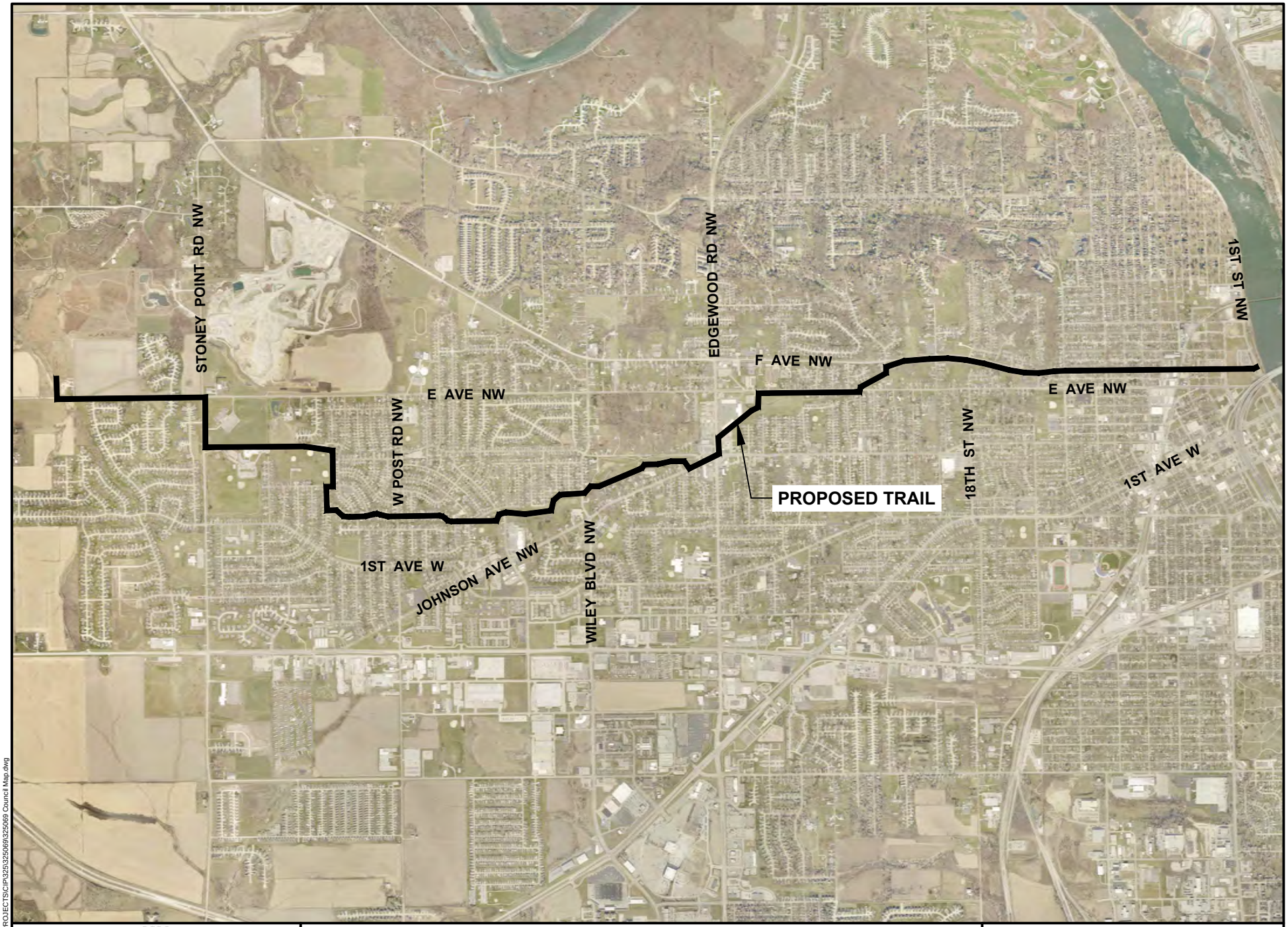
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

CHEROKEE TRAIL ALIGNMENT

N

0 FEET 2500

325069

Caddl File Name: W:\PROJECTS\CIP\325\325069\325069 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: SteveHe@cedar-rapids.org

Alternate Contact Person: Ken Russell **Phone Number/Ext.:** 5926
E-mail Address: k.russell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Change Order No. 1 in the amount of $130,000 with B. G. Brecke, Inc. for the Repair of Water Service Lines FY16 project and extend existing contract thru July 31, 2016 to allow time to bid a new Service Line Repair Contract (original contract amount was $252,640.89); total contract amount with this amendment is $382,640.89).

CIP/DID #521108-16

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Costs for service line repairs are difficult to predict and have been somewhat variable in recent years (FY11 $210,496; FY12 $248,696; FY13 $264,681; FY14 $390,444; FY15 $395,590); weather conditions and age of the distribution system are significant factors that make these costs difficult to predict.

Action/Recommendation: The Utilities Department – Water Division recommends approval of Change Order No. 1 in the amount of $130,000 with B. G. Brecke, Inc. for the Repair of Water Service Lines FY16 project and that the City Manager and City Clerk are hereby authorized to execute said Change Order.

Alternative Recommendation: If Council does not approve the change order, service line repairs for the remaining Fiscal Year will not be made and payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

Time Sensitivity: Normal

Resolution Date: 06/14/2016

Budget Information:

1. **Included in Current Budget Year**: Yes, this is budgeted under FY16 Meter Shop operations and maintenance budget and coded to 521108-621-621005.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY16 budget includes $275,000 for the Repair of Service Line Contract. Expenditures in excess of the budget for service line repairs will be covered by actual revenues that exceed the FY16 budget.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy: NA
Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA
Explanation: NA

WTR
CLK
FIN
AUD FILE
521108-16

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Letter of Agreement Renewal to extend the Repair of Water Service Lines Contract with B. G. Brecke, Inc. for fiscal year 2016 was adopted by Resolution No. 0758-05-15 on May 26, 2015, and

WHEREAS, the Contract was estimated at a cost of $252,640.89 calculated on the basis of anticipated unit quantities and the unit prices as stipulated in the Contract Agreement, and

WHEREAS, Change Order No. 1 in the amount of $130,000 is to adjust the contract price based on the actual quantities of completed work and to extend the existing contract thru July 31, 2016 to allow time to bid a new Service Line Repair Contract.

WHEREAS, a cost summary of the Contract changes for this project is as follows:

Original Contract Amount	$252,640.89
Change Order No. 1	130,000.00
Amended Contract Amount	$382,640.89

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 1, to the Contract for the Repair of Water Service Lines FY16, in the amount of $130,000 submitted by B. G. Brecke, Inc. be hereby approved and that the City Manager and City Clerk be authorized to execute said Change Order. To be funded from the Utilities Department – Water Operation Fiscal Year 2016 Meter Shop operations and maintenance budget and coded to 521108-621-621005.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 2 Final deducting the amount of $2,673.80 with Pirc-Tobin Construction, Inc. for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project (original contract amount was $42,926.40; total contract amount with this amendment is $54,871.77).
CIP/DID #6550019-01

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

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

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

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: Fund 655, Dept ID 655000, Project 6550019 ($105,130 NA)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
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AUD FILE
6550019-01

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 deducting the amount of $2,673.80 with Pirc-Tobin Construction, Inc. for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project, Contract No. 6550019-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$38,126.40
Original Incentive Value	4,800.00
Change Order No. 1	14,619.17
Change Order No. 2 (Final)	(2,673.80)
Amended Contract Amount	$54,871.77

General ledger coding for this Change Order to be as follows: ($2,673.80) 655-655000-65585-6550019

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

18TH STREET NW SOUTH OF B AVENUE
SANITARY SEWER POINT REPAIR

N

0 FEET 200

6550019

Cadd File Name: R:\PROJECTS\CIP\611 (655)\6550019 18th St NW\COUNCIL\6550019 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 2 in the amount of $2,900 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project (original contract amount was $287,630; total contract amount with this amendment is $483,030).
CIP/DID #655625-07

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

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

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 2 submitted by Visu-Sewer, Inc.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information (if applicable): CIP 655625-07: $365,500

Local Preference Policy: Applies ☐ Exempt ☒
Explanation: Does not apply to public improvement projects

Recommended by Council Committee: Yes ☐ **No** ☐ **N/A** ☒
Explanation

ENG
FIN
CLK
AUD FILE
655625-07

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of $2,900 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project, Contract No. 655625-07. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$283,630
Original Incentive Value	4,000
Change Order No. 1	192,500
Change Order No. 2	2,900
Amended Contract Amount	$483,030

General ledger coding for this Change Order to be as follows: $2,900 655-655000-65585-655625

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

INDIAN CREEK TRUNK SANITARY SEWER
SEGMENT 1 REHABILITATION

N

0 FEET 1000

655625

Cadd File Name: W:\PROJECTS\CIP\611 (655)\655625\655625-07\655625-07 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Russell Betts, PE **Phone Number/Extension:** 5847
E-mail Address: r.betts@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 3 in the amount of $28,803.40 with Lodge Construction, Inc. for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project (original contract amount was $174,902.50; total contract amount with this amendment is $251,194.31).
CIP/DID #304286-01

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The structure needs a 3-foot barrel section for the 60-inch manhole to be lowered to meet existing flow elevations. Additional borrow material is needed to prevent future erosion on steep slopes.

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

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: Fund 304, Dept ID 304000, Project 304286 ($383,610 NA)
Local Preference Policy: NA
Explanation: This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation.
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
CLK
AUD FILE
304286-01

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of $28,803.40 with Lodge Construction, Inc. for the 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project, Contract No. 304286-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$164,902.50
Original Incentive Value	10,000.00
Change Order No. 1	36,004.00
Change Order No. 2	11,484.41
Change Order No. 3	28,803.40
Amended Contract Amount	$251,194.31

General ledger coding for this Change Order to be as follows: $28,803.40 304-304000-30485-304286.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

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

N

0 FEET 300

304286

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

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 3 in the amount of $70,871.71 with S.M. Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project (original contract amount was $8,675,135.78; total contract amount with this amendment is $8,639,058.49). **(FLOOD)**
CIP/DID #SSD011-06

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. A new gate and fence work was needed on the back side of softball field to complete the new sanitary sewer.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 3 submitted by S.M. Hentges & Sons, Inc.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: FEMA PW # SSD011-06 FLOOD ($3,447,997), 655257 ($6,967,503)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
CLK
AUD FILE
SSD011-06
OB377545

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of $70,871.71 with S.M. Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project, Contract No. SSD011-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$8,650,135.78
Original Incentive Value	25,000.00
Change Order No. 1	(116,389.00)
Change Order No. 2	9,440.00
Change Order No. 3	70,871.71
Amended Contract Amount	$8,639,058.49

General ledger coding for this Change Order to be as follows: $70,871.71 330-330240-18511-SSD011

PASSED_DAY_TAG

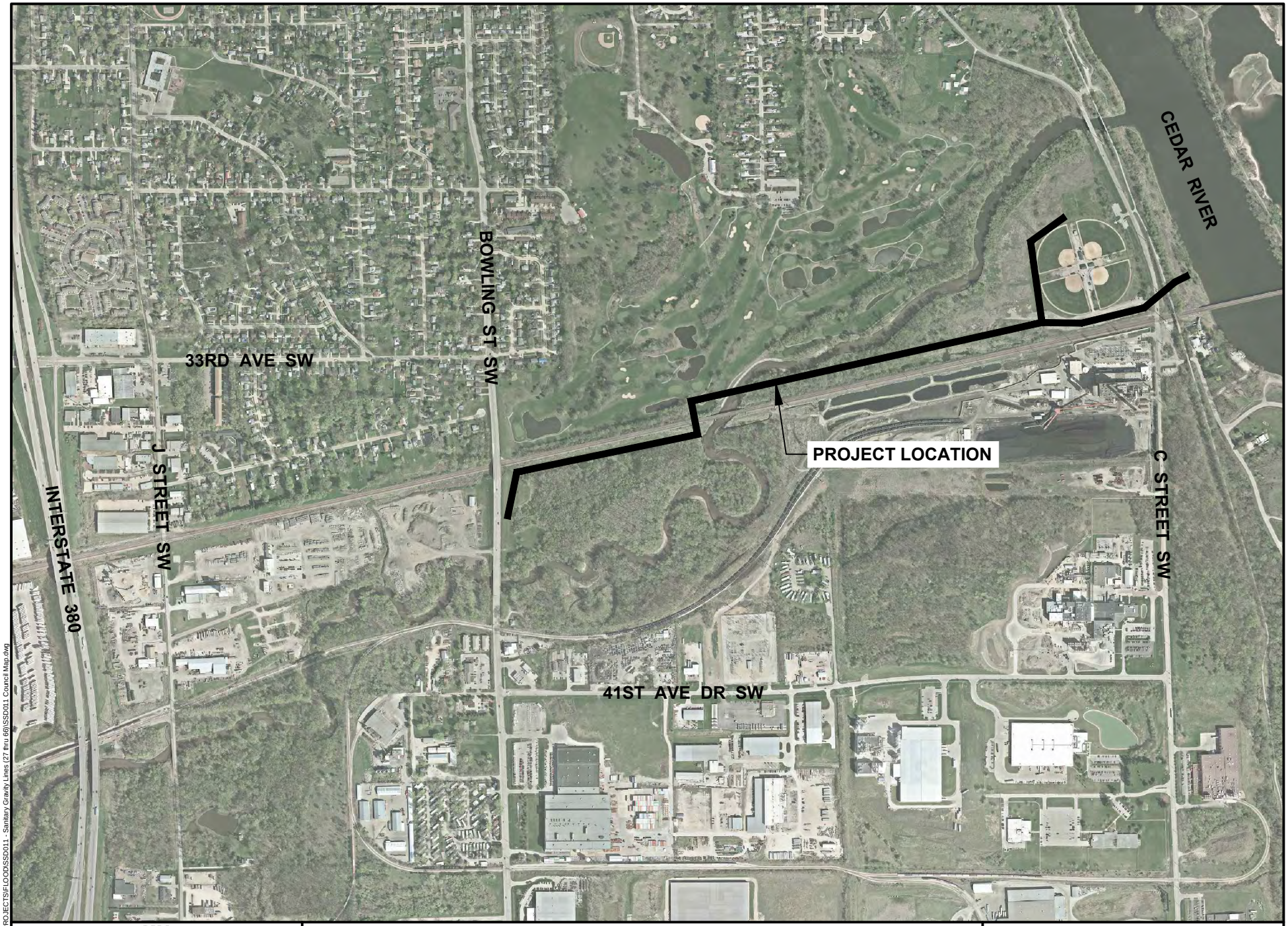
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

PRAIRIE CREEK FROM J STREET SW TO CEDAR RIVER,
SANITARY SEWER RECONSTRUCTION PHASE 3

N

0 FEET 1000

SDD011

Cadd File Name: W:\PROJECTS\FLOOD\SSD011 - Sanitary Gravity Lines (27 thru 66)\SSD011 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 2 in the amount of $80,917 with CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal project (original contract amount was $129,410; total contract amount with this amendment is $224,627). **(Paving for Progress)**
CIP/DID #301990-09

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Additional tree removals requested by design staff for future projects on McCarthy Road and Seminole Valley Road. Additional item for stump grinding of 184 trees removed in this contract.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 2 submitted by CAJ Enterprises, Inc. dba Chris Jones Trucking.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/301990/301990-09 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
CLK
AUD FILE
301990-09
7970

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of $80,917 with CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal project, Contract No. 301990-09. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$121,410
Original Incentive Value	8,000
Change Order No. 1	14,300
Change Order No. 2	80,917
Amended Contract Amount	$224,627

General ledger coding for this Change Order to be as follows: $80,917; $4,900 301-301000-7970-3012116, $25,000 301-301000-7970-3012131, $51,017 331-331100-7972-3313514

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons®

2016 TREE AND VEGETATION REMOVAL PROJECT
301990-09

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Pat Wieneke **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Alternate Contact Person: Jason Junk **Phone Number/Extension:** 5724
E-mail Address: j.junk@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 6 Final deducting the amount of $64,414.62, plus 2 additional working days, with L.L. Pelling Company, Inc. for the 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project (original contract amount was $1,346.955.75; total contract amount with this amendment is $1,423,156.29) **(Paving for Progress).**
CIP/DID #3012111-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Traffic Engineering added the additional poles and bases to the contract.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 6 Final submitted by L.L. Pelling Company, Inc.

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

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: CIPs 3012111 (SLOST), 65500
Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
CLK
AUD FILE
3012111-02
7970

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 6 Final deducting the amount of $64,414.62, plus 2 additional working days, with L.L. Pelling Company for the 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE, Contract No. 3012111-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	$1,316,955.75
Original Incentive Value	30,000.00
Change Order No. 1	22,897.48
Change Order No. 2	24,473.90
Change Order No. 3	50,378.76
Change Order No. 4	44,806.92
Change Order No. 5	4,058.10
Change Order No. 6 (Final)	(64,414.62)
Removal of Original Incentive Value	(6,000.00)
Amended Contract Amount	$1,423,156.29

General ledger coding for this Change Order to be as follows: ($64,414.62); ($60,623.70) 301-301000-7970-3012111, ($3,790.92) 655-655000-65585-6550024

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City Of Five Seasons

7TH STREET SE AND 8TH STREET SE
FROM A AVENUE NE TO 12TH AVENUE SE

N

0 FEET 600

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** (319) 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Seth Gunnerson **Phone Number/Ext.:** (319) 286-5129
E-mail Address: s.gunnerson@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Development Agreement with Green Development 12th Avenue, LLC for the disposition and redevelopment of City-owned properties at 1203 and 1205 7th Street SE and vacant land on 12th Avenue SE **(FLOOD).**
CIP/DID #DISP-0002-2015

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

Background:
The Resolution authorizes a Development Agreement for disposition of properties on 7th St SE and 12th Ave SE to Green Development 12th Avenue, LLC for redevelopment. On September 8, 2015 the City Council authorized staff to negotiate a Development Agreement based on the Developer's redevelopment plan for the properties which includes the addition of outdoor seating area, additional on-site parking, and screened trash enclosure for the commercial property at 629 12th Avenue SE.

Highlights of the terms in the Development Agreement are as follows:

- Purchase Price is $7,434.00, which is based on an appraisal. Proceeds are returned to the Acquisition program.
- Minimum Improvements are to include outdoors seating/patio, on-site parking, landscaping, and dumpster enclosure.
- Construction to commence within 45 days of receiving Amended Deed Restrictions and construction completion by March 15, 2017.

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

Alternative Recommendation: City Council may table and request additional information.
Time Sensitivity: NA
Resolution Date: May 24, 2016
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

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AUD FILE
DISP-0002-2015

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City owns property at 1203 and 1205 7th Street SE, acquired through the Voluntary Property Acquisition Program, and vacant land in the 600 block of 12th Avenue SE (the "Properties"), and

WHEREAS, on April 15, 2015 the City Council Development Committee recommended inviting proposals for the redevelopment and reuse of the Properties, and

WHEREAS, On May 12, 2015 the City Council passed a motion to conduct a public hearing, a notice was published in the Gazette on May 16, 2015 and the public hearing was held on May 26, 2015 on the possible disposition of the Properties, and

WHEREAS, the City received one (1) proposal for the redevelopment of the Properties, and

WHERAS, on September 8, 2015, the City Council adopted Resolution No. 1362-09-15 authorizing negotiation of a Development Agreement with Green Development 12th Avenue, LLC, and

WHEREAS, the terms and conditions of a Development Agreement have been negotiated, subject to City Council approval, and the Development Agreement has been prepared and is now ready for execution on behalf of the City.

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

1. The City Manager and City Clerk, or their designees, are authorized and directed to execute a Development Agreement with Green Development 12th Avenue, LLC for the redevelopment of the Properties.

2. The City Manager and City Clerk, or their designees, are authorized and directed to execute a Memorandum of Development Agreement which is to be recorded in the office of the Linn County, Iowa Recorder.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing execution of a Development Agreement with Green Development 12th Avenue, LLC for the Best Oil and Refinery Company Service Station building redevelopment at 624 12th Avenue SE
CIP/DID#TIF-0005-2016

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

Background:
The Resolution authorizes a Development Agreement with Green Development 12th Avenue SE, LLC which provides City participation in the redevelopment of the historic Best Oil and Refinery Company Service Station redevelopment at 624 12th Avenue SE, which is listed on the National Register of Historic Places. On March 22, 2016 City Council adopted Resolution No. 0330-03-16 authorizing staff to negotiate a Development Agreement for City participation. The development agreement has been prepared and is ready for execution by the City.

Below are highlights of the terms in the agreement:

- City participation of 5-years, 100% reimbursement of increased taxes generated by improvements ("Historic Preservation Grants")
- The commercial building and improvements are to be constructed and maintained in compliance with the Secretary of Interior's Standards for Historic Preservation
- Developer is to maintain 4 full time employees during the compliance period
- In the event of a reduction of full time employees, the City's reimbursement of taxes may be reduced or terminated

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

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

Time Sensitivity: NA
Resolution Date: March 22, 2016
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

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RCR
AUD FILE
TIF-0005-2016

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has received a request from OPC Allan Investments, LLC (the "Developer") for City participation in its redevelopment of the historic former Best Oil and Refinery Company Service Station building at 624 12th Avenue SE (the "Property"); and

WHEREAS, the Developer has leveraged State and Federal Historic Tax Credits for the restoration and renovation of the building (the "Project") to ensure its historic integrity as a property listed on the National Register of Historic Places; and

WHEREAS, the Project financials includes benefits provided under the Historic Property Tax Exemption authorized under 427.16 of the Code of Iowa which offset increased costs of rehabilitation in accordance with the Secretary of Interior's Standards for Historic Preservation; and

WHEREAS, the Developer has requested the City provide financial participation in lieu of the Historic Property Tax Exemption which it would otherwise qualify for based on the rehabilitation in accordance with Secretary of Interior's Standards for Historic Preservation; and

WHEREAS, on March 22, 2016 the City Council adopted Resolution No. 0330-03-16 conditionally approving City participation in the Project, and authorizing staff to negotiate a Development Agreement thereby securing City participation in the Project; and

WHEREAS, a Development Agreement has been prepared, subject to City Council approval, which provides for City participation of 5-years, 100% reimbursement of increased taxes generated by the Project; and

WHEREAS, the City Council has determined that the public assistance and Developer's covenants and obligations contained in the Development Agreement, including completion and maintenance of a commercial facility in accordance with historic preservation standards, are in the vital and best interests of the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk, or their designees, are authorized to execute a Development Agreement and Memorandum of Development Agreement with Green Development 12th Avenue, LLC and that the Memorandum of Development Agreement be recorded in the office of the Linn County, Iowa Recorder.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Development Agreement with OPC Allan Investments, LLC for the A&P Tea Company building redevelopment at 222 3rd Avenue SW.
CIP/DID #TIF-0004-2016

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

Background:
The Resolution authorizes a Development Agreement with OPC Allan Investments, LLC which provides City participation in the redevelopment of the historic A&P Tea Company redevelopment at 222 3rd Avenue SW, located in the 3rd Avenue SW Commercial Historic District. On March 22, 2016 City Council adopted Resolution No. 0331-03-16 authorizing staff to negotiate a Development Agreement for City participation. The development agreement has been prepared and is ready for execution by the City.

Below are highlights of the terms in the agreement:

- City participation of 5-years, 100% reimbursement of increased taxes generated by improvements ("Historic Preservation Grants")
- The commercial building and improvements are to be constructed and maintained in compliance with the Secretary of Interior's Standards for Historic Preservation
- Developer is to maintain 4 full time employees during the compliance period
- In the event of a reduction of full time employees, the City's reimbursement of taxes may be reduced or terminated

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

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

Time Sensitivity: NA
Resolution Date: May 24, 2016
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

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AUD FILE
TIF-0004-2016

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has received a request from OPC Allan Investments, LLC (the "Developer") for City participation in its redevelopment of the historic former A&P Tea Company building at 222 3rd Avenue SW (the "Property"); and

WHEREAS, the Developer has leveraged State and Federal Historic Tax Credits for the restoration and renovation of the building (the "Project") to ensure its historic integrity as a contributing structure in the West Side 3rd Avenue SW Commercial Historic District; and

WHEREAS, the Project financials includes benefits provided under the Historic Property Tax Exemption authorized under 427.16 of the Code of Iowa which offset increased costs of rehabilitation in accordance with the Secretary of Interior's Standards for Historic Preservation; and

WHEREAS, the Developer has requested the City provide financial participation in lieu of the Historic Property Tax Exemption which it would otherwise qualify for based on the rehabilitation in accordance with Secretary of Interior's Standards for Historic Preservation; and

WHEREAS, on March 22, 2016 the City Council adopted Resolution No. 0331-03-16 conditionally approving City participation in the Project, and authorizing staff to negotiate a Development Agreement thereby securing City participation in the Project; and

WHEREAS, a Development Agreement has been prepared, subject to City Council approval, which provides for City participation of 5-years, 100% reimbursement of increased taxes generated by the Project; and

WHEREAS, the City Council has determined that the public assistance and Developer's covenants and obligations contained in the Development Agreement, including completion and maintenance of a commercial facility in accordance with historic preservation standards, are in the vital and best interests of the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk, or their designees, are authorized to execute a Development Agreement and Memorandum of Development Agreement with OPC Allan Investments, LLC and that the Memorandum of Development Agreement be recorded in the office of the Linn County, Iowa Recorder.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Alternate Contact Person: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution amending Resolution No. 0074-01-16 by extending until October 25, 2016 the negotiation of a Development Agreement with Happel Enterprises, LLC for the redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW.
CIP/DID #OB1241851

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

Background:
The Resolution extends the negotiation period of a Development Agreement with Happel Enterprises, LLC for the redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW (the "Properties") until October 25, 2016.

On August 25, 2015 the City Council authorized staff to negotiate a Development Agreement with Happel Enterprises based on its proposal and development plan for the Properties. A deadline of May 24, 2016 was established to negotiate the Development Agreement. Staff continues to work with the Developer's team and HR Green through the design details, costs, and related terms for incorporating the City's Flood Control System which is the centerpiece of the agreement.

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

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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OB1241851

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, after following a competitive request for proposal process in accordance with Iowa law, on August 25, 2015 the City Council adopted Resolution No. 1270-08-15 which accepted the proposal of and authorizes the negotiation of a Development Agreement with Happel Enterprises, LLC;

WHEREAS, Resolution No. 1270-08-15 provided that the Development Agreement be brought to City Council for its consideration no later than January 15, 2016; and

WHEREAS, on January 12, 2016 the City Council adopted Resolution No. 0074-01-16 extending the negotiating period until May 24, 2016; and

WHEREAS, additional time beyond the extended May 24, 2016 negotiating period is needed to come to mutual agreement as to the terms and conditions of flood control measures being incorporated in the project's design and consistent with the City's Flood Control System; and

WHEREAS, the City Council has determined that additional time is warranted and necessary to ensure that appropriate terms and conditions are included in the Development Agreement which adequately address the incorporation of flood control measures in the project.

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

1. Resolution No. 0074-01-16 is hereby amended to extending the negotiation period of a Development to October 25, 2016.

2. The City Manager, or designee, is authorized and directed to continue in the negotiations of a Development Agreement with Happel Enterprises, LLC for the disposition and redevelopment of property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW, and that the Development Agreement be presented to the City Council for consideration no later than October 25, 2016.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Development Agreement with Scallon Custom Homes, LLC for property at 528 Greenfield Street NE participating in the second round of the Single Family New Construction Program (**FLOOD**).
CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Development Agreement with the above listed developer and associated property through the second round of the Single Family New Construction Program, known locally as the ROOTs program. The City and developer are ready to execute the Development Agreement to allow construction on the home to begin.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
b. Developer agrees to commence construction within 30 days of the execution of the Agreement, and complete all projects by September 30, 2016;
c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
d. Developer is responsible for maintaining the property in accordance with all City and State codes;
e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On January 20, 2010, the City Council passed Resolution 0054-01-10 approving the administrative plan and local program guidelines for the second round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City-owned lots. The City believes that the redevelopment of the Development Property is in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 264 properties have been identified by 38 developers in the second round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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AUD FILE
OB540257
OB377545

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on January 20, 2010, the City Council passed Resolution 0054-01-10 approving the administrative plan and local program guidelines for the second round of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City-owned lots; and

WHEREAS, the Developer, Scallon Custom Homes, LLC, agrees to construct a single-family dwelling on the privately-owned property located at 528 Greenfield Street NE, for which the City will provide down payment assistance to an eligible homebuyer upon purchase through the SFNC program; and

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Scallon Custom Homes, LLC for property at 528 Greenfield Street NE.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5406
E-mail Address: e.kubly@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 1 to Development Agreement with Jim Sattler, Inc. for property at 3608 Forest Valley Court NE participating in the third round of the Single Family New Construction program (**FLOOD**).
CIP/DID #OB540257

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

Background: On November 17, 2015, City Council passed Resolution No. 1629-11-15, approving execution of Development Agreement with Jim Sattler, Inc. for the above referenced property. Amendment No. 1 to the Development Agreement will reflect a change in the commencement of construction deadline date. As agreed upon by the City and Developer, the Developer will begin construction on or before May 20, 2016.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: N/A

Resolution Date: May 24, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

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AUD FILE
OB540257
OB377545

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the parties have entered into a Development Agreement dated November 17, 2015, (the "Agreement") pursuant to the terms of which, Jim Sattler, Inc. (the "Developer") has agreed to construct a single-family home at 3608 Forest Valley Court NE for participation in the Single Family New Construction program ("Program"); and

WHEREAS, the City and Developer wish to amend the Agreement to reflect a change in the deadline for commencement of construction, which together with those terms in the Agreement remaining in full force and effect will provide a benefit to the community as a whole by allowing for participation of the Development Property in the Program; and

WHEREAS, City approval of the Changes will allow the Project to proceed.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that in consideration of the mutual covenants and agreements set forth in this First Amendment, and other valuable consideration the receipt and sufficiency of which are hereby acknowledged, as of the Effective Date and thereafter, it is agreed as follows:

1) Section 2.2 (a) of the Agreement shall be amended by the deletion thereof and in its place a new Section 2.2 (a) is substituted as follows:

   (a) Subject to Unavoidable Delays, the Developer shall cause the construction of the Improvements on the Development Property to begin by May 20, 2016.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 3608 Forest Valley Court NE.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5406
E-mail Address: e.kubly@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 1 to Development Agreement with Jim Sattler, Inc. for property at 3617 Forest Valley Court NE participating in the third round of the Single Family New Construction program (**FLOOD**).
CIP/DID #OB540257

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

Background: On January 1, 2016, City Council passed Resolution No. 0043-01-16, approving execution of Development Agreement with Jim Sattler, Inc. for the above referenced property. Amendment No. 1 to the Development Agreement will reflect a change in the commencement of construction deadline date. As agreed upon by the City and Developer, the Developer will begin construction on or before May 20, 2016.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: N/A

Resolution Date: May 24, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the parties have entered into a Development Agreement dated January 12, 2016, (the "Agreement") pursuant to the terms of which, Jim Sattler, Inc. (the "Developer") has agreed to construct a single-family home at 3617 Forest Valley Court NE for participation in the Single Family New Construction program ("Program"); and

WHEREAS, the City and Developer wish to amend the Agreement to reflect a change in the deadline for commencement of construction, which together with those terms in the Agreement remaining in full force and effect will provide a benefit to the community as a whole by allowing for participation of the Development Property in the Program; and

WHEREAS, City approval of the Changes will allow the Project to proceed,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that in consideration of the mutual covenants and agreements set forth in this First Amendment, and other valuable consideration the receipt and sufficiency of which are hereby acknowledged, as of the Effective Date and thereafter, it is agreed as follows:

1) Section 2.2 (a) of the Agreement shall be amended by the deletion thereof and in its place a new Section 2.2 (a) is substituted as follows:

   (a) Subject to Unavoidable Delays, the Developer shall cause the construction of the Improvements on the Development Property to begin by May 20, 2016.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute Amendment No. 1 to the Development Agreement with Jim Sattler, Inc. for property at 3617 Forest Valley Court NE.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Development Agreements with Wilshire, L.L.C. for properties located at 9321 Grand Oaks Drive NE and 8903 Norway Drive NE participating in the third round of the Single Family New Construction Program (**FLOOD**).
CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Development Agreements with the above listed developer and associated properties through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developer are ready to execute the Development Agreements to allow construction on the homes to begin. To date, 40 such agreements for privately-owned property have been executed for the third round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
b. Developer agrees to commence construction by May 26, 2016, and complete all projects by September 30, 2016;
c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
d. Developer is responsible for maintaining the property in accordance with all City and State codes;
e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 215 properties have been identified by 23 developers in the third round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer, Wilshire, L.L.C., agrees to construct a single-family dwelling on each of the privately-owned properties located at 9321 Grand Oaks Drive NE and 8903 Norway Drive NE, for which the City will provide down payment assistance to an eligible homebuyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreements which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreements with Wilshire, L.L.C. for properties at 9321 Grand Oaks Drive NE and 8903 Norway Drive NE.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Development Agreements with Johannes Brothers Construction, Inc. for properties at 1734 Bobcat Drive NW and 1415 Kodiak Drive NW participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #OB540257

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

Background: The resolutions for City Council consideration provides for the execution of Development Agreements with the above listed developers and associated properties through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developers are ready to execute the Development Agreements to allow construction on the home to begin. To date, 21 such agreements for privately-owned property have been executed for the third round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
b. Developer agrees to commence construction by March 30, 2016, and complete all projects by September 30, 2016;
c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
d. Developer is responsible for maintaining the property in accordance with all City and State codes;
e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 204 properties have been identified by 22 developers in the third round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer, Johannes Brothers Construction, Inc., agrees to construct a single-family dwelling on each of the privately-owned properties located at 1734 Bobcat Drive NW and 1415 Kodiak Drive NW, for which the City will provide down payment assistance to an eligible homebuyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreements which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreements with Johannes Brothers Construction, Inc. for properties at 1734 Bobcat Drive NW and 1415 Kodiak Drive NW.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Development Agreements with Thomas Dostal Developers, Inc. for properties at 5312 Dostal Drive SW and 5314 Dostal Drive SW participating in the fourth round of the Single Family New Construction program (**FLOOD**).
CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Development Agreements with the above listed developer and associated properties through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The City and developer are ready to execute the Development Agreements to allow construction on the home to begin. To date, 91 such agreements for privately-owned property have been executed for the fourth round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

a. Developer agrees to commence construction within 30 days of the execution of the Development Agreement, and complete construction by September 30, 2016;
b. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
c. Developer is responsible for maintaining the property in accordance with all City and State codes;
d. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program; and,

On March 12, 2015, by Resolution No. 0336-03-15, the City Council approved Amendment No. 2 to the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The modifications to the administrative plan allow for development in Tiers 1, 2, and 3 under the following circumstances:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they have constructed in a previous program round. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- Shovel readiness will receive scoring consideration.
- The order of priority for allocation will be lots in Tier 1, followed by lots in Tier 2, with lots in Tier 3 receiving the lowest point value for location.
- Ongoing process for reallocation of lots that do not move forward to ensure full expenditure of grant resources.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites”. These sites include City-owned being acquired through the Voluntary Property Acquisition Program and privately-owned property. A team of City staff and neighborhood representatives evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

A total of 187 properties have been identified by 21 developers in the current phase of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer, Thomas Dostal Developers, INC, agrees to construct a single-family dwelling on each of the privately-owned properties located at 5312 Dostal Drive SW and 5314 Dostal Drive SW, for which the City will provide down payment assistance to an eligible homebuyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreements which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreements with Thomas Dostal Developers, INC for properties at 5312 Dostal Drive SW and 5314 Dostal Drive SW.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Development Agreements with Todd Richardson Construction, LTD. for properties at 5320 Dostal Drive SW and 5322 Dostal Drive SW participating in the fourth round of the Single Family New Construction program (**FLOOD**). CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Development Agreements with the above listed developer and associated properties through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The City and developer are ready to execute the Development Agreements to allow construction on the home to begin. To date, 91 such agreements for privately-owned property have been executed for the fourth round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

a. Developer agrees to commence construction within 30 days of the execution of the Development Agreement, and complete construction by September 30, 2016;
b. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
c. Developer is responsible for maintaining the property in accordance with all City and State codes;
d. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program; and,

On March 12, 2015, by Resolution No. 0336-03-15, the City Council approved Amendment No. 2 to the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The modifications to the administrative plan allow for development in Tiers 1, 2, and 3 under the following circumstances:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they have constructed in a previous program round. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- Shovel readiness will receive scoring consideration.
- The order of priority for allocation will be lots in Tier 1, followed by lots in Tier 2, with lots in Tier 3 receiving the lowest point value for location.
- Ongoing process for reallocation of lots that do not move forward to ensure full expenditure of grant resources.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites”. These sites include City-owned being acquired through the Voluntary Property Acquisition Program and privately-owned property. A team of City staff and neighborhood representatives evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

A total of 187 properties have been identified by 21 developers in the current phase of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer, Todd Richardson Construction, LTD., agrees to construct a single-family dwelling on each of the privately-owned properties located at 5320 Dostal Drive SW and 5322 Dostal Drive SW, for which the City will provide down payment assistance to an eligible homebuyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreements which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreements with Todd Richardson Construction, LTD. for properties at 5320 Dostal Drive SW and 5322 Dostal Drive SW.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319-286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Assignment and Assumption of Development Agreement from Jim Sattler, Inc. to S & J Homes, LLC for property at 6318 Ridgewood Meadows Lane NE participating in the fourth round of the SFNC program (**FLOOD**).
CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Assignment and Assumption of Development Agreement with the above listed developers and associated property through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The process of assignment to S & J Homes, LLC has been initiated as a result of Jim Sattler, Inc. opting to not pursue development of the associated property through the ROOTs program. The Resolution provides that the City consents to this assignment as S & J Homes, LLC agrees to all terms and conditions of the original Development Agreement executed on August 11, 2015, and any Amendments made thereafter.

Highlights of the terms and conditions contained in the Agreement for Redevelopment are as follows:

a) The developer will construct of a single-family home on the subject property;
b) Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
c) Developer is responsible for maintaining the property in accordance with all City and state codes;
d) Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The administrative plan limits development of homes to lots within the “Neighborhood Revitalization Area” of the flood inundation area. The administrative plan further directs the use of lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the SFNC unit.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites” either owned by the City or being acquired through the Voluntary Property Acquisition Program. A team of City staff, members of the Home Builders Association, and the Neighborhood Planning Process Steering Committee evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

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

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

Time Sensitivity: N/A

Resolution Date: May 24, 2015

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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OB377545

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 11, 2015, the City Council passed Resolution No. 1172-08-15, authorizing execution of a Development Agreement with Jim Sattler, Inc. for property at 6318 Ridgewood Meadows Lane NE participating in the third round of the Single Family New Construction Program, and

WHEREAS, on May 10, 2016, the City Council passed Resolution No. 0591-05-16 authorizing the execution of Amendment No. 1 to the Development Agreement amending the commencement and completion of construction deadline, and

WHEREAS, Jim Sattler, Inc. has opted to not proceed with construction of a new single-family home on said property and seeks to convey the property to an alternate participating developer, S & J Homes, LLC, and

WHEREAS, the City and participating Developers have come to mutual agreement as to the terms and conditions of the Assignment and Assumption of Development Agreement which is now ready for execution on behalf of the City,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Assignment and Assumption of Development Agreement with S & J Homes, LLC

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute the Assignment and Assumption of Development Agreement effectuating the conveyance of property at 6318 Ridgewood Meadows Lane NE to S & J Homes, LLC in accordance with the original Development Agreement and that the resolution and agreement be recorded in the Office of the Linn County Recorder.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell **Phone Number/Ext.:** 319-286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Assignment and Assumption of Development Agreement from Jim Sattler, Inc. to Sattler Homes, INC. for property at 6001 Ridgewood Meadows Lane NE participating in the fourth round of the SFNC program (**FLOOD**).
CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Assignment and Assumption of Development Agreement with the above listed developers and associated property through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The process of assignment to Sattler Homes, INC. has been initiated as a result of Jim Sattler, Inc. opting to not pursue development of the associated property through the ROOTs program. The Resolution provides that the City consents to this assignment as Sattler Homes, INC. agrees to all terms and conditions of the original Development Agreement executed on August 11, 2015, and any Amendments made thereafter.

Highlights of the terms and conditions contained in the Agreement for Redevelopment are as follows:

a) The developer will construct of a single-family home on the subject property;
b) Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
c) Developer is responsible for maintaining the property in accordance with all City and state codes;
d) Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The administrative plan limits development of homes to lots within the “Neighborhood Revitalization Area” of the flood inundation area. The administrative plan further directs the use of lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the SFNC unit.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites” either owned by the City or being acquired through the Voluntary Property Acquisition Program. A team of City staff, members of the Home Builders Association, and the Neighborhood Planning Process Steering Committee evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

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

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

Time Sensitivity: N/A

Resolution Date: May 24, 2015

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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OB377545

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 11, 2015, the City Council passed Resolution No. 1168-08-15, authorizing execution of a Development Agreement with Jim Sattler, Inc. for property at 6001 Ridgewood Meadows Lane NE participating in the fourth round of the Single Family New Construction Program, and

WHEREAS, on May 10, 2016, the City Council passed Resolution No. 0592-05-16, authorizing the execution of Amendment No. 1 to the Development Agreement amending the commencement and completion of construction deadline, and

WHEREAS, Jim Sattler, Inc. has opted to not proceed with construction of a new single-family home on said property and seeks to convey the property to an alternate participating developer, Sattler Homes, Inc., and

WHEREAS, the City and participating Developers have come to mutual agreement as to the terms and conditions of the Assignment and Assumption of Development Agreement which is now ready for execution on behalf of the City,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Assignment and Assumption of Development Agreement with Sattler Homes, Inc.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute the Assignment and Assumption of Development Agreement effectuating the conveyance of property at 6001 Ridgewood Meadows Lane NE to Sattler Homes, Inc. in accordance with the original Development Agreement and that the resolution and agreement be recorded in the Office of the Linn County Recorder.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Paula Mitchell **Phone Number/Ext.:** 319 286-5852
E-mail Address: p.mitchell@cedar-rapids.org

Alternate Contact Person: Amanda Vande Voorde **Phone Number/Ext.:** 319 286-5817
E-mail Address: a.vandevoorde@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing execution of a Release of Obligations under Development Agreements in conjunction with an Assignment and Assumption of Development Agreement from Hobart Historic Restoration, LLC to Cedar Valley Habitat for Humanity, Inc. for properties at 1100, 1104 and 1108 K Street SW and participating in the fourth round of the Single Family New Construction Program. CIP/DID #OB540257

EnvisionCR Element/Goal: StrengthenCR Goal 3: Adopt policies that create choices in housing types and prices throughout the City.

Background: On February 9, 2016, City Council authorized execution of an Assignment and Assumption of Development Agreement between Hobart Historic Restoration, LLC and Cedar Valley Habitat for Humanity, Inc., which transferred the obligations under the Development Agreement from Hobart to Cedar Valley Habitat for Humanity. Habitat for Humanity will be building new ROOTs homes as part of their annual Blitz Build project.

While the Assignment and Assumption Agreement has been executed, Hobart has requested that the City execute a Release that specifically releases them from all obligations after the conveyance of the parcels to Cedar Valley Habitat for Humanity by Special Warranty Deed.

The Release does not release Hobart from any obligations that accrued during the period in which the properties were in Hobart's possession.

Hobart has agreed to record Special Warranty Deeds conveying the properties to Cedar Valley Habitat for Humanity following the execution of the Release by the City.

Action/Recommendation: Staff recommends approval of the resolution.

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

Time Sensitivity: Cedar Valley Habitat for Humanity's Blitz Build is scheduled for June 2016.
Resolution Date: May 24, 2016
Budget Information: N/A
Local Preference Policy: NA
Recommended by Council Committee: NA

CDF
AUD FILE
OB540257
OB377545

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on February 9, 2016 the City Council authorized Agreements for Assignment and Assumption of Development Agreements between Hobart Historic Restoration, LLC (Hobart) and Cedar Valley Habitat for Humanity, Inc. for properties located at 1100, 1104, and 1108 K Street SW, and

WHEREAS, Hobart has requested that the City execute a Release of Obligations Under Development Agreements, and

WHEREAS, the release clarifies the intent of the Agreement for Assignment and Assumption,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager or designee is authorized to execute a Release of Obligations Under Development Agreements and provide it to Hobart Historic Restoration, LLC.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Tim Mroch **Phone Number/Extension:** 5802
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $2,150 and accepting a Warranty Deed for right-of-way, and a Temporary Grading Easement for Construction from Casey's Marketing Company from land located at 641 Edgewood Road NW in connection with the Edgewood Road NW Roadway Improvements from E Avenue NW to O Avenue NW project **(Paving for Progress)**.
CIP/DID #301689-00

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

Background: The City Council previously approved funding towards the Edgewood Road NW Roadway Improvements from E Avenue NW to O Avenue NW project. The right-of-way and easements are required to accommodate the proposed Edgewood Road NW Roadway Improvements from E Avenue NW to F Avenue NW project. Compensation amounts proposed are based on the City assessed land value of the subject property

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $2,150 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Casey's Marketing Company.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and a Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the roadway improvements.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/301000/301689 - LOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquistion of right-of-way.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
RCR
IT
CD
ASR
AUD FILE
301689-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Casey's Marketing Company, One SE Convenience Store, Ankeny, Iowa 50021, OWNER of the real property known and described as:

See Attached Right of Way Acquisition Plat (2 pages)

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary right-of-way and a temporary grading easement for construction at 641 Edgewood Road NW, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$1,910
Temporary Easement	$240
TOTAL	$2,150

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Edgewood Road NW Roadway Improvements from E Avenue NW to O Avenue NW project (Fund 301, Dept ID 301000, Project 301689-00 LOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed from Casey's Marketing Company be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

PREPARED BY: ERIC MILLER, SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

RETURN TO: TIM FORINASH, SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

RIGHT OF WAY ACQUISITION PLAT

ACQUISITION DESCRIPTION

A part of Lot 1 and Lot 2, Auditor's Plat No. 75, City of Cedar Rapids, Linn County, Iowa and described as follows:

Commencing at the Southwest Corner of the Southwest 1/4 of the Southwest 1/4 of Section 19, Township 83 North, Range 7 West of the 5th P.M.; thence North 1°10'39" West along the West line of said Southwest 1/4 of the Southwest 1/4, a distance of 597.45 feet; thence North 88°49'45" East, 50.00 feet to the East Right of Way Line of Edgewood Road NW and the Point of Beginning; thence North 1°10'39" West along said East Right of Way Line, a distance of 15.00 feet to the Southerly Right of Way Line of F Avenue NW; thence North 63°21'41" East along said Southerly Right of Way Line, a distance of 22.15 feet to the South Right of Way Line of F Avenue NW; thence South 89°48'09" East, along said South Right of Way Line, a distance of 5.00 feet; thence South 44°30'48" West, 34.93 feet to the Point of Beginning and Containing 212 Square Feet and subject to any and all easement of record.

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

EDGEWOOD ROAD NW
FROM E AVENUE NW TO
F AVENUE NW
REHABILITATION
301689-01

DATE OF SURVEY

10-1-15

OWNER

CASEY'S MARKETING COMPANY

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Orange Cap = 19515 (Unless Otherwise Noted)	●	○
ROW Marker	■	□
ROW Rail	⧗	⧖
Control Point	⊙CP	
Bench Mark	⊕	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Minimum Protection Elevation	MPE	
Centerline		
Section Line		
1/4 Section Line		
1/4 1/4 Section Line		
Easement Line		

LICENSED PROFESSIONAL LAND SURVEYOR
ERIC J. MILLER
19515
IOWA

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Eric J. Mi 4-22-16

Eric J. Miller, PLS Date

License Number 19515

My License Renewal Date is December 31, 2016

Pages or sheets covered by this seal:

Sheet 1 & 2 of 2

PT. LOT 1 & LOT 2, AUDITOR'S PLAT NO. 75

RIGHT OF WAY AQUISITION PLAT

SNYDER & ASSOCIATES, INC.
Engineers and Planners

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	1150835
PM:	PS
DATE:	11/19/15
TECH:	TWF

I:\print_drivers\Back...Dev\1150835\Plat\plat1PDF.plt:lg
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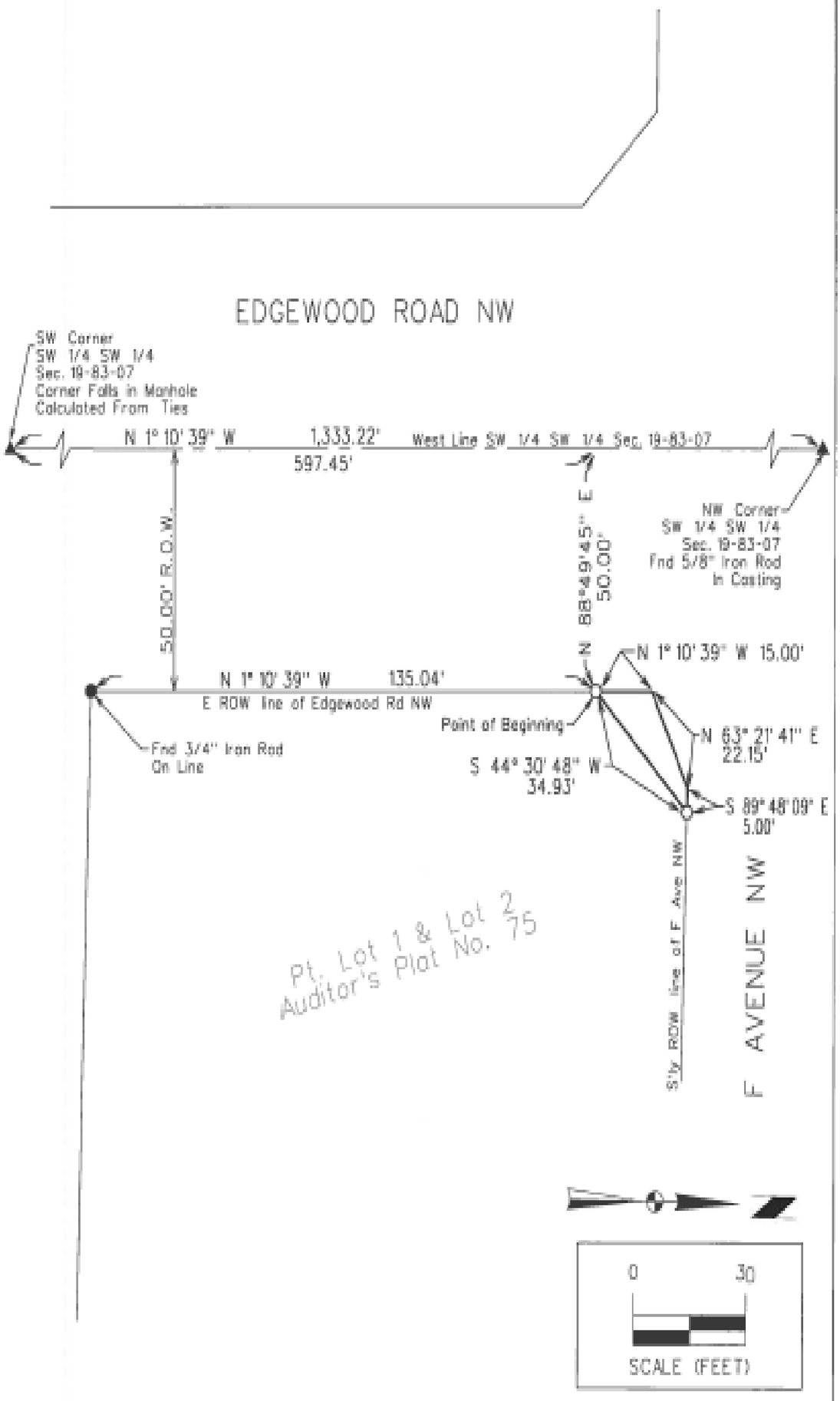
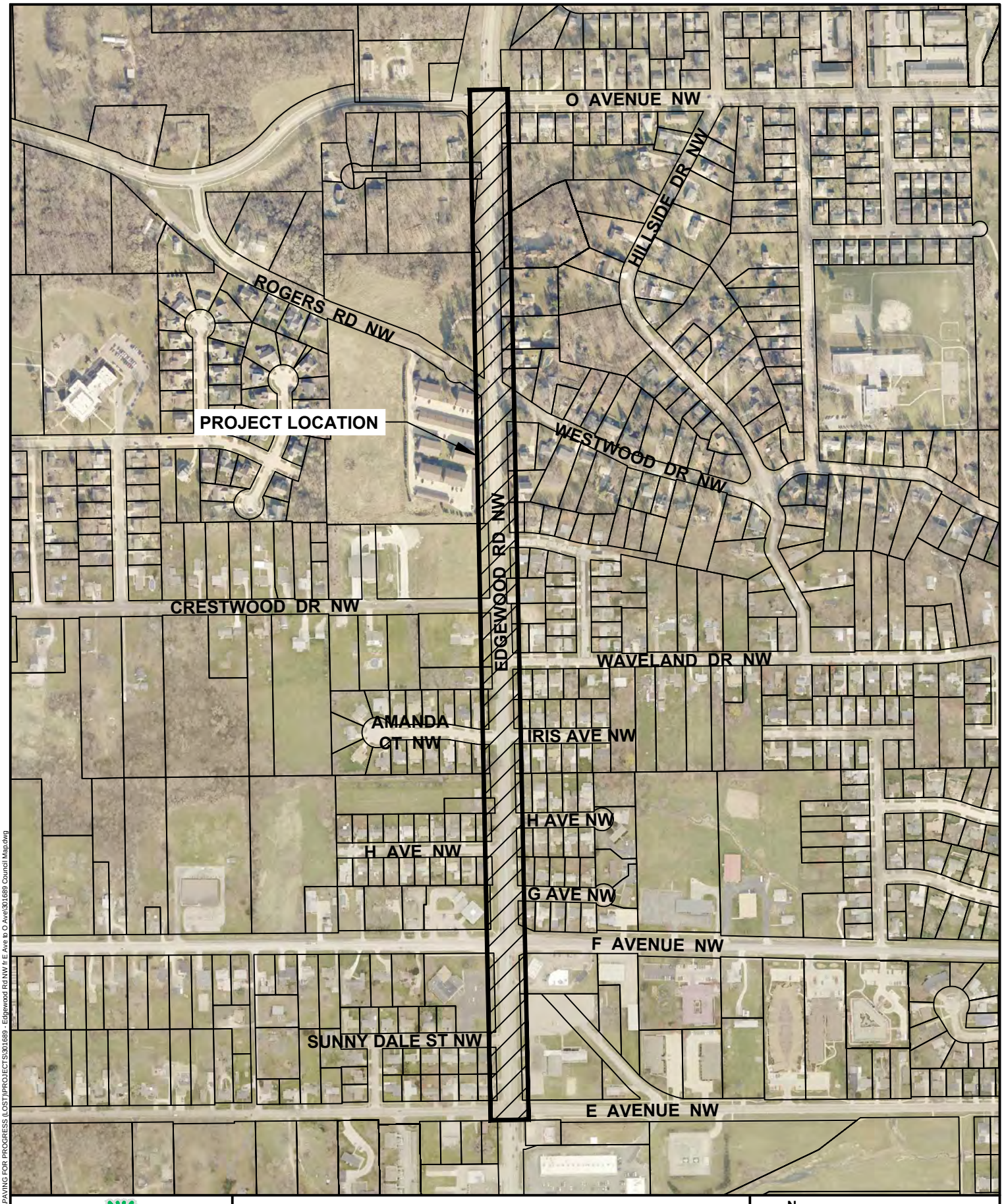
Snyder

m:\2015_projects\15.0152_cr_edgewood_rd\cad\plats\3_Casey_ACQ.dgn
4/22/2016

RIGHT OF WAY ACQUISITION PLAT



PT. LOT 1 & LOT 2, AUDITOR'S PLAT NO. 75	SHEET 2 OF 2
RIGHT OF WAY AQUISITION PLAT	PN: 1150835
	PM: PS
SNYDER & ASSOCIATES, INC. Engineers and Planners — 5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	DATE: 11/19/15
	TECH: TWF



CEDAR RAPIDS
City of Five Seasons

EDGEWOOD ROAD NW ROADWAY IMPROVEMENTS
FROM E AVENUE NW TO O AVENUE NW

N

0 FEET 500

301689

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\301689 - Edgewood Rd NW fr E Ave to O Ave\301689 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Robert Davis **Phone Number/Extension:** 5808
E-mail Address: RobD@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $107,300 with Debbie Kay Kula, for real property located at 65 21st Avenue SW in connection with the Cedar Rapids Flood Control System project.
CIP/DID #3313200-00

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

Background: This property is being voluntarily acquired to accommodate the future Cedar Rapids Flood Control System project. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified Iowa certified appraiser hired by the City.

Action/Recommendation: The Flood Control Program Manager recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $107,300 and accepting a Warranty Deed from Debbie Kay Kula.

Alternative Recommendation: Revise the adopted Cedar River Flood Control Master Plan policy to purchase needed properties as they become available and defer this transaction until the phase of the work is closer to construction.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 331/3310000/3313200 GRI

Local Preference Policy: NA
Explanation: Does not apply to acquiring real estate.

Recommended by Council Committee: NA
Explanation: NA

ENG
RCR
FIN
AUD FILE
3313200-00
3313300-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Flood Control Program Manager has determined the need to acquire the real property at 65 21st Avenue SW, Cedar Rapids, Iowa for the future Cedar Rapids Flood Control System project, and

WHEREAS, Debbie Kay Kula, 65 21st Avenue SW, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

Lot 11, Block 4, Andersons First Addition to Cedar Rapids, Linn County, Iowa,

has agreed to convey said property by Warranty Deed to the City of Cedar Rapids for consideration of $107,300, and

WHEREAS, the Flood Control Program Manager recommends the City enter into an agreement to purchase the property at 65 21st Avenue SW, Cedar Rapids, Iowa in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Growth Reinvestment funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3310000, Project 3313200 GRI),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Total Acquisition Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (the Real Estate Services Manager or the Flood Control Program Manager) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary in the amount of $107,300 to Debbie Kay Kula, Linn County Treasure and lien holders, if applicable, per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed, Groundwater Hazard Statement and all other documents from Debbie Kay Kula be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

42ak

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Robert Davis **Phone Number/Extension:** 5808
E-mail Address: RobD@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $22,700 with Debbie Kay Kula, for real property located at 67 21st Avenue SW in connection with the Cedar Rapids Flood Control System project.
CIP/DID #3313200-00

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

Background: This property is being voluntarily acquired to accommodate the future Cedar Rapids Flood Control System project. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified Iowa certified appraiser hired by the City.

Action/Recommendation: The Flood Control Program Manager recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $22,700 and accepting a Warranty Deed from Debbie Kay Kula.

Alternative Recommendation: Revise the adopted Cedar River Flood Control Master Plan policy to purchase needed properties as they become available and defer this transaction until the phase of the work is closer to construction.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 331/3310000/3313200 GRI

Local Preference Policy: NA
Explanation: Does not apply to acquiring real estate.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
RCR
AUD FILE
3313200-00
3313300-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Flood Control Program Manager has determined the need to acquire the real property at 67 21st Avenue SW, Cedar Rapids, Iowa for the future Cedar Rapids Flood Control System project, and

WHEREAS, Debbie Kay Kula, 65 21st Avenue SW, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

Lot 1, Block 3, Andersons First Addition to Cedar Rapids, Linn County, Iowa,

has agreed to convey said property at 67 21st Avenue SW, Cedar Rapids, Iowa by Warranty Deed to the City of Cedar Rapids for consideration of $22,700, and

WHEREAS, the Flood Control Program Manager recommends the City enter into an agreement to purchase the property at 67 21st Avenue SW, Cedar Rapids, Iowa in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Growth Reinvestment funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3310000, Project 3313200 GRI),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Total Acquisition Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (the Real Estate Services Manager or the Flood Control Program Manager) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary in the amount of $22,700 to Debbie Kay Kula, Linn County Treasure and lien holders, if applicable, per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed, Groundwater Hazard Statement and all other documents from Debbie Kay Kula be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Douglas Wilson **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution rescinding Resolution No. 0618-05-16 due to incorrectly referencing the type of conveyance document provided, and replacing it with a corrected resolution authorizing execution of a Purchase Agreement in the amount of $2,501 and accepting a Quit Claim Deed for right-of-way and a temporary grading easement for construction from the Cedar Rapids Community School District from land located at 4343 Marilyn Drive NE in connection with the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project **(Paving for Progress)**.

CIP/DID #3012092-00

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

Background: Resolution No. 0618-05-16 is to be rescinded due to incorrectly referencing the conveyance document as a warranty deed. This resolution corrects the type of conveyance document to a quit claim deed.

The right-of-way acquisition and temporary easement from the Cedar Rapids Community School District is required to accommodate a proposed sidewalk ramp at the corner of 42nd Street NE and Northwood Drive NE for this project. The project consists of replacing 42nd Street NE pavement from Wenig Road to I-380, storm and sanitary improvements, and water main rehabilitation from Northwood Drive to I-380. Compensation amounts proposed for the right-of-way are based on comparable land sales in the area.

Action/Recommendation: The Public Works Department recommends adopting the resolution to rescind the preivously approved Resolution No. 0618-05-16 and replacing it with a corrected resultion for obtaining the required right of way by quit claim deed from the Cedar Rapids Community School District.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and temporary easement and direct City staff to abandon or reconfigure the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: 301/3010000/3012092 SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquistion of right-of-way.

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
3012092-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Resolution No. 0618-05-16 approved on May 10, 2016, will be rescinded in its entirety due to incorrectly referencing the type of conveyance document, replacing it with the following:

WHEREAS, the Public Works Director has determined the need for right-of-way and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, The Cedar Rapids Community School District, 4343 Marilyn Drive NE, Cedar Rapids, IA, OWNER, of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 4343 Marilyn Drive NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$1
Temporary Easement	$0
Transaction Fee	$2,500
TOTAL	$2,501

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation Project (Fund 301, Dept ID 3010000, Project 3012092 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 0618-05-16 dated May 10, 2016 is hereby rescinded, and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Quit Claim Deed and Groundwater Hazard Statement from the Cedar Rapids Community School District be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

42am

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Garrett Prestegard **Phone Number/Extension:** 5115
E-mail Address: G.Prestegard@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $645 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Milo Spina and Sharon E. Benesh, Trustees of the Evelyn Irene Spina Revocable Trust u/d/o/ October 7, 1996 from land located at 1820 Rockford Road SW in connection with the18th Street SW North of Wilson Avenue Detention Basin project.
CIP/DID #304257-00

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

Background: The City Council previously approved funding towards the18th Street SW North of Wilson Avenue Detention Basin project. These easements are required to accommodate the proposed 18th Street SW North of Wilson Avenue Detention Basin project. Compensation amounts proposed are based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $645 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Milo Spina and Sharon E. Benesh, Trustees of the Evelyn Irene Spina Revocable Trust u/d/o/ October 7, 1996.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Drainage and a Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the detention basin improvements.

Time Sensitivity: Normal
Resolution Date: May 24, 2016
Budget Information: 304/304000/304257 NA
Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
RCR
IT
AUD FILE
304257-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for an easement for drainage and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Milo Spina and Sharon E. Benesh, Trustees of the Evelyn Irene Spina Revocable Trust u/d/o/ October 7, 1996, 7111 Railway Street, Palo, IA 52324, OWNER of the real property known and described as:

See Attached Permanent Drainage Easement Exhibit (2 pages)

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary easement for drainage and a temporary grading easement for construction at 1820 Rockford Road SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$420
Temporary Easement	$225
TOTAL	$645

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for drainage and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 18th Street SW North of Wilson Avenue Detention Basin (Fund 304, Dept. ID 304000, Project 304257 NA),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Easement for Drainage be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

PREPARED BY: SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

RETURN TO: TIM FORINASH SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

PERMANENT DRAINAGE EASEMENT EXHIBIT

PERMANENT DRAINAGE EASEMENT DESCRIPTION

A PART OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE 5TH P.M., CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SAID SECTION 32; THENCE SOUTH 1°10'00" EAST, ALONG THE WEST LINE OF THE SOUTH 1/2 OF SAID NORTHWEST 1/4, A DISTANCE OF 109.15 FEET; THENCE NORTH 89°37'00" EAST, 40.00 FEET TO THE EAST RIGHT OF WAY LINE OF 18TH STREET SW; THENCE NORTH 89°37'00" EAST, 55.00 FEET; THENCE SOUTH 1°10'00" EAST, 40.00 FEET; THENCE SOUTH 89°37'00" WEST, 55.00 FEET TO SAID EAST RIGHT OF WAY LINE; THENCE NORTH 1°10'00" WEST, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.05 ACRES (2,200 SQUARE FEET) AND SUBJECT TO ANY AND ALL EASEMENT OF RECORD.

DATE OF SURVEY

09-08-15

OWNER

SPINA EVELYN I REV TRUST

PROPERTY INFORMATION

1820 ROCKFORD RD SW
GPN: 14322-28005-00000
OCCUPANCY: SINGLE-FAMILY

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

18TH STREET SW NORTH OF WILSON AVENUE DETENTION BASIN

CIP #304257-01

EASEMENT AREA

2,200 SQUARE FEET

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Cap # 11579 (Unless Otherwise Noted)	●	○
Centerline		
Section Line		
1/4 Section Line		
1/4 1/4 Section Line		
Easement Line		

PERMANENT DRAINAGE EASEMENT EXHIBIT

SPINA EVELYN I REV TRUST

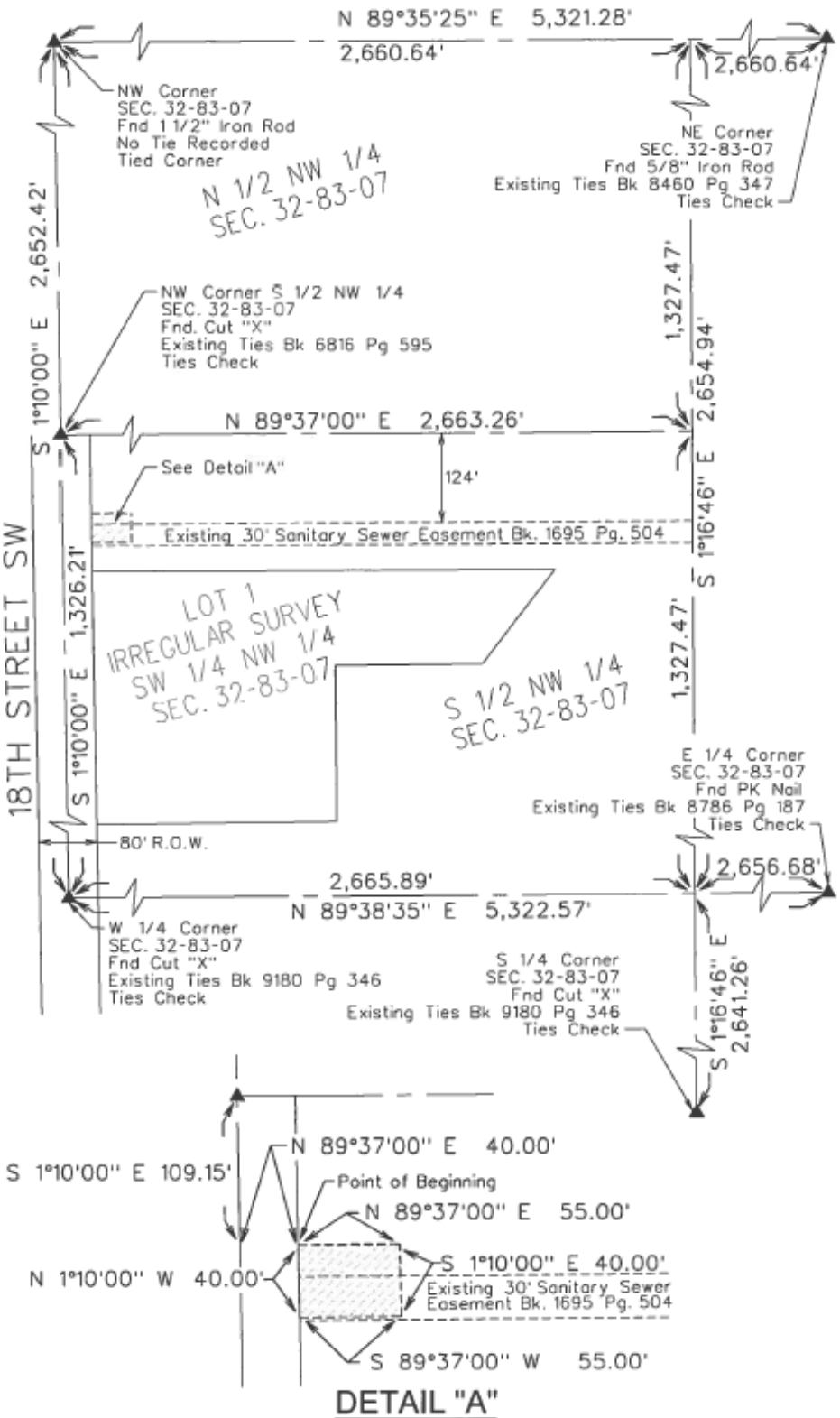
CITY OF CEDAR RAPIDS
LINN COUNTY IA

SNYDER & ASSOCIATES
Engineers and Planners

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

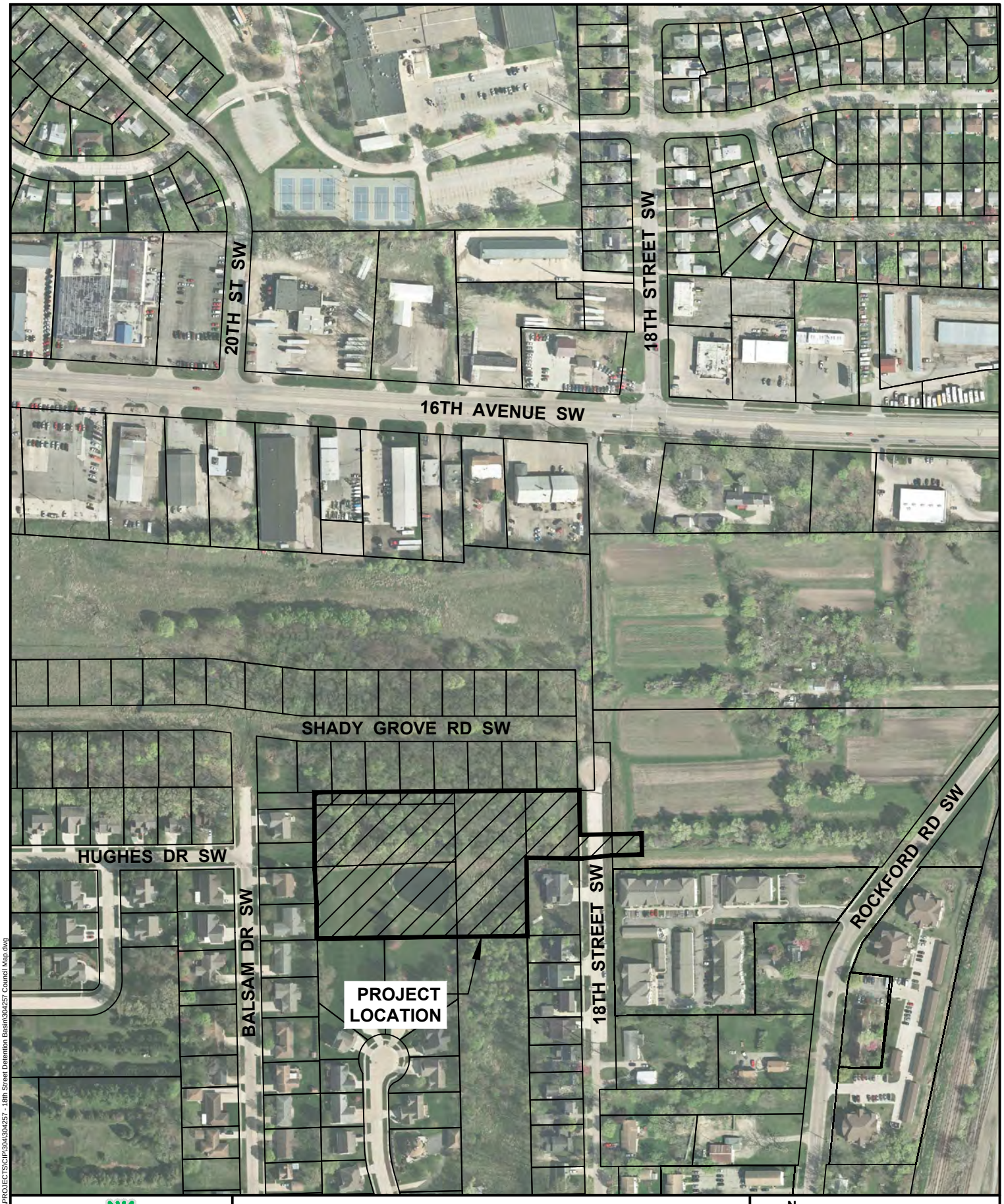
SHEET	1 OF 2
PN:	1141088
FN:	A-
DATE:	07/15/15
TECH:	TWF

PERMANENT DRAINAGE EASEMENT EXHIBIT



DETAIL "A"

PERMANENT DRAINAGE EASEMENT EXHIBIT	SHEET 2 OF 2
SPINA EVELYN I REV TRUST	PN: 115
	PM: XXX
SNYDER & ASSOCIATES, INC. Engineers and Planners	DATE: 09/15/15
5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	TECH: TWF



CEDAR RAPIDS
City of Five Seasons

18TH STREET SW NORTH OF WILSON AVENUE DETENTION BASIN

N

0 FEET 300

304257

Cadd File Name: W:\PROJECTS\CIP\304304257 - 18th Street Detention Basin\304257 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: s.hershner@cedar-rapids.org

Alternate Contact Person: Kevin Kirchner **Phone Number/Ext.:** 5902
E-mail Address: k.kirchner@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution accepting the Affidavit for Sewer Service Line Reimbursement from property owners at 406 21st Street NW to reimburse the City on a monthly installment basis for the replacement of their sewer service line.

CIP/DID #WTR052416-002

Routine business - EnvisionCR Does not apply

Background:
In the Cedar Rapids Municipal Code, Chapter 12 – Water Service, 12.14 - Installation of Service Pipes, it states that the property owners are responsible for service pipes and fixtures from the street water/sewer main to the premises including the corporation.

When these service pipes or lines need to be replaced or repaired, it is the property owners' responsibility to hire a licensed plumber to make such repairs.

In extenuating circumstances, the Utilities Department – Water Division assists property owners with the service line replacement. In those cases, the Water Division obtains pricing, pays for the service, and allows the property owners to repay the Utilities Department in monthly installments. Jeanne M. and Kirk R. Jeffords, owners of the property at 406 21st Street NW, has requested that the Utilities Department – Water Division help them replace the sewer service line to their property.

The Utilities Department requested three quotes for the service line replacement and Earl's Backhoe Service Inc. of Cedar Rapids submitted the low quote of $5,000. Mr. and Mrs. Jeffords have signed an Affidavit agreeing to reimburse the Utilities Department for the $5,000 sewer service line replacement fee on a monthly installment basis for 60 months at an interest rate of 7% per annum. Their minimum monthly payments will be $100.00.

Failure to reimburse the Utilities Department for these costs in a timely manner may result in the termination of water service to this property and/or the imposition of a lien upon the property as provided for in accordance with Chapter 12 (Water Service) of the Cedar Rapids Municipal Code and in accordance with Sections 384.84 and 384.93 of the Code of Iowa.

Action / Recommendation: The Utilities Department recommends that the Resolution accepting the Affidavit for Sewer Service Line Reimbursement be hereby approved and the City Clerk's office be directed to record said Affidavit with the Linn County Recorder.

Alternative Recommendation (if applicable): The City Council could decide not to accept the Affidavit for Service Line Reimbursement and Mr. and Mrs. Jeffords would need to find other financing or be without service.

Resolution Date: 05/24/16

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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WTR052416-002

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Municipal Code, Chapter 12 – Water Service, 12.14 - Installation of Service Pipes, states that the property owners are responsible for service pipes and fixtures from the street water main to the premises including the corporation and when these service pipes or lines need to be replaced or repaired, it is the property owners' responsibility to hire a licensed plumber to make such repairs, and

WHEREAS, in extenuating circumstances, the Utilities Department – Water Division assists property owners with the service line replacement. In those cases, the Water Division obtains pricing, pays for the service, and allows the property owners to repay the Utilities Department in monthly installments, and

WHEREAS, Jeanne M. and Kirk R. Jeffords, owners of the property at 406 21st Street NW, has requested that the Utilities Department – Water Division help them replace the service line to their property, and

WHEREAS, Jeanne M. and Kirk R. Jeffords have signed an Affidavit acknowledging and agreeing to reimburse the Cedar Rapids Utilities Department – Water Division on a monthly installment basis for 60 months for the costs incurred to replace the sewer service line.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Affidavit for Sewer Service Line Reimbursement executed by Jeanne M. and Kirk R. Jeffords to reimburse the Cedar Rapids Utilities Department – Water Division on a monthly installment basis for the costs incurred to replace the sewer service line at 406 21st Street NW be hereby approved, and

BE IT FURTHER RESOLVED that the Affidavit be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE **Phone Number/Extension:** 5814
E-mail Address: d.wallace@cedar-rapids.org

Alternate Contact Person: Loren Snell, PE **Phone Number/Extension:** 5804
E-mail Address: l.snell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a 28E Agreement in the amount of $2,000,000 with the Cities of Marion, Hiawatha and Robins for the construction of Segments 7 and 11 of the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements project.
CIP/DID #655625-00

EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.

Background:
Cedar Rapids, Marion, Hiawatha, Robins and Linn County have previously entered into an agreement dated January 11, 2007 for the planning, construction and maintenance participation in the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements project. This program is necessary because:

- The existing sanitary sewers are at or approaching their maximum hydraulic capacity.
- Continued growth in the areas served by these sanitary sewers will lead to more backups during wet weather events or sewer system overflows if the sanitary sewers are not replaced with larger sanitary sewers.
- These sanitary sewers serve multiple jurisdictions and this program provides the basis for equitable distribution of costs and responsibilities related to planning, construction and maintenance.

This agreement is for the construction of Segments 7 and 11 of the Indian Creek and Dry Run Creek trunk sanitary sewer. Segment 2 has been completed and Segments 7 and 11 are the next highest priority of the 20 segments that will be constructed to upgrade the existing Indian Creek and Dry Run Creek trunk sanitary sewers. It is anticipated that the remaining segments will be constructed over a period of 10 to 20 years, as growth and/or funding dictates. A summary of the agreement is as follows:

- Marion will be the project sponsor and be responsible for design, bidding and construction of Segments 7 and 11, as most of the project falls within their city limits.
- It is anticipated that the projects will be constructed in four phases.
- Marion will initially finance the project and Cedar Rapids and the other participating jurisdictions will reimburse Marion within 30 days of invoicing in proportion to each jurisdictions requested flows for this segment.

- Based on requested flows and the current cost opinion, the approximate cost breakdown by jurisdiction is:
    - Cedar Rapids $ 2,000,000
    - Marion $ 1,500,000
    - Hiawatha $ 1,300,000
    - Robins $ 1,600,000

    Total $ 6,400,000

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a 28E Agreement with Marion, Hiawatha and Robins for the construction of Segments 7 and 11 of the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements project.

Alternative Recommendation: Alternatives include not participating in the project, or requesting a deferral of the project.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: CIP 655625 NA: FY17 Approved Funding - $600,000, FY18 Proposed Funding - $600,000, FY19 Future Funding - $800,000.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: Yes
Explanation: Infrastructure Committee meeting on May 17, 2016.

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AUD FILE
655625-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cities of Marion, Cedar Rapids, Hiawatha, and Robins are public agencies as defined by Section 28E.2 of the Code of Iowa, and

WHEREAS, Section 28E.3 of the Code of Iowa provides that any power or powers, privileges or authority exercised or capable of exercise by a public agency of the State of Iowa may be exercised and enjoyed jointly by a public agency of the State of Iowa having such power or powers, and

WHEREAS, Marion, Cedar Rapids, Hiawatha, Robins and Linn County have previously entered into an agreement dated January 11, 2007, regarding the planning, construction, and maintenance participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program, and

WHEREAS, Marion, Cedar Rapids, Hiawatha, Robins and Linn County entered into a project agreement dated August 8, 2008 for construction of Segment 2 of the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements, and

WHEREAS, Marion, Cedar Rapids, Hiawatha and Robins now propose to enter into a new project agreement to construct Segments 7 and 11 of the sanitary sewer capacity improvements generally located along Indian Creek and Dry Run Creek as follows:

a) From 36th Street Drive (east of) to approximately 300 feet north of Iowa Highway 100, approximately 6,393 lineal feet (Segment 7);
b) From confluence of Indian Creek and Dry Run Creek to approximately 700 feet north of the intersection of Alpine Road and West 14th Avenue, approximately 4,972 lineal feet (Segment 11), and

WHEREAS, Marion is proposed as the lead agency to administer and provide for design, easement acquisition, bidding and constructing of the Segments 7 and 11 project, and

WHEREAS, the City of Cedar Rapids agrees to participate in the improvements in proportion to design flows requested by each participating jurisdiction as defined in previously approved agreements, now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager and City Clerk are hereby authorized to sign a 28E Agreement with Marion, Hiawatha and Robins in the amount of $2,000,000 in connection with the Segments 7 and 11 of the Indian Creek and Dry Run Creek Sanitary Sewer Capacity Improvements project (CIP No. 655625).

BE IT FURTHER RESOLVED, that said agreement shall be filed with the City of Cedar Rapids Finance Director and thereafter filed with the Office of the Secretary of State.

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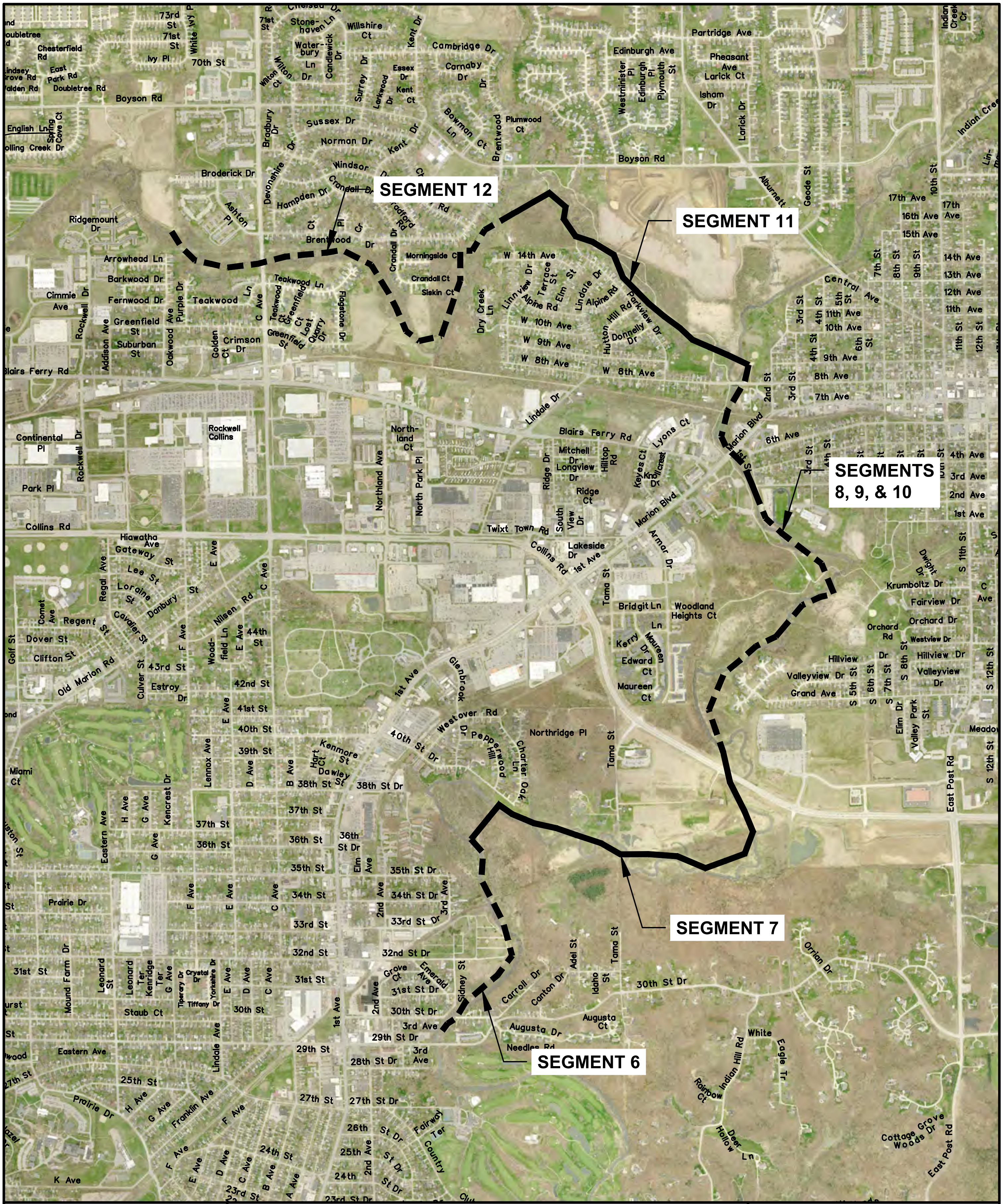
MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



CEDAR RAPIDS
City of Five Seasons

SEGMENTS 7 AND 11 OF THE INDIAN CREEK AND DRY RUN CREEK SANITARY SEWER CAPACITY IMPROVEMENTS

N

0 FEET 2000

655625

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Kirsty Sanchez **Phone Number/Ext.:** 319 286-5428
E-mail Address: k.sanchez@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing execution of a Main Street Iowa Program Agreement with the Iowa Economic Development Authority and the Czech Village/New Bohemia Main Street District. CIP/DID #OB421344

EnvisionCR Element/Goal: GrowCR Goal 4: Communicate and collaborate with regional partners.

Background: In February of 2009, the City Council approved three annual payments of $50,000 to the Czech Village/New Bohemia Main Street District to leverage resources provided by the Main Street Iowa Program. In addition, the resolution authorized the City to enter into a two-year Agreement with the Iowa Economic Development Authority. This provided the City support necessary for the Czech Village/New Bohemia Main Street District to be eligible for training and technical support provided by the State Main Street Program. The initial Agreement was in effect from July 1, 2010 through June 30, 2012.

The proposed Agreement is for the period of July 1, 2016 – June 30, 2018. The Iowa Main Street Program is a community-based economic and development program led by Iowa Economic Development Authority that focuses on revitalization and on-going management of traditional historic commercial districts.

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

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

Time Sensitivity: Immediate

Resolution Date: May 24, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

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OB421344

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Iowa Main Street Program has been established to assist communities to develop public-private efforts to revitalize both rural and urban communities; and

WHEREAS, the Iowa Economic Development Authority selected the Czech Village/New Bohemia District for the Main Street Urban Neighborhood designation in 2009; and

WHEREAS, on March 25, 2014, City Council passed Resolution No. 0393-03-14 authorizing execution of a Main Street Iowa Program Agreement between the Iowa Economic Development Authority, City of Cedar Rapids, and Czech Village/New Bohemia Main Street District for the period July 1, 2014 through June 30, 2016; and

WHEREAS, the City Council of the City of Cedar Rapids, Iowa finds that such designation and the resulting revitalization of this historic commercial area is a benefit to the community.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Mayor is hereby authorized and directed to execute a two-year Main Street Iowa Program Agreement between the Iowa Economic Development Authority, City of Cedar Rapids, and Czech Village/New Bohemia Main Street District for July 1, 2016 through June 30, 2018.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner **Phone Number/Ext.:** 5281
E-mail Address: SteveHe@cedar-rapids.org

Alternate Contact Person: Ken Russell **Phone Number/Ext.:** 5926
E-mail Address: k.russell@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY17 (estimated cost is $84,380).

CIP/DID #2017037-01

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

Background: The work will consist of removing and/or replacing blow off completes, replacing existing fire hydrants, valves, and tees, and replacing blow off completes with fire hydrants located within the public right-of-way. The Contractor shall also perform the appurtenant work necessary to make a complete job, consisting of: pavement removal; excavation; sheet, brace, and support the adjoining ground or structures where necessary; handle all drainage or ground water; provide barricades, guards, and warning lights; flush and test the replacement; repair sewer and drain lines disturbed by the replacement; backfill and compact the excavation; restore the surface; remove and dispose of surplus excavated material; and perform final clean-up of the work site.

Three (3) bids were received on May 18, 2016. The results are reported as follows:

Bidder	Total Bid
1. B.G. Brecke, Inc. (Cedar Rapids, IA)	$74,690.00
2. Lodge Construction Corp. (Clarksville, IA)	$81,070.00
3. Yordi Excavating Inc. (Cedar Rapids, IA)	$132,975.00

A public hearing is scheduled for June 14, 2016. The work is anticipated to begin in FY17.

Action/Recommendation: The Utilities Department – Water Division staff is evaluating the received bids and will provide a recommendation to the council at a future date.

Alternative Recommendation: None

Time Sensitivity: None

Resolution Date: N/A

Budget Information:

1. **Included in Current Budget Year**. This project will be funded from the Fiscal Year 2017 Utilities Department – Water Division CIP budget and coded to 625-625000-625884-6252017037-01
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The Fiscal Year 2017 Water CIP budget includes $1,500,000 for engineering and construction of water main replacement projects under CIP number 625884. The budget for construction will be established pursuant to the completion of the initial evaluation by the Engineer.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Glenn Vosatka, PE **Phone Number/Extension:** 5821
E-mail Address: glennv@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $289,225 plus incentive up to $5,000, bond and insurance of Jasper Construction Services, Inc. for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project (estimated cost is $265,000) **(Paving for Progress)**. (Doug Wilson)
CIP/DID #305130-02

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

Background:

Jasper Construction Services, Inc., Newton, IA	$289,225.00
Incentive up to	$ 5,000.00
Total	$294,225.00
Iowa Erosion Control, Inc., Victor, IA	$358,059.47
Peterson Contractors, Inc., Reinbeck, IA	$390,000.00

Jasper Construction Services, Inc. submitted the lowest of the bids received on May 18, 2016 for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed within 46 calendar days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $289,225 plus incentive up to $5,000, bond and insurance of Jasper Construction Services, Inc. for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project.

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

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after May 24, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: May 24, 2016

Budget Information: Dept ID 305000, Project 305093, NA
Dept ID 305000, Project 305130, NA
Dept ID 305000, Project 305130, SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons

May 18, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement, Contract Number 305130-02

Dear City Council:

Bids were received on May 18, 2016 for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project as follows:

Jasper Construction Services, Inc., Newton, IA	$289,225.00
Iowa Erosion Control, Inc., Victor, IA	$358,059.47
Peterson Contractors, Inc., Reinbeck, IA	$390,000.00

The engineers cost opinion for this work is $265,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Glenn Vosatka, P.E.
Project Engineer I

GV/cap

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

ENG
CLK
FIN
AUD FILE
305130-02
305093-04
7970

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on April 26, 2016 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement (Contract No. 305130-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on April 30, 2016 pursuant to which a public hearing was held on May 10, 2016, and

WHEREAS, the following bids were received, opened and announced on May 11, 2016 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on May 24, 2016:

Jasper Construction Services, Inc., Newton, IA	$289,225.00
Incentive up to	$ 5,000.00
Total	$294,225.00
Iowa Erosion Control, Inc., Victor, IA	$358,059.47
Peterson Contractors, Inc., Reinbeck, IA	$390,000.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $198,175 305-305000-7970-305093; $96,050 305-305000-7970-305130,

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Jasper Construction Services, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Jasper Construction Services, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Jasper Construction Services, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

8TH AND 16TH AVENUE BRIDGES OVER THE CEDAR RIVER EXPANSION JOINT REPLACEMENT

N

0 FEET 600

305093 & 130

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE **Phone Number/Extension:** 5141
E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Tim Mroch, PE **Phone Number/Extension:** 5703
E-mail Address: t.mroch@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $1,242,365.75 plus incentive up to $20,000, bond and insurance of L.L. Pelling Company, Inc. for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project (estimated cost is $1,048,000) **(Paving for Progress).** (Doug Wilson)
CIP/DID #3012131-03

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

Background:

L.L. Pelling Company, Inc., North Liberty, IA	$1,242,365.75
Incentive up to	$ 20,000.00
Total	$1,262,365.75
Rathje Construction Co., Marion, IA	$1,246,030.45
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,338,583.90
Ricklefs Excavating, Ltd, Anamosa, IA	$1,379,550.00

L.L. Pelling Company, Inc. submitted the lowest of the bids received on May 11, 2016 for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed within 60 calendar days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $1,242,365.75 plus incentive up to $20,000, bond and insurance of L.L. Pelling Company, Inc. for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project.

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

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after May 24, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: May 24, 2016

Budget Information: 301/301000/3012131 SLOST, 304/304000/304452 NA, 625/6250000/6250051-2016 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons

May 11, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement, Contract Number 3012131-03

Dear City Council:

Bids were received on May 11, 2016 for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement project as follows:

L.L. Pelling Co., Inc., North Liberty, IA	$1,242,365.75
Rathje Construction Co., Marion, IA	$1,246,030.45
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,338,583.90
Ricklefs Excavating, Ltd, Anamosa, IA	$1,379,550.00

The engineers cost opinion for this work is $1,048,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Tim Mroch, P.E.
Project Engineer II

TPM/cap

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

Public Works Department
500 15th Avenue S.W. • Cedar Rapids, Iowa 52404-5837 • (319) 286-5802 • FAX (319) 774-5653

ENG
CLK
FIN
AUD FILE
3012131-03
7970

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on April 26, 2015 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the McCarthy Road SE from West of Van Vechten Park Road to Memorial Drive SE Roadway and Utility Improvement (Contract No. 3012131-03) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on April 30, 2016 pursuant to which a public hearing was held on May 10, 2016, and

WHEREAS, the following bids were received, opened and announced on May 11, 2016 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on May 24, 2016:

L.L. Pelling Company, Inc., North Liberty, IA	$1,242,365.75
Incentive up to	$ 20,000.00
Total	$1,262,365.75
Rathje Construction Co., Marion, IA	$1,246,030.45
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,338,583.90
Ricklefs Excavating, Ltd, Anamosa, IA	$1,379,550.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $1,262,365.75; 1,002,224.40 301-301000-7970-3012131; $127,808 625-625000-625884-6252016012; $132,333.35 304-304000-304452

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. L.L. Pelling Company, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of L.L Pelling Company, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to L.L. Pelling Company, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

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

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CEDAR RAPIDS
City of Five Seasons®

MCCARTHY ROAD SE FROM WEST OF VAN VECHTEN PARK ROAD TO MEMORIAL DRIVE SE ROADWAY AND UTILITY IMPROVEMENT PROJECT

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE **Phone Number/Extension:** 5808
E-mail Address: robd@cedar-rapids.org

Alternate Contact Person: Steve O'Konek (Police Dept) **Phone Number/Extension:** 5525
E-mail Address: s.okonek@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $632,328 plus incentive up to $5,000, bond and insurance of Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project (estimated cost is $754,000). (Rob Davis)
CIP/DID #310333-05

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

Background:

Kleiman Construction, Inc., Cedar Rapids, IA	$632,328
Incentive up to	$ 5,000
Total	$637,328
Miron Construction, Inc., Cedar Rapids, IA	$718,025
MZ Construction, Inc., Linden, WI	$738,000
Tricon General Construction, Inc., Cedar Rapids, IA	$788,000

Kleiman Construction, Inc. submitted the lowest of the bids received on May 11, 2016 for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed by October 14, 2016.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $632,328 plus incentive up to $5,000, bond and insurance of Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project.

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

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after May 24, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: May 24, 2016

Budget Information: 310333 – Partner Agency Contributions and City Bonds

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation:

CEDAR RAPIDS
City of Five Seasons®

May 11, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the Cedar Rapids Police Department Firearms Range Improvements – Phase II, Contract Number 310333-05

Dear City Council:

Bids were received on May 11, 2016 for the Cedar Rapids Police Department Firearms Range Improvements – Phase II project as follows:

Kleiman Construction, Inc., Cedar Rapids, IA	$632,328
Miron Construction, Inc., Cedar Rapids, IA	$718,025
MZ Construction, Inc., Linden, WI	$738,000
Tricon General Construction, Inc., Cedar Rapids, IA	$788,000

The engineers cost opinion for this work is $754,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Robert Davis, P.E.
Flood Control Program Manager

RAD/cap

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

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310333-05

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on April 12, 2016 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Cedar Rapids Police Department Firearms Range Improvements – Phase II (Contract No. 310333-05) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on April 16, 2016 pursuant to which a public hearing was held on April 26, 2016, and

WHEREAS, the following bids were received, opened and announced on May 11, 2016 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on May 24, 2016:

Kleiman Construction, Inc., Cedar Rapids, IA	$632,328
Incentive up to	$ 5,000
Total	$637,328
Miron Construction, Inc., Cedar Rapids, IA	$718,025
MZ Construction, Inc., Linden, WI	$738,000
Tricon General Construction, Inc., Cedar Rapids, IA	$788,000

WHEREAS, general ledger coding for this public improvement shall be as follows: $637,328 310-310000-310333;,

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. Kleiman Construction, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Kleiman Construction, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Kleiman Construction, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

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

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MayorSignature

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ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason **Phone Number/Ext.:** 319 286-5188
E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt **Phone Number/Ext.:** 319 286-5047
E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Discussion and Resolution authorizing staff to pursue third-party financial analysis of the proposed One Park Place, LLC project, including potential structure of City participation (Caleb Mason/Jennifer Pratt).
CIP/DID #DISP-0004-2016

EnvisionCR Element/Goal: InvestCR Goal 3: Reinvest in the city's business corridors and districts.

Background: The Resolution authorizes staff to pursue third-party financial analysis of the development project proposed by One Park Place, LLC, including potential structure of City participation in the project. The findings will be presented to City Council at a future date. With confirmation of an acceptable financial plan, terms and conditions of a possible development agreement will also be prepared for City Council consideration.

The financial analysis by a third-party is being recommended based the scope and complexity of the proposed project. Additionally, as part of its proposal, One Park Place, LLC is requesting to receive an allocation of tax increment financing (TIF) funds at the front-end of the project. In this scenario, the City would bond for the funds which are then repaid by the increased taxes generated by the project. Although this method for City participation is practiced throughout the State, the City has limited its use of upfront TIF. Rather, the City's typical practice is for the developer to monetize the TIF with private financing. The financial analysis of the project will evaluate assumptions of the Developer's proposed project, allowing staff to evaluate alternatives for City participation.

The following is a highlight of the proposed One Park Place, LLC project:

- $103 Million investment
- 28-story, mixed use facility:
  - Restaurant – 1st & 28th floor
  - Grocery – 1st floor
  - Parking – 2nd to 7th floors
  - Hotel – 11th to 15 floors
  - Apartments (60) – 16th to 21st floors
  - Condominiums (30) – 22nd to 27th floors
- Public terrace on 10th floor

A review panel consisting of City staff and representatives in commercial finance, development, construction, architecture and downtown stakeholder, reviewed three (3) proposals received in response to a request for proposals for City-owned property at the corner of 1st St SE and 3rd Avenue SE. The proposals were ranked according to each of the criteria approved by City Council in the request for proposal. The review panel is recommending to the City Council to pursue negotiations with One Park Place, LLC contingent on thorough financial analysis and acceptable terms of City participation.

Action/Recommendation: City staff recommends adoption of the Resolution.

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

Time Sensitivity: N/A

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council has determined it is in the public interest to dispose of excess City-owned located at 101 and 109 3rd Avenue SW, and 312 1st Street SE (the “Properties”) and invite competitive proposals for its sale and redevelopment, and

WHEREAS, a motion was passed on February 9, 2016 to conduct a public hearing, and notice of said public hearing was published on February 13, 2016 and on February 23, 2016 at the City Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, the Cedar Rapids City Council, held a public hearing to consider the disposition of said Properties, as required by law, and

WHEREAS, the City received three (3) proposals for the redevelopment of the Properties, and

WHEREAS, a review panel consisting of City staff and representatives from commercial lending, architecture, construction, hospitality, and downtown property owner, reviewed the proposals in accordance with the objectives and criteria set forth in the request for proposal, and

WHEREAS, the review panel is recommending to the City Council to pursue the development project proposed by One Park Place, LLC subject to further analysis of the financial aspects of the project and acceptable form of City participation in the proposed project, and

WHEREAS, the City Council desires to obtain third-party financial due diligence of the proposed One Park Place, LLC project and potential structure of City participation in the project.

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

1. The City Manager, or designee, is authorized and directed to do all things reasonably necessary to perform further due diligence by evaluating the financial feasibility of the proposed One Park Place, LLC project including any third-party review and validation.

2. The City Manager, or designee, is authorized to evaluate alternatives for City participation in the proposed One Park Place, LLC project which is to be brought back to City Council for consideration.

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Council Agenda Item Cover Sheet

Submitting Department: Fire

Presenter at Meeting: Mark A. English **Phone Number/Ext.:** 286-5220
E-mail Address: m.english@cedar-rapids.org

Alternate Contact Person: Gregory Smith **Phone Number/Ext.:** 286-5224
E-mail Address: g.smith@cedar-rapids.org

Description of Agenda Item: Ordinances – Second and Possible Third Readings
Ordinance amending Chapter 37 of The Municipal Code of The City of Cedar Rapids, Iowa, entitled "Fire Code" by repealing Section 37.1 therefrom and enacting in lieu thereof a new Section 37.1 regarding the adoption of The International Fire Code, 2015 edition as amended.
CIP/DID #BSD006-15

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

Background: On July 14, 2015 the Cedar Rapids City Council adopted Ordinance Number 044-15 on its third and final reading which was intended to adopt the International Fire Code, 2015 edition as amended, but said ordinance contained a typographical error in that the International Fire Code 2012 edition was adopted instead.

Action/Recommendation: The Fire Department recommends approval of this Ordinance.

Alternative Recommendation: None.

Time Sensitivity: May 24, 2016

Resolution Date:

Budget Information: N/A

Local Preference Policy: N/A
Explanation: N/A

Recommended by Council Committee:
Explanation:

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ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING CHAPTER 37 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, ENTITLED “FIRE CODE” BY REPEALING SECTION 37.1 THEREFROM AND ENACTING IN LIEU THEREOF A NEW SECTION 37.1 REGARDING THE ADOPTION OF THE INTERNATIONAL FIRE CODE, 2015 EDITION AS AMENDED

WHEREAS, on June 13, 2015 the Cedar Rapids City Council caused notice of a public hearing to be published in the Gazette regarding an ordinance to adopt the 2015 International Fire Code, with modifications, to be the Cedar Rapids Fire Code; and

WHEREAS, a public hearing on said matter was held on June 23, 2015; and

WHEREAS, on July 14, 2015 the Cedar Rapids City Council adopted Ordinance Number 044-15 on its third and final reading which was intended to adopt the International Fire Code, 2015 edition as amended, but said ordinance contained a typographical error in that the International Fire Code 2012 edition was adopted instead; and

WHEREAS, it is in the public’s best interest to further amend the Cedar Rapids Municipal Code to correct this inadvertent oversight.

NOW THEREFORE BE IT ORDAINED BY THE CEDAR RAPIDS CITY COUNCIL AS FOLLOWS:

Section 1. The Recitals contained herein above are hereby adopted by this reference and incorporated herein.

Section 2. Section 37.1 of the Municipal Code of the City of Cedar Rapids, Iowa entitled “Fire Code” is hereby repealed and a new Section 37.1 is hereby adopted in lieu thereof as follows:

“**37.1 - FIRE CODE.**

Except as hereinafter added to, deleted, modified, or amended, there is hereby adopted as the "Fire Code" of the City of Cedar Rapids, Iowa, that certain fire code known as the International Fire Code, 2015 Edition, including Appendices B, C, D103.6, D105, D106, D107 Change D107.1 to read: Developments of one and two family dwellings where the number of dwellings units exceeds 100 shall be provided with two separate and approved fire apparatus access roads.

Exception 1: Where there are more than 100 dwelling units on a single public or private fire apparatus access road and all dwelling units are equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3 of the International fire code, access from two directions shall not be required; E, F, and G, as published by the International Code Council, Inc. The provisions of said fire code shall be controlling for the safeguarding of life and property from the hazards of fire and explosion arising from the storage, handling, and using of hazardous substances, materials, and devices, and from conditions hazardous to life or property in the use of occupancy of buildings or premises and in all matters covered by said Fire Code within the corporate limits of the City of Cedar Rapids, Iowa, and shall be known as the "Fire Code".”

Section 3. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof than that affected by such decision.

Section 4. All ordinances or parts of ordinances in conflict herewith are repealed.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 10th day of May, 2016.

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MayorSignature

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ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Sandy Pumphrey, PE, CFM **Phone Number/Extension:** 5363
E-mail Address: s.pumphrey@cedar-rapids.org

Alternate Contact Person: Jon Durst **Phone Number/Extension:** 5856
E-mail Address: j.durst@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Ordinance amending Chapter 72 of the Municipal Code, Stormwater Management, revising the stormwater utility fee structure and incentives.
CIP/DID #43-16-061

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

Background: Over the last few years, the City's stormwater utility fee structure has evolved from a flat fee per property, regardless of size, to a tiered rate system based on contiguous property area, tenancy and whether a property is considered developed or undeveloped. Based on continued public feedback, City Staff is proposing an overhaul of the fee structure for FY17 onward to a system that is more equitable and incentivizes green infrastructure. Our current ordinance has 15 fee tiers. Currently, the top tier is for non-residential properties with 40 or more acres, with a maximum fee of $261.10/month ($3,133.20 per year).

It is clear that the City needs to do more to mitigate localized flooding. A large proportion of these future efforts will be funded by the Stormwater Utility. Therefore a fee structure that better incentivizes the reduction of runoff and increase in stormwater infiltration is necessary. The proposal is for a property's stormwater utility fee to be based on "Equivalent Residential Units" or ERU's – a measure of imperviousness, rather than overall property size. The City of Cedar Rapids will define one (1) ERU as 0.1 acres of impervious area which also equates to the average impervious area on a single residential lot located within the City. The current Stormwater Utility fee structure garners approximately $4,000,000 annually. The new fee structure will garner approximately $5,000,000 for FY17. This new fee structure will also require less ongoing staff time to administer.

Most properties will see a reduction or modest increases consistent with prior rate changes. However, some of our larger property owners with large impervious areas will see significant increases. Since the fee structure change was originally proposed in December 2015, City Staff has actively reached out to those customers who are most impacted to garner feedback. As a result of that feedback, the following changes have been made:

1. The process has slowed down to allow more time for dialogue with our customers.

2. A multi-year transition plan for large properties has been incorporated capping the number of ERU's that can be charged to any one particular property. The schedule proposed is as follows:

    a. Currently – Max bill $3,133/year
    b. FY17 – 100 ERU Cap – Max bill $6,212.30/year – 66 lots capped
    c. FY18 – 200 ERU Cap – 23 lots capped
    d. FY19 – 300 ERU Cap - 13 lots capped
    e. FY20 – 400 ERU Cap - 8 lots capped
    f. FY21 – 500 ERU Cap - 4 lots capped
    g. FY22 – All lots charged their full ERU rate

3. The suite of options for reducing a bill has been expanded to include the following (additive) options up to a total of a maximum potential 75% discount.

    a. Water Quality and Quantity Credit (i.e. installation of infiltration practices)
    b. Discharge to a Major Waterway – for those right on the Cedar River
    c. Education Program – for those who conduct stormwater-based training
    d. Pervious Non-compacted Fill
    e. Zero Discharge Credit – for properties with zero-runoff in a 100-year/24hr storm.
    f. Expansion and enhancement of the best management practice cost-share program to further incentivize reduction of stormwater runoff.
        i. The program is proposed to be funded out of the Stormwater Utility.
        ii. The program will provide a cost-share up to 50% of a BMP's project cost.
        iii. Priority will be given to those properties within Cedar Rapids where high priority projects have been identified under the Stormwater Master Plan.

Action/Recommendation: City Staff recommends approval of the Second and possible Third Reading.

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

Time Sensitivity: Timely. The proposed plan is to implement the new fee structure and incentives beginning FY17, July 1, 2016

Resolution Date: Proposed timeline as follows:
Public Hearing Date: April 12, 2016
1st reading of Ordinance: May 10, 2016
2nd & Possible 3rd reading of Ordinance: May, 24 2016

Budget Information: 43-16-061

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: Yes
Explanation: Infrastructure Committee on March 1, 2016

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43-16-061

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING CHAPTER 72 (STORMWATER MANAGEMENT) OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CERTAIN SUBSECTIONS THEREFROM AND ENACTING SUBSTITUTIONS IN LIEU THERE OF ESTABLISHING CERTAIN STORMWATER UTILITY CHARGES.

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

Section 72.102 - Definitions. That section of chapter 72 of the Municipal Code, City of Cedar Rapids, be modified adding the following definitions:

16. Director means the Public Works (PW) Director.

20. Flood Control System means the system of levees, floodwalls, removable walls, valves, stormwater lift stations, and other equipment or facilities which are intended to provide flood control.

21. Lot or Parcel means a measured area of land having fixed boundaries, designated on a plat or survey, and having an individual identifier and Legal Description as recorded by the Cedar Rapids City Assessor.

23. Multi-family Residential Property means a residential property designed with two or more dwelling units to accommodate two or more families or groups of individuals living separately and not sharing the same living space.

28. Residential Property means any developed property on which a single-family dwelling, duplex dwelling, multiple-family dwelling or townhome dwelling has been constructed.

32. Stormwater Drainage System means the system of publicly owned or operated rivers, creeks, lakes, and manmade conveyance structures within the City through which or into which stormwater runoff, surface water, or subsurface water is conveyed or deposited.

36. Stormwater Utility Charge means the charge authorized by state law and this chapter established to pay for the costs of construction, operations and maintenance, storm sewer capital improvement projects, debt service, and all other costs reasonably related to the stormwater utility.

37. Stormwater Utility or Utility means the enterprise fund created by this chapter to operate, maintain, and improve the storm sewer system and for other such purposes as stated in this chapter.

38. Storm Sewer System means the existing stormwater management facilities, stormwater drainage system, and flood control system of the city and all improvements thereto which by this chapter are constituted as the property and responsibility of the Utility, to be operated as an enterprise fund to, among other things, operate, maintain, and improve the system in accordance with Federal, State, and Local laws, regulations, and standards.

39. Undeveloped property means real property that has no impervious area.

47. Developed Property means real property upon which a structure or impervious surface has been placed or constructed contributing to greater stormwater runoff.

48. Equivalent Residential Unit (ERU) means the average impervious area of residential property located within the City as periodically determined and established per this Chapter.

49. ERU Rate means the dollar value periodically determined and assigned to each ERU as the stormwater utility charge, and set under 72.305 (d) 3.

50. Impervious Area means the number of square feet of hard-surfaced areas which either prevent or retard the entry of water into soil mantle, or cause water to run off the surface in greater quantities or at an increased rate of flow than was present under natural conditions as undeveloped property; including but not limited to: roofs, roof extensions, patios, porches, driveways, sidewalks, pavement and athletic courts.

Section 72.304. That section 304 of chapter 72 of the Municipal Code, City of Cedar Rapids, be and the same is hereby repealed and the following new section enacted as a substitute in lieu thereof, effective July 1st, 2016.

72.304 – Stormwater Utility Rate Exemptions.

a) Stormwater Utility rate shall not be imposed on the following types of property:

   1. publically owned streets, rights-of-way, sidewalks, and pathways;

   2. all real property owned and operated by the City;

   3. railroad track and associated right of way, but not including any rail yards, buildings, or other paved or graveled surfaces;

   4. undeveloped property.

b) The Eastern Iowa Airport shall have its impervious surface area reported by the Airport Commission to the City Council. The reported impervious surface area shall be reported in acres and include all impervious surface area at the Eastern Iowa Airport that is not owned and operated by the City of Cedar Rapids for the application of a storm sewer utility fee.

Section 72.305. That section 305 of chapter 72 of the Municipal Code, City of Cedar Rapids, be and the same is hereby repealed and the following new section enacted as a substitute in lieu thereof, effective July 1st, 2016.

72.305 - Stormwater utility charge; establishment of policy regarding expenditure of utility revenues.

a) There is hereby established a stormwater utility charge. The purpose of the stormwater utility charge is to recover the costs associated with the planning, design, land acquisition, construction, operation and maintenance, extension and replacement, and debt service associated with the stormwater utility. The stormwater utility charge shall be billed to lots as set forth herein. The stormwater utility charge shall be determined by taking into account the impervious area on each lot, determining an ERU, and billing lots at a flat rate based on the number of ERU contained within the lot.

b) A stormwater utility charge will apply to every lot within the limits of the City of Cedar Rapids even if the lot receives no other utilities unless the lot is exempt from the stormwater utility as defined in 72.304.

c) The ERU is hereby established as 4,356 square feet of impervious surface area.

1. The ERU will be periodically evaluated and updated as the average amount of impervious surface area on all residential lots within the City.

d) The following methods will be used to calculate the stormwater utility charge for each lot required:

1. The lot's Total ERU count is the result of the lot's total impervious surface area divided by the ERU to yield the total number of ERU's contained within the lot.

2. The lot's Total ERU count contained within the lot will be rounded to the nearest whole number with the following exception:

A. If the impervious surface area is equal to or greater than 500 square feet or the lot has metered potable water service, then the assigned total number of ERU's will be at least one.

B. If the impervious surface area is less than 500 square feet and the lot does not have metered potable water service, then the assigned total number of ERU's will be zero and the property will be considered undeveloped.

3. The ERU Rate is hereby established at $0.1702 per ERU per day.

4. The following methods will be used to apply the stormwater Utility Charge to each lot:

    A. The stormwater Utility Charge is the result of the Total ERU Count multiplied by the ERU Rate

    B. Individual lots containing one potable water meter will be billed the entire stormwater Utility Charge on one account.

    C. Individual lots containing two or more potable water meters will have the stormwater Total ERU count evenly divided amongst the number of accounts with a minimum of one-half ERU applied to each account. ERU counts resulting in fractions will be rounded to two digits.

        1. If at least one of the water meters on the property is assigned to the property owner, the property owner may request to have the entire stormwater Utility Charge applied to a single account assigned to the property owner.

        2. If all water meters on the property belong to the same Utility Account Holder, the Account Holder may request to have the entire stormwater Utility Charge applied to a single account assigned to the Account Holder.

    D. Individual lots without other utilities that contain at least one Total ERU will have a utility account created and assigned to the property owner for the purposes of stormwater Utility Charge billing.

        1. If the unmetered lot containing at least one ERU is contiguous with any adjoining metered lots, the unmetered lot's Total ERU count will be added to the metered lot's Total ERU count to calculate the stormwater Utility Charge.

5. The application of the Total ERU count will be phased in per the following schedule:

    A. The maximum Total ERU count for a single lot will be capped at:

        1. FY17 – 100 ERU
        2. FY18 – 200 ERU
        3. FY19 – 300 ERU
        4. FY20 – 400 ERU
        5. FY21 – 500 ERU
        6. FY22 – No cap

e) Any reduction in a lot's Total ERU Count must be presented by the property owner to the City for approval using the appropriate forms and providing all required documentation.

    1. Reduction in Total ERU Count will be granted by the City utilizing the credits outlined in this section.

    2. Lots not billed the actual Total ERU Count due to phase in per 72.305(d)5 will have credits applied to their actual Total ERU Count only.

    3. All Total ERU Count reductions will be rounded to the nearest whole number.

    4. The minimum adjusted Total ERU Count after applied credits will be one.

    5. All credits outlined in this section are additive.

    6. The maximum total credit will be a 75% reduction in Total ERU Count.

    7. Lot owners must submit a credit renewal application every three years to ensure proper maintenance, functionality, and the application of appropriate credits unless otherwise noted.

    8. Documentation supporting requests for credits must be certified as appropriate by licensed professionals, licensed in the State of Iowa.

    9. The City reserves the right to re-evaluate awarded credits at any time.

    10. The City reserves the right to inspect applicable installations or request information regarding applicable program or installations at any time.

11. Credits:

A. Water Quality and Quantity Credit

1. ERU reduction for the installation of stormwater infiltration practices in accordance with the Iowa Stormwater Manual.

2. ERU reduction will be determined using the below matrix:

% of lot impervious area runoff infiltrated in a 1.25” rain event.	ERU count reduction
10% to 25% by area	10%
25% to 49% by area	20%
50% to 74% by area	30%
75% to 100% by area	40%

B. Discharge to a Major Waterway Credit

1. ERU reduction for lots that directly discharge to the Cedar River.

2. The credit will be determined by dividing the lot area that discharges directly to the Cedar River by the total lot area and dividing this fraction by ten.

3. The maximum allowed ERU reduction will be 10%.

C. Education Credit

1. ERU reduction for lots that develop and annually implement a City-approved stormwater educational program.

2. The education credit is required to be renewed annually.

3. The maximum allowed ERU reduction will be 50% for tax-exempt institutions

4. The maximum allowed ERU reduction will be 25% for all other lots

5. The amount of reduction allowed will be determined by the City with consideration given to size and type of audience, type of program, and the experience of the program instructor.

D. Pervious Non-Compacted Gravel Credit

1. ERU reduction for gravel areas that are designed to infiltrate 1.25” rain and experience minimal vehicular traffic.

2. The maximum allowed ERU reduction will be 25% of the ERUs represented by gravel areas that meet the above criteria.

E. Zero Discharge Credit

1. ERU reduction for lots that do not discharge any stormwater runoff from the site either directly or indirectly, before, during, or after storms up to and including the 100-year 24-hour storm.

2. An evaluation of the site stormwater discharge must demonstrate that site facilities meet the eligibility requirements of this credit.

3. The maximum allowed ERU reduction will be 75%

12. Stormwater Best Management Practices (BMP) Cost-Share Program:

A. A cost-share program is hereby established to incentivize BMPs to reduce stormwater runoff volume for those properties subject to the stormwater utility fee.

B. BMPs are to be in accordance with the Iowa Stormwater Management Manual.

C. The program will reimburse up to 50% of a BMP’s project cost to the extent of available funds in a given fiscal year.

D. Property owners must submit applications on the appropriate forms provided by City and enter into a maintenance agreement to be eligible for funds.

E. Priority will be given to those properties in watersheds within the City of Cedar Rapids where high-priority projects have been identified under the Stormwater Master Plan.

F. The program will be funded from the Stormwater Utility.

Introduced this 10th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg **Phone Number/Ext.:** 319 286-5168
E-mail Address: daveh@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Ordinance granting a change of zone for property north of 74th Street NE and east of Crescent View Drive NE from R-3, Single Family Residence Zone District, to R-3D, Two Family Zone District for as requested by Abode Construction, Inc. and Phyllis M. Rausch.
CIP/DID #RZNE-022776-2016

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

Background: The request for a Rezoning with a Preliminary Site Development Plan was reviewed by the City Planning Commission on April 21, 2016. A portion of the minutes are included below.

This is a request to rezone 16.58 acres to allow for development of single family and 2-family owner-occupied units. The property is currently undeveloped and is part of an overall development that includes single-family detached, two-family attached and four-family attached housing structures. The property is identified as "Urban Low-Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff review	• City staff reviewed the application and recommended holding a Public Hearing and possible approval of the First Reading.
City Planning Commission review	• The City Planning Commission reviewed the application on April 21, 2016 and recommended approval by a vote of 8 to 0.
City Council consideration	• A Public Hearing to allow for public input and the First Reading of the Ordinance was held on May 10, 2016. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends approval of the Second and possible Third Reading.

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

Time Sensitivity: NA

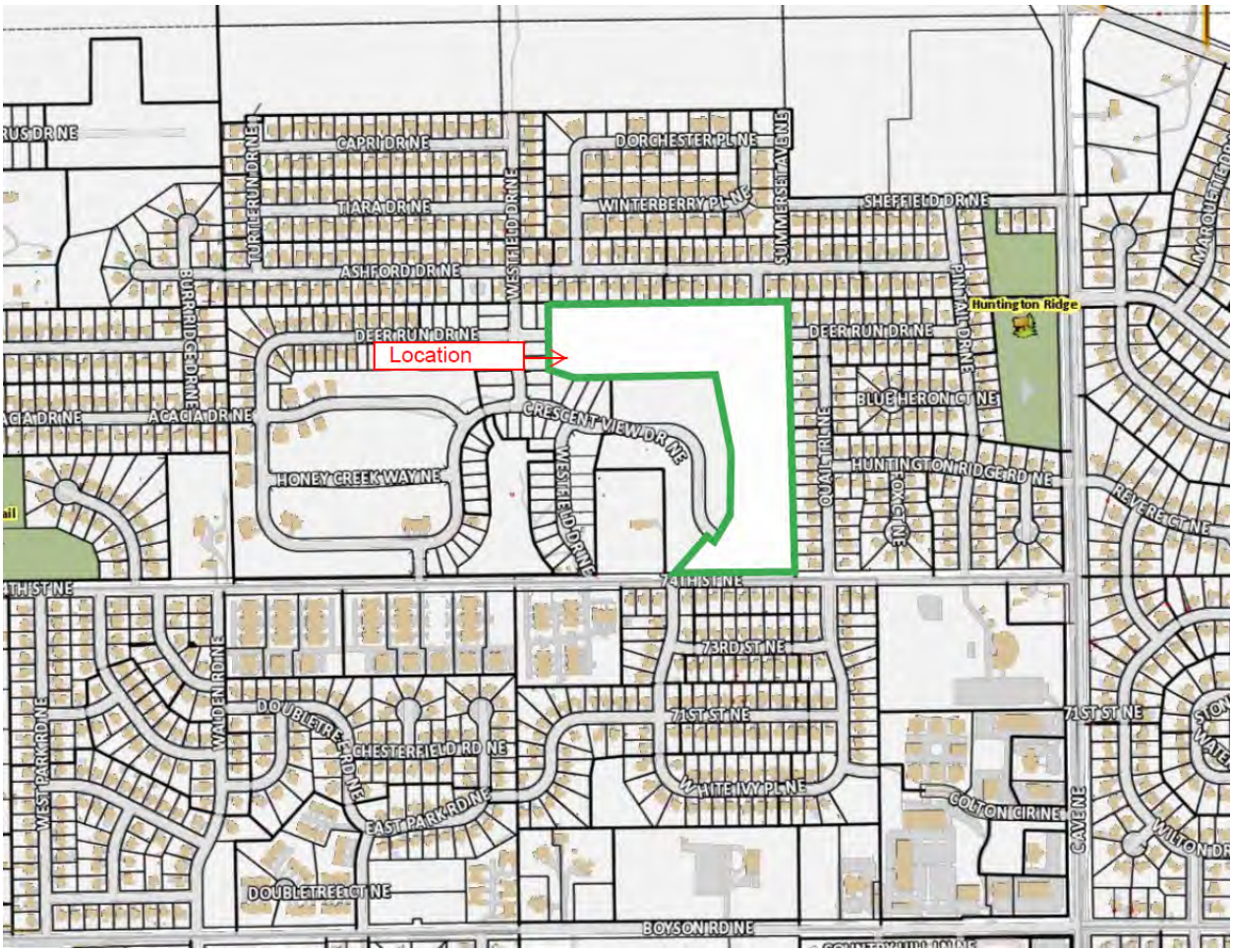
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



City Planning Commission
City of Cedar Rapids
101 First Street SE
Cedar Rapids, IA 52401
Telephone: (319) 286-5041

MINUTES OF
CITY PLANNING COMMISSION MEETING,
Thursday, April 21, 2016 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present:	Jim Halverson, Chair Richard Pankey, Vice Chair Carletta Knox-Seymour Virginia Wilts Samantha Dahlby Kim King Dominique Blank Anthony Brown
Members Absent:	Bill Hunse
DSD Staff:	Joe Mailander, Manager Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff:	Seth Gunnerson, Planner William Micheel, Assistant Director Betty Sheets, Administrative Assistant
City Council Liaison:	Justin Shields

Call Meeting to Order

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll Call

Roll call was answered with eight (8) Commissioners present.

A. Approval of the Minutes

Commissioner Halverson called for any additions or corrections to the minutes. Commissioner Halverson stated with no additions or corrections, the March 31, 2016. Minutes stand approved.

B. Adoption of the Agenda

Commissioner Halverson called for any additions or corrections to the agenda. Commissioner Halverson stated with no additions or corrections, the agenda stands approved.

C. Action Items

1. Case Name: North of 74th Street NE and east of Crescent View Drive NE / Crescent View 5th Addition (Rezoning and Major Preliminary Plat)

    a. Consideration of a change of zone from R-3, Single Family Residence Zone District to R-3D, Two Family Residence Zone District as requested by Abode Construction, Inc. (Applicant) and Phyllis M. Rausch (Titleholder)
    Case No. RZNE-022776-2016; Case Manager: Dave Houg

    b. Consideration of a Major Preliminary Plat in an R-3D, Two Family Residence Zone District as requested by Abode Construction, Inc. (Applicant) and Phyllis M. Rausch (Titleholder)
    Case No. PRPT-022777-2016; Case Manager: Dave Houg

A Public Hearing was presented for a Rezoning and a Major Preliminary Plat. The applicant is requesting rezoning from R-3, Single Family Residence Zone District to R-3D, Two Family Residence Zone District of 16.58 acres to allow for development of single-family and two-family owner-occupied units. The property is currently undeveloped and was initially rezoned to the R-3 Zoning District in 2010 for single-family detached homes. The area is part of an overall development that includes single-family detached, two-family attached and four-family attached housing structures. Since this is a request for rezoning for single and two-family homes, no site plan is required at this time. Detailed site plans will be submitted on a lot by lot basis at the time of application for building permits. A preliminary plat has been submitted for City Planning Commission review. Approval of the plat will be contingent upon future City Council approval of the rezoning request. Mr. Houg presented a Location and Zoning Map, Aerial View, Preliminary Plat as well as renderings. Mr. Houg stated that one written objection had been received. Mr. Houg stated that the City Council will hear this rezoning at their May 10, 2016 meeting.

Following discussion and hearing from one objector, Commissioner Halverson called for a motion. Commissioner Pankey made a motion to approve the change of zone from R-3, Single Family Residence Zone District to R-3D, Two Family Residence Zone District Commissioner Blank seconded the motion.

No further discussion was held; Commissioner Halverson called for a vote on the motion. The motion passed unanimously with none opposed.

Commissioner Halverson then called for a motion on the Major Preliminary Plat. Commissioner Wilts made a motion to approve the Major Preliminary Plat in an R-3D, Two Family Residence Zone District. Commissioner Brown seconded the motion.

No further discussion was held; Commissioner Halverson called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 6:41 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development and Planning Department

DSD
WTR BSD
ENG STR
FIR TED
CLK PKS
RCR
RZNE-022776-2016

ORDINANCE NO. LEG_NUM_TAG

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

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

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

PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, SECTION 27, TOWNSHIP 84
NORTH, RANGE 7 WEST OF THE 5TH PRINCIPAL MERIDIAN, CEDAR RAPIDS, LINN COUNTY, IOWA EXCEPT CRESCENT VIEW THIRD ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AND EXCEPT CRESCENT VIEW FOURTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

SAID PARCEL CONTAINING 16.58 ACRES, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

and located at North of 74th Street NE and east of Crescent View Drive NE, now zoned R-3, Single Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to R-3D, Two Family Residence Zone District, and that the property be used for such purposes as outlined in the R-3D, Two Family Residence Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

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

1. Subject property shall be platted per State and City platting regulations.
2. When this area is platted, it must comply with dimensional standard requirements for the R-3D Zone District as set forth in the Zoning Ordinance.
3. The site and building design will need to comply with the Zoning Ordinance Multi-Family Residential Design Standards, Subsection 32. 05.030.D.

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

Introduced this 10th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg **Phone Number/Ext.:** 319 286-5168
E-mail Address: daveh@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Ordinance granting a change of zone for property at 1004 11th Street NE from R-3, Single Family Residence Zone District to I-1, Light Industrial Zone District as requested by David J. and Teresa M. Wilford.
CIP/DID #RZNE-022654-2016

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

Background: The request for a Rezoning with a Preliminary Site Development Plan was reviewed by the City Planning Commission on April 21, 2016. A portion of the minutes are included below.

This is a request to rezone a 11,340 s.f lot to the I-1 Zone District to allow for redevelopment. The property is currently zoned R-3, Single Family Residence Zone District and the proposal is to replace 2 dwellings with 2 warehouse-type structures. The property is identified as "Urban Medium-Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff review	• City staff reviewed the application and recommended holding a Public Hearing and possible approval of the First Reading.
City Planning Commission review	• The City Planning Commission reviewed the application on April 21, 2016 and recommended approval by a vote of 8 to 0.
City Council consideration	• A Public Hearing to allow for public input and the First Reading of the Ordinance was held on May 10, 2016. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends approval of the Second and possible Third Reading.

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

Time Sensitivity: NA

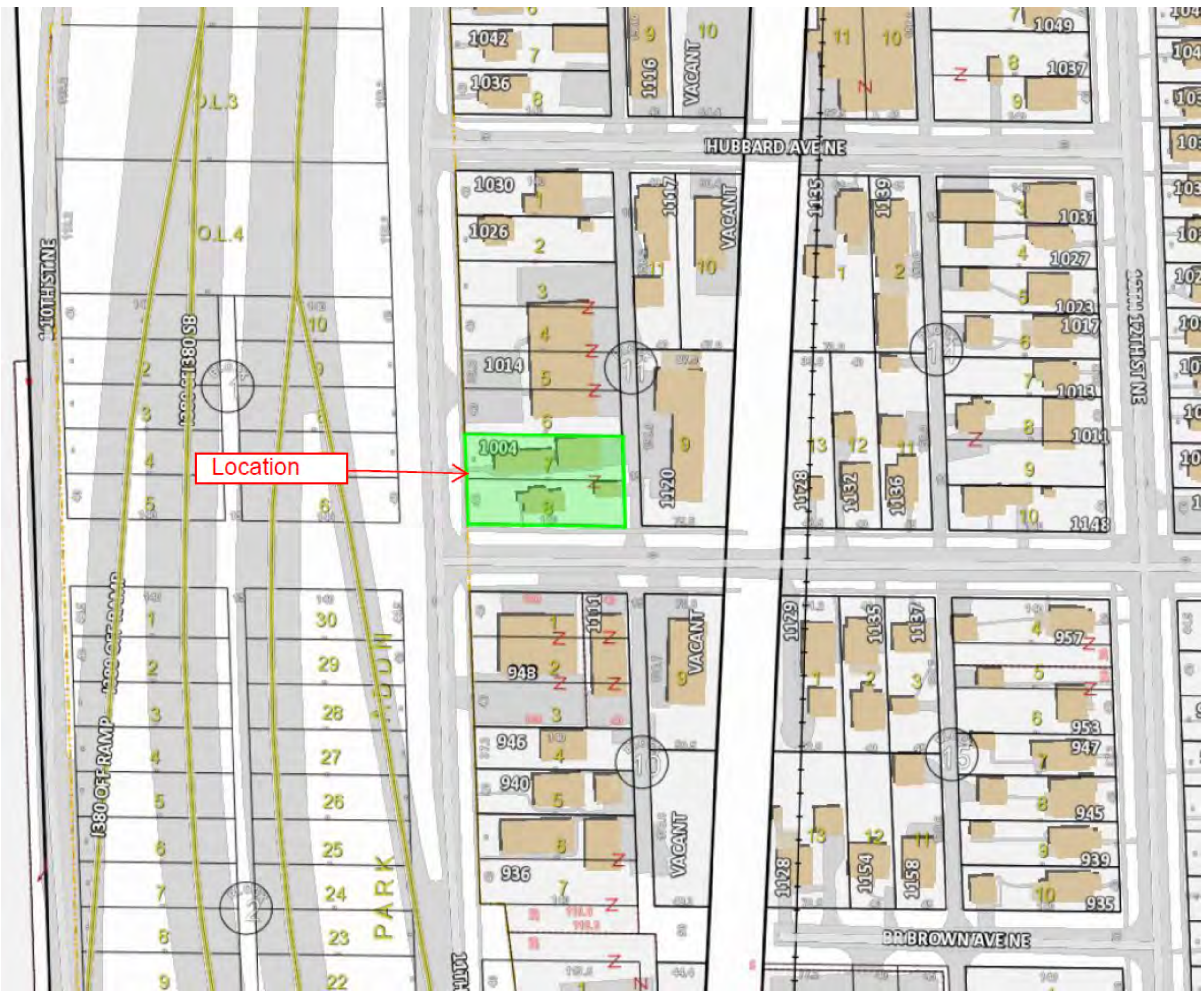
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



City Planning Commission
City of Cedar Rapids
101 First Street SE
Cedar Rapids, IA 52401
Telephone: (319) 286-5041

MINUTES OF
CITY PLANNING COMMISSION MEETING,
Thursday, April 21, 2016 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present:	Jim Halverson, Chair Richard Pankey, Vice Chair Carletta Knox-Seymour Virginia Wilts Samantha Dahlby Kim King Dominique Blank Anthony Brown
Members Absent:	Bill Hunse
DSD Staff:	Joe Mailander, Manager Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff:	Seth Gunnerson, Planner William Micheel, Assistant Director Betty Sheets, Administrative Assistant
City Council Liaison:	Justin Shields

Call Meeting to Order

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll Call

Roll call was answered with eight (8) Commissioners present.

A. Approval of the Minutes

Commissioner Halverson called for any additions or corrections to the minutes. Commissioner Halverson stated with no additions or corrections, the March 31, 2016. Minutes stand approved.

B. Adoption of the Agenda

Commissioner Halverson called for any additions or corrections to the agenda. Commissioner Halverson stated with no additions or corrections, the agenda stands approved.

C. Action Items

1. Case Name: 1004 11th Street NE (Rezoning with a Preliminary Site Development Plan)

Consideration of a change of zone from R-3, Single Family Residence Zone District to I-1, Light Industrial Zone District with a Preliminary Site Development Plan as requested by David J. and Teresa M. Wilford (Applicant/Titleholders)
Case No. RZNE-022654-2016; Case Manager: **Dave Houg**

A Public Hearing was presented for a Rezoning with a Preliminary Site Development Plan. The applicant is requesting rezoning from R-3, Single Family Residence Zone District to I-1, Light Industrial Zone District to allow for redevelopment to replace 2 dwellings with 2 warehouse-type structures. Mr. Houg presented a Location and Zoning Map, views of the previous conditions, a Site Plan, photo of a new warehouse as well as a photo of the house that will be demolished. Mr. Houg stated that the City Council will hear this rezoning at their May 10, 2016 meeting.

Following discussion, Commissioner Halverson called for a motion. Commissioner Brown made a motion to approve the change of zone from R-3 Single Family Residence Zone District to I-1, Light Industrial Zone District. Commissioner King seconded the motion.

No further discussion was held; Commissioner Halverson called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 6:41 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development and Planning Department

DSD
WTR BSD
ENG STR
FIR TED
CLK PKS
RCR
RZNE-022654-2016

ORDINANCE NO. LEG_NUM_TAG

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

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

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

COLLEGE PARK LOTS 7 & 8 BLK 11

and located at 1004 11th Street NE, now zoned R-3, Single Family Residence Zone District, and as shown on the "District Map," be rezoned and changed to I-1, Light Industrial Zone District, and that the property be used for such purposes as outlined in the I-1, Light Industrial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

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

1. The existing structures must be removed under appropriate permit and inspections conducted and approved. Historic Preservation Commission review for structures 50-years old or older proposed for demolition is required subject to Chapter 18 of the City's Municipal Code, Subsection 18.10.
2. Any outdoor storage shall be effectively screened by a solid wall or fence, including solid entrance and exit gates, not less than 6 feet nor more than 8 feet in height.
3. Setbacks within the 1-1 District include 15' side and 25' corner side yards, or variances must be obtained.
4. Lighting fixtures shall be shielded in a manner that shall not direct illumination on adjacent residential properties, or on any public right-of-way as per Subsection 32.05.030.B. of the Zoning Ordinance.
5. That required off-street parking be provided per provisions of the Zoning Ordinance or a variance be obtained.
6. All parking, drives, and storage areas be surfaced per provisions of the Zoning Ordinance. Surfacing to include asphalt, concrete, brick or asphaltic macadam.

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

Introduced this 10th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. _____

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

Dated this 25th day of APRIL, 2016.

DAVID J. WILFORD

David Wilford
Signature

DAVID WILFORD
Printed name

OWNER
Printed title

TERESA M. WILFORD

Teresa Wilford
Signature

TERESA WILFORD
Printed name

OWNER
Printed title

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Johnny Alcivar **Phone Number/Ext.:** 319 286-5132
E-mail Address: j.alcivar@cedar-rapids.org

Alternate Contact Person: Joe Mailander **Phone Number/Ext.:** 319 286-5822
E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Ordinance granting a change of zone for property at 420, 470, and 550 French Court SW from C-3, Regional Commercial Zone District, to I-1, Light Industrial Zone District, as requested by Caledonia Haulers Inc.
CIP/DID #RZNE-022848-2016

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

Background: The request for a Rezoning was reviewed by the City Planning Commission on April 21, 2016 and was approved by a vote of 7 to 0. A portion of the minutes are included below.

This is a request to rezone 10.3 acres to the I-1 Zoning District to allow for the potential development of a truck wash facility. The property is currently zoned C-3, where the proposed use is not permitted. The site plan shows a two-story 23,112 SF building with 63 parking spaces. The property is identified as “Urban-Medium Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff review	• City staff reviewed the application and recommended holding a Public Hearing and possible approval of the First Reading.
City Planning Commission review	• The City Planning Commission reviewed the application on April 21, 2016 and recommended approval by a vote of 7 to 0.
City Council consideration	• A Public Hearing to allow for public input and the First Reading of the Ordinance was held on May 10, 2016. • Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends approval of a Second and possible Third Reading.

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map

City Planning Commission
City of Cedar Rapids
101 First Street SE
Cedar Rapids, IA 52401
Telephone: (319) 286-5041

MINUTES OF
CITY PLANNING COMMISSION MEETING,
Thursday, April 21, 2016 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present:	Jim Halverson, Chair Richard Pankey, Vice Chair Carletta Knox-Seymour Virginia Wilts Samantha Dahlby Kim King Dominique Blank Anthony Brown
Members Absent:	Bill Hunse
DSD Staff:	Joe Mailander, Manager Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff:	Seth Gunnerson, Planner William Micheel, Assistant Director Betty Sheets, Administrative Assistant
City Council Liaison:	Justin Shields

Call Meeting to Order

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll Call

Roll call was answered with eight (8) Commissioners present.

A. Approval of the Minutes

Commissioner Halverson called for any additions or corrections to the minutes. Commissioner Halverson stated with no additions or corrections, the March 31, 2016. Minutes stand approved.

B. Adoption of the Agenda

Commissioner Halverson called for any additions or corrections to the agenda. Commissioner Halverson stated with no additions or corrections, the agenda stands approved.

C. Action Items

Case Name: 420, 470 and 550 French Court SW (Rezoning with a Preliminary Site Development Plan)

Consideration of a change of zone from C-3, Regional Commercial Zone District to I-1, Light Industrial Zone District with a Preliminary Site Development Plan as requested by Caledonia Haulers, Inc. (Applicant/Titleholder)
Case No. RZNE-022848-2016; Case Manager: Johnny Alcivar

A Public Hearing was presented for a Rezoning with a Preliminary Site Development Plan. The applicant is requesting rezoning from I-2, General Industrial Zone District to I-1, Light Industrial Zone District from C-3, Regional Commercial Zone District to I-1, Light Industrial Zone District with a Preliminary Site Development Plan of 10.3 acres to allow for the potential development of a truck wash facility. This site has not been previously developed. Mr. Mailander presented General Information, Aerial, Zoning, Site Plan and Street View. Mr. Mailander stated that the City Council will hear this rezoning at their May 10, 2016 meeting.

Following discussion, Commissioner Halverson called for a motion. Commissioner Knox-Seymour made a motion to approve the change of zone from I-2, General Industrial Zone District to I-1, Light Industrial Zone District. Commissioner Pankey seconded the motion.

No further discussion was held; Commissioner Halverson called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 6:41 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development and Planning Department

DSD
WTR BSD
ENG STR
FIR TED
CLK PKS
RCR
RZNE-022848-2016

ORDINANCE NO. LEG_NUM_TAG

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

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

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

Lots 1, 2, and 3, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa.

and located at 550 French Court SW, now zoned C-3, Regional Commercial Zone District, and as shown on the "District Map," be rezoned and changed to I-1, Light Industrial Zone District, and that the property be used for such purposes as outlined in the I-1, Light Industrial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

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

1. Any construction will require FAA approval.
2. Said lots must be combined as a single zoning lot and tax parcel.

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

Introduced this 10th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. _____

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

Dated this 26th day of APRIL, 2016.

CALEDONIA HAULERS, INC.

Dennis J Gajin
Signature

DENNIS J GAJIN
Printed name

PRESIDENT CEO
Printed title

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen **Phone Number/Extension:** 5807
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Carol Morgan **Phone Number/Extension:** 5092
E-mail Address: c.morgan@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and possible third reading of an Ordinance vacating public ways and grounds in and to the property described as an 80-foot wide strip of excess City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE as requested by Coe College.

Resolution authorizing the disposition of property described as an 80-foot wide strip of excess City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE as requested by Coe College.
CIP/DID #ROWV-022497-2016

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

Background: A Public Hearing was held on May 10, 2016 in which no objections were heard.

May 10, 2016 - 1st reading of the Ordinance was held and passed.

Action/Recommendation: - 2nd and possible 3rd reading of the Ordinance and would like to pass the resolution for the vacation and disposition of this excess right-of-way.

Alternative Recommendation: If the Council does not vote to vacate this excess City-owned right of way, the alternative is to require Coe College to revise the site plans for their new building addition and parking lot.

Time Sensitivity: Normal

Resolution Date: May 24, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

ENG
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AUD FILE
ROWV-022497-2016

RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the public use has been vacated by ordinance for the following described City property:

An 80-foot wide strip of City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE (also known as Plat of Survey No. 2040 Parcel A as shown in Book 9507, Page 145 and recorded on April 8, 2016 at the Office of the Linn County Recorder)

, and

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

1. The City Manager and City Clerk shall execute a Quit Claim Deed conveying the property hereafter described to Coe College, 1200 First Avenue NE, Cedar Rapids, Iowa 52402:

   Plat of Survey No. 2040 Parcel A as shown in Book 9507, Page 145 and recorded on April 8, 2016 at the Office of the Linn County Recorder.

2. The Council determines the fair consideration required for the aforedescribed conveyance to be $39,500 plus standard 5% closing costs of $1,975.

3. This conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors, and assigns as follows:

   a. Grantee shall save the City of Cedar Rapids harmless from damage or injury or loss of access or diminishing of the value of improved property, under Section 364.15 of the Iowa Code as the result of the vacation and the disposition of said property hereinbefore described to said grantee.

4. The City shall accept an Easement for Public Access and Utilities over the vacated right-of-way. (see attached Exhibit A Public Access and Utility Easement)

5. The grantee, Coe College, shall be required to submit a combined tax statement to the City Assessor's Office, since the square footage does not constitute a buildable lot area in and of itself.
6. The grantee, Coe College, shall pay the City Clerk all publication and recording fees connected with this matter.

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this conveyance and accept the Easement for Public Access and Utilities and that the same are hereby approved and accepted, and that they shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

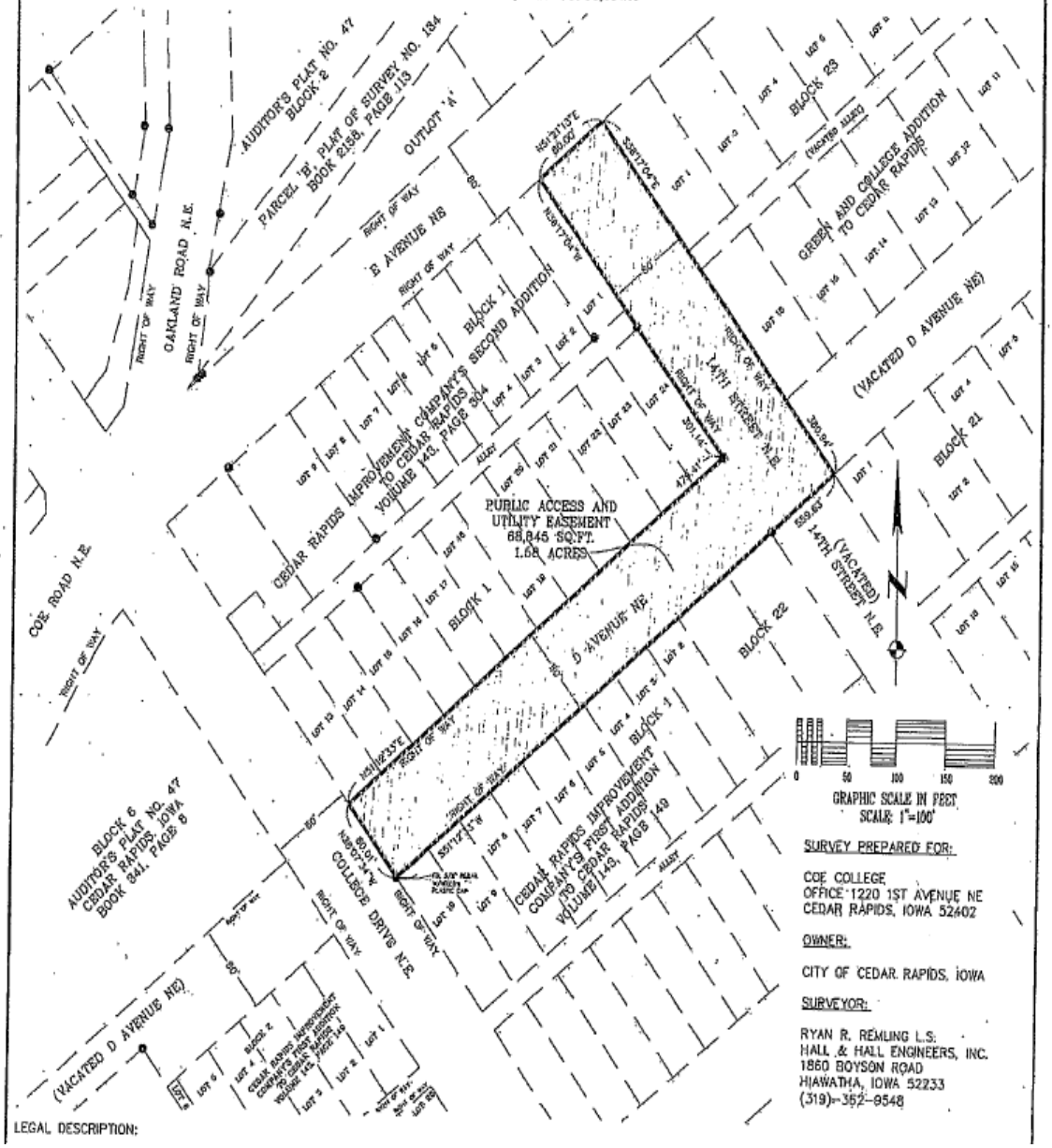
ClerkSignature

LEG_TABLED_TAG

Exhibit A

PUBLIC ACCESS AND UTILITY EASEMENT

PART OF D AVENUE N.E. LYING BETWEEN BLOCK 1, CEDAR RAPIDS IMPROVEMENT COMPANY'S SECOND ADDITION AND BLOCK 1, CEDAR RAPIDS IMPROVEMENT COMPANY'S FIRST ADDITION AND PART OF 14TH STREET ADJACENT TO BLOCK 1, CEDAR RAPIDS IMPROVEMENT COMPANY'S SECOND ADDITION
CEDAR RAPIDS, LINN COUNTY, IOWA



SURVEY PREPARED FOR:

COE COLLEGE
OFFICE 1220 1ST AVENUE NE
CEDAR RAPIDS, IOWA 52402

OWNER:

CITY OF CEDAR RAPIDS, IOWA

SURVEYOR:

RYAN R. REMLING L.S.
HALL & HALL ENGINEERS, INC.
1860 BOYSON ROAD
HIAWATHA, IOWA 52233
(319)-352-9548

LEGAL DESCRIPTION:

ENG
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ROWV-022497-2016

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE VACATING PUBLIC WAYS AND GROUNDS REGARDING PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 HEREOF.

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

Section 1. That the public ways and grounds in and to the property hereafter described is permanently vacated:

> An 80-foot wide strip of City-owned right-of-way described as D Avenue NE northeasterly from College Drive NE and 14th Street NE between E Avenue NE and D Avenue NE (also known as Plat of Survey No. 2040 Parcel A as shown in Book 9507, Page 145 and recorded on April 8, 2016 at the Office of the Linn County Recorder)

Section 2. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 10th day of May, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

LEG_TABLED_TAG

CEDAR RAPIDS
City of Five Seasons

PLAT OF SURVEY No. 2040
RIGHT-OF-WAY VACATION
D AVENUE AND 14TH STREET NE

N

0 FEET 300

ROWV-022497-2016

Cadd File Name: W:\PROJECTS\Non-CIP\2016\4116 ROW Mgmt\VACATIONS 2016 - ENERGOV\ROWV-022497-2016 Cox College\ROWV-022497-2016 Council Map.dwg