

*“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, July 12, 2016 at 12:00 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 – Celebration of ADA (Lexi Coberly)
  - ❖ Presentation – Cedar Rapids Metro Economic Alliance MOU Report (Doug Neumann)
  - ❖ Presentation – Czech Village New Bohemia Main Street MOU Report (Jennifer Pruden)
  - ❖ Presentation – Cedar Rapids Business Survey (David Connolly)

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider granting a change of zone for a portion of former railroad right-of-way property south of Skylee Drive NE and east of Council Street NE from I-1, Light Industrial Zone District, to PUD-1, Planned Unit Development One Zone District, as requested by Hunter Companies, LLC. (Johnny Alcivar). CIP/DID #RZNE-023188-2016
  - a. First and possible Second and Third Readings: Ordinance granting a change of zone for a portion of former railroad right-of-way property south of Skylee Drive NE and east of Council Street NE from I-1, Light Industrial Zone District, to PUD-1, Planned Unit Development One Zone District, as requested by Hunter Companies, LLC.

2. A public hearing will be held to consider the disposition of excess City-owned property described as a 3.58 acre parcel and a 1.4 acre parcel of vacant land located at the intersection of Ellis Road and 80th Street NW as requested by the State of Iowa in connection with the future extension of Highway 100 (Rita Rasmussen). CIP/DID #PRD-023304-2016
  - a. Resolution authorizing execution of a Purchase Agreement in the amount of \$197,000, a Quitclaim Deed to the State of Iowa, and a Quitclaim Deed to Linn County for excess City-owned property described as a 3.58 acre parcel and a 1.4 acre parcel of vacant land located at the intersection of Ellis Road and 80th Street NW in connection with the future extension of Highway 100.
3. A public hearing will be held to consider the Resolution of Necessity (Proposed) for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project (Doug Wilson). **(Paving for Progress)** CIP/DID #3012008-00
  - a. Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project.
4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project (estimated cost is \$840,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012115-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project.
5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project (estimated cost is \$1,895,000) (Nate Kampman). **(Paving for Progress)** CIP/DID #301240-08
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee – Grading/Gatewell Package project (estimated cost is \$5,200,000) (Rob Davis). CIP/DID #3316509-03
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee – Grading/Gatewell Package 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.*

7. Motion to approve minutes.
8. Resolution adopting an amendment to the Citizen Participation Plan for the Community Development Block Grant (CDBG) and the HOME Investment Partnership Program. CIP/DID #OB246513
9. Resolution rescinding Resolution No. 183-2-63, which approved the installation of yield signs at the intersection of 16th Street and Park Avenue SE, and approving the installation of stop signs on 16th Street SE at the intersection of Park Avenue SE. CIP/DID #60-16-031
10. 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 Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project. CIP/DID #301696-00
11. Resolution setting a public hearing for July 26, 2016 on the proposed sale of land to Nordstrom, Inc., a Washington corporation. CIP/DID #ATT00005
12. Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the 42nd Street and Edgewood Urban Renewal Plan for the 42nd Street and Edgewood Urban Renewal Area. CIP/DID #OB1314912
13. Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan for the Apache Hose and Belting Company, Inc. Urban Renewal Area. CIP/DID #OB1344382
14. Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 3 to the Council Street Urban Renewal Plan for the Council Street Urban Renewal Area. CIP/DID #OB41576

15. Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the Northtowne Market Urban Renewal Plan for the Northtowne Market Urban Renewal Area. CIP/DID #OB1300915
16. Motions setting public hearing dates for:
  - a. July 26, 2016 – to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for nine City-owned properties located in Czech Village near the intersection of 16th Avenue SW and C Street SW. CIP/DID #DISP-0007-2016
  - b. July 26, 2016 – to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for four vacant City-owned properties at 68 15th Avenue SW, 72 15th Avenue SW, 76 15th Avenue W and 1505 B Street SW. **(Flood)** CIP/DID #DISP-0008-2016
  - c. July 26, 2016 – to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for two City-owned properties at 904 and 908 5th Street SE purchased through the Voluntary Acquisition Program. **(Flood)** CIP/DID #DISP-0006-2016
  - d. July 26, 2016 – to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for vacant City-owned property at 535 1st Street SW purchased through the Voluntary Acquisition Program. **(Flood)** CIP/DID #DISP-0005-2016
  - e. July 26, 2016 – to consider an Underground Electric Line Easement agreement in connection with existing underground facilities on vacant City-owned land located southwesterly of the 10th Avenue and 15th Street SE intersection as requested by Interstate Power and Light Company. CIP/DID #49-15-008
  - f. July 26, 2016 – to consider the vacation of an 8,175 square-foot sanitary sewer easement located adjacent to and northerly of 3645 Stone Creek Circle SW as requested by Legacy Commercial Group, LLC. CIP/DID #EASE-023207-2016
  - g. August 9, 2016 – to consider annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co. CIP/DID #ANNX-023193-2016
  - h. August 23, 2016 – to consider annexation of property located west of 6th Street SW and south of Tharp Road SW as requested by Roger C. Klouda. CIP/DID #ANNX-023459-2016
  - i. August 23, 2016 – to consider amending Ordinance No. 084-14 relating to collection of tax increment within the 42nd Street and Edgewood Urban Renewal Area. CIP/DID #OB1314912
  - j. August 23, 2016 – to consider amending Ordinance No. 009-15 relating to collection of tax increment within the Apache Hose and Belting Company, Inc. Urban Renewal Area. CIP/DID #OB1344382
  - k. August 23, 2016 – to consider amending Ordinance No. 041-03 relating to collection of tax increment within the Council Street Urban Renewal Area. CIP/DID #OB41576
  - l. August 23, 2016 – to consider amending Ordinance No. 079-14 relating to collection of tax increment within the Northtowne Market Urban Renewal Area. CIP/DID #OB1300915



17. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Big Discount Liquor, 5427 Center Point Road NE.
  - b. Bistro on the River, 411 1st Street SE.
  - c. BP On 1st, 2824 1st Avenue NE.
  - d. Cedar Rapids Ice Arena, 1100 Rockford Road SW.
  - e. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SE, on July 22, 2016).
  - f. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SE, on July 29, 2016).
  - g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on July 29-31, 2016).
  - h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 5-7, 2016).
  - i. Cenex Gas Station, 502 E Avenue NW.
  - j. Chipotle Mexican Grill #2275, 4444 1st Avenue NE, Suite 538.
  - k. Chrome Horse, 4645 Center Point Road NE (5-day permit for an event at McGrath Motor Sports, 4645 Center Point Road NE, on July 28, 2016).
  - l. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on July 21-24, 2016).
  - m. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on July 29-31, 2016).
  - n. Eastbank Venue & Lounge, 97 3rd Avenue SE (new – formerly Smulekoff's).
  - o. Fas Mart #5150, 3330 16th Avenue SW (new – class E liquor – formerly Road Ranger #5150).
  - p. Fraternal Order of Eagles Post #2272, 1735 11th Street NW (outdoor service for an event on July 23-24, 2016).
  - q. Genghis Grill, 2230 Edgewood Road SW (new – new ownership).
  - r. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at Veterans Memorial Ballroom, 51 1st Avenue Bridge, on July 15, 2016).
  - s. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at Veterans Memorial Coliseum, 50 2nd Avenue Bridge, on July 30, 2016).
  - t. Iowa Brewing Company, 708 3rd Street SE (adding permanent outdoor service area).
  - u. Los Compadres Mexican Bar & Grill, 2825 6th Street SW.
  - v. The Lost Cuban, 209 3rd Street SE.
  - w. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on July 25-29, 2016).
  - x. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on August 1-8, 2016).
  - y. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on August 8-12, 2016).
  - z. New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on July 23, 2016).
  - aa. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on July 22, 2016).
  - ab. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on July 29, 2016).
  - ac. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 5, 2016).
  - ad. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 12, 2016).

- ae. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 13, 2016).
  - af. Red Lobster, 163 Collins Road NE.
  - ag. Rumors, 400 F Avenue NW (outdoor service for an event on July 15-16, 2016).
  - ah. Siamville Thai Cuisine, 3635 1st Avenue SE.
  - ai. Stadium Lounge Bar & Grill, 957 Rockford Road SW (outdoor service for an event on July 30, 2016).
  - aj. Super Burrito Lupita's Bakery, 3300 Johnson Avenue NW
  - ak. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on July 21-23, 2016).
  - al. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on July 28-30, 2016).
  - am. Turner Alley Brewing Company, 2715 12th Street SW (outdoor service for an event on August 4-6, 2016).
  - an. Vineria Wine Shop, 264 Blairs Ferry Road NE.
18. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2016-01
  - b. Payroll. CIP/DID #FIN2016-02
19. Resolution appointing the following individual:
- a. Appointing Shawn Grommon (effective through June 30, 2017) to the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302
20. Resolution approving an assessment action:
- a. Intent to assess – Water Division – delinquent municipal utility bills – 33 properties. CIP/DID #WTR071216-001
21. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
- a. Sanitary sewer in Tech Place Fourth Addition and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$20,899.80. CIP/DID #FLPT-011192-2014
  - b. Storm sewer in Tech Place Fourth Addition and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$74,541.40. CIP/DID #FLPT-011192-2014
22. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- a. 1st Avenue East south of 24th Street Drive SE Storm Sewer Improvements project, final payment in the amount of \$3,433.01 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was \$71,696.80; final contract amount is \$68,660.20). CIP/DID #304391-03
  - b. 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project, final payment in the amount of \$71,157.81 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$1,346,955.75; final contract amount is \$1,423,156.29). **(Paving for Progress)** CIP/DID #3012111-02

- c. 16th Avenue SW (Between 18th and 20th Streets SW) Storm Sewer Improvements project, Change Order No. 4 (Final) deducting the amount of \$10,809, final payment in the amount of \$11,719.27 and 4-year Performance Bond submitted by Lodge Construction, Inc. (original contract amount was \$174,902.50; total contract amount with this amendment is \$234,385.31). CIP/DID #304286-01
  - d. 20th Avenue SW east of 13th Street Culvert Replacement project, final payment in the amount of \$12,514.29 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was \$245,667; final contract amount is \$250,285.88). CIP/DID #304423-02
  - e. Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project, final payment in the amount of \$6,061.90 and 1-year Performance Bond submitted by Tricon General Construction (original contract amount was \$116,000; final contract amount is \$121,237.92). CIP/DID #314100-02
23. Resolutions approving final plats:
- a. Stone Creek Commercial Second Addition to Cedar Rapids, Linn County, Iowa for land located at 5710 Dean Road SW. CIP/DID #FLPT-023218-2016
  - b. Westdale Third Addition to Cedar Rapids, Linn County, Iowa for land located at 2800 Edgewood Road SW. CIP/DID #FLPT-023072-2016
24. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Fleet Services Division purchase of two 2016 Chevrolet Colorado pickup trucks from Bob Brown Chevrolet for use by the Engineering Division, in the amount of \$61,503. CIP/DID #FLT009
  - b. Contract with Iowa Title Company Linn County II LLC for title report services for the Engineering Division for two years for an annual amount not to exceed \$50,000. CIP/DID #PUR0516-193
  - c. Amendment No. 1 to renew contract with Reliant Fire Apparatus, Inc. for Pricing Agreement for parts and training for the Fleet and Fire Departments for an annual amount not to exceed \$50,000 (original contract amount was \$60,000; renewal contract amount is \$50,000). CIP/DID #PUR0515-231
  - d. Fleet Services purchase of three 2016 Toro Greensmasters, one 2016 Toro Groundsmaster and one Toro Reelmaster riding mowers for use by the Golf Division from MTI Distributing in the amount of \$151,386.18, and authorizing Fleet Services to use an existing Toro 325D mower as trade-in value of \$1,500 towards the purchase price. CIP/DID #FLT010
  - e. Amendment No. 1 to the contract with HBK Engineering, LLC for Design Services for ADA Compliance of Cedar Rapids Parking Ramps for Park Cedar Rapids for additional services in the amount of \$27,256 (original contract amount was \$24,764; total contract amount with this amendment is \$52,020). CIP/DID #PUR1215-119
  - f. Amendment No. 2 to renew the contract with Brown Supply Inc. for sewer castings for the Sewer Division for an annual amount not to exceed \$100,000 (original contract amount was \$50,000; renewal contract amount is \$100,000). CIP/DID #PUR0415-218
  - g. Amending Resolution No. 0609-05-16 with Electronic Technology Inc. to purchase 10 additional Axis PTZ cameras for Traffic Engineering for \$27,050 (original amount was \$189,350; amount with this resolution is \$216,400). CIP/DID #PUR1215-116
  - h. Amendment No. 7 to renew contract with B.G. Brecke, Inc. for process systems services for the Water Pollution Control Facility for an annual amount not to exceed \$200,000 (original contract amount was \$100,000; renewal contract amount is \$200,000). CIP/DID #0313-221

- i. Awarding and approving contract in the amount of \$754,879.75, bond and insurance of Dave Schmitt Construction Co., Inc. for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail project (estimated cost is \$760,000). CIP/DID #325012-06
- j. Awarding and approving contract in the amount of \$1,046,279 plus incentive up to \$22,000, bond and insurance of Ti-Zack Concrete, Inc. for the Curb Ramp Repair Project-NW Bid Package No. 2 Project (estimated cost is \$929,950). CIP/DID #3016016-05
- k. Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$15,880 for design services in connection with the 16th Avenue and Williams Parkway SW Traffic Signal Upgrading project (original contract amount was \$16,810, total contract amount with this amendment is \$39,980). CIP/DID #306267-01
- l. Amendment No. 4 to the Professional Services Agreement with Novak Design Group, PLC specifying an increased amount not to exceed \$80,462 for design services in connection with the Northwest Recreation Center project (original contract amount was \$390,000; total contract amount with this amendment is \$487,372). **(Flood)** CIP/DID #PRE069-12
- m. Change Order No. 1 in the amount of \$20,287.28 with Curtis Contracting Corporation for the 2015 Sidewalk Ramp Improvements project (original contract amount was \$109,033; total contract amount with this amendment is \$129,320.28). CIP/DID #3016016-02
- n. Change Order No. 3 (Final) deducting the amount of \$5,639.06 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 \$218,66.37). **(Paving for Progress)** CIP/DID #301990-09
- o. Change Order No. 1 in the amount of \$104,822.60 with Pirc-Tobin Construction, Inc. for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements project (original contract amount was \$1,913,406.54; total contract amount with this amendment is \$2,018,229.14) **(Paving for Progress)** CIP/DID #3012091-02
- p. Change Order No. 10 in the amount of \$13,750 with Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project (original contract amount was \$2,014,119.92; total contract amount with this amendment is \$2,092,941.58). CIP/DID #305121-02
- q. Change Order No. 4 in the amount of \$6,045 with Ricklefs Excavating, Ltd. for the Edgewood Road Water Main Replacement project (original contract amount was \$696,794.80; total contract amount with this amendment is \$820,603.80). CIP/DID #2014052-02
- r. Change Order No. 3 in the amount of \$55,509 with Dave Schmitt Construction Company, Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2 Bid Package 5 project (original contract amount was \$1,755,389; total contract amount with this amendment is \$1,782,410.38). **(Flood)** CIP/DID #SSD102-06
- s. Change Order No. 4 in the amount of \$156,117.28 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 \$8,795,175.77). **(Flood)** CIP/DID #SSD011-06
- t. Accepting a 10 foot Traffic Signal and Public Utility Easement Agreement by MLY Real Estate, LLC for dedication of a traffic signal and utility easement along the south side of Blairs Ferry Road NE adjoining property located at 2745 Blairs Ferry Road NE. CIP/DID #PLSV-022545-2016

- u. Establishing a sanitary sewer easement on the vacant City-owned parcel described as a one acre parcel of vacant land located easterly of and adjacent to 3425 and 3435 3rd Avenue SE. CIP/DID #PRD-022224-2015
- v. Purchase Agreement in the amount of \$3,800 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for Construction from Dennis J. Harrington and Brenda Harrington from land located at 2980 & 3300 Ellis Road NW in connection with the Ellis Road NW east of River Bluffs Drive Storm Sewer Replacement Project. CIP/DID #304443-00
- w. Purchase Agreement in the amount of \$3,310 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for construction from Midwest Metal Products Corporation from land located at 800 66th Avenue SW in connection with the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street project. **(Paving for Progress)** CIP/DID #3012129-01
- x. Purchase Agreement in the amount of \$12,700 and accepting an Easement for Retaining Wall and a Temporary Grading Easement from Monte D. Rife and Kelly A. Rife from land located at 1300 O Avenue NW in connection with the O Avenue NW Street Reconstruction Project from 16th Street NW to Ellis Boulevard project. **(Paving for Progress)** CIP/DID #3012121-00
- y. Purchase Agreement in the amount of \$2,000 and accepting an Easement for Retaining Wall and a Temporary Grading Easement from Nathan J. Ruff and ToniLee Ruff from land located at 1150 O Avenue NW in connection with the O Avenue NW Reconstruction Project from 16th Street NW to Ellis Boulevard. **(Paving for Progress)** CIP/DID #3012121-00
- z. Accepting a bid in the amount of \$5,432.10 from Gary E. Konzen and approving a Quit Claim Deed for the disposition of the vacant parcel described as a one acre parcel of vacant land located easterly of and adjacent to 3425 and 3435 3rd Avenue SE. CIP/DID #PRD-022224-2015
- aa. Purchase Agreement in the amount of \$1,115 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for construction from Edgewood Baptist Church, Inc. from land located at 621 Edgewood Road NW in connection with the Edgewood Road NW from E Avenue NW to F Avenue NW Roadway Improvements project. **(Paving for Progress)** CIP/DID #301689-00
- ab. Purchase Agreement in the amount of \$2,845 and accepting a Warranty Deed and a Temporary Grading Easement for construction from Margaret L. Probasco from land located at 11300 6th Street SW in connection with the 6th Street SW Roadway Improvements from Linn County Line to Capital Drive project. **(Paving for Progress)** CIP/DID #3012130-00
- ac. Development Agreement and Special Warranty Deed with Scallon Custom Homes, L.L.C. for City-owned property at 221 4th Avenue SW participating in the third round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- ad. Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 511 2nd Street SW participating in the third round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- ae. Assignment and Assumption of Development Agreement from Jim Sattler, Inc. to Sattler Homes, Inc. for property at 8621 Flatbush Court NE participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- af. Assignment and Assumption of Development Agreement from Neighborhood Development Corporation of Cedar Rapids, Inc. to Scallon Custom Homes, L.L.C. for property at 224 9th Street NW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257

- ag. Agreement to Terminate Development Agreement with Sattler Homes, Inc. for property at 6001 Ridgewood Meadows Lane NE through the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- ah. Amendment No. 1 to the Development Agreement with Kingston Corner LLC for City-owned property at 301 and 305 2nd Avenue SW. **(Flood)** CIP/DID #OB983052
- ai. Amending Resolution No. 1657-12-06, an existing concrete pavement petition and assessment agreement and an existing traffic signal petition and assessment agreement with Menard, Inc., to except out of the agreements Lot 1 of Menard First Addition for property located at 2800 Wiley Boulevard SW. CIP/DID #FLPT-022608-2016
- aj. Amending Resolution No. 0619-05-16 and authorizing an amount estimated to be \$125,000 in relocation assistance to Juan M. Trevino, Jr. and Holly L. Trevino for property located at 4509 C Avenue NE in connection with the Collins Road (IA 100) from Council Street NE to 1st Avenue project. CIP/DID #301446-00
- ak. Amendment to 28E Memorandum of Agreement with the Cedar Rapids Community School District for participation in the adult guard program for FY 2016, changing the deadline for submission of the final invoice from June 15, 2016 to June 30, 2016. CIP/DID #60-16-011
- al. 28E Agreement between fire departments in Linn County to provide fire and rescue services and/or emergency medical services in Linn County and/or adjoining counties. CIP/DID #FIR0716-0013
- am. Memorandum of Agreement with the Cedar Rapids Metro Economic Alliance and funding in the amount of \$120,000 for the period beginning July 1, 2016 and ending June 30, 2017. CIP/DID #CM002-16
- an. Memorandum of Agreement with Diversity Focus and funding in the amount of \$40,000 for the period beginning July 1, 2016 and ending June 30, 2017. CIP/DID #OB487471
- ao. Memorandum of Agreement with the Entrepreneurial Development Center and funding in the amount of \$100,000 for the period beginning July 1, 2016 and ending June 30, 2017. CIP/DID #OB487471
- ap. Memorandum of Agreement with the Iowa Startup Accelerator and funding in the amount of \$50,000 for the period beginning July 1, 2016 and ending June 30, 2017. CIP/DID #OB1301120
- aq. Memorandum of Agreement with The Kirkwood Small Business Development Center and funding in the amount of \$10,000 for the period beginning July 1, 2016 and ending June 30, 2017. CIP/DID #CM003-15

## **REGULAR AGENDA**

- 25. Report on bids for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project (estimated cost is \$2,900,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012127-02
  - a. Resolution awarding and approving contract in the amount of \$2,114,135.10 plus incentive up to \$100,000, bond and insurance of Rathje Construction Company for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project.

26. Report on bids for the Curb Ramp Repair Project – NW Bid Package No. 3 project (estimated cost is \$668,000) (Nate Kampman). CIP/DID #3016016-06
  - a. Resolution awarding and approving contract in the amount of \$697,351 plus incentive up to \$12,000, bond and insurance of Vieth Construction Corporation for the Curb Ramp Repair Project – NW Bid Package No. 3 project.
27. Report on bids for the Environmental Remediation and Demolition Services project for the Building Services Department (John Riggs). CIP/DID #PUR0516-206
  - a. Resolution awarding and approving contract for an amount not to exceed \$111,990, bond and insurance of D.W. Zinser Company for Environmental Remediation and Demolition Services (estimated cost is \$160,000).
28. Report on bids for the Kirkwood Standpipe Demolition project (estimated cost is \$137,500) (Bruce Jacobs). CIP/DID #6250040-02
  - a. Resolution awarding and approving contract in the amount of \$53,000, bond and insurance of D.W. Zinser Company for the Kirkwood Standpipe Demolition project.
29. Discussion and Resolution authorizing staff to negotiate a Development Agreement with Aspect, Inc. for the disposition of City-owned property at 525, 529, and 533 Valor Way SW, including the former Knutson building (Caleb Mason and Jennifer Pratt). **(Flood)** CIP/DID #OB1292698

## **ORDINANCES**

### **Second and possible Third Readings**

30. Ordinance granting a change of zone for a portion of the property at 6677 16th Avenue SW from PUD-1, Planned Unit Development One Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by Hart-Frederick Consultants and Sharp Investments, LLC. CIP/DID #RZNE-023095-2016
31. Ordinance granting a change of zone for property at 430 16th Avenue SW from PUB, Public Zone District, to O-S, Office/Service Zone District, as requested by Succession, LC. CIP/DID #RZNE-022975-2016
32. 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

## **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](mailto: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](http://www.cedar-rapids.org)*





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Johnny Alcivar  
**E-mail Address:** [j.alcivar@cedar-rapids.org](mailto:j.alcivar@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5132

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider granting a change of zone for a portion of former railroad right-of-way property south of Skylee Drive NE and east of Council Street NE from I-1, Light Industrial Zone District to PUD-1, Planned Unit Development District One as requested by Hunter Companies, LLC.

First and possible Second and Third Readings: Ordinance granting a change of zone for a portion of former railroad right-of-way property south of Skylee Drive NE and east of Council Street NE from I-1, Light Industrial Zone District, to PUD-1, Planned Unit Development One Zone District, as requested by Hunter Companies, LLC.

CIP/DID #RZNE-023188-2016

<p><b>EnvisionCR Element/Goal:</b> GrowCR Goal 1: Encourage mixed-use and infill development.</p>
---

### Background:

The request for a Rezoning was reviewed by the City Planning Commission on June 28, 2016 and unanimously approved. A Public Hearing to allow for public input to be held on July 12, 2016. Three readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. The applicant has requested to combine all required readings at the July 12, 2016 meeting.

This is a request to rezone 3.19 acres to the PUD-1 Zone District to allow for the property to be combined with the adjacent Northtowne Market Additions area for future commercial development. The property is identified as "Urban-High Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

### Action/Recommendation:

City staff recommends setting a public hearing and approval of the First and possible Second and Third Readings.

**Alternative Recommendation:**

City Council may table and request further information.

**Time Sensitivity:**

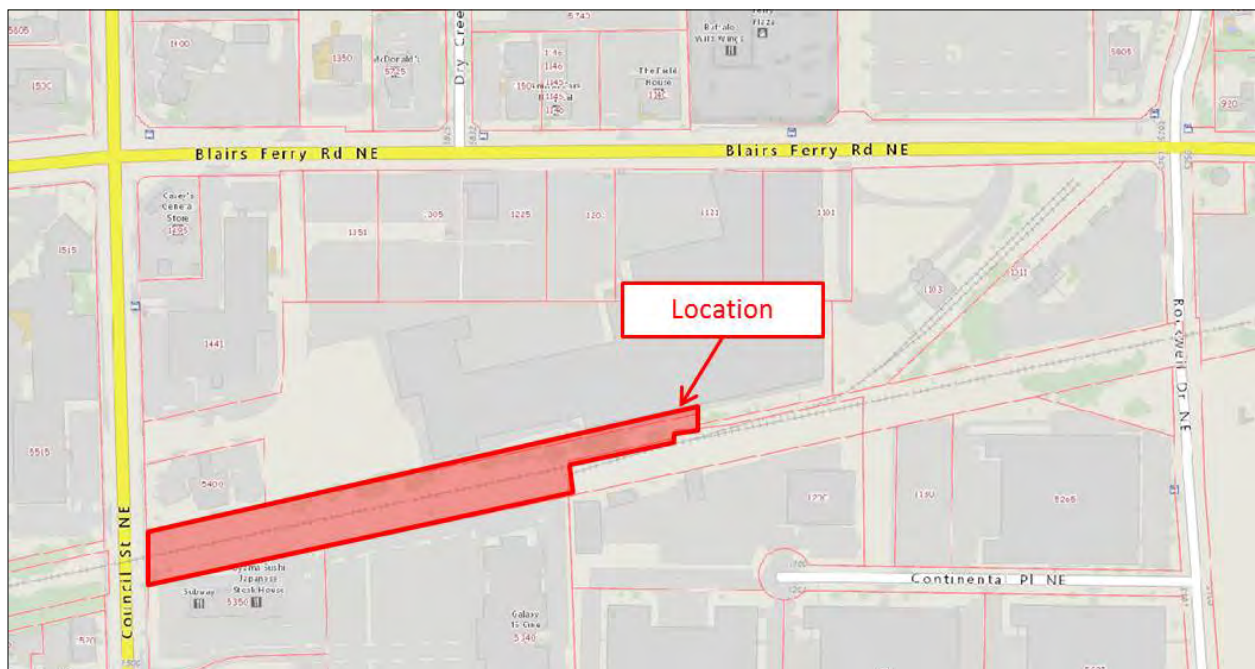
The applicant has requested all Three Reading of the ordinance be combined at the July 12, 2016 City Council meeting so that a large national tenant can close on the property and start site work/construction this year.

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

**Location Map**

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;

PARCEL A OF PLAT OF SURVEY No. 2064, IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CEDAR RAPIDS, LINN COUNTY AS RECORDED IN PLAT BOOK 9553, PAGE 541 IN THE RECORDERS OF THE LINN COUNTY RECORDER'S OFFICE, CONTAINING 3.19 ACRES MORE OR LESS.

and located at 1215 Skylee Drive NE, now zoned I-1, Light Industrial Zone District and Railroad Right-of-way, and as shown on the "District Map," be rezoned and changed to PUD-1, Planned Unit Development One Zone District, and that the property be used for such purposes as outlined in the PUD-1, Planned Unit Development One 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.

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 12<sup>th</sup> day of July, 2016.

PASSED\_DAY\_TAG  
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

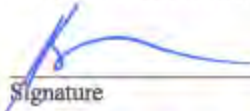
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ACCEPTANCE OF CONDITIONS OF REZONING  
ORDINANCE NO. \_\_\_\_\_

I/we hereby agree to the terms and conditions set out in the Ordinance.

Dated this 22<sup>nd</sup> day of June, 2016.

HUNTER COMPANIES, LLC

  
Signature

Hunter P. Parks  
Printed name

Manager  
Printed title



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at Meeting:** Rita Rasmussen

**Phone Number/Ext.:** 5807

**E-mail Address:** r.rasmussen@cedar-rapids.org

**Alternate Contact Person:** Carol Morgan

**Phone Number/Ext.:** 5092

**E-mail Address:** c.morgan@cedar-rapids.org

### **Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the disposition of excess City-owned property described as a 3.58 acre parcel and a 1.4 acre parcel of vacant land located at the intersection of Ellis Road and 80<sup>th</sup> Street NW as requested by the State of Iowa in connection with the future extension of Highway 100.

Resolution authorizing execution of a Purchase Agreement in the amount of \$197,000, a Quitclaim Deed to the State of Iowa, and a Quitclaim Deed to Linn County for excess City-owned property described as a 3.58 acre parcel and a 1.4 acre parcel of vacant land located at the intersection of Ellis Road and 80<sup>th</sup> Street NW in connection with the future extension of Highway 100.

CIP/DID #PRD-023304-2016

**EnvisionCR Element/Goal:** ConnectCR Goal 5: Support the development of an effective, regional, multimodal transportation system.

### **Background:**

The State of Iowa has requested the disposition of a 3.58 acre parcel and a 1.4 acre parcel of land in connection with the Highway 100 project. The 3.58 acre parcel will be conveyed to the State and the 1.4 acre parcel will be conveyed to Linn County for the relocation of 80<sup>th</sup> Street NW. The State has agreed to pay a total amount of \$197,000 for these parcels: \$43,676 for the 3.58 acre parcel; \$17,080 for the 1.4 acre parcel; and \$136,244 for total damages to City property in connection with the construction of this highway.

### **Action/Recommendation:**

The Public Works Department recommends approving the disposition of this excess land as requested by the State of Iowa.

### **Alternative Recommendation:**

If the Council does not vote to dispose of this excess City-owned land, the alternative is to require the State to modify their plans for the Highway 100 project.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 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

RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION AUTHORIZING THE DISPOSITION OF CITY-OWNED PROPERTY  
TO THE STATE OF IOWA AND LINN COUNTY IOWA

WHEREAS, the State of Iowa, c/o Office of Right of Way, IDOT, 800 Lincoln Way Ames, IA 50010, has requested the disposition of a 3.58 acre parcel and a 1.4 acre parcel of vacant City-owned land located at the intersection of Ellis Road and 80th Street NW in connection with the construction of the westward extension of Iowa Highway 100, and

WHEREAS, the State of Iowa has requested that a 3.58 acre parcel be conveyed by the City of Cedar Rapids to the State of Iowa to be used for the extension of Iowa Highway 100, and

WHEREAS, the State of Iowa has requested that a 1.4 acre parcel be conveyed by the City of Cedar Rapids to Linn County Iowa for the relocation of 80th Street SW, and

WHEREAS, on July 2, 2016 the City published a notice to hold a Public Hearing, and

WHEREAS, on July 12, 2016 a Public Hearing was held and the City Council recommended the disposition of said parcels to Linn County, Iowa, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, OWNER of the real property known and described as:

See Attached Exhibit A (2 pages)

has agreed to convey said vacant City-owned parcels located at the intersection of Ellis Road and 80th Street NW to the State of Iowa and Linn County Iowa for a total consideration of \$197,000 including land value and damages, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the consideration paid by the State of Iowa for the land by fee title be accepted, and

BE IT FURTHER RESOLVED that the associated Purchase Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreement, and

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Quitclaim Deed and that the Quitclaim Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.



PASSED\_DAY\_TAG

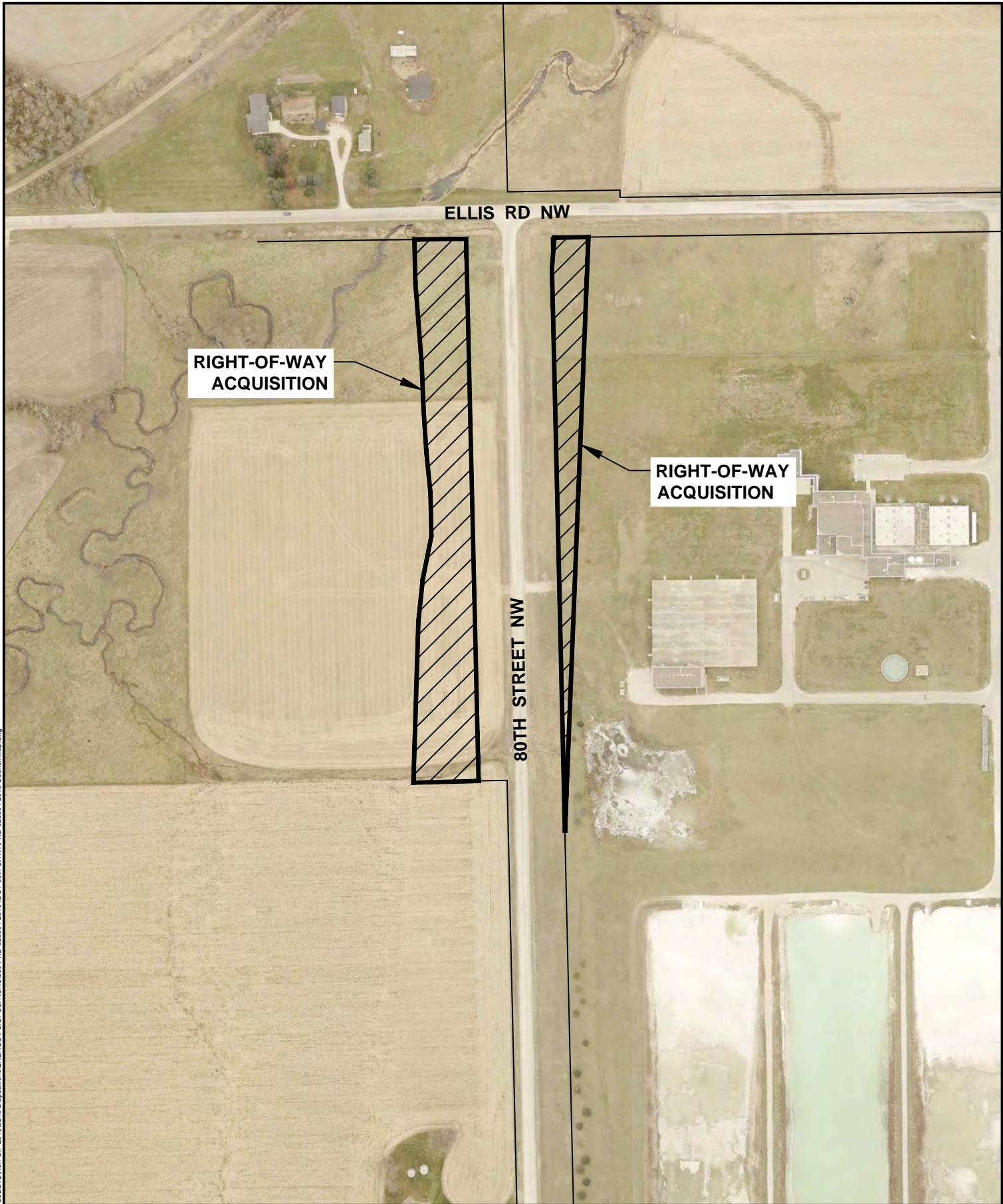
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Cadd File Name: W:\PROJECTS\Non-CIP\2016\216 Dispositions\ENERGOV DISPOSITIONS\009 PRD-023304-2016\DOT 80th St NW\PRD-023304-2016 Council Map.dwg



**RIGHT-OF-WAY ACQUISITION**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Jennifer Selby, PE  
**E-mail Address:** j.selby@cedar-rapids.org

**Phone Number/Extension:** 5622

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the Resolution of Necessity (Proposed) for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project (**Paving for Progress**).

Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project.

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 sewer improvements. The assessment will cover a portion of new sidewalk, which will be constructed along both sides of C Avenue NE from Collins Road to 40th Street. It will also cover the cost of Orangeburg sanitary sewer where needed.

Following a Public Hearing on this matter, Council will consider an action to proceed with the adoption of a Resolution of Necessity for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction 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 July 26, 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 July 12, 2016, or alternatively, not later than July 26, 2016 due to the assessment schedule.

**Resolution Date:** July 12, 2016

**Budget Information:**

301/3010000/3012008 SLOST  
655/650000/6550043 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION OF NECESSITY  
PROPOSED FOR THE C AVENUE NE FROM COLLINS ROAD TO 40TH STREET  
PAVEMENT RECONSTRUCTION PROJECT (CIP NO. 3012008)

WHEREAS, this Council has proposed a Resolution of Necessity for the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction 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.

PASSED\_DAY\_TAG

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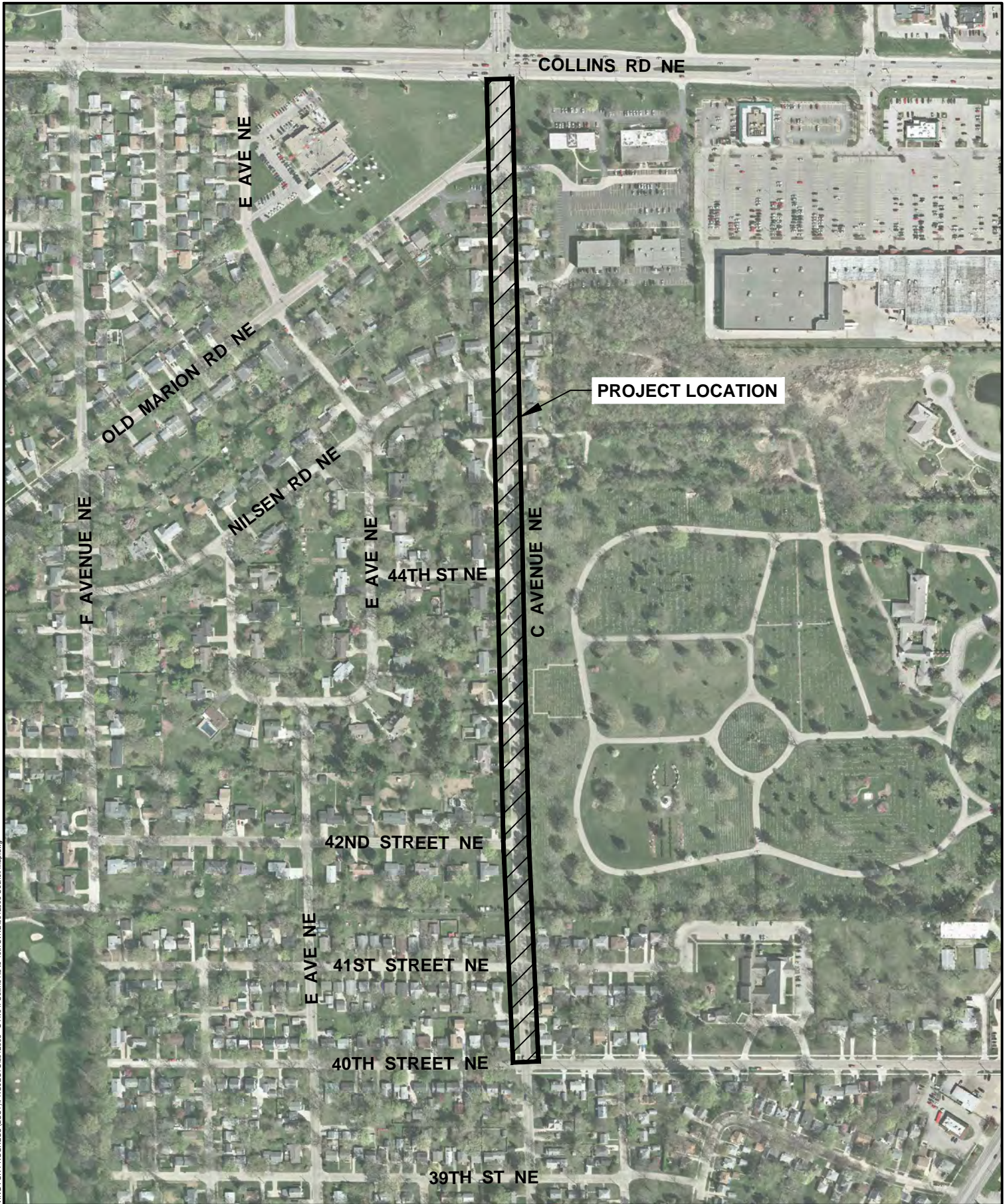
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





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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:** Jennifer Selby, PE

**Phone Number/Extension:** 5622

**E-mail Address:** j.selby@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 posting notice to bidders for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project (estimated cost is \$840,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project.

CIP/DID #3012115-02

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

### Background:

This project includes the reconstruction of Northwood Drive NE from south of Brookland Drive to 42nd Street. This is Phase 1 of a two-phase project which will encompass reconstruction between 42nd Street and Glass Road. The work for Phase 1 includes pavement removal and replacement, sidewalk construction, water main replacement, sanitary sewer improvements and storm water improvements.

### 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 Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project and advertising for bids by posting 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:** July 12, 2016

**Budget Information:**

301/301000/3012115 SLOST  
625/6250000/6250051-2014093

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on June 28, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Northwood Drive NE from South of Brookland Drive NE to 42<sup>nd</sup> Street NE Roadway Reconstruction project (Contract No. 3012115-02) 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

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on July 12, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 1<sup>st</sup> Avenue E from 27<sup>th</sup> Street NE to 34<sup>th</sup> Street NE HMA Resurfacing Phase 3 project (Contract No. 301240-08) 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:** Nate Kampman

**Phone Number/Extension:** 5628

**E-mail Address:** n.kampman@cedar-rapids.org

**Alternate Contact Person:** Gary Petersen

**Phone Number/Extension:** 5153

**E-mail Address:** g.petersen@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 1<sup>st</sup> Avenue E from 27<sup>th</sup> Street NE to 34<sup>th</sup> Street NE HMA Resurfacing Phase 3 project (estimated cost is \$1,895,000) **(Paving for Progress)**.

Resolution adopting plans, specifications, form of contract and estimated cost for the 1<sup>st</sup> Avenue E from 27<sup>th</sup> Street NE to 34<sup>th</sup> Street NE HMA Resurfacing Phase 3 project.

CIP/DID #301240-08

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

### **Background:**

The Corridor Metropolitan Planning Organization (CMPO) has approved \$5,202,800 of federal-aid funding for the 1<sup>st</sup> Avenue E from 27<sup>th</sup> Street to 40<sup>th</sup> Street project, and the City Council approved Agreement No. 6-12-STPU-23, Federal Aid Agreement for Surface Transportation Program for this project on September 25, 2012. Approximately \$1,030,649 of the project improvements are eligible for the federal-aid funding for this phase of the project from 27<sup>th</sup> Street to 34<sup>th</sup> Street. City Council awarded Contract No. 301240-07 to Pirc-Tobin Construction, Inc. on January 12, 2016 for the 1<sup>st</sup> Avenue E from 27<sup>th</sup> Street to 29<sup>th</sup> Street and 31<sup>st</sup> Street to 34<sup>th</sup> Street Utilities Rehabilitation project. Construction is estimated to be completed for the Utilities Rehabilitation portion of this phase of the project by September 2016.

Phase 4 of this project segment will realign 27<sup>th</sup> Street at 1<sup>st</sup> Avenue E, reconstruct existing traffic signals, and reconstruct sidewalks for a complete streets improvement. The Phase 4 of this project segment requires right-of-way acquisition and project construction is scheduled for the 2018 construction season.

The Phase 3 project improvements will rehabilitate existing deteriorated pavement on 1<sup>st</sup> Avenue, provide an improved stormwater drainage system, relocate water main at 31<sup>st</sup> Street NE and 33<sup>rd</sup> Street Drive SE.

Subject to receipt of acceptable bids, construction is scheduled to begin in the fall of 2016 and be completed in the fall of 2017.

**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 Council could defer approval. However, this action will postpone the bid date, which would affect construction schedule, and require removal of the project from the Iowa DOT bid schedule.

**Time Sensitivity:**

Must be acted upon July 12, 2016 to maintain the project schedule, and which must occur ahead of the project's July 19, 2016 bid opening

**Resolution Date:** July 12, 2016

**Budget Information:**

CIP No. 301240 (Streets).....	137,679
CIP No. 301240 (Paving for Progress).....	459,992
STP Federal-Aid Grant (Streets & Signals).....	588,098
Iowa DOT 3R Grant (Streets).....	632,538
CIP No. 625884 (Water).....	<u>76,546</u>
Construction Estimate .....	1,894,853
Construction Contingency .....	<u>189,485</u>
Construction Budget (Rounded).....	2,084,338

**Local Preference Policy:** NA

**Explanation:**

Project funding is through the federal-aid Surface Transportation Program (STP) and local preference is not allowed.

**Recommended by Council Committee:** Yes

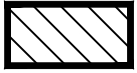
**Explanation:** Project updates provided to Infrastructure Committee



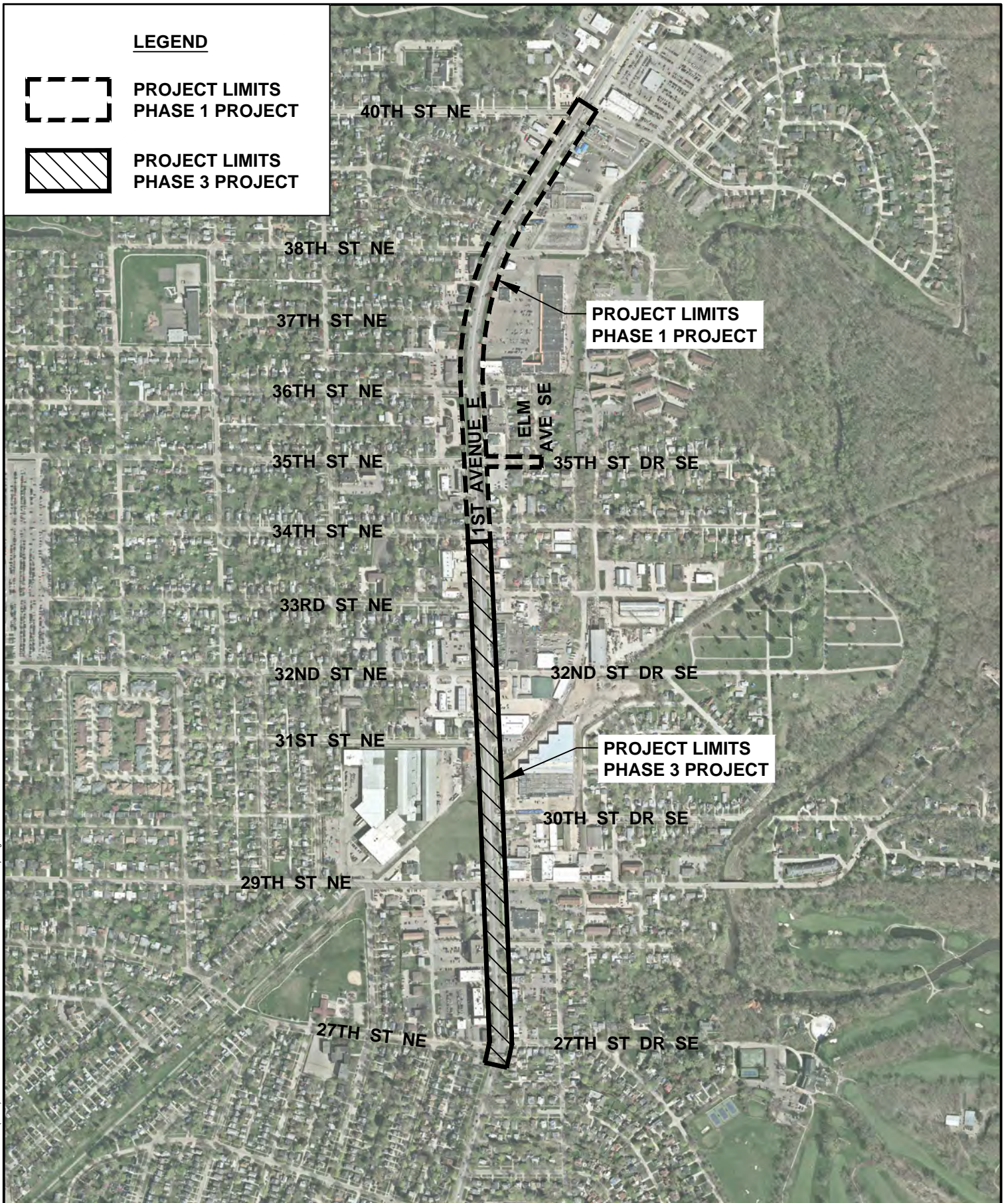
**LEGEND**



**PROJECT LIMITS  
PHASE 1 PROJECT**



**PROJECT LIMITS  
PHASE 3 PROJECT**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** robd@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Jen Winter, PE  
**E-mail Address:** j.winter@ceda-rapids.org

**Phone Number/Extension:** 5803

### 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 Sinclair Levee – Grading/Gatewell Package (estimated cost is \$5,200,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee – Grading/Gatewell Package.

CIP/DID #3316509-03

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

### Background:

As part of the Cedar River Flood Control System (FCS), levees, walls, gates and pump stations will be constructed to protect the both the east and west banks of the Cedar River from flooding similar to that which was seen in 2008. The City Council adopted the Cedar River FCS Master Plan on June 23, 2015, which includes this levee segment.

This levee in this project will run from the south property line of the African American Museum to Alliant's River Run substation, with a gap at 16<sup>th</sup> Avenue SW for a future gate structure, and encompassing all of the former Sinclair Meatpacking site. The levee will average approximately 13 feet high. A paved 12 foot wide trail will be on top from 16<sup>th</sup> Avenue to the south. A gatewell outfall structure, associated with a future phase pump station, will also be included. Masaryk Park will be effectively removed by the new levee and the monuments and green space will be re-situated in a future phase.

This bid package is the first of two phases of a project, with \$9.996 million in CDBG Disaster Recovery funds. On June 29, 2016, this first phase received Iowa Economic Development Authority (IEDA) concurrence to be released for bid. The second phase will include a detention basin and pump station and is scheduled for bid in the fourth quarter of 2016. Both projects are scheduled for completion in November 2017.

**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:**

None. This project is in accordance with the adopted FCS Master Plan and CDBG agreement with IEDA.

**Time Sensitivity:**

Must be acted upon either July 12, 2016 or July 26, 2016 to maintain the project schedule, and which must occur ahead of the project's July 27, 2016 bid opening

**Resolution Date:** July 12, 2016

**Budget Information:** CIP No. 3316509 – CDBG funded 100%

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** Flood Control Committee



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on July 1, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee – Grading/Gatewell Package (Contract No. 3316509-03 CDBG) 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

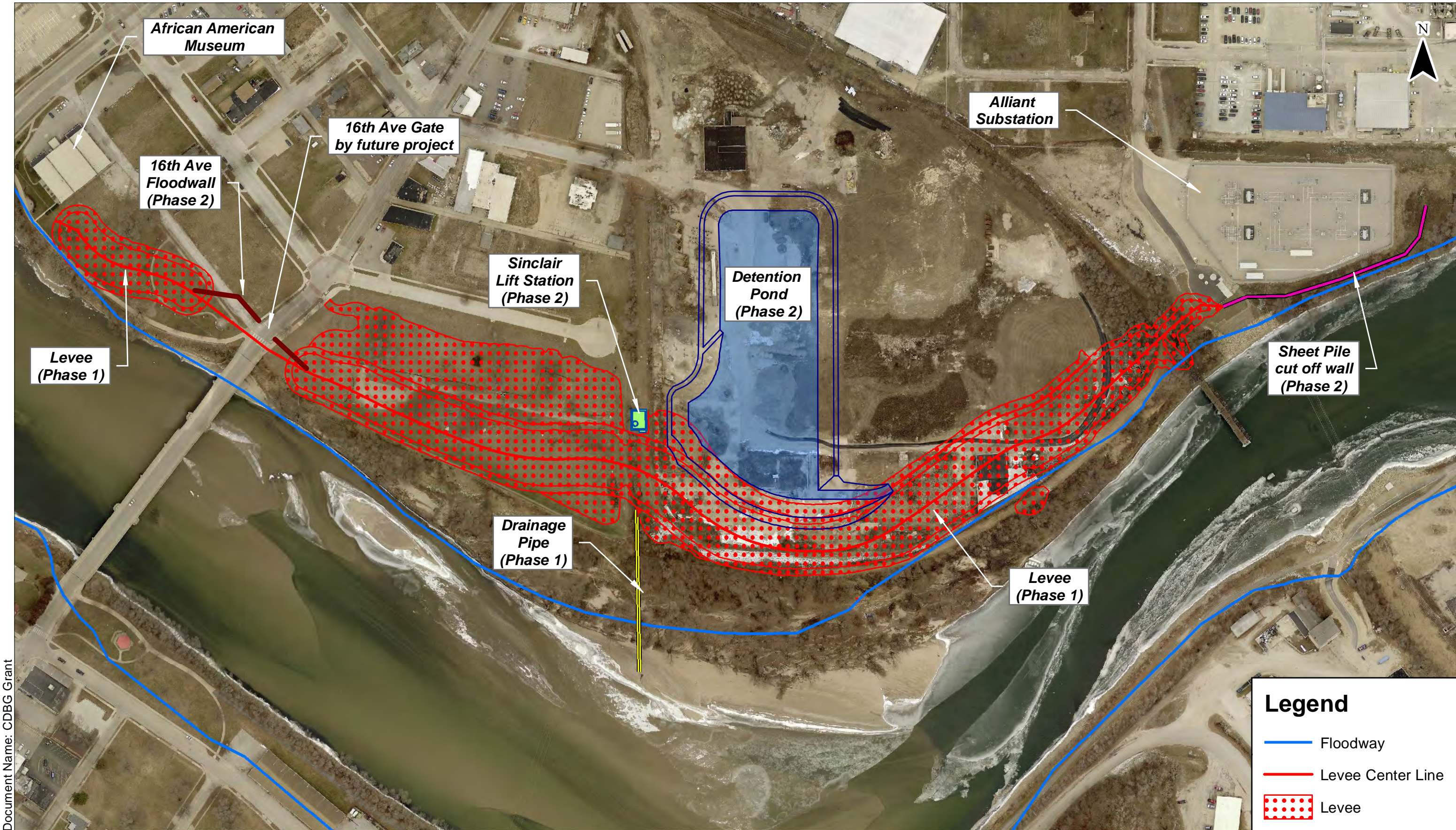
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Document Name: CDBG Grant





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5852

**Alternate Contact Person:** Chrystal Shaver  
**E-mail Address:** [c.shaver@cedar-rapids.org](mailto:c.shaver@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5182

**Description of Agenda Item:** PUBLIC HEARINGS

Resolution adopting an amendment to the Citizen Participation Plan for the Community Development Block Grant (CDBG) and the HOME Investment Partnership Program.

CIP/DID #OB246513

**EnvisionCR Element/Goal:** StrengthenCR Goal 3: Adopt policies that create choices in housing types and prices throughout the City.

### Background:

The City of Cedar Rapids has been a recipient of Community Development Block Grant (CDBG) funding for over 40 years, and a participating jurisdiction in the HOME Investment Partnership Program since 1994. As a condition of receiving funds, the City is required to adopt, and follow, a Citizen Participation Plan that provides opportunities for public input on activities undertaken through the CDBG and HOME programs.

HUD recently adopted new requirements regarding what processes must be addressed in the Citizen Participation Plan, requiring the City to update its plan. As part of this work effort, staff undertook a comprehensive review of the Citizen Participation Plan to make administrative corrections and bring the plan into alignment with the operations of other boards and commissions, and to ensure compliance with all Federal, State, and Local Requirements.

The changes proposed generally fall into three categories:

1. Administrative changes, such as updating references to programs that have undergone name changes, bringing appointment procedures into alignment with other boards and commissions, aligning the timeline with the regular City Board and Commission appointment cycle, and clarifying how reasonable accommodations will be made to allow for full participation by people with disabilities.
2. Changes that are regulatory in nature and prescribed by HUD, specifically outlining a process for seeking citizen input on Affirmatively Furthering Fair Housing and input on any substantial changes to the Consolidated Plan.
3. Changes that are regulatory in nature and intended to ensure compliance with State open meeting laws.

A matrix detailing the proposed changes is provided on an attached matrix.

The amendments were reviewed by the Development Committee of City Council on May 18, 2016 and recommended for consideration by the full City Council., and a Public Hearing was held on June 28, 2016, with no objections. The goal is to have all amendments in place to in time to have appointed members attend the annual board and commission training sessions before the start of the new program budgeting cycle.

**Action/Recommendation:** City staff recommends adoption of the resolution.

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

**Time Sensitivity:**

The last opportunity for City-wide board and commission training is anticipated to be in September. This timeline allows for all appointments to be in place prior to that training.

**Resolution Date:** July 12, 2016

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** Yes

**Explanation:** Recommended by the Development Committee on May 18, 2016

Attachment A – Overview of Proposed Changes

<b>Administrative Updates and Changes for Consistency With Other Boards and Commissions</b>	<b>Changes to align with HUD Rules and Objectives</b>	<b>Changes to Clarify Requirements Relative to Open Meeting Laws</b>
The Emergency Shelter Grant is now the Emergency Solutions Grant.	Clarifying that consideration is given to eligible activities that aid in the de-concentration of low- to moderate-income households.	The General Provisions section now includes a point to clarify the requirements of Iowa's open meeting laws, including refraining from side meetings and discussions relating to the meeting's proceedings.
Representative appointments are to be made by April 30 <sup>th</sup> instead of July 1 <sup>st</sup> so that City Council may take action prior to the July 1 <sup>st</sup> program start.	Process outlined for Consolidated Plan and Affirmative Fair Housing Plan Citizen Participation.	Whereas prior to these changes only the 5 City Council appointed representatives went through Board and Commissions Training, now all members will attend the same training.
Roles and responsibilities have been clarified in regards to the Chair-Person's role versus staff's role.	Substantial change plans outlined for both Consolidated Plan and Affirmative Fair Housing Plan, where previously just outlined for Annual Action Plan.	
Language updated to clearly outline policies for reasonable accommodations to allow for full participation by persons with disabilities.		
Timeframe for responses to comments now outlined in plan.		
Where previously City Council only approved 5 at large representatives, all members will now be approved by City Council resolution.		
Provides that neighborhood representatives will be nominated by their organization through a democratic election to ensure full input by affected stakeholders.		
City Council will be the final authority to appoint and remove members.		

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids is an entitlement city qualified to receive Community Development Block Grant (CDBG) and HOME Investment Partnership funding from the US Department of Housing and Urban Development (HUD) on an annual basis, and

WHEREAS, HUD regulations require the City of Cedar Rapids to adopt a Citizen Participation Plan that outlines procedures for citizens to provide meaningful input regarding community needs and funding priorities for CDBG and HOME funding consideration, and

WHEREAS, the City's Citizen Participation Plan also provides for a Grants and Programs Citizen Advisory Committee, and outlines the roles, responsibilities, and operating procedures of that Committee, and

WHEREAS, changes to HUD regulations require additions to the City's previously adopted Citizen Participation Plan, and

WHEREAS, the City Council has deemed that it is in the public interest to better align the Citizen Participation Plan with the appointment, operating and training procedures of other City boards and Commissions, and

WHEREAS, the proposed amendments were made available for public comment for a period of 30 day from May 28, 2016 – June 27, 2016, and a public hearing was held on June 28, 2016 with no objections;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Citizen Participation Plan is hereby amended and made part of this resolution.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Citizen Participation Plan  
Community Development  
Block Grant & HOME  
Investment Partnership  
Program



# Citizen Participation Plan

Adopted:	November 27, 1996
Resolution:	2536-11-96
Amendment No. 1:	February 17, 1999
Resolution:	299-2-99
Amendment No. 2	May 5, 2004
Resolution:	0834-05-04
Amendment No. 3	December 6, 2011
Resolution:	1553-12-11
Amendment No. 4	October 23, 2012
Resolution:	1477-10-12
Amendment No. 5	
Resolution:	

City of Cedar Rapids  
Community Development Department  
Housing Services Division  
101 1<sup>st</sup> Street SE  
(319) 286-5872  
[www.cedar-rapids.org](http://www.cedar-rapids.org)



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# INTRODUCTION

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This Citizen Participation Plan is intended to provide written documentation of procedures utilized by the City of Cedar Rapids, Iowa to inform the public about, and involve them with, select grants and programs administered and/or coordinated by the City's Community Development Department (i.e. the procurement of public and/or private financial resources). Principally, but not exclusively, such guidance is directed toward the "Consolidated Planning" initiative of the U.S. Department of Housing and Urban Development (HUD), as may be amended, which provides annual entitlement funding to the City through the Federally assisted Community Development Block Grant (CDBG) and HOME Investment Partnership Programs.

## PURPOSE

As directed by Federal Rules and Regulations at 24 CFR Part 91 et. al., to implement a consolidated planning process for the below noted four HUD Community Planning and Development Formula Programs, with all to share a common fiscal year. (Note: The City of Cedar Rapids only qualifies directly for the CDBG and HOME Programs.)

1. Community Development Block Grant (CDBG) Program  
Entitlement Program of Cedar Rapids, Iowa
2. HOME Investment Partnership Program  
Entitlement Program of Cedar Rapids, Iowa
3. Emergency Solutions Grants (ESG) Program  
Non-Entitlement Program to Remain Locally Competitive through State of Iowa
4. Housing Opportunities for Persons with AIDS (HOPWA)  
Non-Entitlement Program Locally Dependent Upon Agency Specific Requests

## GOALS

As below noted, there are three basic goals – each of which must primarily benefit low and very low income persons.

### PROVIDE DECENT HOUSING

Assist the homeless, retain affordable housing stock, increase availability of permanent housing, increase supportive housing for persons with special needs, and refrain from discrimination.

#### PROVIDE A SUITABLE LIVING ENVIRONMENT

Improve the safety and livability of neighborhoods, increase access to quality facilities and services, reduce the isolation of income groups, revitalize deteriorating neighborhoods, restore/preserve features of special value for historic, architectural, or aesthetic reasons, and conserve energy resources.

#### EXPAND ECONOMIC OPPORTUNITIES

Create jobs, provide access for credit, and empower people in federally assisted and public housing to achieve self-sufficiency.

### ACTIVITIES

With inclusion of specific objectives to: (1) eliminate and prevent slum and blighting conditions and influences which are detrimental to the health, safety, and general welfare of the public; and (2) provide a rational utilization of land and other natural resources – eligible activities associated with the improvement of public facilities/infrastructure are particularly directed toward qualified (neighborhood) project areas established under the State's Urban Renewal Authority (Chapter 403, Code of Iowa). While consideration is given to these core neighborhoods, activities that focus on the de-concentration of low- to moderate-income households and promote housing choice will also be a priority. "Transitional" neighborhoods that without support from City programs would be at risk of becoming troubled will also be considered as eligible to the extent to deconcentrate low-to moderate-income households as part of the US Department of Housing and Urban Development's goals. Preference is for the funding of activities which are sustainable and long-lasting.

### PROCESS

Consolidated planning furthers statutory goals through a collaborative process whereby a unified vision is established for community development actions with coordinated strategies. By building on local assets in response to need, the intent is to undertake a comprehensive approach and avoid duplication of effort. Partnerships are desired among government agencies and between private groups. The intent is to strategically prioritize activities proposed for funding in association with the community needs identified.

## CITIZEN PARTICIPATION FOR CONSOLIDATED PLAN AND AFFIRMATIVE FAIR HOUSING PLANNING

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The City has prepared a plan to address citizen participation needs for broader consolidated plan and affirmative fair housing planning. The outreach for these plans will be more substantial to ensure that broad community goals are set with input from the community as a whole. Below are the minimum attempts to engage the public in plan preparation.

- Community meetings, including at minimum one public meeting and one stakeholder focus group. The meetings will be held at accessible venues near public transit.
- Consultation with key stakeholders including as needed Continuum of Care representatives, affordable housing agencies, and City staff to include Civil Rights, Section 8 Housing Choice Voucher Program and Community Development.
- A Resident Survey to be conducted in both paper and electronic format to obtain direct feedback from Cedar Rapids residents on their housing and community development needs. Surveys to be distributed directly to housing communities and program beneficiaries that have received assistance previously.
- City Council public hearing to discuss needs with elected officials and the community at large.



# GRANTS AND PROGRAMS COMMITTEE

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## PURPOSE

The Grants & Programs Committee is to be comprised of uncompensated, civic-minded, volunteers interested in the betterment of their community (i.e. municipal area of Cedar Rapids, Iowa). Its purpose is strictly advisory – to provide recommendations requested by the City Council principally regarding the budgeting of activities proposed or funded for implementation. City Council will annually set priorities prior to the start of the funding allocation process as a means of addressing City Council goals and community needs. Following consideration, the Council (as decision-making body of the municipality) may reject, modify, or accept and adopt such advice provided by the Committee (or act in similar manner if the Committee should neglect to provide advice when requested or otherwise needed). Administrative matters are not referred the attention of the Committee but, rather, are undertaken independently by City staff – who also provide supportive technical assistance to the Committee. As referred to it by resolution of the City Council, the Committee may consider matters other than those directly associated with Consolidated Planning.

## MEMBERSHIP

Membership on the Grants & Programs Committee is comprised of representation from three areas: (1) private non-profit neighborhood associations (limited to those with geographical boundaries predominately approximating that of urban renewal area); (2) designated entities with organizational association to purposes intended for Consolidated Planning; and (3) at-large individuals appointed by the Mayor from throughout the community.

### PRIVATE NON-PROFIT NEIGHBORHOOD ASSOCIATIONS

Each private non-profit neighborhood association which satisfies the geographical parameters noted above (i.e. predominately duplicates coverage of urban renewal neighborhood project areas established/qualified by the City) shall be entitled, (but not required), to submit for City Council consideration one regular and one optional alternate representative to be a voting member of the Grants & Programs Committee. The regular and alternate representatives shall be identified through a democratic election process by majority vote of members present at a regularly scheduled and publicized meeting of the respective neighborhood association. The Neighborhood Association's current Chairperson or President shall then forward the candidates for City Council consideration. The City Council shall then approve or reject by resolution the appointment of the candidates.

Grounds for rejection of candidacy may include failure by a candidate to attend meetings or failure to conduct himself or herself in accordance with any of the rules of conduct for City Board and Commission members in a prior appointment period. In the event the City Council does not approve a candidate's membership, the neighborhood association shall be notified in writing and may have the opportunity to submit for consideration another candidate.

Representative appointments are to be made by April 30 of each year with respective individual's positions (regular or alternate), names, addresses, and phone numbers to be reported to the City's Department of Community Development as soon as practicable upon determination (in order to allow sufficient time for City Council action prior to the July 1 start of the program year for purpose of recording/maintaining a current membership roster). Generally, the term of each regular and alternate representative is to be a one year period (to expire June 30th of each year unless circumstances prudently dictate a need for either being shortened or extended). Representatives may serve consecutive terms. Should a vacancy occur, a replacement shall be selected as soon as practicable. Regardless of above provisions, a neighborhood association may change their regular and/or alternate representative at any time by providing appropriate notification to the City's Department of Community Development as soon as practicable upon such determination. Such changes must be ratified by a resolution of the City Council.

#### DESIGNATED ORGANIZATIONAL ENTITIES

Due to organizational association with purposes intended for "Consolidated Planning", the following specific entities are allowed representational membership on the Grants & Programs Committee:

- a. Linn County Continuum of Care Planning and Policy Council
- b. Linn County Local Homeless Coordinating Board
- c. Cedar Rapids Metro Area Economic Alliance

Each such designated organizational entity shall be entitled, (but not required), to appoint one regular and one alternate representative to be a voting member of the Grants & Programs Committee. The regular and alternate representatives to be appointed by each respective entity's Chairperson currently in office at the time of appointment. However, any manner of appointment, (other than such Chairperson selection), may be made – if approved by the respective entity (example, by approval of the whole, the entity could formally as a matter of record substitute in place of appointment by Chairperson a democratic election process or other similar process for the result to be achieved). The City Council shall then approve or reject by resolution the appointment of the candidates. Grounds for rejection

of candidacy may include failure by a candidate to attend meetings or failure to conduct himself or herself in accordance with any of the rules of conduct for City Board and Commission members in a prior appointment period. In the event the City Council does not approve a candidate's membership, the designated organization shall be notified in writing and may have the opportunity to submit for consideration another candidate.

Representative appointments are to be made by April 30th of each year with respective individual's positions (regular or alternate), names, addresses, and phone numbers to be reported to the City's Department of Community Development as soon as practicable upon determination (in order to allow sufficient time for City Council action prior to the July 1 start of the program year for purpose of recording/maintaining a current membership roster). Generally, the term of each regular and alternate representative is to be a one year period (to expire June 30th of each year unless circumstances prudently dictate a need for either being shortened or extended). Representatives may serve consecutive terms. Should a vacancy occur, a replacement shall be selected as soon as practicable (normally by respective Chairperson appointment unless selected through other means). Regardless of above provisions, a designated entity may change their regular and/or alternate representative at any time by providing appropriate notification to the City's Department of Community Development as soon as practicable upon such determination.

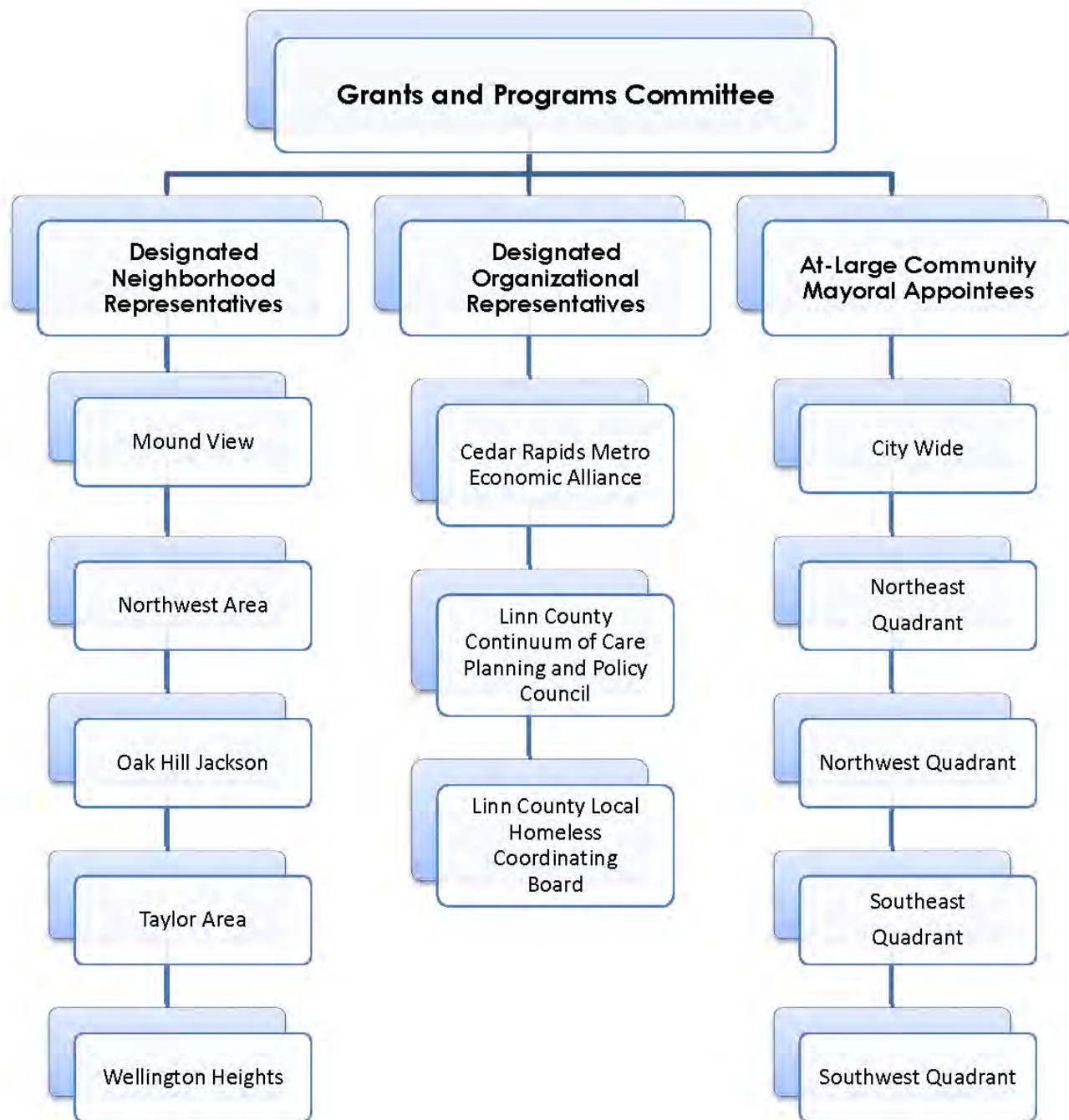
#### AT-LARGE INDIVIDUALS

A maximum of five (5) at-large individuals may be appointed as regular voting Committee members by the Mayor with consent of the City Council. Preference is to be given for the appointment of one regular member to represent each respective City quadrant (Northeast, Southeast, Southwest, and Northwest). However, the Mayor may appoint more than one regular member from any particular quadrant – if the stipulated system of preferential appointment would otherwise result in non-representation for any quadrant (such as that which may possibly occur due to lack of qualified volunteer interest from any particular quadrant). Regardless of noted preferential intention, another (fifth) member may be appointed as a general city-wide representative (as opposed to specific quadrant representative).

Notwithstanding individual merit/qualification of those interested in volunteering their service as a possible Committee member, and/or factors influencing gender and racial balance for the Committee, selection/appointment of at-large representatives is entirely a matter of Mayoral discretion. Because the Committee is intended as an informal advisory body, and not formally structured, members may also serve on other City Boards and Commissions.

Representative regular at-large appointments of the Mayor are to be made by July 1st of each year. Generally, the term of each regular and alternate representative is to be a one year period (to expire June 30th of each year unless circumstances prudently dictate a need for either being shortened or extended). Representatives may serve consecutive terms. Should a vacancy occur the Mayor shall appoint a successor to serve the remainder of the subject term. Regardless of above provisions, the Mayor may change regular representatives at any time.





#### GENERAL PROVISIONS

1. No person appointed to membership on the Grants & Programs Committee may serve as more than a single representative during any given term (i.e. one person, one vote). Further, during any term, no person may serve as both a regular and alternate representative member.
2. Because representative membership on the Grants & Programs Committee is allowed as an option available to those indicated (vs. mandatory) there is no minimum amount of members specified (other than need to have at least three persons present to conduct business – one to serve as Chairperson, one to make a motion, and one to second a motion). Likewise, because the Grants & Programs Committee is strictly advisory, there is no quorum requirement.
3. By adoption of resolution, the City Council may make provision for additional qualified neighborhood association or designated organizational entity representation (i.e. membership) on the Grants & Programs Committee. In addition, should a designated organizational entity decline to appoint a representative member to the Committee, the Council by adoption of resolution may also make provision for substitution by other related entities (as example, the Council by resolution could substitute economic development representation from another entity – should the Metro Area Economic Alliance decline to appoint a representative).
4. Private non-profit neighborhood associations and designated entities may elect/appoint anyone from their membership base to represent their respective interests as a member of the Grants & Programs Committee. Community-wide, at-large, (quadrant) members, however, must either be a resident of their respective quadrant to be represented, own property located there, or otherwise have some personal business, organizational, or institutional relationship there (examples: businessperson who leases vs. owns space; minister, pastor, priest, etc. of a religious place of worship such as church; etc.).
5. It shall be the responsibility of regular members to contact their respective alternate and arrange for their attendance in substitution of the regular at any meeting the regular will not be able to attend.
6. Committee members must be at least 18 years old and, except for residency requirements, otherwise be qualified (but not necessarily registered) to vote in a general election of the municipality (per criteria of Linn County Auditor).

7. Regular members of the Grants & Programs Committee are expected to attend meetings. If a member is absent from three or more consecutive meetings, a notice will be given to that member with a response requested to indicate whether such absences may continue in the future. If it appears such frequent absences may continue, or if indeed they do continue, the membership of that member may be terminated at the discretion of the City Council. Anyone so displaced from membership may not be re-appointed for a period of at least one full year from the date terminating their membership.
8. Members shall refrain/abstain from discussion and/or action of the Committee when their membership is in conflict (either directly apparent or when such impression may be presumed) with their relationships/associations with other entities. (Example: when a member is representing a private non-profit neighborhood association, or other similar entity, which requests the Committee to consider recommending funding for an activity proposed by, or which would otherwise favor such entity.) The burden of determination concerning such conflict of interest rests with each individual Committee member; recognizing they personally may be held liable if successfully challenged through litigation.
9. Members shall comply at all times with Iowa's open meeting laws, including refraining from side meetings or discussions outside the published time and place of the regular public meetings. Members may not hold discussions related to the business of the committee via email outside of the regular meetings of the group. This pertains to the entire term of service, not just while the Grants and Programs Committee is in session.
10. All members of the Committee shall attend City of Cedar Rapids Board and Commission training in each year that they serve to ensure an understanding of laws pertaining to open meetings.

## OFFICERS

### SELECTION

Officers for the Grants & Programs Committee shall consist of a Chairperson and Vice-Chairperson. Said Officers shall be elected by the membership of the Committee as soon as practicable following the first meeting initiated at the beginning of each respective term. Term of office shall be one year (comparable to, but not to exceed, the term of their Committee membership). Officers may serve consecutive terms.

#### TERM

Officers shall serve their full term unless their Committee membership is revoked or a motion to remove an Officer is supported by 2/3 vote of the Committee. However, such possible action must be listed as an agenda item for discussion/action by the Committee at a scheduled Committee meeting. When Committee membership is revoked, or an Officer is otherwise removed, such action shall be made effective immediately.

#### VACANCY

Should an Officers' vacancy occur a replacement shall be elected by the membership of the Committee as soon as practicable through the prescribed process described herein.

#### RESPONSIBILITIES

1. The Chairperson shall act as the presiding officer of the Committee and the Vice-Chairperson shall assume the duties of the Chairperson during the period of their absence (if both the Chairperson and Vice-Chairperson are absent from a meeting, the committee shall elect a member present to serve as temporary Chairperson for that particular meeting.)
2. It is the Chairperson's responsibility to maintain order and conduct meetings with the proper decorum and in accordance with all pertinent laws governing open meetings. This includes recognizing those people in attendance who desire to address the committee.
3. The Chairperson shall preside with impartiality, and should not debate motions while presiding. If the Chairperson wants to debate, the duty of presiding should be surrendered to another impartial party, (preferably the Vice-Chairperson), until another topic on the meeting agenda is presented for discussion.
4. The Chairperson may vote at any time but is wise to vote last and only when the result would be altered by creating or breaking a tie.
5. The Chairperson or Vice-Chairperson when acting as chairperson should in their capacity as presiding officer:
  - a) call the meeting to order
  - b) maintain or restore order
  - c) enforce applicable open meeting laws

## VOTING

Unless the Committee chooses differently, all motions shall be decided by a voice vote. Those in favor of a motion should respond aye or yes when called upon, while those opposed should respond nay or no. A simple majority (one more than half) of those Committee members present and voting shall approve or disapprove any motion. A Committee member may, at their option, abstain from voting.

The use of absentee or proxy voting shall not be allowed. Other methods of voting that may be used at the discretion of the Committee, or the Chairperson of that committee, include a hand or standing vote, or a secret ballot. These alternative forms of voting may be used when a voice vote (other than roll call) is too close to clearly decide a majority or when a two thirds majority is required.

If a vote of the Committee should result in a tie, without a simple majority decided, the motion for which the vote was taken shall be tabled, thereby allowing the Chairperson to continue with business.

## STANDARDS OF PARTICIPATION

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The City of Cedar Rapids, Iowa, will provide a process for citizen participation that is consistent with the following policies:

### ACCESS TO PARTICIPATION

All aspects of citizen participation will be conducted in accordance with the provision of the Open Meetings Law, Chapter 28A, Code of Iowa, to assure freedom of access for all interested persons. Meetings shall generally be held at City offices unless otherwise designated at other public places where accessible by persons with disabilities and suitable.

#### ACCESS FOR PERSONS WITH DISABILITIES

All citizen committee meetings shall be held at locations which are accessible to persons with disabilities. Principal meeting rooms to be located at City facilities with any other meeting places also able to accommodate persons with disabilities.

Individuals/groups with disabilities not related to mobility should notify City staff with the Department of Community Development, as soon as practicable, about any special accommodations they otherwise would not be able to provide themselves to enable them to participate at meetings. Reasonable effort(s) will then be made to provide said special accommodations. Should persons with hearing impairments need a sign language translator at a meeting, for example, and not be able to provide their own, reasonable effort(s) will be made by the City (upon request) to arrange for such accommodation. Reasonable cost of such accommodation to be incurred by the City.

#### ACCESS FOR NON-ENGLISH SPEAKING RESIDENTS

At present the population of Cedar Rapids, Iowa does not include a known large number of non-English speaking residents. Should a large number of non-English speaking residents be expected to attend a public meeting, (meaning twelve or more such residents of the City who speak the same foreign language), reasonable effort(s) will be made by the City (upon request) to provide an appropriate language translator at said meeting. Given sufficient lead time, reasonable effort(s) shall also be made to translate any written material to be distributed or discussed at said meeting. Further, the minutes of said meeting shall be translated into the appropriate foreign language. Reasonable cost of such accommodations to be incurred by the City.



## ADEQUATE AND TIMELY INFORMATION

### COMMITTEE MEETINGS

In addition to information that may be transmitted in advance of, or presented at, a citizens' committee meeting, a written notice of said meeting will be directly emailed to each member thereby informing them of the meeting date, time, place, and agenda. A media release will be sent out to inform the public of the meeting date, time, place, and agenda. A written notice of the meeting will also be placed on the public bulletin board on the first floor of City Hall at least 24 hours in advance of the meeting (unless an emergency or good cause would shorten such time period).

As a minimum, the minutes of the meetings recorded by City staff will reflect the following: (1) date, time, place and agenda of the meeting; (2) committee members in attendance; (3) any motion brought before the committee and its disposition (the names of the people making and seconding a motion will be stated but not those voting unless obtained by roll call); and (4) any general discussion and/or presentations made that, by discretion of the recording secretary, is needed to provide meaning and continuity to the minutes. Minutes will be directly emailed to committee members. Others who desire to review the minutes may do so during normal work hours where maintained at the office of the recording secretary (City staff). Reproductions of the minutes may also be obtained by paying the City's standard reasonable fee for duplication expense.

### DATA AND RECORDS

All data and records are available for public review; except those of a confidential nature which would violate personal privacy as protected by applicable federal, state, or local laws. Such review shall be in accordance with the provisions of Chapter 68A of the Code of Iowa, "Examination of Public Records."

## TECHNICAL ASSISTANCE

Technical services will be provided by the personnel of appropriate City departments and other consultant agencies, when necessary, to facilitate: (1) the citizen participation process as described herein; and (2) respective planning, budgeting, implementation, administration, and evaluation activities.

## PUBLIC HEARINGS

Public hearings may be conducted by discretion of the City Council to obtain general citizen comments on any matter. However, public hearings will also be conducted in accordance with applicable local, state, and/or federal law – as stipulated by respective statute, rule, regulation, etc. Specifically in conjunction with “Consolidated Planning” efforts associated with the Federal Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, (unless otherwise amended), a minimum of two public hearings are to be held on an annual basis. The first, to obtain possible comment regarding the identification of community development needs (housing and non-housing – such as public improvements, services, and facilities and economic development activities), program funding, and program performance. The second, to obtain possible comment regarding proposed funding for respective projects/activities.

As further required, and/or deemed necessary by Council, specific proposals will be publicized for public review (particularly in accordance with required exposure periods prior to hearings) but, regardless, shall include publication of public (legal) notice in the Cedar Rapids Gazette (and/or other) four to twenty days prior to such hearing(s). Council action or inaction as appropriate, to occur following such hearing(s).

## SUBSTANTIAL CHANGE

Specifically in conjunction with Consolidated Planning efforts associated with the Federal Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, an annual action plan containing approved statement of objectives and projected use of funds shall be amended when it is decided not to undertake an activity previously approved and described or when it is decided to undertake an activity not previously approved and described. An amendment shall also be made when an approved activity is substantially changed; generally meaning substantial modification of purpose, scope, location, or beneficiary.

With regard to budget, a substantial change shall generally include the reassignment of funds from one approved activity to another; whether within the same program year or from one program year to another. However, when the carryover of funds from one program year to another retains said funds within the same activity without reassignment to another, such transfer shall not be considered a substantial change.

A substantial change will be required of the consolidated plan, only when the

broad goals associated with the plan no longer meet the entirety of the needs of the community and it is deemed necessary to meet new needs with assistance of Community Development Block Grant (CDBG) and HOME Investment Partnership Program funds.

A substantial change for the Affirmative Fair Housing Plan includes necessary revisions that would change policies and procedures for how affirmative fair housing practices are conducted by the City and partnering agencies.

Other specific circumstances not considered to be a substantial change, and otherwise not requiring amendment, include:

1. The automatic placement or transfer of funds into a contingency allocation, such as unobligated funds remaining as a residual balance upon completion of an activity, or funds found to be ineligible. Similarly, at the discretion of City staff, the transfer of contingency funds to any approved activity shall also not be considered a substantial change otherwise requiring amendment (for example, such as when needed or necessary to supplement any under-funded activity allocated insufficient funding).
2. The transfer of funds between any City of Cedar Rapids' housing rehabilitation-related allocation including, but not necessarily limited to, funding for: service delivery; structural repairs; and lead-based paint testing, interim control, abatement, and/or relocation. As well as the transfer of funds from City of Cedar Rapids' administrative activities to housing rehabilitation activities in the event that administration funds are not fully expended.
3. Any other activity allocation modification determined to be non-substantial through review and approval by the Grants and Programs Committee. An example of a non-substantial change would be allowing or substituting work not specifically identified as part of an original allocation. Another example would allow the transfer of funds between the activities of any respective recipient's allocations. As stipulated above, the transfer of contingency funds to any approved activity is not considered a substantial change.

## COMMENTS AND COMPLAINTS

In addition to those occasions set aside during public hearings, citizens are given the opportunity to submit comments and/or complaints at any time. In general, verbal comments should be made during pertinent public meetings/hearings or

appropriate staff of respective City departments. However, written comments and/or complaints should specifically be submitted directly to staff of the respective City department. If there is uncertainty, submission should be made to City's Department of Community Development. A written response to any written complaint so received will be made within 24 hours as practicable with notification given to the complainant if the request will take longer. Requests will take no longer than 5 business days.

## DOCUMENT VIEWING

Consolidated plan, annual action plan, affirmative fair housing plan, and citizen participation plan will be available for viewing for a minimum of a 30-day public comment period. Plans will be available at City Hall located at 101 First Street SE during normal business hours. Copies will be located at Housing Services and the City Clerk's office. In addition the plans will be made available at both local public libraries, located at 3750 Williams Blvd. SW and 450 Fifth Avenue SE; these will be available during the libraries normal business hours. In addition plans will be made available on the City's website which can be accessed at [www.cedar-rapids.org](http://www.cedar-rapids.org). All locations are located near public transit and are accessible.

## COMMITTEE PROCEDURES

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The following by-laws/procedures based primarily, but not entirely, on *Demeter's Manual of Parliamentary Law and Procedure* have been established to assist with the manner in which meetings are conducted and, when utilized, should help to: (1) establish orderly procedure; (2) protect the opinion of the minority; and (3) express the will of the majority. Because citizens committees are essentially advisory and function on an informal basis, these by-laws/procedures should serve as a reference guide and only used when needed to conduct meetings through a more structured system (which may be done all the time or only occasionally). Regardless, to resolve possible conflict in the absence of other remedy, the following shall prevail.

### BASIC PROCEDURE FOR MOTIONS

The following outlines the basic procedure that should be utilized for a motion to be made, seconded, and voted upon:

1. A committee member raises their hand for recognition by the Chairperson.
2. The Chairperson recognizes the committee member thereby giving them the floor to address the committee.
3. The committee member states their motion to be considered by the committee.
4. Another committee member seconds the motion that has been made. The purpose of this second is to determine if there is support for discussion on the subject. Any motion, therefore, which fails to receive a second will be laid to rest by the Chairperson thereby enabling the committee to move onto other matters of business.
5. The Chairperson then calls for discussion on the motion. (It should be noted that some types of motions, as described below, do not need or allow for discussion to take place.)
6. Following discussion, and approval of any other motions with a higher priority including, but not limited to, motions to amend, postpone, table or call the question, the Chairperson calls for a vote.
7. The Chairperson announces the result of the vote.



## RULES FOR MOTIONS

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Committee motions are ranked in a hierarchy of priority from low to high (as outlined below, motion 1 has the lowest priority ranking while 10 has the highest). A motion for an amendment (2) for example, would take precedence over a main motion (1) and a motion to adjourn (10) would take precedence over all other motions. Any type of motion may be reconsidered, where appropriate.

1. Main Motion

Use: To introduce a specific subject for consideration. Only one main motion may be considered at a time and when no other business is pending.

- Requires a second.
- May be debated.
- May be amended.

2. Motion to Amend

Use: To change or improve a main motion. Amendments are voted upon separately and prior to voting on the main motion. Amendments must be pertinent to the main motion.

- Requires a second.
- May be debated.
- May be amended. (An amendment itself may be amended only once. There is no limit, however, to the number of amendments that may be made to a main motion).

3. Motion to Postpone Indefinitely

Use: To test the strength of a main motion; to kill a main motion. A motion which is postponed indefinitely cannot be brought up for consideration again unless it is introduced as a new motion at a later meeting.

- Requires a second.
- May be debated.

4. Motion to Postpone to a Definite Time

Use: To set a time for consideration of the subject; usually the next meeting.

- Requires a second.
- May be debated.
- May be amended.



5. Motion to Limit or Extend Debate

Use: To set a definite length of time for debate, to set the length of speech per debater, and/or to set a definite number of debaters that may speak. The Chairperson may on their own initiative apply limitations; if there are no objections.

- Required a second.
- May not be debated.
- May be amended.

6. Motion to Call the Question

Use: To terminate all further debate and amendments and vote on the main motion immediately.

- Requires a second.
- May not be debated.
- May not be amended.

7. Motion to Table

Use: To lay the main motion, as well as any motion affecting the main motion, aside temporarily. Business that has been tabled does not automatically come before the committee again. A motion to take from the table can prevail no later than the meeting where approved; otherwise it must be reintroduced as a new subject for consideration at a later meeting.

- Requires a second.
- May not be debated.
- May not be amended.

8. Motion to Recess

Use: To suspend business temporarily; usually for a designated time period such as five, ten, or fifteen minutes. The Chairperson may on their own initiative declare a recess; if there are no objections.

- Requires a second.
- May not be debated.
- May be amended.

9. Incidental Motions

May consist of the following:

- Point of Order

Use: To call attention to a possible infraction of the committee's by-laws.

- Does not require a second.
- May not be debated.
- Chairperson determines appropriate action.

- Question of Information

Use: To secure information concerning a main motion or the committee's by-laws.

- Does not require a second.
- May not be debated.
- Chairperson determines appropriate actions.

- Appeal a Decision

Use: To secure a reversal of a decision by the Chairperson.

- Requires a second.
- May be debated.
- May be amended.

#### 10. Motion to Adjourn

Use: To bring the meeting to a close. May specify a time and place for the next meeting to be held. In the event of an emergency, the Chairperson may declare a meeting adjourned.

- May be proposed at any time after the meeting is called to order.
- Requires a second.
- May not be debated.
- May be amended.
- Does not require a quorum.
- Only announcements may be made after a motion to adjourn has been approved.

## SUMMARY OF MOTIONS AND RANKINGS

Ranking	Type of Motion	Requires a Second	May Be Debated	May Be Amended
1	Main Motion	X	X	X
2	Amendment	X	X	X
3	Postpone Indefinitely	X	X	
4	Postpone to Definite Time	X	X	X
5	Limit or Extend Debate	X		X
6	Call the Questions	X		
7	Table	X		
8	Recess	X		
9	Incidental Motions			
	Point of Order			
	Question of Information			
	Appeal or a Decision of the Chair	X	X	X
10	Adjourn	X		X



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Matt Myers, PE, PTOE  
**E-mail Address:** m.myers@cedar-rapids.org

**Phone Number/Extension:** 5718

**Alternate Contact Person:** Luke Miller  
**E-mail Address:** l.miller2@cedar-rapids.org

**Phone Number/Extension:** 5302

**Description of Agenda Item:** CONSENT AGENDA

Resolution rescinding Resolution No. 183-2-63 which approved installation of yield signs at the intersection of 16<sup>th</sup> Street and Park Avenue SE, and approving the installation of stop signs on 16<sup>th</sup> Street SE at the intersection of Park Avenue SE.

CIP/DID 60-16-031

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

### Background:

Residents living near Redmond Park contacted the Public Works Department requesting stop signs at the intersection of 16<sup>th</sup> Street and Park Avenue SE. 16<sup>th</sup> Street SE currently has yield signs at the intersection with Park Avenue SE passed by City Council on February 14, 1963. Residents have stated vehicles on 16<sup>th</sup> Street SE are not yielding to traffic on Park Avenue SE. Redmond Park is adjacent to this intersection which has caused concern for residents crossing the road to access the park.

A sight distance evaluation was completed at the intersection of 16<sup>th</sup> Street and Park Avenue SE. The evaluation found on-street parking and vegetation can create a sight hindrance for vehicles entering the intersection. Traffic controls at nearby intersections on 16<sup>th</sup> Street SE and Park Avenue SE were reviewed and found stop controls exist at those intersections.

### Action/Recommendation:

The Traffic Engineering Division of the Public Works Department recommends rescinding Resolution No. 183-2-63 which approved yield signs at the intersection of 16<sup>th</sup> Street and Park Avenue SE and recommends establishing stop control on 16<sup>th</sup> Street SE at the intersection of Park Avenue SE due to limited sight distance and to match existing traffic controls at nearby intersections on 16<sup>th</sup> Street and Park Avenue SE.

### Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain under the current Yield control on 16<sup>th</sup> Street SE at the intersection of Park Avenue SE.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution No. 183-2-63 approved installation of yield signs at the intersection of 16<sup>th</sup> Street and Park Avenue SE, that all traffic on 16<sup>th</sup> Street SE shall yield for Park Avenue SE, and

WHEREAS, the City received resident requests to have the yield signs on 16<sup>th</sup> Street SE changed to stop signs due to drivers not yielding to traffic on Park Avenue SE and the concern of the intersection being adjacent to Redmond Park, and

WHEREAS, the Traffic Engineering Division of the Public Works Department conducted a sight distance evaluation of 16<sup>th</sup> Street and Park Avenue SE and reviewed traffic controls at other intersections on 16<sup>th</sup> Street and Park Avenue SE, and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends rescinding Resolution No. 183-2-63 which approved yield signs at the intersection of 16<sup>th</sup> Street and Park Avenue SE, and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends establishing stop controls on 16<sup>th</sup> Street SE at the intersection of Park Avenue SE due to limited sight distance and to match existing traffic controls at other intersections on 16<sup>th</sup> Street and Park Avenue SE, and

NOW THEREFORE, BE IT RESOLVED that Resolution No. 183-2-63 is hereby rescinded and that stop controls are established on 16<sup>th</sup> Street SE at the intersection of Park Avenue SE BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that, be and is hereby approved

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

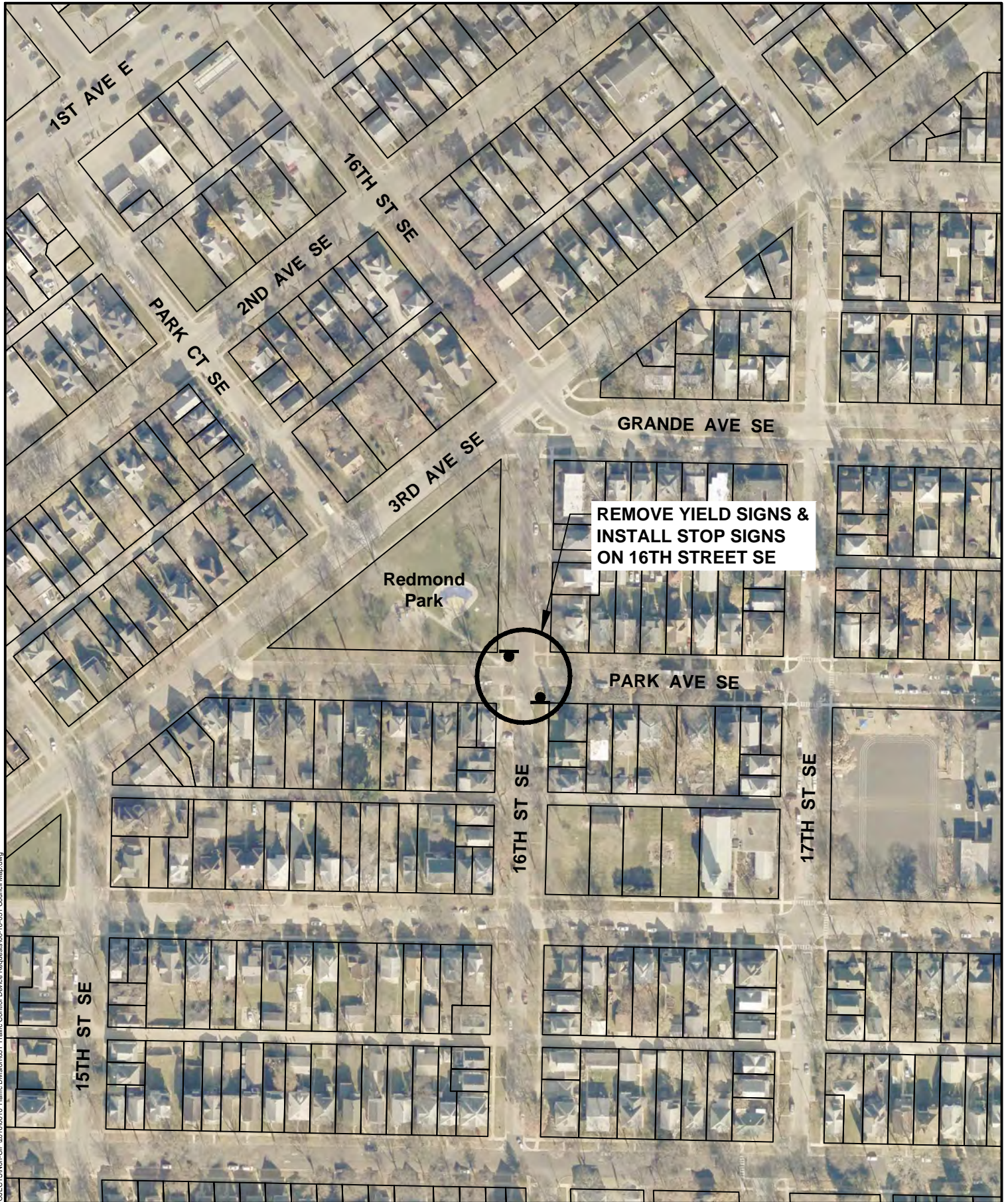
Mayor Signature

Attest:

Clerk Signature

LEG\_TABLED\_TAG





Cadd File Name: W:\PROJECTS\Non-CIP\2016\6016 Traffic Control Device Requests\60-16-031 Council Map.dwg



**REMOVE YIELD SIGNS AND INSTALL STOP SIGNS  
ON 16TH STREET SE AT THE INTERSECTION  
OF PARK AVENUE SE**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Glenn Vosatka, PE  
**E-mail Address:** glennv@cedar-rapids.org

**Phone Number/Extension:** 5821

**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 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 proposes to construct sidewalks along both sides of Bever Avenue SE from 30th Street to 34th Street.

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 24, 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 1 through 29 shown on the attached plat are recommended to use the City Assessor property value.

### 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 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:** July 12, 2016

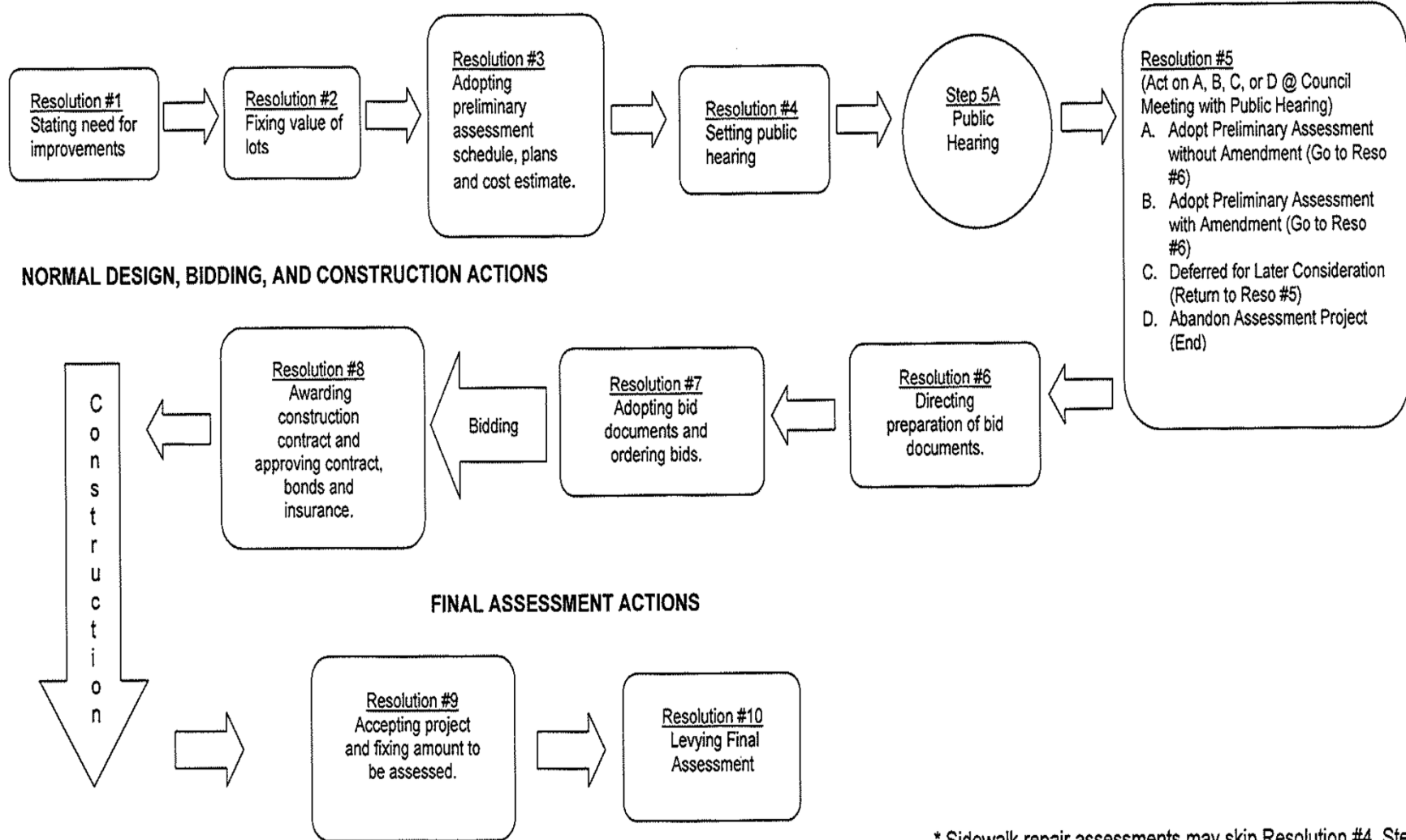
**Budget Information:** Dept ID 301000, Project 301696, NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

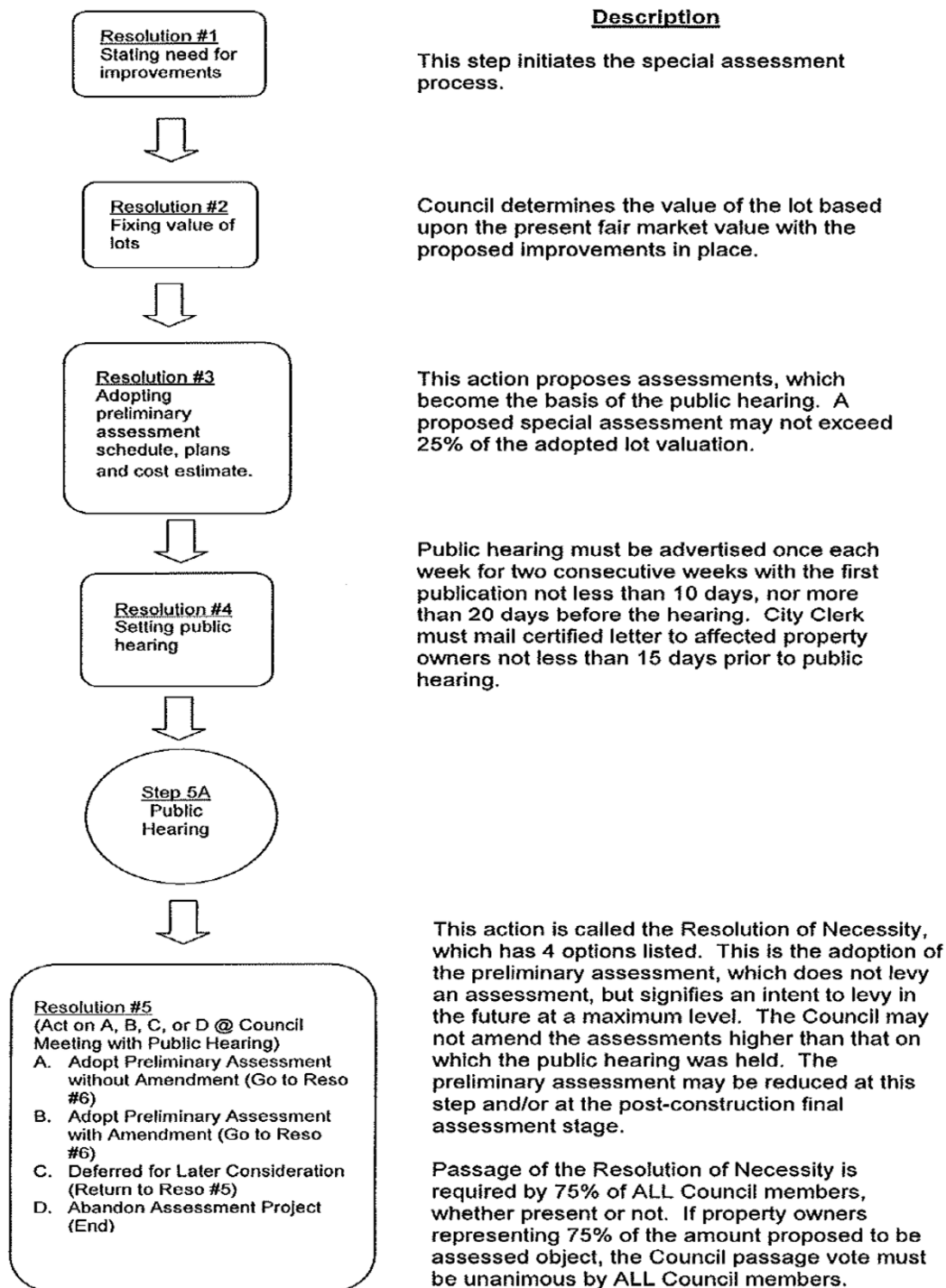
**Explanation:** NA



\* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.



## CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS PRELIMINARY ASSESSMENT



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 BEVER AVENUE SE SIDEWALK  
EXTENSION FROM 30<sup>TH</sup> STREET SE TO 34<sup>TH</sup> STREET SE,  
(CIP No. 301696-00)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the Bever Avenue SE Sidewalk Extension from 30<sup>th</sup> Street SE to 34<sup>th</sup> Street SE, 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 Bever Avenue SE Sidewalk Extension from 30<sup>th</sup> Street SE to 34<sup>th</sup> Street SE 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 Nathan Kampman, P.E., City Engineer, 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 plat, be and the same are hereby fixed as the boundaries of said Bever Avenue SE Sidewalk Extension from 30<sup>th</sup> Street SE to 34<sup>th</sup> Street SE.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** City Attorney

**Presenter at Meeting:** James H. Flitz  
**E-mail Address:** j.flitz@cedar-rapids.org

**Phone Number/Ext.:** 5028

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** PUBLIC HEARINGS

Resolution setting public hearing on the proposed sale of land from the City of Cedar Rapids, Iowa to Nordstrom, Inc., a Washington Corporation.

CIP/DID # ATT00005

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
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### Background:

The Cedar Rapids Airport Commission adopted Resolution No. 50-01-16 executing an Amendment No. 7 to the Agreement Regarding Lease and Other Provisions between the Commission and Nordstrom, Inc. incorporating the option to purchase real property identified as Parcel 1 for the sum of \$1,214,000, to be exercised on or before August 1, 2016. This land is the site of the Nordstrom distribution center located at 7700 18<sup>th</sup> Street, SW, Cedar Rapids, Iowa. Nordstrom has exercised its option to purchase by notifying the Airport Commission.

The City of Cedar Rapids, Iowa is the owner of land. The Cedar Rapids Airport Commission has passed a resolution recommending that the City of Cedar Rapids approve the agreement for the sale of land contingent upon receipt of the Federal Aviation Administration Deed of Release and final approval of the City Council of the City of Cedar Rapids, Iowa.

The resolution will set a public hearing on the proposed disposition as required by law.

**Action/Recommendation:** Adopt resolution.

**Alternative Recommendation:** none

**Time Sensitivity:** none

**Resolution Date:**

**Budget Information:**

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION SETTING PUBLIC HEARING TO CONSIDER REAL ESTATE PURCHASE AND SALES AGREEMENT BETWEEN CITY OF CEDAR RAPIDS, IOWA AND NORDSTROM, INC.

WHEREAS, the City of Cedar Rapids, Iowa (CITY) has established the Cedar Rapids Airport Commission to have management and control of The Eastern Iowa Airport;

WHEREAS, the Cedar Rapids Airport Commission (COMMISSION) adopted Resolution No. 50 01-16 executing an Amendment No. 7 to the Agreement Regarding Lease and Other Provisions between the COMMISSION and Nordstrom, Inc. incorporating the option to purchase real property located at 7700 18th Street SW, Cedar Rapids Iowa, identified as Parcel 1 within said Amendment No. 7, and as described on Exhibit A attached hereto, for the sum of \$1,214,000, to be exercised on or before August 1, 2016; and

WHEREAS, Nordstrom has exercised the option to purchase Parcel 1; and

WHEREAS, the City of Cedar Rapids, Iowa (CITY) is the owner of land designated for airport purposes, including the above land described as Parcel 1; and

WHEREAS, the Cedar Rapids Airport Commission has approved a resolution recommending the CITY to approve a Real Estate Purchase and Sales Agreement with Nordstrom, Inc. for the sale of Parcel 1 contingent upon receipt of the Federal Aviation Administration Deed of Release and final approval of the City Council of the City of Cedar Rapids, Iowa; and

WHEREAS, the City Council finds that the proposed sale of Parcel 1 is in the public interest, should be approved, and it is appropriate at this point in time for the Cedar Rapids City Council to publish notice of a public hearing and to hold such public hearing, on the execution of the proposed Real Estate Purchase and Sales Agreement with Nordstrom, Inc., as described hereinabove whereby the CITY will sell the land described on Exhibit A hereto to Nordstrom, Inc.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Cedar Rapids as follows:

1. The recitals contained hereinabove are found by the Cedar Rapids City Council to be true and correct.
2. The Cedar Rapids City Council will hold a public hearing on the proposed Real Estate Purchase and Sales Agreement with Nordstrom, Inc., on July 12, 2016 at 12:00 p.m. in the Cedar Rapids City Council Chambers, Third Floor, City Hall, 101 First Street S.E., Cedar Rapids, Iowa. At this public hearing, the Cedar Rapids City Council will receive public comment on the matter.
3. The Cedar Rapids City Clerk is directed to give notice of this public hearing as provided for by law.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

EXHIBIT A

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 82 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EXCLUDING PUBLIC HIGHWAY, SAID TRACT CONTAINS 1,644,879 SQUARE FEET OR 37.76 ACRES MORE OR LESS;

ALSO INCLUDING:

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 82 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER, THENCE SOUTH 89° 41' 41" WEST, 33.01 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER TO WEST RIGHT-OF-WAY LINE OF 18TH STREET SOUTHWEST AND THE POINT OF BEGINNING; THENCE SOUTH 01° 57' 44" EAST, 275.12 FEET ALONG SAID WEST RIGHT-OF-WAY LINE; THENCE SOUTH 89° 41' 40" WEST, 1286.86 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 19; THENCE NORTH 01° 59' 49" WEST, 275.12 FEET ALONG SAID WEST LINE TO THE SOUTH LINE OF SAID NORTH EAST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 89° 41' 41" EAST, 1287.02 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING, CONTAINING 353,907 SQUARE FEET OR 8.12 ACRES MORE OR LESS



## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** CONSENT AGENDA

Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan for the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area.

CIP/DID #OB1314912

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

### Background:

Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood URA expands the boundary of the Urban Renewal Area to include additional land acquired by 42<sup>nd</sup> and Edgewood, LLC. The additional land was right-of-way acquired from the City subsequent to the creation of the Urban Renewal Area. In order to combine the parcels as one taxing parcel, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area.

The process to amend the 42<sup>nd</sup> Street and Edgewood URA Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

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 AMENDMENT NO. 1 TO THE 42ND STREET AND EDGEWOOD URBAN RENEWAL PLAN FOR THE 42ND STREET AND EDGEWOOD 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 that 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, by Resolution No. 1540-11-14, adopted November 18, 2014, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment;

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area; and

WHEREAS, this proposed Amendment to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area adds land described as follows:

**Plat of Survey No. 1989 Parcel A as shown in Book 9236, Page 370 and recorded on May 4, 2015 at the Office of the Linn County Recorder**



WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment 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 statutes require the City Council to submit the proposed Amendment 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 Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment 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 Plan and Amendment, and shall outline the general scope of the urban renewal project activities 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 Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan before City Council at its meeting which commences at 12:00 P.M. on the 23<sup>rd</sup> day of August, 2016 in the Council Chambers, City Hall, 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 Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 29<sup>th</sup> day of July, 2016, in the Kranse Conference Room at City Hall, Cedar Rapids, Iowa at 10:00 A.M., 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 Amendment No. 1 to the Village Urban Renewal Plan.
5. That the proposed Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan 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 Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood Urban Renewal Plan be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan 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



# **AMENDMENT NO. 1 TO THE 42<sup>ND</sup> STREET & EDGWOOD URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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3.0	AREA BEING ADDED
4.0	EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 1 to the 42nd Street and Edgewood Plan* (the "Amendment") is to increase the size of the urban renewal area described in the 42nd Street and Edgewood Plan as adopted by the City Council on November 18, 2014 by Resolution No. 1540-11-14 (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

### **1.2 Amendments**

Article XII of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law. Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted a comprehensive plan, *EnvisionCR*, which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Article IV of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 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 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2015 was \$315,200,000.

## **3.0 AREA BEING ADDED**

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted within the entire Urban Renewal Area with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area:

**Plat of Survey No. 1989 Parcel A as shown in Book 9236, Page 370 and recorded on May 4, 2015 at the Office of the Linn County Recorder**



#### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

**ATTACHMENT A**  
**Parcel to be added to the 42nd Street and Edgewood URA**





## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** CONSENT AGENDA

Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to City Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan for the Apache Hose and Belting Company, Inc. Urban Renewal Area.

CIP/DID #OB1344382

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

### Background:

Amendment No. 1 to the Apache Hose and Belting Company, Inc. URA expands the boundary of the Urban Renewal Area to include additional land which Apache Hose and Belting is expanding. In order to combine the parcels as one taxing parcel, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area.

The process to amend the Apache Hose and Belting Company, Inc. URA is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

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 AMENDMENT NO. 1 TO THE APACHE HOSE AND BELTING COMPANY, INC. URBAN RENEWAL AREA PLAN FOR THE APACHE HOSE AND BELTING COMPANY, INC. 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 that 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, by Resolution No. 0174-02-15, adopted February 10, 2015, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Apache Hose and Belting Company, Inc. Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the Apache Hose and Belting Company, Inc. Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment;

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Apache Hose and Belting Company, Inc. Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Apache Hose and Belting Company, Inc. Urban Renewal Area adds land described as follows:

**LOT 1, BOWLING STREET INDUSTRIAL PARK THIRD ADDITION TO CEDAR RAPIDS, IOWA**

WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment 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 statutes require the City Council to submit the proposed Amendment 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 Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment 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 Plan and Amendment, and shall outline the general scope of the urban renewal project activities 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 Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan before City Council at its meeting which commences at 4:00 P.M. on the 23<sup>rd</sup> day of August, 2016 in the Council Chambers, City Hall, 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 Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 29<sup>th</sup> day of July, 2016, in the Kranse Conference Room at City Hall, Cedar Rapids, Iowa at 10:00 A.M., 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 Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan.
5. That the proposed Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan 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 Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan 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



**AMENDMENT NO. 1 TO THE  
APACHE HOSE AND BELTING COMPANY, INC.  
URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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3.0	AREA BEING ADDED
4.0	EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 1 to the Apache Hose and Belting Company, Inc. Urban Renewal Plan* (the "Amendment") is to increase the size of the urban renewal area described in the Apache Hose and Belting Company, Inc. Plan as adopted by the City Council on February 10, 2015 by Resolution No. 0174-02-15 (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

### **1.2 Amendments**

Article XII of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law. Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted a comprehensive plan, *EnvisionCR*, which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Article IV of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 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 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2015 was \$315,200,000.

## **3.0 AREA BEING ADDED**

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted within the entire Urban Renewal Area with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area:

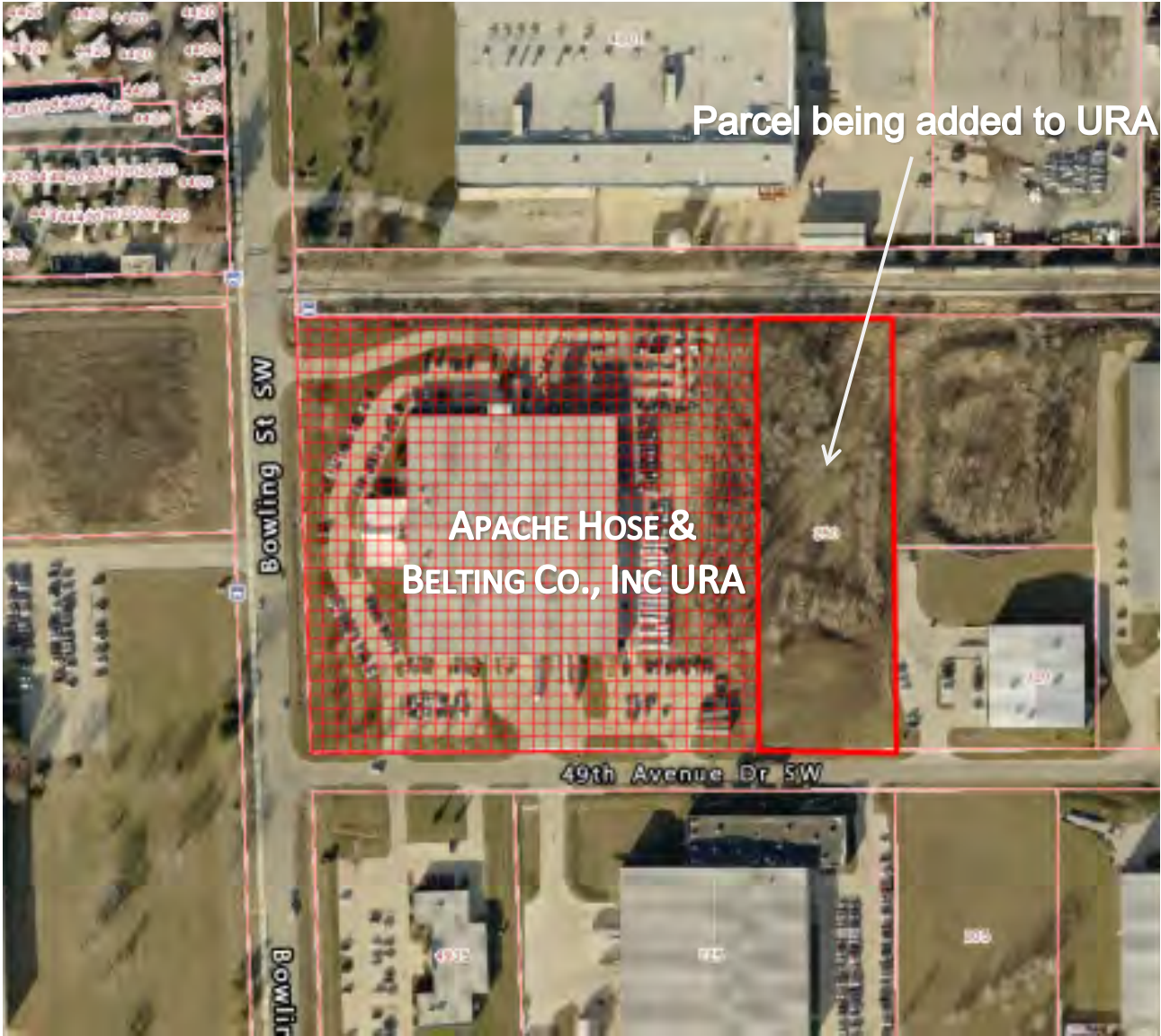
**LOT 1, BOWLING STREET INDUSTRIAL PARK THIRD ADDITION TO CEDAR RAPIDS, IOWA**

#### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.



**ATTACHMENT A**  
**Parcel to be added to the Apache Hose and Belting Company, Inc. URA**





## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 23, 2015 to consider amending Ordinance No. 041-03 relating to collection of tax increment within the Council Street Urban Renewal Area.

CIP/DID # OB41576

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

### Background:

Amendment No. 2 to the Council Street Urban Renewal Area Plan removes land area from within the Council Street Urban Renewal Area. The ordinance amendment reflects the revised boundary for the Council Street URA which the City is collecting tax increments. The area being removed from the Council Street URA has been acquired by Hunter Companies to be developed as part of the Northtowne Market development, therefore, by separate City Council action the land is being incorporated into the Northtowne Market Urban Renewal Area.

The process to amend the Council Street Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

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 AMENDMENT NO. 2 TO THE COUNCIL STREET URBAN RENEWAL AREA PLAN FOR THE COUNCIL STREET 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 that 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, by Resolution No. 1239-06-03, adopted June 4, 2003, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Council Street Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 2 to the Plan for the Council Street Urban Renewal Area described therein, which proposed Amendment No. 2 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to remove certain property from within urban renewal area described in the Plan for the Council Street Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Council Street Urban Renewal Area removes land described as follows:

**THAT PART OF LOT 2, IRREGULAR SURVEY EAST ½ NW ¼ SECTION 3-83-7, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE, CEDAR RAPIDS, IOWA 244 FEET WESTERLY FROM THE NORTH-SOUTH CENTERLINE OF SAID SECTION 3, MEASURED ALONG THE SOUTH BOUNDARY LINE OF SAID BLAIRS FERRY ROAD NE; THENCE ALONG THE WEST BOUNDARY LINE OF VIGORTONE PRODUCTS, INC., SOUTH ON A LINE 244 FEET WESTERLY FROM AND PARALLEL TO SAID NORTH-SOUTH CENTERLINE, A DISTANCE OF 376.7 FEET TO AN IRON PIN ON THE NW-LY BOUNDARY LINE OF CHICAGO, MILWAUKEE, ST.**

**PAUL AND PACIFIC RAILROAD COMPANY'S RIGHT-OF-WAY; THENCE ALONG SAID BOUNDARY LINE SOUTH 79° 34'20" WEST A DISTANCE OF 670 FEET TO A POINT; THENCE NORTH 48°41'15" EAST, A DISTANCE OF 757.47 FEET TO AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE; THENCE ALONG SAID SOUTH BOUNDARY LINE OF SAID ROAD, SOUTH 88°43'20" EAST, A DISTANCE OF 90 FEET TO THE POINT OF BEGINNING, EXCEPTING THEREFROM ALL PUBLIC HIGHWAYS; and**

**PARCEL A PLAT OF SURVEY NO. 2064, IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9553, PAGE 541 IN THE OFFICE OF THE LINN COUNTY, IOWA, RECORDER, CONTAINING 3.19 ACRES MORE OR LESS.**

WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment 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 statutes require the City Council to submit the proposed Amendment 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 Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment 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 Plan and Amendment, and shall outline the general scope of the urban renewal project activities 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 Amendment No. 2 to the Council Street Urban Renewal Plan before City Council at its meeting which commences at 4:00 P.M. on the 23<sup>rd</sup> day of August, 2016 in the Council Chambers, City Hall, 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 Amendment No. 2 to the Council Street Urban Renewal Plan required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 29<sup>th</sup> day of July, 2016, in the Kranse Conference Room at City Hall, Cedar Rapids, Iowa at 10:00 A.M., 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 Amendment No. 2 to the Council Street Urban Renewal Plan.
5. That the proposed Amendment No. 2 to the Council Street Urban Renewal Plan, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 1 to the Council Street Urban Renewal Plan 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 Amendment No. 2 to the Council Street Urban Renewal Plan be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan 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





## **AMENDMENT NO. 2 TO THE COUNCIL STREET URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401

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3.0	AREA BEING ADDED
4.0	EFFECTIVE DATE

## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 2 to the Council Street Urban Renewal Plan* (the "Amendment") is to increase the size of the urban renewal area described in the Council Street Plan as adopted by the City Council on June 4, 2003 by Resolution No. 1239-06-03 (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

### **1.2 Amendments**

Section 10 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law. Amendment No. 2 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted a comprehensive plan, *EnvisionCR*, which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Article IV of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 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 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2015 was \$315,200,000.

## **3.0 AREA BEING REMOVED**

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted within the entire Urban Renewal Area with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to remove the following area:

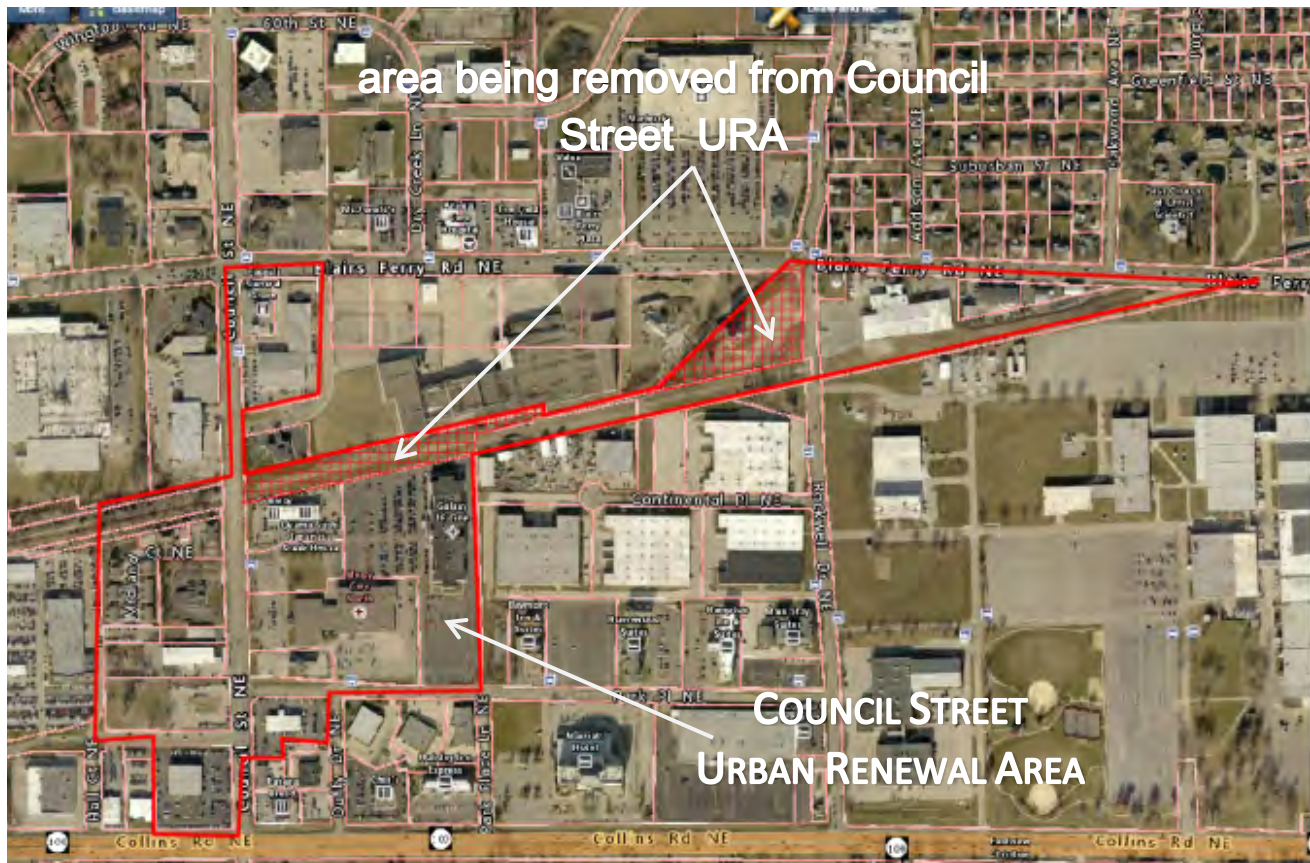
THAT PART OF LOT 2, IRREGULAR SURVEY EAST  $\frac{1}{2}$  NW  $\frac{1}{4}$  SECTION 3-83-7, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE, CEDAR RAPIDS, IOWA 244 FEET WESTERLY FROM THE NORTH-SOUTH CENTERLINE OF SAID SECTION 3, MEASURED ALONG THE SOUTH BOUNDARY LINE OF SAID BLAIRS FERRY ROAD NE; THENCE ALONG THE WEST BOUNDARY LINE OF VIGORTONE PRODUCTS, INC., SOUTH ON A LINE 244 FEET WESTERLY FROM AND PARALLEL TO SAID NORTH-SOUTH CENTERLINE, A DISTANCE OF 376.7 FEET TO AN IRON PIN ON THE NW-LY BOUNDARY LINE OF CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY'S RIGHT-OF-WAY; THENCE ALONG SAID BOUNDARY LINE SOUTH  $79^{\circ}34'20''$  WEST A DISTANCE OF 670 FEET TO A POINT; THENCE NORTH  $48^{\circ}41'15''$  EAST, A DISTANCE OF 757.47 FEET TO AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE; THENCE ALONG SAID SOUTH BOUNDARY LINE OF SAID ROAD, SOUTH  $88^{\circ}43'20''$  EAST, A DISTANCE OF 90 FEET TO THE POINT OF BEGINNING, EXCEPTING THEREFROM ALL PUBLIC HIGHWAYS; and

PARCEL A PLAT OF SURVEY NO. 2064, IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9553, PAGE 541 IN THE OFFICE OF THE LINN COUNTY, IOWA, RECORDER, CONTAINING 3.19 ACRES MORE OR LESS.

#### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 2 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

**Area being removed from Council Street URA**







## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** CONSENT AGENDA

Resolution determining the necessity and setting dates of a public hearing for August 23, 2016 and consultation with affected taxing entities, and referral to Planning Commission for a report and recommendation on the proposed Amendment No. 1 to the Northtowne Market Urban Renewal Plan for the Northtowne Market Urban Renewal Area.

CIP/DID #OB1300915

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

### Background:

Amendment No. 1 to the Northtowne Market expands the boundary of the Urban Renewal Area to include additional land acquired by Hunter Companies for development as part of the Northtowne Market development. The land which has been acquired is currently located within the Council Street Urban Renewal Area and is being removed from that URA as part of a separate action. In order to combine the acquired parcels for development, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area.

The process to amend the Northtowne Market Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

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 AMENDMENT NO. 1 TO THE NORTHTOWNE MARKET URBAN RENEWAL PLAN FOR THE NORTHTOWNE MARKET 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 that 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, by Resolution No. 1540-11-14, adopted November 18, 2014, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan") for the Northtowne Market Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 1 to the Plan for the Northtowne Market Urban Renewal Area described therein, which proposed Amendment No. 1 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment;

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Northtowne Market Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Northtowne Market Urban Renewal Area adds land described as follows:

**THAT PART OF LOT 2, IRREGULAR SURVEY EAST ½ NW ¼ SECTION 3-83-7, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE, CEDAR RAPIDS, IOWA 244 FEET WESTERLY FROM THE NORTH-SOUTH CENTERLINE OF SAID SECTION 3, MEASURED ALONG THE SOUTH BOUNDARY LINE OF SAID BLAIRS FERRY ROAD NE; THENCE ALONG THE WEST BOUNDARY LINE OF VIGORTONE PRODUCTS, INC.,**

**SOUTH ON A LINE 244 FEET WESTERLY FROM AND PARALLEL TO SAID NORTH-SOUTH CENTERLINE, A DISTANCE OF 376.7 FEET TO AN IRON PIN ON THE NW-LY BOUNDARY LINE OF CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY'S RIGHT-OF-WAY; THENCE ALONG SAID BOUNDARY LINE SOUTH 79° 34'20" WEST A DISTANCE OF 670 FEET TO A POINT; THENCE NORTH 48°41'15" EAST, A DISTANCE OF 757.47 FEET TO AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE; THENCE ALONG SAID SOUTH BOUNDARY LINE OF SAID ROAD, SOUTH 88°43'20" EAST, A DISTANCE OF 90 FEET TO THE POINT OF BEGINNING, EXCEPTING THEREFROM ALL PUBLIC HIGHWAYS; and**

**PARCEL A PLAT OF SURVEY NO. 2064, IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9553, PAGE 541 IN THE OFFICE OF THE LINN COUNTY, IOWA, RECORDER, CONTAINING 3.19 ACRES MORE OR LESS.**

WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment 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 statutes require the City Council to submit the proposed Amendment 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 Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment 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 Plan and Amendment, and shall outline the general scope of the urban renewal project activities 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 Amendment No. 1 to the Northtowne Market Urban Renewal Plan before City Council at its meeting which commences at 4:00 P.M. on the 23rd day of August, 2016 in the Council Chambers, City Hall, 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 Amendment No. 1 to the Northtowne Market Urban Renewal Plan required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 29<sup>th</sup> day of July, 2016, in the Kranse Conference Room at City Hall, Cedar Rapids, Iowa at 10:00 A.M., 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 Amendment No. 1 to the Village Urban Renewal Plan.
5. That the proposed Amendment No. 1 to the Northtowne Market Urban Renewal Plan, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 1 to the Northtowne Market Urban Renewal Plan 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 Amendment No. 1 to the Northtowne Market Urban Renewal Plan be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan 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



# **AMENDMENT NO. 1 TO THE NORTHTOWNE MARKET URBAN RENEWAL PLAN**

**As Approved by City Council**

**Resolution No. \_\_\_\_\_**

Community Development Department  
City Hall  
101 First Street SE  
Cedar Rapids, Iowa 52401



## **TABLE OF CONTENTS**

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## **1.0 INTRODUCTION**

### **1.1 Purpose and Background**

The purpose and intent of this *Amendment No. 1 to the Northtowne Market Urban Renewal Plan* (the "Amendment") is to increase the size of the urban renewal area described in the Northtowne Market Plan as adopted by the City Council on October 7, 2014 by Resolution No. 1354-10-14 (the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

### **1.2 Amendments**

Section 13 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law. Amendment No. 1 to the Urban Renewal Plan is consistent with this provision.

### **1.3 Relationship to the Comprehensive Plan**

Cedar Rapids has adopted a comprehensive plan, *EnvisionCR*, which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 1 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

## **2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES**

The use of tax increment funds is authorized in Article IV of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 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 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2015 was \$315,200,000.

## **3.0 AREA BEING ADDED**

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted within the entire Urban Renewal Area with appropriate allocation of resources.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area:

THAT PART OF LOT 2, IRREGULAR SURVEY EAST  $\frac{1}{2}$  NW  $\frac{1}{4}$  SECTION 3-83-7, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE, CEDAR RAPIDS, IOWA 244 FEET WESTERLY FROM THE NORTH-SOUTH CENTERLINE OF SAID SECTION 3, MEASURED ALONG THE SOUTH BOUNDARY LINE OF SAID BLAIRS FERRY ROAD NE; THENCE ALONG THE WEST BOUNDARY LINE OF VIGORTONE PRODUCTS, INC., SOUTH ON A LINE 244 FEET WESTERLY FROM AND PARALLEL TO SAID NORTH-SOUTH CENTERLINE, A DISTANCE OF 376.7 FEET TO AN IRON PIN ON THE NW-LY BOUNDARY LINE OF CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY'S RIGHT-OF-WAY; THENCE ALONG SAID BOUNDARY LINE SOUTH  $79^{\circ}34'20''$  WEST A DISTANCE OF 670 FEET TO A POINT; THENCE NORTH  $48^{\circ}41'15''$  EAST, A DISTANCE OF 757.47 FEET TO AN IRON PIN IN THE SOUTH BOUNDARY LINE OF BLAIRS FERRY ROAD NE; THENCE ALONG SAID SOUTH BOUNDARY LINE OF SAID ROAD, SOUTH  $88^{\circ}43'20''$  EAST, A DISTANCE OF 90 FEET TO THE POINT OF BEGINNING, EXCEPTING THEREFROM ALL PUBLIC HIGHWAYS; and

PARCEL A PLAT OF SURVEY NO. 2064, IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9553, PAGE 541 IN THE OFFICE OF THE LINN COUNTY, IOWA, RECORDER, CONTAINING 3.19 ACRES MORE OR LESS.

#### **4.0 EFFECTIVE DATE**

This Amendment No. 1 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 1 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

**ATTACHMENT A**  
**Area being added to the Northtowne Market URA**





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Bill Micheel  
**E-mail Address:** [w.micheel@cedar-rapids.org](mailto:w.micheel@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5045

**Alternate Contact Person:** Kirsty Sanchez  
**E-mail Address:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5428

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for July 26, 2016 to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for nine (9) City-owned properties located in the Czech Village near the intersection of 16<sup>th</sup> Avenue SW and C Street SW.

CIP/DID #DISP-0007-2016

**EnvisionCR Element/Goal:** InvestCR Goal 3: Reinvest in the city's business corridors and districts.

### Background:

Community Development staff received two letters expressing interest in acquisition of the following property in April of 2016:

- City Parking Lot 8 adjacent to 1612 C Street SW
- City Parking Lot 30 adjacent to 73 – 87 16<sup>th</sup> Avenue SW
- City Parking Lot 31 adjacent to 62 – 72 16<sup>th</sup> Avenue SW
- City Parking Lot 32 adjacent to 86 – 92 16<sup>th</sup> Avenue SW

The City Council Development Committee will consider the request to initiate the standard competitive disposition process inviting proposals for the City-owned property during their meeting on July 20, 2016. The consideration will include site redevelopment objectives and proposal evaluation criteria for the Request for Proposal (RFP).

The following is the proposed timeline for the disposition process:

July 12, 2016	Motion Setting a Public Hearing
July 20, 2016	City Council Development Committee
July 26, 2016	Public hearing and resolution to invite competitive proposals
August 4, 2016	RFP Informational Meeting
August 15, 2016	Deadline for proposal extension

August 25, 2016	11:00 a.m. - Proposal Deadline
September 1, 2016	Stakeholder panel selects proposal
September 13, 2016	City Council consideration of preferred Developer
October-December, 2016	City Council consideration of a Development Agreement

**Action/Recommendation:**

City staff recommends setting a public hearing.

**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:**

The Development Committee will consider the request to initiate the competitive disposition process for City-owned property during the July 20, 2016 meeting.





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Bill Micheel  
**E-mail Address:** [w.micheel@cedar-rapids.org](mailto:w.micheel@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5045

**Alternate Contact Person:** Kirsty Sanchez  
**E-mail Address:** [k.sancez@cedar-rapids.org](mailto:k.sancez@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5428

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for July 26, 2016 to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for four (4) vacant City-owned properties at 68 15<sup>th</sup> Avenue SW, 72 15<sup>th</sup> Avenue SW, 76 15<sup>th</sup> Avenue W and 1505 B Street SW (**FLOOD**).

CIP/DID #DISP-0008-2016

**EnvisionCR Element/Goal:** InvestCR Goal 3: Reinvest in the city's business corridors and districts.

**Background:** Community Development staff received a letter expressing interest in acquisition of the following property in May of 2016:

- 68 15<sup>th</sup> Avenue SW
- 72 15<sup>th</sup> Avenue SW
- 76 15<sup>th</sup> Avenue SW
- 1505 B Street SW

The City Council Development Committee will consider the request to initiate the standard competitive disposition process inviting proposals for the City-owned property during their meeting on July 20<sup>th</sup>, 2016. The consideration will include site redevelopment objectives and proposal evaluation criteria for the Request for Proposal (RFP). The properties were purchased in 2011 and 2012 through the Voluntary Acquisition Program.

The following is the proposed timeline for the disposition process:

July 12, 2016	Motion Setting a Public Hearing
July 20, 2016	City Council Development Committee
July 26, 2016	Public hearing and resolution to invite competitive proposals
August 4, 2016	RFP Informational Meeting
August 15, 2016	Deadline for proposal extension

August 25, 2016	11:00 a.m. - Proposal Deadline
September 1, 2016	Stakeholder panel selects proposal
September 13, 2016	City Council consideration of preferred Developer
October-December, 2016	City Council consideration of a Development Agreement

**Action/Recommendation:**

City staff recommends setting a public hearing.

**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:**

The Development Committee will consider the request to initiate the competitive disposition process for City-owned property during the July 20, 2016 meeting.



## 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](mailto:k.sanchez@cedar-rapids.org)

**Alternate Contact Person:** Bill Micheel

**Phone Number/Ext.:** 319 286-5045

**E-mail Address:** [w.micheel@cedar-rapids.org](mailto:w.micheel@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for July 26, 2016 to consider initiating the competitive disposition process and inviting redevelopment proposals for two (2) City-owned properties at 904 and 908 5<sup>th</sup> Street SE purchased through the Voluntary Acquisition Program and inviting competitive redevelopment proposals (**FLOOD**).

CIP/DID #DISP-0006-2016

**EnvisionCR Element/Goal:** InvestCR Goal 3: Reinvest in the city's business corridors and districts.

**Background:** Community Development staff received a letter expressing interest in acquisition of the following property in July of 2016:

- 904 5<sup>th</sup> Street SE
- 908 5<sup>th</sup> Street SE

The City Council Development Committee will consider the request to initiate the standard competitive disposition process inviting proposals for the City-owned property during their meeting on July 20, 2016. The consideration will include site redevelopment objectives and proposal evaluation criteria for the Request for Proposal (RFP). The properties were purchased in 2011 and 2012 through the Voluntary Acquisition Program.

The following is the proposed timeline for the disposition process:

July 12, 2016	Motion Setting a Public Hearing
July 20, 2016	City Council Development Committee
July 26, 2016	Public hearing and resolution to invite competitive proposals
August 4, 2016	RFP Informational Meeting
August 15, 2016	Deadline for proposal extension
August 25, 2016	11:00 a.m. - Proposal Deadline

September 1, 2016	Stakeholder panel selects proposal
September 13, 2016	City Council consideration of preferred Developer
October-December, 2016	City Council consideration of a Development Agreement

**Action/Recommendation:**

City staff recommends setting a public hearing.

**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:**

The Development Committee will consider the request to initiate the competitive disposition process for City-owned property during the July 20, 2016 meeting.



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Jeff Hintz

**Phone Number/Ext.:** 319 286-5781

**E-mail Address:** [j.hintz@cedar-rapids.org](mailto:j.hintz@cedar-rapids.org)

**Alternate Contact Person:** Bill Micheel

**Phone Number/Ext.:** 319 286-5045

**E-mail Address:** [w.micheel@cedar-rapids.org](mailto:w.micheel@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for July 26, 2016 to consider initiating the competitive disposition process and inviting competitive redevelopment proposals vacant City-owned property at 535 1<sup>st</sup> Street SW purchased through the Voluntary Acquisition Program (**FLOOD**).

CIP/DID #DISP-0005-2016

**EnvisionCR Element/Goal:** InvestCR Goal 3: Reinvest in the city's business corridors and districts.

### Background:

Community Development staff received a letter expressing interest in acquisition of City-owned property addressed 535 1<sup>st</sup> Street SW. The City Council Development Committee will consider the request to initiate the standard competitive disposition process inviting proposals for the City-owned property during their meeting on July 20<sup>th</sup>, 2016. The consideration will include site redevelopment objectives and proposal evaluation criteria for the Request for Proposal (RFP). The properties were purchased in 2013 through the Voluntary Acquisition Program.

The following is the proposed timeline for the disposition process:

July 12, 2016	Motion Setting a Public Hearing
July 20, 2016	City Council Development Committee
July 26, 2016	Public hearing and resolution to invite competitive proposals
August 4, 2016	RFP Informational Meeting
August 15, 2016	Deadline for proposal extension
August 25, 2016	11:00 a.m. - Proposal Deadline
September 1, 2016	Stakeholder panel selects proposal
September 13, 2016	City Council consideration of preferred Developer

**Action/Recommendation:**

City staff recommends setting a public hearing.

**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:**

The Development Committee will consider the request to initiate the competitive disposition process for City-owned property during the July 20, 2016 meeting.





## 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 July 26, 2016 to consider the execution of an Underground Electric Line Easement agreement in connection with existing underground facilities on vacant City-owned land located southwesterly of the 10<sup>th</sup> Avenue and 15<sup>th</sup> Street SE intersection as requested by Interstate Power and Light Company.

CIP/DID #49-15-008

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

### Background:

The City of Cedar Rapids has received a request from Interstate Power and Light Company (IPL) to grant a permanent 10-foot by 10-foot underground electric line easement on vacant City-owned land located southwesterly of the 10<sup>th</sup> Avenue and 15<sup>th</sup> Street SE intersection. This easement has been requested to accommodate existing facilities, as no easement currently exists at this location.

IPL has paid a \$250 application fee and a \$73 easement fee, which is 50% of the City Assessor's valuation for this 100 square-foot easement area.

In order for the City to proceed with the granting of an easement on City-owned land, in accordance with Iowa Code, City Council must hold a public hearing, providing the opportunity for public input on the question to grant an easement on City-owned land. Subsequently, City Council shall vote on a resolution authorizing the granting of an easement, or vote to not encumber the City-owned land with the easement.

### Action/Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of the Underground Electric Line Easement agreement with IPL.

### Alternative Recommendation:

Require IPL to remove their underground facilities located on this City-owned parcel.

**Time Sensitivity:** Normal

**Resolution Date:**

Proposed timeline as follows:

- Public Hearing Date and possible resolution passing: July 26, 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





Cadd File Name: W:\PROJECTS\Non-CIP\2015\4915\008 - 15th St and 10th Ave SE - IPI\48-15-008 Council Map.dwg



**10'x10' UNDERGROUND UTILITY EASEMENT  
15TH STREET AND 10TH AVENUE SE**







## 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 July 26, 2016 to consider the vacation of an 8,175 square-foot sanitary sewer easement located adjacent to and northerly of 3645 Stone Creek Circle SW as requested by Legacy Commercial Group, LLC.

CIP/DID #EASE-023207-2016

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

### Background:

Legacy Commercial Group, LLC has requested the vacation of this sanitary sewer easement in order to facilitate the development of Lots 1 and A, Stone Creek Commercial Second Addition, and there are no facilities located within this easement.

### Action/Recommendation:

The Public Works Department recommends approving the vacation of this sanitary sewer easement.

### Alternative Recommendation:

If the Council does not vote to vacate this sanitary sewer easement, the alternative is to require Legacy Commercial Group, LLC to revise their development plans at this location.

**Time Sensitivity:** Normal

### Resolution Date:

Proposed timeline as follows:

- Public Hearing Date possible resolution passing: July 26, 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

Cadd File Name: W:\PROJECTS\Non-CIP\2016\4118 ROW Mgmt\VACATIONS 2016 - ENRG\VEASE-023207-2016 3645 Stone Creek Cir SW\VEASE-023207-2016 Council Map.dwg



**3645 STONE CREEK CIRCLE SW  
SANITARY SEWER EASEMENT VACATION**



0 FEET 200

EASE-023207-2016





## 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](mailto:j.alcivar@cedar-rapids.org)

**Alternate Contact Person:** Joe Mailander

**Phone Number/Ext.:** 319 286-5822

**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 9, 2016 to consider annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co.

CIP/DID# ANNX-023193-2016

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

### Background:

The Property Owner, Wilmar Development Co, submitted a written application for voluntary annexation to the City of Cedar Rapids. The total area to be annexed is approximately 28 acres. There is County right-of-way adjoining this property that is included in the annexation. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits.

Notices were mailed and published in accordance with State Code requirements. The annexation will not require approval by the Iowa Department of Economic Development City Development Board since the property is not within two miles of another jurisdiction and there is no non-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the Secretary of State for review and recordation.

**Action/Recommendation:** City staff recommends setting the public hearing.

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

**Time Sensitivity:** N/A.

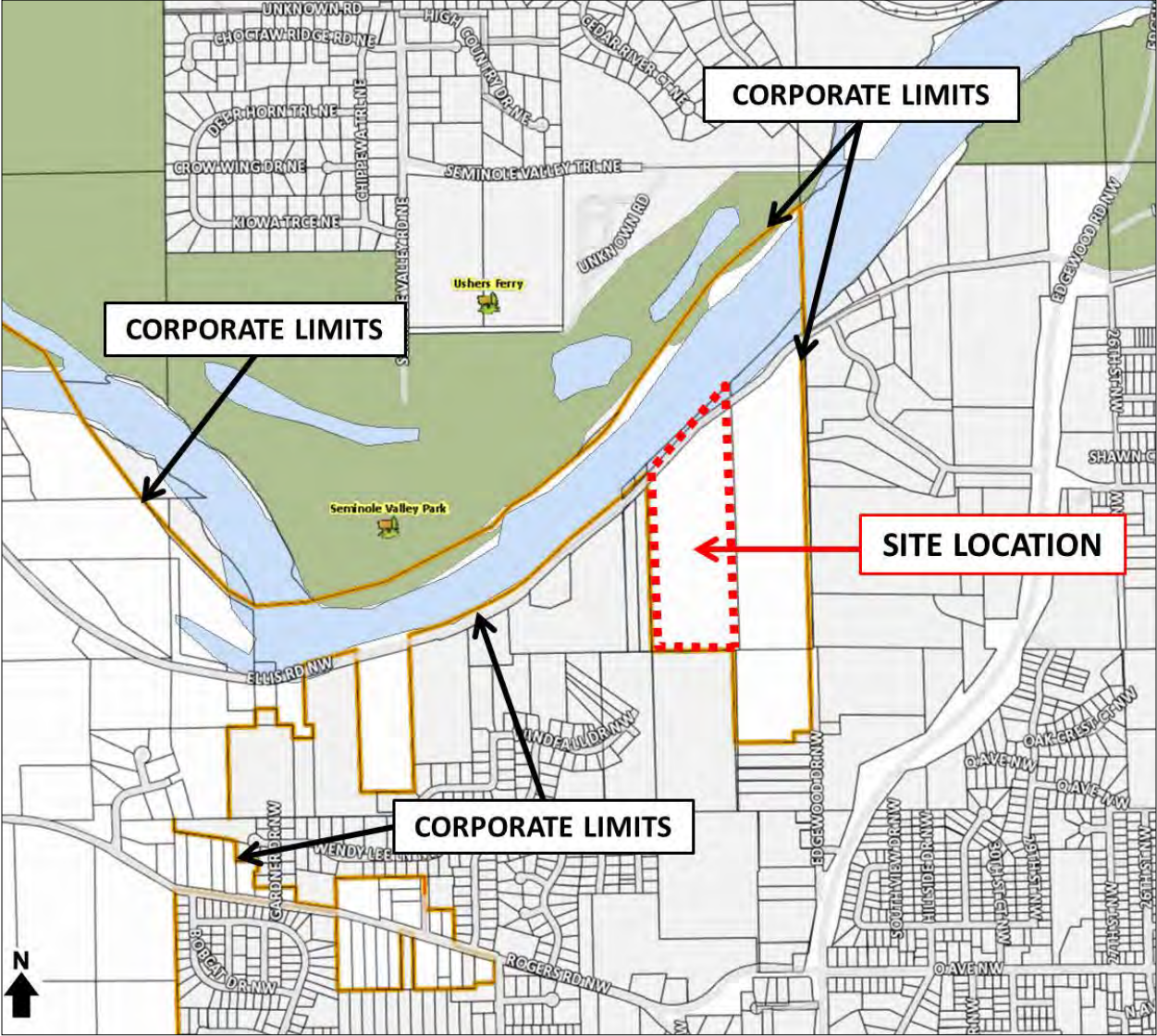
**Resolution Date:** NA

**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:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

**Phone Number/Ext.:** 5043

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 5822

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 23, 2016 to consider annexation of property located west of 6<sup>th</sup> Street SW and south of Tharp Road SW as requested by property owner, Roger C. Klouda.

CIP/DID # ANNX-023459-2016

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

### Background:

Property Owner, Roger C. Klouda, President of MSI Mold Builders submitted a written application for voluntary annexation to the City of Cedar Rapids. The annexation is considered a "100% Voluntary Annexation within an Urbanized Area". The total area to be annexed including public right-of-way is 10.26 acres. There is County right-of-way for Tharp Rd. and 6<sup>th</sup> St. SW included in the annexation as required by State Code, but no railroad right-of-way adjoining this property that needs to be included. The owner has an industrial type business on the property and is connecting to City water and sanitary sewer. Since the property is contiguous to the City corporate limits the policy is to annex to Cedar Rapids in order to utilize City water and sanitary sewer. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits. The application has been reviewed by City departments and no major issues were identified.

Notices were mailed and published in accordance with State Code requirements. The annexation will require approval by the Iowa Economic Development Authority City Development Board since the property is within two miles of Shueyville and Swisher, Iowa. There is no non-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the City Development Board for review and action.

**Action/Recommendation:**

City staff recommends approval of the motion setting the public hearing.

**Alternative Recommendation:**

City Council may table this item and request further information.

**Time Sensitivity:**

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

## Location Map





## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** CONSENT AGENDA

Motion setting a public hearing for August 23, 2015 to consider amending Ordinance No. 084-14 relating to collection of tax increment within the 42<sup>nd</sup> Street and Edgewood Urban Renewal Area.

CIP/DID #OB1314912

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

### Background:

Amendment No. 1 to the 42<sup>nd</sup> Street and Edgewood URA expands the boundary of the Urban Renewal Area to include additional land acquired by 42<sup>nd</sup> and Edgewood, LLC. The additional land was right-of-way acquired from the City subsequent to the creation of the Urban Renewal Area. In order to combine the parcels as one taxing parcel, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area. Additionally, in order to collect tax increment generated within the URA an amendment to the ordinance is necessary.

The process to amend the 42<sup>nd</sup> Street and Edgewood URA Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA





## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 23, 2016 to consider amending Ordinance No. 009-15 relating to collection of tax increment within the Apache Hose and Belting Company, Inc. Urban Renewal Area.

CIP/DID #OB1344382

**EnvisionCR Element/Goal:** InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

### Background:

Amendment No. 1 to the Apache Hose and Belting Company, Inc. URA expands the boundary of the Urban Renewal Area to include additional land which Apache Hose and Belting is improving. In order to combine the parcels as one taxing parcel, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area. Additionally, in order to collect tax increments within the expanded urban renewal area an amendment to the original ordinance is necessary.

The process to amend the Apache Hose and Belting Company, Inc. URA is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA





## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 23, 2015 to consider amending Ordinance No. 041-03 relating to collection of tax increment within the Council Street Urban Renewal Area.

CIP/DID # OB41576

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

### Background:

Amendment No. 2 to the Council Street Urban Renewal Area Plan removes land area from within the Council Street Urban Renewal Area. The ordinance amendment reflects the revised boundary for the Council Street URA which the City is collecting tax increments. The area being removed from the Council Street URA has been acquired by Hunter Companies to be developed as part of the Northtowne Market development, therefore, by separate City Council action the land is being incorporated into the Northtowne Market Urban Renewal Area.

The process to amend the Council Street Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** Motions setting public hearings

Motion setting a public hearing for August 23, 2015 to consider amending Ordinance No.079-14 relating to collection of tax increment within the Northtowne Market Urban Renewal Area.

CIP/DID #OB1300915

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

### Background:

Amendment No. 1 to the Northtowne Market expands the boundary of the Urban Renewal Area to include additional land acquired by Hunter Companies for development as part of the Northtowne Market development. The land which has been acquired is located within the Council Street Urban Renewal Area and is being removed from that URA as part of a separate action. In order to combine the acquired parcels for development, the two parcels must be within a single taxing district which requires the expansion of the Urban Renewal Area. Additionally, in order to collect tax increment generated within the amended urban renewal area an amendment to the ordinance is necessary.

The process to amend the Northtowne Market Urban Renewal Area is as follows:

- 7/12/16 Motion Setting a Public Hearing
- 7/14/14 City Planning Commission
- 7/29/16 Consultation with affected taxing agencies
- 8/23/16 Public Hearing

**Action/Recommendation:** City staff recommends passing the motion

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Chief Jerman  
**E-mail Address:** w.jerman@cedar-rapids.org

**Phone Number/Ext.:** 5374

**Alternate Contact Person:** Wanda Miller  
**E-mail Address:** wandam@cedar-rapids.org

**Phone Number/Ext.:** 5274

**Description of Agenda Item:** Alcohol licenses

- a. Big Discount Liquor, 5427 Center Point Road NE.
- b. Bistro on the River, 411 1<sup>st</sup> Street SE.
- c. BP On 1st, 2824 1<sup>st</sup> Avenue NE.
- d. Cedar Rapids Ice Arena, 1100 Rockford Road SW.
- e. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SE, on July 22, 2016).
- f. Cedar Rapids Jaycees, 225 5<sup>th</sup> Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SE, on July 29, 2016).
- g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on July 29-31, 2016).
- h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 5-7, 2016).
- i. Cenex Gas Station, 502 E Avenue NW.
- j. Chipotle Mexican Grill #2275, 4444 1<sup>st</sup> Avenue NE, Suite 538.
- k. Chrome Horse, 4645 Center Point Road NE (5-day permit for an event at McGrath Motor Sports, 4645 Center Point Road NE, on July 28, 2016).
- l. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on July 21-24, 2016).
- m. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on July 29-31, 2016).
- n. Eastbank Venue & Lounge, 97 3rd Avenue SE (new - formerly Smulekoff's).
- o. Fas Mart #5150, 3330 16th Avenue SW (new – class E liquor - formerly Road Ranger #5150).
- p. Fraternal Order of Eagles Post #2272, 1735 11<sup>th</sup> Street NW (outdoor service for an event on July 23-24, 2016).
- q. Genghis Grill, 2230 Edgewood Road SW (new – new ownership).
- r. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at Veterans Memorial Ballroom, 51 1st Avenue Bridge, on July 15, 2016).
- s. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at Veterans Memorial Coliseum, 50 2<sup>nd</sup> Avenue Bridge, on July 30, 2016).

- t. Iowa Brewing Company, 708 3<sup>rd</sup> Street SE (adding permanent outdoor service area).
- u. Los Compadres Mexican Bar & Grill, 2825 6<sup>th</sup> Street SW.
- v. The Lost Cuban, 209 3<sup>rd</sup> Street SE.
- w. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on July 25-29, 2016).
- x. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on August 1-8, 2016).
- y. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day permit for an event on August 8-12, 2016).
- z. New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on July 23, 2016).
- aa. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on July 22, 2016).
- bb. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on July 29, 2016).
- cc. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 5, 2016).
- dd. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 12, 2016).
- ee. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 13, 2016).
- ff. Red Lobster, 163 Collins Road NE.
- gg. Rumors, 400 F Avenue NW (outdoor service for an event on July 15-16, 2016).
- hh. Siamville Thai Cuisine, 3635 1<sup>st</sup> Avenue SE.
- ii. Stadium Lounge Bar & Grill, 957 Rockford Road SW (outdoor service for an event on July 30, 2016).
- jj. Super Burrito Lupita's Bakery, 3300 Johnson Avenue NW
- kk. Turner Alley Brewing Company, 2715 12TH Street SW (outdoor service for an event on July 21-23, 2016).
- ll. Turner Alley Brewing Company, 2715 12TH Street SW (outdoor service for an event on July 28-30, 2016).
- mm. Turner Alley Brewing Company, 2715 12TH Street SW (outdoor service for an event on August 4-6, 2016).
- nn. Vineria Wine Shop, 264 Blairs Ferry Road NE.

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: July 6, 2016

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Big Discount Liquor 5427 CENTER POINT RD NE	22	0	0	5
Bistro on the River 411 1ST ST SE	6	0	0	2
BP On 1st 2824 1ST AVE NE	24	0	0	4
Cedar Rapids Ice Arena 1100 ROCKFORD RD SW	99	0	0	3
Cedar Rapids Jaycees 475 1ST ST SW	35	0	0	3
Cedar Rapids Jaycees 475 1ST ST SW	35	0	0	3
Cedar River Landing 301 F AVE NW	39	0	0	5
Cedar River Landing 301 F AVE NW	39	0	0	5
Cenex Gas Station 502 E AVE NW	31	0	0	3
Chipotle Mexican Grill #2275 4444 1ST AVE NE	0	0	0	0
Chrome Horse 1140 BLAIRS FERRY RD NE	27	0	0	4
Chrome Horse 4645 CENTER POINT RD NE	27	0	0	4
Chrome Horse 1140 BLAIRS FERRY RD NE	27	0	0	4
Eastbank Venue & Lounge 97 3RD AVE SE	0	0	0	0
Fas Mart #5150 3330 16TH AVE SW	0	0	0	0
Fraternal Order of Eagles Post #2272	4	0	0	0



1735 11TH ST NW				
Genghis Grill	0	0	0	0
2230 EDGEWOOD RD SW				
Hy-Vee Food Store #1	0	0	0	0
50 2ND AVE BRG				
Iowa Brewing Company	2	0	0	0
708 3RD ST SE				
Los Compadres Mexican Bar & Grill	11	0	0	1
2825 6TH ST SW				
Lost Cuban, The	1	0	0	0
209 3RD ST SE				
McGrath Amphitheatre Cedar Rapids	35	0	0	3
475 1st ST SW				
McGrath Amphitheatre Cedar Rapids	35	0	0	3
475 1st ST SW				
McGrath Amphitheatre Cedar Rapids	35	0	0	3
475 1st ST SW				
New Shack Tavern	30	0	1	2
2545 OLD RIVER RD SW				
NewBo City Market	605	0	0	2
1100 3RD ST SE				
NewBo City Market	605	0	0	2
1100 3RD ST SE				
NewBo City Market	605	0	0	2
1100 3RD ST SE				
NewBo City Market	605	0	0	2
1100 3RD ST SE				
NewBo City Market	605	0	0	2
1100 3RD ST SE				
Red Lobster	16	0	0	1
163 COLLINS RD NE				
Rumors	39	0	0	10
400 F AVE NW				
Siamville Thai Cuisine	0	0	0	0
3635 1ST AVE SE				
Stadium Lounge Bar & Grill	21	0	0	3
957 ROCKFORD RD SW				
Super Burrito Lupita's Bakery	3	0	0	0
3300 JOHNSON AVE NW				
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				
Vineria Wine Shop	2	0	0	0
264 BLAIRS FERRY RD NE				



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance

**Presenter at Meeting:** Casey Drew  
**E-mail Address:** c.drew@cedar-rapids.org

**Phone Number/Ext.:** 5097

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** Bills, payroll and funds

Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2016-01
- b. Payroll. CIP/DID #FIN2016-02

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

**Background:**

The bi-weekly listings of bills and payrolls have been examined and approved by the proper departments.

**Action/Recommendation:**

Authorize the Finance Department to issue payments and payroll checks as per the Resolution listings.

**Alternative Recommendation:** NA

**Time Sensitivity:** Normal

**Resolution Date:** 7-12-2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

## 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	\$ 23,650.91	Human Resources	\$ 34,693.66
Aquatics Operation	\$ 101,644.15	Information Technology	\$ 86,199.60
Attorney	\$ 20,771.88	Joint Communications	\$ 62,829.21
Building Services Division	\$ 72,325.13	Library Grants	\$ 5,323.60
CD – Federal Programs	\$ 34,724.82	Parks Operations	\$ 152,372.29
Cedar Rapids Public Library	\$ 133,925.85	Police	\$ 680,069.39
City Band	\$ 16,215.00	Public Works	\$ 16,892.21
City Manager	\$ 45,201.87	Public Works – Engineering	\$ 117,252.83
Civil Rights	\$ 12,924.90	Purchasing Service	\$ 11,688.80
Clerk	\$ 11,905.21	Recreation	\$ 48,991.65
Community Develop – DOD	\$ 35,973.38	Sewer Operations	\$ 58,050.23
Council	\$ 6,804.95	Street Operations	\$ 139,705.54
Development Services	\$ 36,910.97	Traffic Engineering	\$ 48,690.38
Facilities Maint Service	\$ 45,957.99	Transit	\$ 109,989.32
Finance	\$ 14,413.60	Treasury Operations	\$ 12,202.28
Finance – Analysts	\$ 15,279.58	Utilities	\$ 13,002.85
Financial Operations	\$ 43,452.33	Utilities – Solid Waste	\$ 90,831.95
Fire	\$ 394,153.98	Veterans Memorial	\$ 18,237.28
Five Seasons Parking	\$ 7,659.76	Water Operations	\$ 271,104.50
Fleet Maintenance	\$ 81,465.26	Water Pollution Control	\$ 181,371.95
Golf Operations	\$ 51,942.94	<b>Grand Total</b>	<b>\$ 3,366,803.98</b>

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Amy Stevenson  
**E-mail Address:** AmyS@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5061

**Alternate Contact Person:** Bridget McMenemy  
**E-mail Address:** b.mcmenemy@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5272

**Description of Agenda Item:** Boards and commissions

Resolution appointing the following individual:

- a. Appointing Shawn Grommon (effective through June 30, 2017) to the Grants and Programs Citizens Advisory Committee.

CIP/DID #OB534302

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

### Background:

Many board and commission terms expired on June 30, 2016. This agenda includes an appointment for the remaining vacant position on the Grants and Programs Citizens Advisory Committee.

**Action/Recommendation:** Approve resolution as presented

**Alternative Recommendation:**

**Time Sensitivity:** None

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

## APPOINTMENT

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 Grants and Programs Citizens Advisory Committee for the term as indicated or until a successor is appointed and qualified:

<u>Member</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Shawn Grommon	07/12/2016	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 Shawn Grommon to the Grants and Programs Citizens Advisory Committee for the term indicated above is hereby given.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Bruce Jacobs  
**E-mail Address:** b.jacobs@cedar-rapids.org

**Phone Number/Ext.:** 5913

**Alternate Contact Person:** Kevin Kirchner  
**E-mail Address:** k.kirchner@cedar-rapids.org

**Phone Number/Ext.:** 5902

**Description of Agenda Item:** Intent and levy assessments  
 Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 33 properties.  
 CIP/DID #WTR071216-001

**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 delinquent 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:** 07/12/16

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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 23rd day of August, 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., August 23, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## LIEN INTENTS (SPECIAL ASSESSMENTS) 7/12/16

LIEN INTENTS 7/12/16			
#	Balance Due	Premise Address	
1	\$ 1,737.43	112 31ST ST NE	
2	\$ 71.58	152 14TH AVE SW	
3	\$ 220.63	204 CHATHAM RD NE	
4	\$ 232.35	210 16TH ST SE	
5	\$ 211.68	337 22ND ST NE	
6	\$ 192.47	383 17TH ST SE	
7	\$ 240.31	615 17TH ST NE	
8	\$ 75.61	716 8TH AVE SW	
9	\$ 229.72	829 17TH ST SW	
10	\$ 61.99	869 19TH ST SE	
11	\$ 159.99	889 OAKLAND RD NE	
12	\$ 177.14	905 OAK ST, ROBINS, IA	
13	\$ 168.05	909 WRIGHT BROTHERS BLVD SW	
14	\$ 204.29	922 SUBURBAN ST NE	
15	\$ 111.86	1006 MEMORY LN SE	
16	\$ 157.73	1017 ASHFORD DR NE	
17	\$ 141.32	1207 34TH ST NE	
18	\$ 177.07	1229 30TH ST NE	
19	\$ 151.30	1245 F AVE NE	
20	\$ 128.24	1512 7TH AVE SE	
21	\$ 399.92	1645 B AVE NE	
22	\$ 324.19	1711 A AVE NE	
23	\$ 163.72	1801 BEVER AVE SE	
24	\$ 138.31	1929 9TH ST SW	
25	\$ 242.91	2501 TOWNE HOUSE DR NE	
26	\$ 183.81	2905 RUSSELL DR NE	
27	\$ 188.14	3000 SPRUCE AVE SE	
28	\$ 140.06	3739 RICHMOND RD NE	
29	\$ 85.72	3865 37TH AVE SW #D	
30	\$ 177.62	4501 BENTON ST NE	
31	\$ 96.41	5300 MICHAEL DR NE	
32	\$ 88.22	7414 WORCESTER RD, PALO, IA	
33	\$ 108.11	9214 LAWRENCE DRIVE E SW	
	<b>\$ 7,187.90</b>	<b>GRAND TOTAL</b>	
	<b>33</b>	<b>NUMBER OF PROPERTIES</b>	
	<b>\$ 61.99</b>	<b>BALANCE DUE - LOW</b>	
	<b>\$ 1,737.43</b>	<b>BALANCE DUE - HIGH</b>	



## 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Maintenance bonds

Resolution accepting sanitary sewer in Tech Place Fourth Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$20,899.80.

CIP/DID #FLPT-011192-2014

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

### Background:

This item is for acceptance of a maintenance bond from Connolly Construction, Inc. for sanitary sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Connolly Construction, Inc.

**Alternative Recommendation:** If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Connolly Construction, Inc. has constructed sanitary sewer in Tech Place Fourth Addition, and

WHEREAS, said work has now been completed, and Connolly Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company (Mutual) in the sum of \$20,899.80 covering said work,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Connolly Construction, Inc. be and the same is hereby approved and 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

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Maintenance bonds

Resolution accepting storm sewer in Tech Place Fourth Addition and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$74,541.40.

CIP/DID #FLPT-011192-2014

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

### Background:

This item is for acceptance of a maintenance bond from Connolly Construction, Inc. for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Connolly Construction, Inc.

**Alternative Recommendation:** If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Connolly Construction, Inc. has constructed storm sewer in Tech Place Fourth Addition, and

WHEREAS, said work has now been completed, and Connolly Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company (Mutual) in the sum of \$74,541.40 covering said work,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Connolly Construction, Inc. be and the same is hereby approved and 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

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$3,433.01 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the 1st Avenue East South of 24th Street Drive SE Storm Sewer Improvements project (original contract amount was \$71,696.80; final contract amount is \$68,660.20).

CIP/DID #304391-03

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** Construction has been substantially completed by Rathje Construction Company for the 1st Avenue East South of 24th Street Drive SE Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304391-03) with a final construction contract amount of \$68,660.20. Funding resources for this project were approved in FY16 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 and issue final payment to the contractor in the amount of \$3,433.01.

**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, 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:** July 12, 2016

**Budget Information:** \$101,222 Fund 304, Dept ID 304000, Project 304391 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the 1st Avenue East South of 24th Street Drive SE Storm Sewer Improvements project (Contract No. 304391-03), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 9, 2016 in the amount of \$68,696.80 covering said work filed by Rathje Construction Company and executed by United Fire & Casualty 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	\$68,696.80
Possible Incentive	3,000.00
Change Order No. 1	1,901.40
Change Order No. 2 Final	(2,938.00)
Removal of Original Incentive	<u>(2,000.00)</u>
Amended Contract Amount	\$68,660.20

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 1st Avenue East South of 24th Street Drive SE Storm Sewer Improvements project, (Contract No. 304391-03) 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 \$3,433.01 to Rathje Construction Company as final payment.

The final contract price is \$68,660.20 distributed as follows: \$68,660.20; 304-304000-30485-304391, 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





Cadd File Name: R:\PROJECT\SCIP\304391 23rd St SE Drainage\304391-03\304391 Council Map.dwg



**1ST AVENUE EAST SOUTH OF 24TH STREET DRIVE SE  
STORM SEWER IMPROVEMENTS**





## 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$71,157.81 and approving the 4-year Performance Bond submitted by 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; final contract amount 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:** Construction has been substantially completed by 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. This is an approved Capital Improvements Project (CIP No. 3012111-02) with a final construction contract amount of \$1,423,156.29. Funding resources for this project were approved in FY16 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 and issue final payment to the contractor in the amount of \$71,157.81.

**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, 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:** July 12, 2016

**Budget Information:** CIPs 3012111 (SLOST), 65500

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project (Contract No. 3012111-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 9, 2015 in the amount of \$1,316,955.75 covering said work filed by L.L. Pelling Company, Inc. and executed by Merchants Bonding Company (Mutual) 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	\$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

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 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project, (Contract No. 3012111-02) 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 \$71,157.81 to L.L. Pelling Company, Inc. as final payment.

The final contract price is \$1,423,156.29 distributed as follows: \$1,423,156.29; \$24,228 625-625000-625884-6252014088, \$79,892.25 301-301000-30185-3012111, \$43,985.08 655-655000-65585-6550024, \$1,275,050.96 301-301000-7970-3012111

, 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

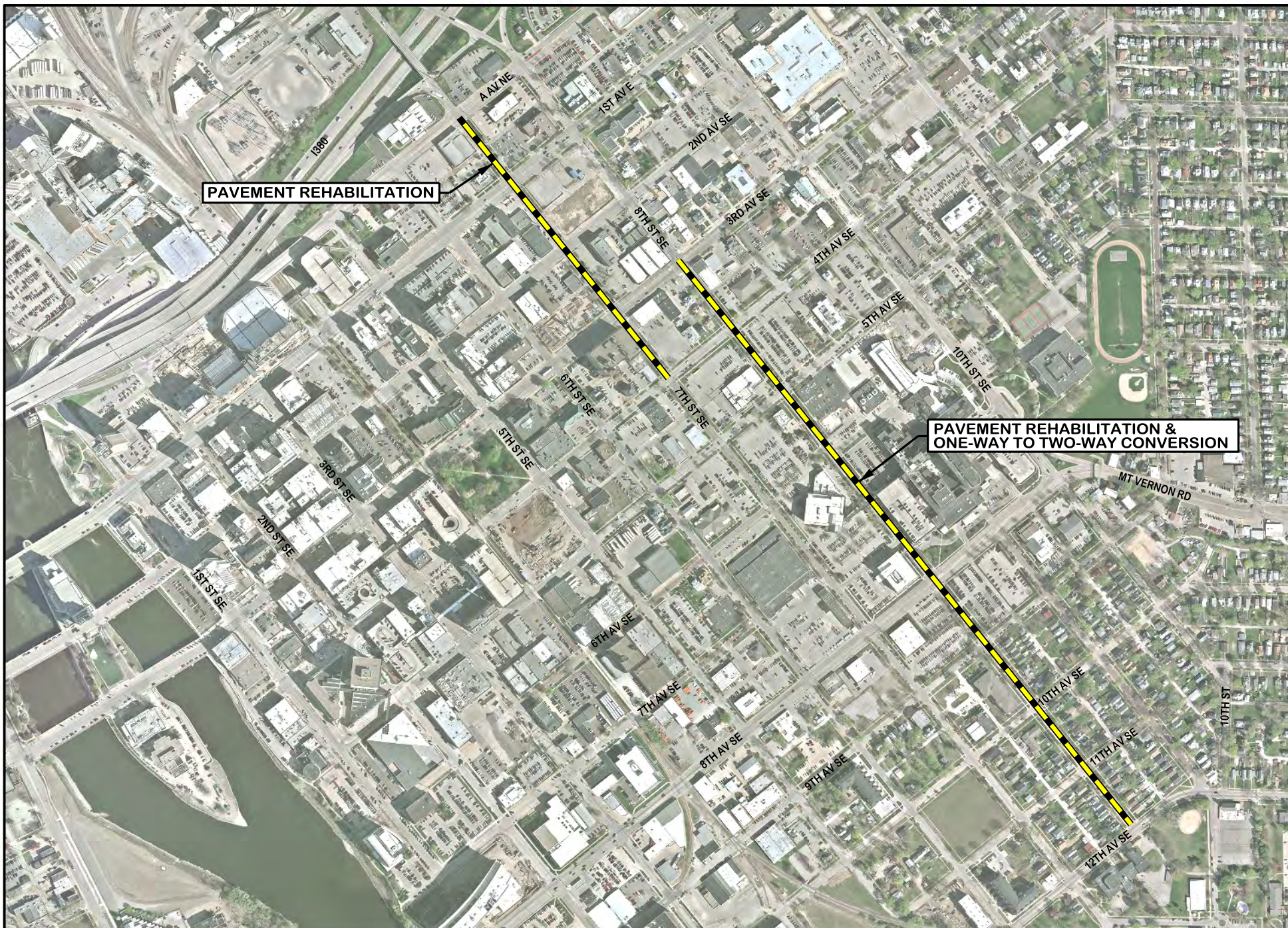
MayorSignature

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, PE

**Phone Number/Extension:** 5847

**E-mail Address:** r.betts@cedar-rapids.org

**Description of Agenda Item:** Accept projects

Authorizing Change Order No. 4 (Final) deducting the amount of \$10,809, accepting project, authorizing final payment in the amount of \$11,719.27 and approving the 4-year Performance Bond submitted by Lodge Construction, Inc. for the 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project (original contract amount was \$174,902.50; total contract amount with this amendment is \$234,385.31).

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.

Construction has been substantially completed by Lodge Construction, Inc. for the 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304286-01) with a final construction contract amount of \$234,385.31. 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 approval of the resolution to authorize Change Order No. 3, accept the project and performance bond and issue final payment to the contractor in the amount of \$11,719.27.

**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. 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, 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:** July 12, 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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies that the work on 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project (Contract No. 304286-01), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated September 22, 2015 in the amount of \$164,902.50 covering said work filed by Lodge Construction, Inc. and executed by North American Specialty Insurance Company provides a four-year correction period for defects in materials and workmanship,

NOW THEREFORE, 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. 4 (Final) deducting the amount of \$10,809 with Lodge Construction, Inc. for the 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> 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
Change Order No. 4 Final	(10,809.00)
Removal of Original Incentive Value	<u>(6,000.00)</u>
Amended Contract Amount	\$234,385.31

General ledger coding for this Change Order to be as follows: (\$10,809); (\$8,689) 304-304000-30485-304286, (\$2,120) 304-304000-30486-304286

BE IT FURTHER RESOLVED that the 16<sup>th</sup> Avenue SW (Between 18<sup>th</sup> and 20<sup>th</sup> Streets SW) Storm Sewer Improvements project, (Contract No. 304286-01) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$11,719.27 to Lodge Construction, Inc. as final payment.

The final contract price is \$234,385.31 distributed as follows: \$234,385.31; \$212,471.83 304-304000-30485-304286, \$21,913.48 304-304000-30486-304286

BE IT FURTHER RESOLVED, that the four-year correction period as provided by the Performance Bond commences on this date, 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



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**16TH AVENUE SW (BETWEEN 18TH STREET AND 20TH STREETS SW) STORM SEWER IMPROVEMENTS**







## 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$12,514.29 and approving the 4-year Performance Bond submitted by Rathje Construction Co. for the 20<sup>th</sup> Avenue SW East of 13<sup>th</sup> Street Culvert Replacement project (original contract amount was \$245,667; final contract amount is \$250,285.88).

CIP/DID #304423-02

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** Construction has been substantially completed by Rathje Construction Co. for the 20th Avenue SW East of 13th Street Culvert Replacement project. This is an approved Capital Improvements Project (CIP No. 304423-02) with a final construction contract amount of \$250,285.88. Funding resources for this project were approved in FY16 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 and issue final payment to the contractor in the amount of \$12,514.29.

**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, 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:** July 12, 2016

**Budget Information:** CIP 304000 304434 NA: \$369,407

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the 20th Avenue SW East of 13th Street Culvert Replacement project (Contract No. 304423-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated July 28, 2015 in the amount of \$243,167 covering said work filed by Rathje Construction Co. and executed by United Fire & Casualty 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	\$243,167.00
Possible Incentive	2,500.00
Change Order No. 1	785.00
Change Order No. 2	2,861.54
Change Order No. 3	3,855.00
Change Order No. 4	3,223.04
Change Order No. 5 Final	(3,605.70)
Removal of Original Incentive	<u>(2,500.00)</u>
Amended Contract Amount	\$250,285.88

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 20th Avenue SW East of 13th Street Culvert Replacement project, (Contract No. 304423-02) 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 \$12,514.29 to Rathje Construction Co. as final payment.

The final contract price is \$250,285.88 distributed as follows: \$250,285.88 304-304000-18520-304423, 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

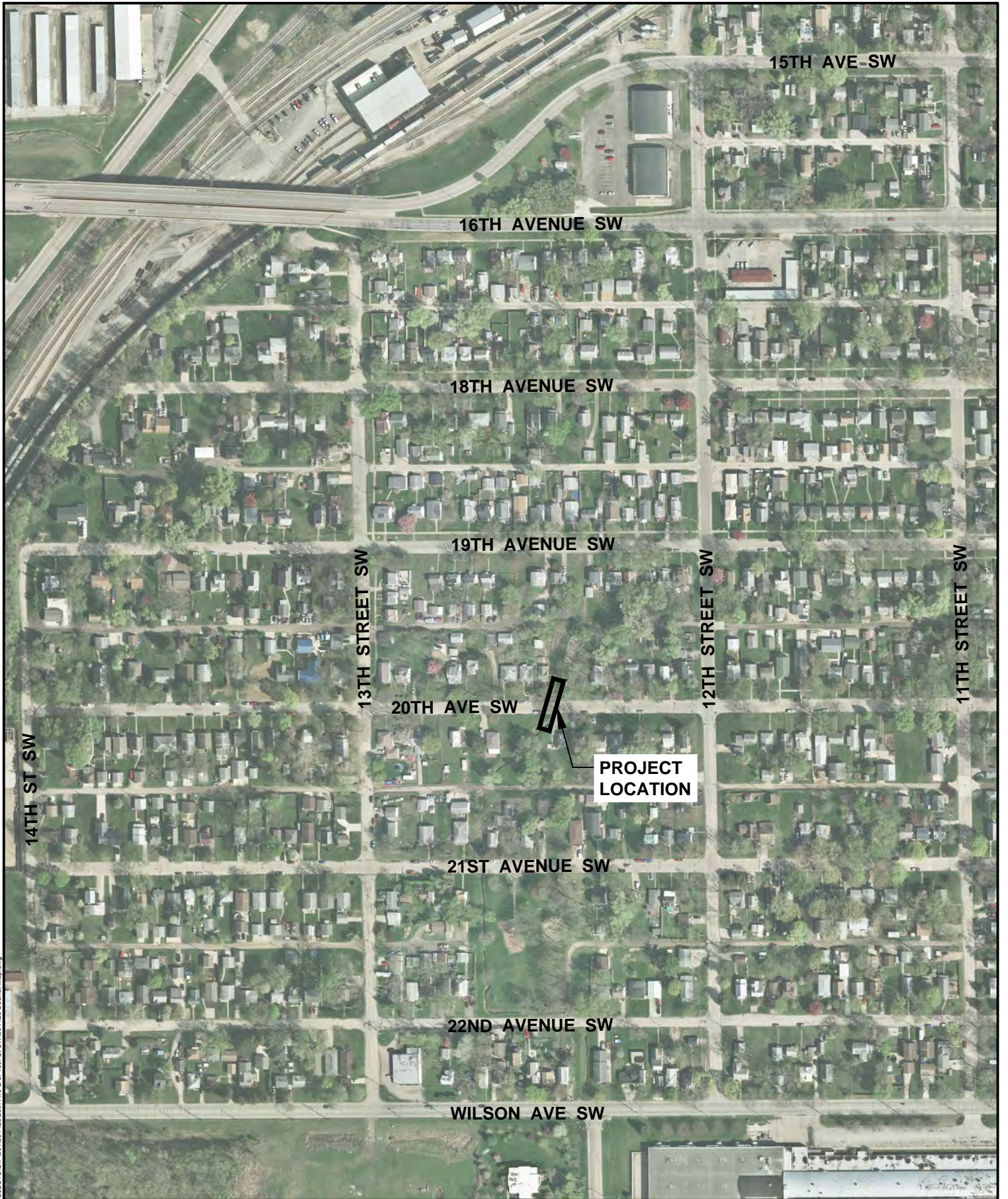
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Chief File Name: W:\PROJECTS\CI\304\304423\20th Ave E of 13th St SW\304423 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$6,061.90 and approving the 1-year Performance Bond submitted by Tricon General Construction for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project (original contract amount was \$116,000; final contract amount is \$121,237.92).

CIP/DID #314100-02

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

**Background:** Construction has been substantially completed by Tricon General Construction for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project. This is an approved Capital Improvements Project (CIP No. 314100-02) with a final construction contract amount of \$121,237.92. Funding resources for this project were approved in FY16 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 and issue final payment to the contractor in the amount of \$6,061.90.

**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, 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:** July 12, 2016

**Budget Information:** 314/31400/314100-18401 ADA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project (Contract No. 314100-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 12, 2016 in the amount of \$106,000 covering said work filed by Tricon General Construction, Inc. and executed by Fidelity and Deposit Company of Maryland provides a 1-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$106,000
Possible Incentive	10,000
Change Order No. 1	<u>5,237.92</u>
Amended Contract Amount	\$121,237.92

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 1-year correction period as provided by the Performance Bond began on March 29, 2016, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project, (Contract No. 314100-02) 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 \$6,061.90 to Tricon General Construction, Inc. as final payment.

The final contract price is \$121,237.92 distributed as follows: \$121,237.92 314-314000-18401-314100, 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:** Development Services

**Presenter at Meeting:** Joe Mailander

**Phone Number/Ext.:** 319-286-5822

**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** John Reasoner

**Phone Number/Ext.:** 319-286-5806

**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Description of Agenda Item:** Final plats

Resolution approving the Final Plat of Stone Creek Commercial Second Addition to Cedar Rapids, Linn County, Iowa for land located at 5710 Dean Road SW.

CIP/DID #FLPT-023218-2016

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

### Background:

The property owner submitted the Final Plat of Stone Creek Commercial Second Addition in conformance with the 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 two (2) lots and a total plat area of 6.70 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:** July 12, 2016

**Budget Information:** NA

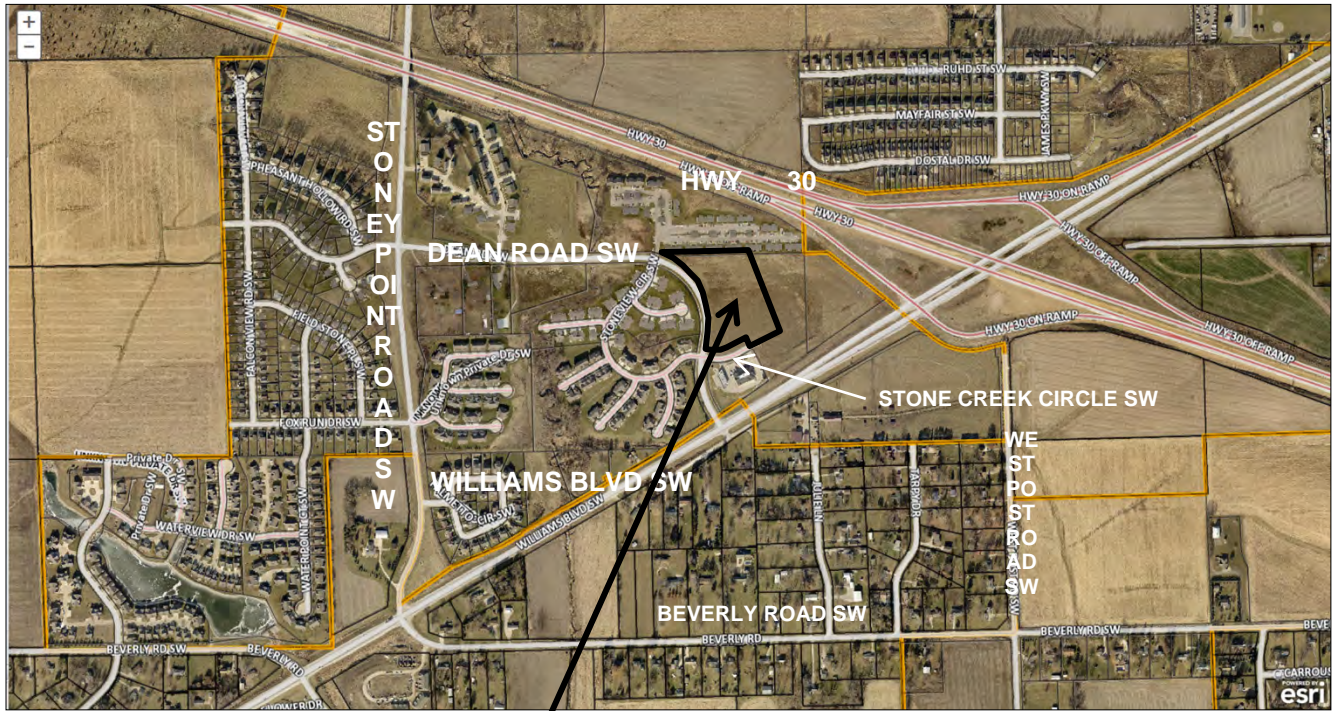
**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

## LOCATION MAP



**Location of the Final  
Plat of Stone Creek  
Commercial 2<sup>nd</sup>  
Addition**



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, A PLAT OF STONE CREEK COMMERCIAL SECOND ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, containing two (2) lots, one of which is labeled Lot 1 and one of which is labeled Lot A, both inclusive, 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 Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreements, and are included as part of the final plat documents:

1. Development Agreement
2. Agreement to Construct a Temporary Rock Cul-de-sac
3. Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the City Development Services Department,

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 Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Stone Creek Commercial Second Addition to 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 all lands within the plat that are designated for streets, labeled as Lot A (more specifically being dedicated as Stone Creek Circle SW) is hereby approved and accepted, and the dedication 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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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 12<sup>th</sup> day of July, 2016.

ClerkSignature



## 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](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** John Reasoner

**Phone Number/Ext.:** 319-286-5806

**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Description of Agenda Item:** Final plats

Resolution approving the Final Plat of Westdale Third Addition to Cedar Rapids, Linn County, Iowa for land located at 2800 Edgewood Road SW.

CIP/DID #FLPT-023072-2016

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

### Background:

The property owner submitted the Final Plat of Westdale Third Addition in conformance with the 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 two (2) lots and a total plat area of 1.88 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:** July 12, 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 Westdale  
Third Addition**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, A PLAT OF WESTDALE THIRD ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing one (1) lot, numbered Lot 1, all inclusive, and lettered Lot A, 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 Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Easement Dedication Certificate
2. Agreement for Private Sanitary Sewer Facilities
3. Agreement for Private Water Main Facilities
4. Agreement for Private Storm Water Quality
5. Maintenance Agreement, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Development Services Department,

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 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 Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said WESTDALE THIRD ADDITION to 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 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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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 12th day of July, 2016.

ClerkSignature





## Council Agenda Item Cover Sheet

**Submitting Department:** Fleet Maintenance

**Presenter at Meeting:** Casey Drew

**Phone Number/Ext.:** 5097

**E-mail Address:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Alternate Contact Person:** Joy Huber

**Phone Number/Ext.:** 5886

**E-mail Address:** [j.huber@cedar-rapids.org](mailto:j.huber@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Fleet Services Division purchase of two 2016 Chevrolet Colorado pickup trucks from Bob Brown Chevrolet for use by the Engineering Division, in the amount of \$61,503.

CIP/DID #FLT009

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

This is a FY 2017 budgeted fleet replacement for equipment which has exceeded its lifecycle and cost-efficient life. This purchase is being made from Bob Brown Chevrolet of Urbandale, Iowa, who is an awarded dealer for State Bid Contract # MA-005-16114 for "2016 Trucks, Vans & SUV's" as let by the Iowa Department of Administrative Services.

### Action/Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

### Alternative Recommendation:

If not approved, the operating expenses for the City and end-user will continue to escalate.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** Fund 073, DEPT ID 073000 Project 073001

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of two 2016 Chevrolet Colorado pickup trucks for a budgeted and scheduled fleet replacement for use by the Engineering Division, and

WHEREAS, Bob Brown Chevrolet, of Urbandale, Iowa, is a current holder of the State Bid Contract No. MA-005-16114 for "2016 Trucks, Vans & SUV's" as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, Bob Brown Chevrolet is able to provide the requested vehicles at the State Bid contracted price, and

WHEREAS, the expenditure for said purchase will be \$30,731.50 each vehicle, for a total of \$61,503 budgeted in FY 2017 GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said 2016 Chevrolet Colorado pickup trucks from Bob Brown Chevrolet in the amount of \$61,503,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the recommendation above be accepted subject to the terms and conditions of the bid documents.

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named vehicles from Bob Brown Chevrolet 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:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Ext.:** 5807

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements

Contract with Iowa Title Company Linn County II LLC for title report services for the Engineering Division for two years for an annual amount not to exceed \$50,000.

CIP/DID #PUR0516-193

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

Purchasing Services solicited bids on behalf of the Engineering Division for title report services. These services will be utilized by the Real Estate area to provide record ownership and liens for residential and commercial properties the City obtains.

Two vendors submitted a bid and the Engineering Division recommends award to Iowa Title Company Linn County II LLC as the overall most responsible and responsive bidder. The contract will be from July 1, 2016 through June 30, 2018, with two additional two-year renewal options. The estimated annual cost of this contract is \$50,000.

Bids received:

VENDORS		Iowa Title Company Linn County II LLC	Republic Abstract & Settlement LLC
Vendor Location		Cedar Rapids	Cedar Rapids
Local Business Certificate on File (Yes/No)		Yes	Yes
Line Item	Description		
1	Report of record ownership and liens - residential	\$120.00	\$125.00
2	Report of record ownership and liens - commercial	\$150.00	\$175.00
3	New abstract - residential	\$550.00	\$125.00
4	New abstract - commercial	\$650.00	\$1,500.00
5	Continuation services - residential	\$275.00	\$400.00
6	Continuation services - commercial	\$320.00	\$500.00
7	Final continuation services - residential	\$165.00	\$150.00
8	Final continuation services - commercial	\$215.00	\$250.00
9	Addendum	\$20.00	\$0.00
10	Day of closing search	N/C w/in 90 days	\$50.00
11	Tax search	\$120 residential; \$150 commercial	\$75.00
12	Report of title	\$250 residential; \$285 commercial	\$350.00
13	Estimated time to prepare and submit report	2-3 days	2 days
14	Estimated time to prepare and submit new abstract	10-12 days	15-20 days
15	Estimated time to prepare and submit continuation	5-7 days	3-4 days
16	Estimated time to prepare and submit final continuation	Within 30 days	10 days
17	Estimated time to prepare and submit addendum	3-4 days	1 day
18	Estimated time to prepare and submit day of closing search	1 day	1 day
19	Estimated time to prepare and submit tax search	2-3 days	2 days
20	Estimated time to prepare and submit report of title	7-10 days	15 days

**Action/Recommendation:**

Authorize the City Manager and the City Clerk to execute the Contract as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** medium

**Resolution Date:** July 12, 2016

**Budget Information:** Budgeted in various CIP accounts

**Local Preference Policy:** Yes

**Explanation:** Iowa Title Company is a certified local vendor

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for Title Report Services on behalf of the Engineering Division; and

WHEREAS, bids were received from two Vendors; and

WHEREAS, the Engineering Division recommends that the contract be awarded to Iowa Title Company Linn County II LLC as the overall lowest responsive and responsible bidder, for an annual amount not to exceed \$50,000; and

WHEREAS, a two-year contract has been prepared for the contract period July 1, 2016 through June 30, 2018.

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:** Purchasing

**Presenter at Meeting:** Greg Smith  
**E-mail Address:** [g.smith@cedar-rapids.org](mailto:g.smith@cedar-rapids.org)

**Phone Number/Ext.:** 5224

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** Purchases, contracts and agreements

Amendment No. 1 to renew contract with Reliant Fire Apparatus, Inc. for Pricing Agreement for Parts and Training for the Fleet and Fire Departments for an annual amount not to exceed \$50,000 (original contract amount was \$60,000; renewal contract amount is \$50,000).

CIP/DID #PUR0515-231

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

**Background:** The City of Cedar Rapids currently owns a fleet of Pierce Fire Apparatus purchased from Pierce Manufacturing Inc. of Appleton, Wisconsin. The various parts and employee training for this apparatus is purchased on an as-needed basis from an authorized Pierce dealer, Reliant Fire Apparatus, Inc. (hereinafter called Reliant) of Slinger, Wisconsin.

The contract includes the following:

1. Pierce Parts - The City of Cedar Rapids shall receive a 10% discount from the published "Standard Customer List Pricing". Reliant shall state on every invoice the list price and the discounted price. This discount applies to all Pierce parts.
2. Other Manufacturer's Parts - In addition to Pierce parts, Reliant also receives various discounts from other manufacturers. The City of Cedar Rapids shall receive an additional 10% discount on these parts in addition to the already discounted prices Reliant receives from the manufacturers. Reliant shall state on every invoice the discounted price and the additional 10% discount. This discount applies to any brands of parts, other than Pierce, that the City may purchase from Reliant.
3. Training Allowance - The City of Cedar Rapids shall receive full tuition allowance for two (2) Pierce provided service training classes per year. Training is specific to each type of product. Training shall take place in Appleton, Wisconsin. All meals, transportation and lodging shall be the responsibility of the City of Cedar Rapids. Tuition that is not used annually can carry over from year to year but there is a maximum allowance of four (4) tuitions in a single year. The City shall receive a 10% discount off any class tuitions that exceed the allowable number in a given year.



Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1091-07-15	08-01-15 – 07-31-16
Amendment No. 1 to renew contract	Resolution No. pending	08-01-16 – 07-31-17

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** low

**Resolution Date:** 07-12-16

**Budget Information:** 071-071100-533102

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids currently owns a fleet of Pierce Fire Apparatus purchased from Pierce Manufacturing Inc. of Appleton, Wisconsin. The various parts and employee training for this apparatus is purchased on an as-needed basis from an authorized Pierce dealer, Reliant Fire Apparatus, Inc. of Slinger, Wisconsin; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period from August 1, 2016 through July 31, 2017; and

WHEREAS, the pricing structure is a discount off list price for the as-needed purchase of parts and training in an amount not to exceed \$50,000 annually; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1091-07-15	08-01-15 – 07-31-16
Amendment No. 1 to renew contract	Resolution No. pending	08-01-16 – 07-31-17

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 renew the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of three Toro Greensmaster, one Toro Groundsmaster and one Toro Reelmaster riding mowers for budgeted and scheduled fleet replacements for use by the Golf Division, and

WHEREAS, MTI Distributing (Grimes, Iowa) is a current holder of the state bid Contract #4425 for "Construction Equipment, Grounds Care and Mowing Equipment", as let by the Iowa Department of Transportation's Purchasing Department, and

WHEREAS, the cost and distribution of the mowers is as follows:

<u>Equipment .....</u>	<u>Price Each .....</u>	<u>Golf Course(s) .....</u>
Toro Greensmaster (3).....	\$27,121.38 .....	Ellis, Twin Pines, Jones
Toro Groundsmaster (1).....	\$19,368.33 .....	Gardner
Toro Reelmaster (1).....	\$50,653.71 .....	Ellis

, and

WHEREAS, the total expenditure of all mowers is \$151,386.18, budgeted in FY 2017 GL account Fund 073, Dept ID 073000, and

WHEREAS, Fleet Services Division has an existing Toro 325D mower available for use as trade-in towards the purchase of said equipment, with a trade-in value of \$1,500, and

WHEREAS, the Fleet Services Division recommends the purchase of said riding mowers from MTI Distributing for an amount of \$151,386.18 and to utilize the Toro 325D mower as a \$1,500 trade-in towards said purchase with a final expenditure of \$149,886.18,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the mowers from MTI Distributing as described herein, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to utilize the Toro 325D mower as trade-in for a value of \$1,500 towards said purchase.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Fleet Maintenance

**Presenter at Meeting:** Casey Drew

**Phone Number/Ext.:** 5097

**E-mail Address:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Alternate Contact Person:** Joy Huber

**Phone Number/Ext.:** 5886

**E-mail Address:** [j.huber@cedar-rapids.org](mailto:j.huber@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Fleet Services purchase of three 2016 Toro Greensmasters, one 2016 Toro Groundsmaster and one Toro Reelmaster riding mowers for use by the Golf Division from MTI Distributing in the amount of \$151,386.18, and authorizing Fleet Services to use an existing Toro 325D mower as trade-in value of \$1,500 towards the purchase price.

CIP/DID #FLT010

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

These are budgeted fleet replacements for equipment which have exceeded their lifecycle and cost-efficient life. The units to be purchased are as follows:

<u>Equipment .....</u>	<u>Price Each .....</u>	<u>Golf Course(s) .....</u>
Toro Greensmaster (3).....	\$27,121.38 .....	Ellis, Twin Pines, Jones
Toro Groundsmaster (1).....	\$19,368.33 .....	Gardner
Toro Reelmaster (1).....	\$50,653.71 .....	Ellis

The cost of all mowers totals \$151,386.18. Fleet Services will utilize an existing Toro 325D mower as trade-in towards the purchase price. The purchase price of the equipment is \$151,386.18; trade-in value is \$1,500 for a total of \$149,886.18

This purchase is being made from the state bid Contract #4425, for "Construction Equipment, Grounds Care and Mowing Equipment", as let by the Iowa Department of Transportation's Purchasing Department. MTI Distributing (Grimes, Iowa) is a current holder of Iowa Department of Transportation State bid Contract No. 4425.

### Action/Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

### Alternative Recommendation:

If not approved, the operating expenses for the City and end-use will continue to escalate.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** Fund 073, Dept ID 073000 Project 073002

**Local Preference Policy:** NA

**Explanation:** This is a purchase from the existing State of Iowa Bid Contract.

**Recommended by Council Committee:** NA

**Explanation:** NA





## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Sandi Fowler

**Phone Number/Ext.:** x5077

**E-mail Address:** [s.fowler@cedar-rapids.org](mailto:s.fowler@cedar-rapids.org)

**Alternate Contact Person:** Rebecca Johnson

**Phone Number/Ext.:** x5062

**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Amendment No. 1 to the contract with HBK Engineering, LLC for Design Services for ADA Compliance of Cedar Rapids Parking Ramps for Park Cedar Rapids for additional services in the amount of \$27,256 (original contract amount was \$24,764; total contract amount with this amendment is \$52,020).

CIP/DID #PUR1215-119

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

Proposals were solicited for design services for ADA compliance of Cedar Rapids parking ramps with two (2) vendors responding. Award was made to HBK Engineering who submitted the lowest responsive and responsible proposal for an initial period of April 21, 2016 through December 31, 2016.

Amendment No. 1 increases the scope of services to incorporate additional items that were identified by the Consultant and additional items from the comparative audit performed by the City's contracted ILA, Recreation Accessibility Consultants. The additional items were not included in the original DOJ reports in the Settlement Agreement but are required in order to achieve full ADA compliance in the 4<sup>th</sup> Avenue and GTC Parking Ramps. This amendment increases the dollar amount by \$27,256 for a new total contract amount of \$52,020.

While the scope of the project has more than doubled, the increased amount of \$52,020 is only 10% higher than the other proposal submitted in response to the RFP. The financial proposal submitted by Shive-Hattery for the original scope of services was \$47,000.

Summary of Contract to date:

	Price	Description
Original Contract	\$ 24,764	Signed by the City 04/21/2016
Amendment No. 1	\$ 27,256	Additional services added
Total	\$ 52,020	Not to exceed, except by written amendment

**Action/Recommendation:**

Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** High

**Resolution Date:** July 12, 2016

**Budget Information:** ADA Bonds – Class 18401 – Project 635202 (GTC) and 635201 (4<sup>th</sup> Ave)

**Local Preference Policy:** Yes

**Explanation:**

Local preference was applied at time the RFP was awarded but has no impact because the proposal submitted by a certified local business was more than 10% higher than the lowest responsive and responsible proposal.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and HBK Engineering, LLC are parties to a contract for Design Services for ADA Compliance of Cedar Rapids Parking Ramps for Park Cedar Rapids; and

WHEREAS, both parties have agreed to amend the contract to reflect additional services in the amount of \$27,256; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$ 24,764	Signed by the City 04/21/2016
Amendment No. 1	\$ 27,256	Additional services added
Total	\$ 52,020	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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Mike Duffy

**Phone Number/Ext.:** x5873

**E-mail Address:** [m.duffy@cedar-rapids.org](mailto:m.duffy@cedar-rapids.org)

**Alternate Contact Person:** Rebecca Johnson

**Phone Number/Ext.:** x5062

**E-mail Address:** [r.johnson2@cedar-rapids.org](mailto:r.johnson2@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Amendment No. 2 to renew the contract with Brown Supply Inc. for sewer castings for the Sewer Division for an annual amount not to exceed \$100,000 (original contract amount was \$50,000; renewal contract amount is \$100,000).

CIP/DID #PUR0415-218

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

Bids were solicited in 2015 on behalf of the Sewer Division for purchase and delivery of sewer castings on an as-needed basis with four (4) vendors responding. Award was made to Brown Supply Co., the lowest bidder, for an initial contract period of July 1, 2015 through June 30, 2016 with four (4) one-year renewal options available.

Amendment No. 2 is to renew the contract for the period of July 1, 2016 through June 30, 2017 with three (3) on-year renewal options remaining. Total annual expenditure will not exceed \$100,000.

### History of Contract to Date:

Description	Authorization	Dates
Initial term of contract	Resolution No. 0933-06-15	07/01/2015 – 06/30/2016
Amendment No. 1 to add volume	Resolution No. 0369-03-16	Effective 03/22/2016
Amendment No. 2 to renew contract	Pending	07/01/2016 – 06/30/2017

### Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

### Alternative Recommendation:

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** Sewer operating budget

**Local Preference Policy:** Yes

**Explanation:**

Local preference was applied when bids were evaluated for award of contract but did not impact award.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Brown Supply Inc. are parties to a contract for the annual as-needed purchase of Sewer Castings for the Sewer Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$100,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial term of contract	Resolution No. 0933-06-15	07/01/2015 – 06/30/2016
Amendment No. 1 to add volume	Resolution No. 0369-03-16	Effective 03/22/2016
Amendment No. 2 to renew contract	Pending	07/01/2016 – 06/30/2017

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. 2 to renew 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:** Purchasing

**Presenter at Meeting:** John Witt  
**E-mail Address:** j.witt@cedar-rapids.org

**Phone Number/Ext.:** 5800

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements

Amending Resolution No. 0609-05-16 with Electronic Technology Inc. to purchase 10 additional Axis PTZ cameras for Traffic Engineering for \$27,050 (original amount was \$189,350; amount with this resolution is \$216,400).

CIP/DID #PUR1215-116

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

City Council approved the purchase of 70 Axis PTZ Cameras through Resolution No. 0609-05-16. These cameras will be installed at 70 different intersections in order to monitor traffic flow and help with signal timing. Traffic Engineering desires to purchase 10 additional cameras for installation at different intersections.

The Iowa Department of Transportation has a contract with Electronic Technology Inc. for Axis PTZ Cameras and Traffic Engineering is piggybacking onto this contract for the purchase of 10 Axis PTZ cameras with mounting hardware and power supply for an amount not to exceed \$27,050. The cameras will be installed under a separate contract.

**Action/Recommendation:** Authorize the Traffic Engineering Division to purchase the Axis PTZ Cameras as described herein.

### Alternative Recommendation:

**Time Sensitivity:** Medium

**Resolution Date:** July 12, 2016

**Budget Information:** 306265

**Local Preference Policy:** Yes  
**Explanation:** NA

**Recommended by Council Committee:** No  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, City Council approved the purchase of 10 Axis PTZ cameras from Electronic Technology Inc. for the Traffic Engineering Division through Resolution No. 0609-05-16; and

WHEREAS, Traffic Engineering desires to purchase 10 additional cameras which will be installed at different intersections in order to monitor traffic flow and help with signal timing; and

WHEREAS, The Iowa Department of Transportation has a contract with Electronic Technology Inc. which Traffic Engineering is piggybacking onto for this purchase; and

WHEREAS, the cameras will be installed under a separate contract.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Traffic Engineering Division is authorized to purchase the Axis PTZ Cameras 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:** Bill Kiesel

**Phone Number/Ext.:** 5293

**E-mail Address:** w.kiesel@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

Amendment No. 7 to renew contract with B.G. Brecke, Inc. for process systems services for the Water Pollution Control Facility for an annual amount not to exceed \$200,000 (original contract amount was \$100,000; renewal contract amount is \$200,000).

CIP/DID #0313-221

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
--

### Background:

B.G. Brecke, Inc. was awarded the contract for as-needed process systems services through Resolution No. 1139-07-13. These services are to provide inspection services, testing, maintenance, repair and modifications for the liquid handling systems (piping, pressure vessels, tanks and other associated components).

This resolution is to renew the contract for the period August 1, 2016 through July 31, 2017. This is the fourth year of the contract; one additional one-year renewal option remains. B.G. Brecke, Inc. has increased some of their labor rates by less than 2%.

### Pricing Details

Job Classification	Firm Fixed Hourly Rate
Foreman/Supervisor	
Standard hourly rate	\$76.70
Overtime hourly rate	\$105.95
Double time hourly rate	\$135.20
Journeyman	
Standard hourly rate	\$73.55
Overtime hourly rate	\$101.10
Double time hourly rate	\$128.60
Apprentice/Laborer	
Standard hourly rate	\$50.85
Overtime hourly rate	\$67.10
Double time hourly rate	\$80.90
Welder	
Standard hourly rate	\$73.55
Overtime hourly rate	\$101.10

Job Classification	Firm Fixed Hourly Rate
Double time hourly rate	\$128.60
Pipefitter	
Standard hourly rate	\$73.55
Overtime hourly rate	\$101.10
Double time hourly rate	\$128.60
Millwright	
Standard hourly rate	\$70.95
Overtime hourly rate	\$92.40
Double time hourly rate	\$110.75
Boiler Technician	
Standard hourly rate	\$76.70
Overtime hourly rate	\$105.95
Double time hourly rate	\$135.20
Chemical Technician	
Standard hourly rate	\$75.80
Overtime hourly rate	\$104.80
Double time hourly rate	\$133.75
HVAC Technician	
Standard hourly rate	\$75.80
Overtime hourly rate	\$104.80
Double time hourly rate	\$133.75
Engineer	
Standard hourly rate	\$137.60
Excavation Supervisor	
Standard hourly rate	\$67.00
Overtime hourly rate	\$90.00
Double time hourly rate	\$111.00
Backhoe with Operator	
Standard hourly rate	\$125.00
Overtime hourly rate	\$145.00
Double time hourly rate	\$165.00
Dump Truck with Driver	
Standard hourly rate	\$125.00
Overtime hourly rate	\$145.00
Double time hourly rate	\$165.00
Pipelayer	
Standard hourly rate	\$62.00
Overtime hourly rate	\$82.00
Double time hourly rate	\$101.00
Number of hours respond to regular service call	24 hours
Can you respond within 2 hours for emergency work	Yes
Does your company have a minimum service call charge	No
Percentage charged for materials over invoice	10%
Days/hours for standard hourly rate	M-F 7a-3:30p
Days/hours for overtime hourly rate	M-F 3:30p-12a; Sat 7a-3:30p
Days/hours for double time hourly rate	M-F 12-7a; Sat 3:30p-7a; Sun, Holiday

#### Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 7 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** medium

**Resolution Date:** July 12, 2016

**Budget Information:**

Money has been allocated in the budget under account number 521108. GL coding will be determined at time of work order, depending on what area of the plant the work was performed.

**Local Preference Policy:** Yes

**Explanation:** B.G. Brecke, Inc. is a certified local vendor

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and B.G. Brecke, Inc. are parties to a contract for annual as-needed process systems services for the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$200,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1139-07-13	08/01/13 - 07/31/14
Amendment No. 1 to correct start date of Contract	Signed by the CITY 10/02/13	Effective 07/09/13
Amendment No. 2 for increase in volume of Work	Resolution No. 0358-03-14	Effective 03/25/14
Amendment No. 3 for increase in volume of Work	Resolution No. 0981-07-14	Effective 07/22/14
Amendment No. 4 to renew the Contract	Resolution No. 1069-08-14	08/01/14 - 07/31/15
Amendment No. 5 to add job classifications	Signed by the CITY 07/02/15	Effective 08/01/14
Amendment No. 6 to renew the Contract	Resolution No. 1094-07-15	08/01/15 - 07/31/16
Amendment No. 7 to renew the Contract	Pending	08/01/16 - 07/31/17

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. 7 to renew 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:** Public Works

**Presenter at meeting:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Alternate Contact Person:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$754,879.75, bond and insurance of Dave Schmitt Construction Co., Inc. for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail project (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:

Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	\$754,879.75
Vieth Construction Corporation, Cedar Falls, IA	\$798,978.53

Dave Schmitt Construction Co., Inc. submitted the lowest of the bids received by the Iowa Department of Transportation in Ames, Iowa, on June 21, 2016 for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail project. The bid is within the approved budget. Construction work is anticipated to begin this summer and expected to be completed within 50 working days.

### Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$754,879.75, bond and insurance of Dave Schmitt Construction Co., Inc. for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail 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 July 12, 2016 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** July 12, 2016

**Budget Information:** CIP No. 325012, NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 24, 2016 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and estimated cost for the CEMAR Trail: Phase 1B HMA Trail and the CEMAR Trail: Phase 1D HMA Trail (Contract No. 325012-06) public improvement projects for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on May 28, 2016 pursuant to which a public hearing was held on June 14, 2016, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on June 21, 2016 for the CEMAR Trail: Phase 1B HMA Trail project and the CEMAR Trail: Phase 1D HMA Trail project (IDOT Proposal No. 57-1187-783; Projects EDP-1187(778)--7Y-57 and TAP-U-1187(783)--8I-57) (City Contract No. 325012-06) for the City of Cedar Rapids, Iowa, and on June 21, 2016 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on June 28, 2016, and

WHEREAS, the following proposals were received:

Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	\$754,879.75
Vieth Construction Corporation, Cedar Falls, IA	\$798,978.53

, and

WHEREAS, general ledger coding to be as follows: \$754,879.75 325-325000-325012; and

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;
2. Dave Schmitt Construction Co., 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 Office and registration with the Department of Labor, the bid of Dave Schmitt Construction Co., Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to Dave Schmitt Construction Co., 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 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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



# CEMAR TRAIL PHASE 1





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5628

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

**Phone Number/Extension:** 5896

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$1,046,279 plus incentive up to \$22,000, bond and insurance of Ti-Zack Concrete, Inc. for the Curb Ramp Repair Project – NW Bid Package No. 2 project. Engineer's estimated cost is \$929,950.

CIP/DID #3016016-05

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

### Background:

Shekar Engineering, PLC (Des Moines, IA)	*\$ 876,177.00
Ti-Zack Concrete, Inc. (Le Center, MN)	\$1,046,279.00
Possible Incentive	<u>22,000.00</u>
Total Award	\$1,068,279.00
Curtis Contracting Corp., (Ely, IA)	\$1,105,915.00
	*Bid Errors

Ti-Zack Concrete, Inc. submitted the lowest responsive, responsible bid received on June 1, 2016 for the Curb Ramp Repair Project – NW Bid Package No. 2 project. The bid is within the approved budget. Construction work is anticipated to begin this summer and be completed within 95 working days.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Shekar Engineering was corrected to be 874,977, based on the unit prices submitted and the correct bid quantity totals. The bid submittal of Shekar Engineering did not include acknowledgement of the addendum and upon receipt of said addendum acknowledgement, Shekar Engineering changed their bid amount to \$887,493. Changing the bid amount after the bid opening is determined to provide a competitive advantage and the bid of Shekar Engineering is therefore considered to be non-responsive.



**Action/Recommendation:**

The Public Works Department recommends that the bid of Shekar Engineering be determined to be non-responsive and approval of the Resolution to award and approve contract in the amount of \$1,046,279 plus incentive up to \$22,000, bond and insurance of Ti-Zack Concrete, Inc. for the Curb Ramp Repair Project – NW Bid Package No. 2 project.

**Alternative Recommendation:**

If Council chooses to reject all bids and not award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/301000/3016016-18401 ADA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 10, 2016 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Curb Ramp Repair Project – NW Bid Package No. 2 (Contract No. 3016016-05) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on May 14, 2016 pursuant to which a public hearing was held on May 24, 2016, and

WHEREAS, the following bids were received, opened and announced on June 1, 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 June 14, 2016:

Shekar Engineering, (Des Moines, IA)	\$ 876,177.00
Ti-Zack Concrete, Inc. (Le Center, MN)	\$1,046,279.00
Possible Incentive	<u>22,000.00</u>
Total Award	\$1,068,279.00
 Curtis Contracting Corp., (Ely, IA)	 \$1,105,915.00

AND WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Shekar Engineering was corrected to be \$874,977, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, the Instructions to Bidders and contract documents require contractor bids to acknowledge receipts and consideration of all addenda issued and

WHEREAS, on May 27, 2016 the City issued Addendum No. 1 which among other things issued a new section 00300 A, which reduced bid Item No. 4 “ Remove and Reinstall Sign with New Post and created bid items No. 27 Perforated Square Steel Tube Posts and No. 28 “Signs, Sheet Aluminum 8”, and

WHEREAS, the bid submittal by Skekar Engineering was not accompanied by acknowledgement of the addendum as required both by the Code of Iowa and the bid specifications; and

WHEREAS, upon receipt of addendum acknowledgment, Shekar Engineering changed its bid amount to \$887,493, and

WHEREAS, the City Council has determined that Shekar Engineering's bid is irregular due to its failure to acknowledge the addendum and its changing of the bid amount, and

WHEREAS, to waive this bid irregularity and accept the revised bid amount would provide a competitive advantage to Shekar Engineering and as a result Shekar Engineering's bid should be, and hereby is, rejected, and

WHEREAS, general ledger coding for this public improvement shall be as follows: \$1,068,279 301-301000-18401-3016016;

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

1. The recitals contained hereinabove are found to be true and correct.
2. 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;
3. Ti-Zack Concrete, 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;
4. Subject to registration with the Department of Labor, the Bid of Ti-Zack Concrete, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Ti-Zack Concrete, Inc..
5. 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.

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:** John Witt, PE, PTOE

**Phone Number/Extension:** 5800

**E-mail Address:** j.witt@cedar-rapids.org

**Alternate Contact Person:** Matt Myers, PE, PTOE

**Phone Number/Extension:** 5718

**E-mail Address:** m.myers@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$15,880 for design services in connection with the 16th Avenue & Williams Parkway SW Traffic Signal Upgrading project (original contract amount was \$16,810, total contract amount with this amendment is \$39,980).

CIP/DID #306267-01

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

### Background:

Hall & Hall Engineers, Inc. has been contracted to provide design services for the 16<sup>th</sup> Avenue and Williams Parkway SW Traffic Signal Upgrading project. This project will increase mobility for all pedestrians as part of the Blue Zone program and Americans with Disabilities Act (ADA).

The consultant shall make modifications to the previously submitted final plans to accommodate new City standards for traffic signal design and layout. These would include modifying pole and pushbutton locations, signal head placement, phasing, medians and pavement markings. It would also include new ADA compliant pedestrian ramps and the addition of a battery backup system.

### Action/Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 2 of the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$15,880.

### 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:** July 12, 2016

**Budget Information:** 306/306000/306267 N/A (\$12,875) 301/301000/3012074 NA (\$3,005)

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Hall & Hall Engineers, Inc. to provide engineering design services for the 16<sup>th</sup> Avenue & Williams Parkway SW Traffic Signal Upgrading project, and

WHEREAS, the City of Cedar Rapids has determined that additional surveying, traffic signal improvements, and sidewalk ramp improvements should be completed at three additional intersections, including 16<sup>th</sup> Avenue SW and West Post Road SW, 16<sup>th</sup> Avenue SW and Jacolyn Drive SW, and Wiley Boulevard SW and 20<sup>th</sup> Avenue SW to bring those intersections into compliance with current Americans with Disabilities Act (ADA) requirements, and

WHEREAS, the City Traffic Engineer recommends Hall & Hall Engineers, Inc. provide these additional services and that amending their current Professional Services Agreement to include the work is in the best interest 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 are authorized to sign Amendment No. 2 to the engineering consultant agreement with Hall & Hall Engineers, Inc. in the amount of \$15,880 for the 16th Avenue & Williams Parkway SW Traffic Signal Upgrading project 306267-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$16,810
Amendment No. 1	\$7,290
Amendment No. 2	\$15,880
	<hr/>
Amended Contract Amount	\$39,980

General ledger coding for this amendment to be as follows:

Fund 306, Dept ID 306000 Project 306267-01	\$12,875
Fund 301, Dept ID 301000 Project 3012074	\$3,005

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





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### TRAFFIC SIGNAL UPGRADING PROJECT







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Nate Kampman

**Phone Number/Extension:** 5628

**E-mail Address:** n.kampman@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 Novak Design Group, PLC specifying an increased amount not to exceed \$80,462 for design services in connection with the Northwest Recreation Center project (original contract amount was \$390,000; total contract amount with this amendment is \$487,372).

CIP/DID #PRE069-12

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

### Background:

Novak Design Group, PLC will make changes to the construction documentation for the following City directed changes: enlarging the gymnasium, add corridor on south side of building, increase size of game area, change parking and drive to previous pavers, additional casework and add fiber optic cable. The schedule will not be impacted by additional professional services.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 4 of the Professional Services Agreement with Novak Design Group, PLC specifying an increased amount not to exceed \$80,462.

**Alternative Recommendation:** None, revisions to the Scope of Services are needed to facilitate completion and close out of the project.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** PRE069

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Council previously approved the Northwest Recreation Center as part of the Buildings and Facilities Master Plan, adopted in February 2009, and

WHEREAS, the Federal Emergency Management Agency (FEMA) has obligated Project Worksheets for the replacement of this facility, and

WHEREAS, on October 21, 2014, the City Council approved a Professional Services Agreement with Novak Design Group, PLC, and

WHEREAS, the City Engineer recommends enlarging the gymnasium, adding a corridor on the south side of the building, to increase the size of the game area, change parking and drive to previous pavers, additional casework and to add fiber optic cable and further recommends Novak Design Group, PLC provide additional construction documentation for said changes and that amending their current Professional Services Agreement to include this work is in the 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 are authorized to sign Amendment No. 4 to the engineering consultant agreement with Novak Design Group, PLC in the amount of \$80,462 for the Northwest Recreation Center PRE069-12. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$390,000.00
Amendment No. 1	\$5,105.00
Amendment No. 2	\$4,795.00
Amendment No. 3	\$7,010.00
Amendment No. 4	<u>\$80,462.00</u>
Amended Contract Amount	\$487,372.00

General ledger coding for this amendment to be as follows: Fund PRE069

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

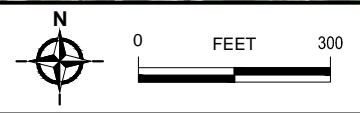




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**NORTHWEST RECREATION CENTER**







## 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 1 in the amount of \$20,287.28 with Curtis Contracting Corp. for the 2015 Sidewalk Ramp Improvements project (original contract amount was \$109,033; total contract amount with this amendment is \$129,320.28.

CIP/DID #3016016-02

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

**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 based 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 contractor removed a stump the City did not have time to remove. The original plans did not leave enough room to get the curb cuts in. The contractor needed to re-saw most areas. There were six locations that because of the deep cut needed to make the ramp compliant; re-grading was needed behind the sidewalk into private property. This was not taken into consideration on the plans. The contractor requested to hydroseed instead of sod, which will results in a \$4.00/SYD deduction.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 1 submitted by Curtis Contracting Corp.

**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:** July 12, 2016

**Budget Information:** \$89,266 301/301000/3016016 NA, \$90,155 301/301000/18401/3016016 ADA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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. 1 in the amount of \$20,287.28 with Curtis Contracting Corp. for the 2015 Sidewalk Ramp Improvements project, Contract No. 3016016-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$104,033.00
Possible Incentive Value	5,000.00
Change Order No. 1	<u>20,287.28</u>
Amended Contract Amount	\$129,320.28

General ledger coding for this Change Order to be as follows: \$20,287.28; \$14,184.94 301-301000-18401-306016, \$6,102.34 301-301000-30185-3016016

PASSED\_DAY\_TAG

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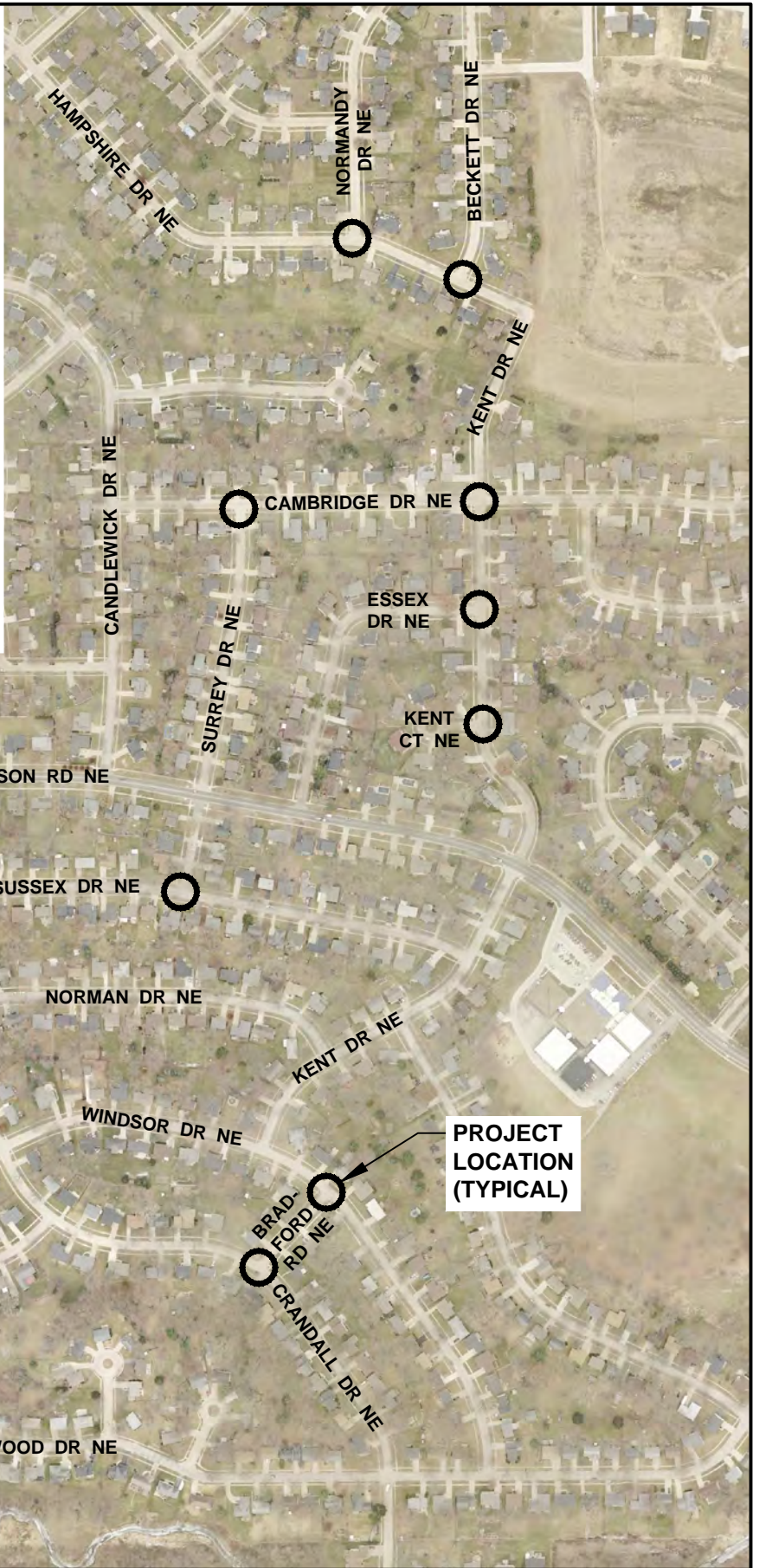
MayorSignature

Attest:

ClerkSignature

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## 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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 3 (Final) deducting the amount of \$5,639,06 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 \$218,66.37) **(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. 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. 3 (Final) 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:** July 12, 2016

**Budget Information:** 301/301990/301990-09 SLOST

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



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 (Final) deducting the amount of \$5,639.06 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	\$121,410.00
Original Incentive Value	8,000.00
Change Order No. 1	14,300.00
Change Order No. 2	80,917.00
Change Order No. 3 Final	(5,639.06)
Removal of Original Incentive Value	<u>(371.57)</u>
Amended Contract Amount	\$218,616.37

General ledger coding for this Change Order to be as follows: (\$5,639.06); (\$5,107.07) 301-301000-30185-301446, (\$531.99) 301-301000-7970-3012130.

PASSED\_DAY\_TAG

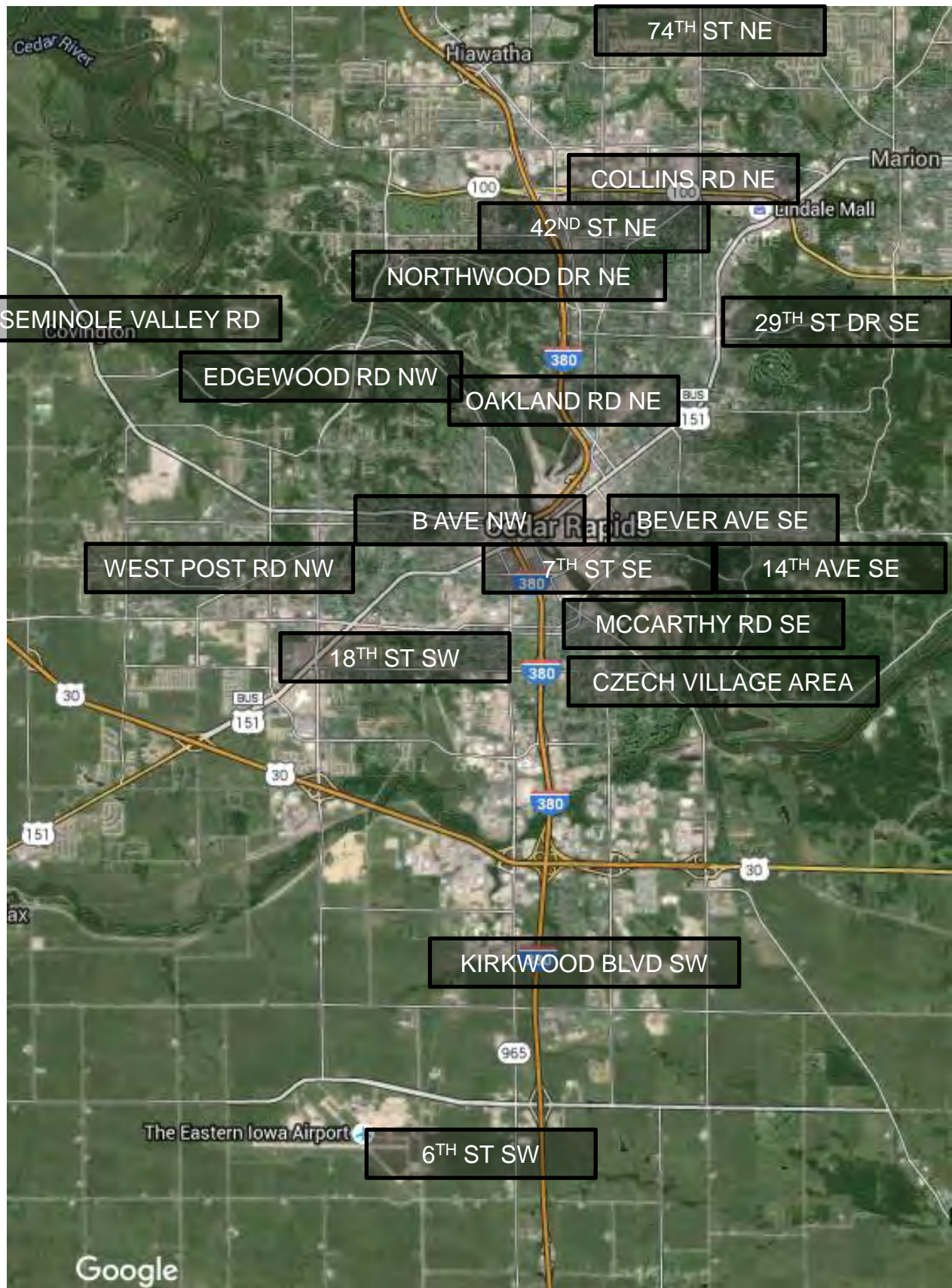
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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Russell Betts, PE  
**E-mail Address:** r.betts@cedar-rapids.org

**Phone Number/Extension:** 5847

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 1 in the amount of \$104,822.60 with Pirc-Tobin Construction, Inc. for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements project (original contract amount was \$1,913,406.54; total contract amount with this amendment is \$2,018,229.14) **(Paving for Progress)**.

CIP/DID #3012091-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our 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 based 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 subdrain specifications are SUDAS 4040.231 Case 3. Due to the adjacent soil types, the addition of filter fabric was needed to maintain the integrity of the stone backfill for the subdrain. An additional water main was added due to issues with the gas main being in the way of the new water main.

**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:** July 12, 2016

**Budget Information:** 301/301000/3012091 (SLOST)  
 625/6250000/6250051-625016014 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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. 1 in the amount of \$104,822.60 with Pirc-Tobin Construction, Inc. for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements, Contract No. 3012091-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,783,406.54
Possible Incentive Value	130,000.00
Change Order No. 1	104,822.60
	<hr/>
Amended Contract Amount	\$2,018,229.14

General ledger coding for this Change Order to be as follows: \$104,822.60; \$98,930 625-625000-6250051-6252016014, \$5,892.60 301-301000-7970-3012091

PASSED\_DAY\_TAG

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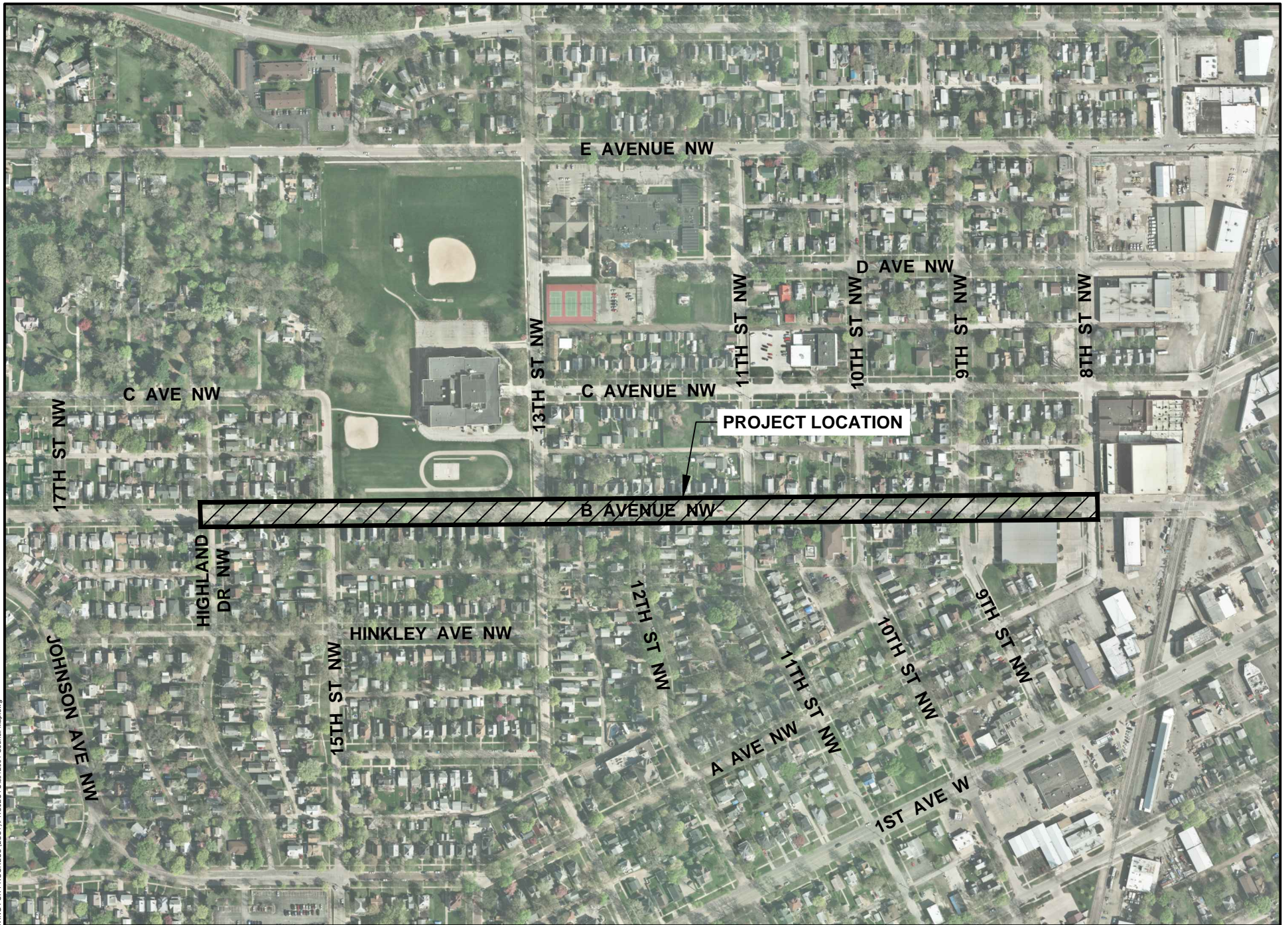
MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Loren Snell, PE

**Phone Number/Extension:** 5804

**E-mail Address:** l.snell@cedar-rapids.org

**Alternate Contact Person:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** p.wieneke@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 10 in the amount of \$13,750 with Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW project (original contract amount was \$2,014,119.92; total contract amount with this amendment is \$2,092,941.58).

CIP/DID #305121-02

**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. Additional work to relocated pedestrian crossing pushbuttons was added per City of Cedar Rapids Traffic Engineering division request. The mast arm pole pushbuttons will be moved to remote pushbutton posts at six locations. Each location required additional conduit, wiring, a remote pushbutton pole and relocation of the existing pole mounted button. This is being done to better address ADA accessibility concerns and travel distances to the street crossing from the pushbutton location.

### Action/Recommendation:

The Public Works Department recommends approval of Change Order No. 10 submitted by Peterson Contractors, 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:** July 12, 2016

**Budget Information:**

CIP No. 3012001 (streets/sidewalks) -	\$1,068,400
CIP No. 305121 (bridges) -	\$1,146,720
Total Construction Budget	\$2,215,120

**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

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. 10 in the amount of \$13,750 with Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37<sup>th</sup> Avenue SW project, Contract No. 305121-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,014,119.92
Change Order No. 1	6,703.32
Change Order No. 2	7,904.62
Change Order No. 3	7,399.00
Change Order No. 4	2,268.50
Change Order No. 5	1,393.41
Change Order No. 6	12,347.37
Change Order No. 7	2,045.48
Change Order No. 8	23,511.16
Change Order No. 9	1,498.80
Change Order No. 10	<u>13,750.00</u>
Amended Contract Amount	\$2,092,941.58

General ledger coding for this Change Order to be as follows: \$13,750 301-301000-30185-3012001.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at meeting:** Bruce Jacobs  
**E-mail Address:** b.jacobs@cedar-rapids.org

**Phone Number/Extension:** 5913

**Alternate Contact Person:** Jonathan Mouw  
**E-mail Address:** j.mouw@cedar-rapids.org

**Phone Number/Extension:** 5296

**Description of Agenda Item:** Purchases, contracts and agreements

Change Order No. 4 in the amount of \$6,045.00 with Ricklefs Excavating, Ltd. for the Edgewood Road Water Main Replacement project (original contract amount was \$696,794.80; total contract amount with this amendment is \$820,603.80).

CIP/DID #2014052-02

**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 and additional work based on contractor quotes reviewed and accepted based 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.

Bedrock was discovered at shallow depths in several locations to the north of the Edgewood Bridge. Adjustments in pipe, bedding and excavation quantities were required to contend with the natural conditions.

### Action/Recommendation:

The Utilities Department recommends approval of Change Order No. 4 submitted by Ricklefs Excavating, Ltd. for the Edgewood Road Water Main Replacement 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, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** 7/12/2016

**Resolution Date:** 7/12/2016

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The funding for the project is included in the FY2016 and FY2017 Water Division Capital Improvement Projects budget. The project will be funded from the following Utilities – Water CIP fund: 553000-625-625000-625884-2014052. Storm sewer repairs will be funded from Sewer fund 553000-304-304000-30485-304996.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$350,000 budgeted in the FY2016 CIP budget and \$350,000 in the projected FY2017 CIP budget for the construction of the Edgewood Road Water Main Replacement project. Additional funds are available by adjusting other items in the CIP budget or from reserves.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was 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



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Ricklefs Excavating, Ltd. was awarded the Edgewood Road Water Main Replacement project (Contract No. 2014052-02) by Resolution No. 1267-08-15 on August 24, 2015, and

WHEREAS, the Utilities Department – Water Division requested changes to the contract plans and specifications for the Edgewood Road Water Main Replacement project and

WHEREAS, Change Order No. 4 specifies a net increase in the amount of \$6,045.00 to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 4 in the amount of \$6,045.00 for the Edgewood Road Water Main Replacement project (Contract No. 2014052-02) be hereby approved and that the City Manager and City Clerk be authorized to execute Change Order No. 4. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$ 696,794.80
Change Order No. 1	+ 800.00
Change Order No. 2	+ 13,000.00
Change Order No. 3	+ 103,964.00
Change Order No. 4	+ <u>6,045.00</u>
Amended Contract Amount	\$ 820,603.80

Change Order No. 4 to be funded from the Utilities Department – Water Division CIP budget and coded to 553000-625-625000-625884-2014052 - \$6,045.00.

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](mailto:p.wieneke@cedar-rapids.org)

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 3 in the amount of \$55,509 with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 5 project (original contract amount was \$1,755,389; total contract amount with this amendment is \$1,782,410.38). **(FLOOD)**

CIP/DID #SSD102-06

**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. With the depth of excavation required and the close proximity to traffic, temporary barrier rails are required. The rock excavation was required to install the new 96" manhole. Due to the initial design being incorrect, the crew was at a standstill until the correct pipe grades were developed. City crews were unable to assist at the site to jet out the existing line that was full of sludge. Portland Cement Concrete Repair item was underestimated resulting in an increase.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 3 submitted by Dave Schmitt Construction Co., 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:** July 12, 2016

**Budget Information:** PW SSD102 (FLOOD)

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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 \$55,509.31 with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 5, Contract No. SSD102-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,738,389.00
Original Incentive Value	17,000.00
Change Order No. 1	(38,691.05)
Change Order No. 2	10,203.12
Change Order No. 3	55,509.31

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Amended Contract Amount	\$1,782,410.38
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General ledger coding for this Change Order to be as follows: \$55,509.31 330-330240-18511-SSD102 FLOOD

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  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Jason Junk  
**E-mail Address:** j.junk@cedar-rapids.org

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 4 in the amount of \$156,117.28 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 \$8,795,175.77) **(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. The length of the 87" casing was expanded because of the power lines overhead in the work area. The Electric Company could not turn the power off and the contractor's equipment was going to be too close to the high lines. An additional manhole was added to get the new sewer around an unknown buried structure. Additional sod was needed to repair all of the areas disturbed due to changes on the plans.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 4 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:** July 12, 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

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. 4 in the amount of \$156,117.28 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
Change Order No. 4	<u>156,117.28</u>
Amended Contract Amount	\$8,795,175.77

General ledger coding for this Change Order to be as follows: \$156,117.28 330-330240-18511-SSD011 FLOOD

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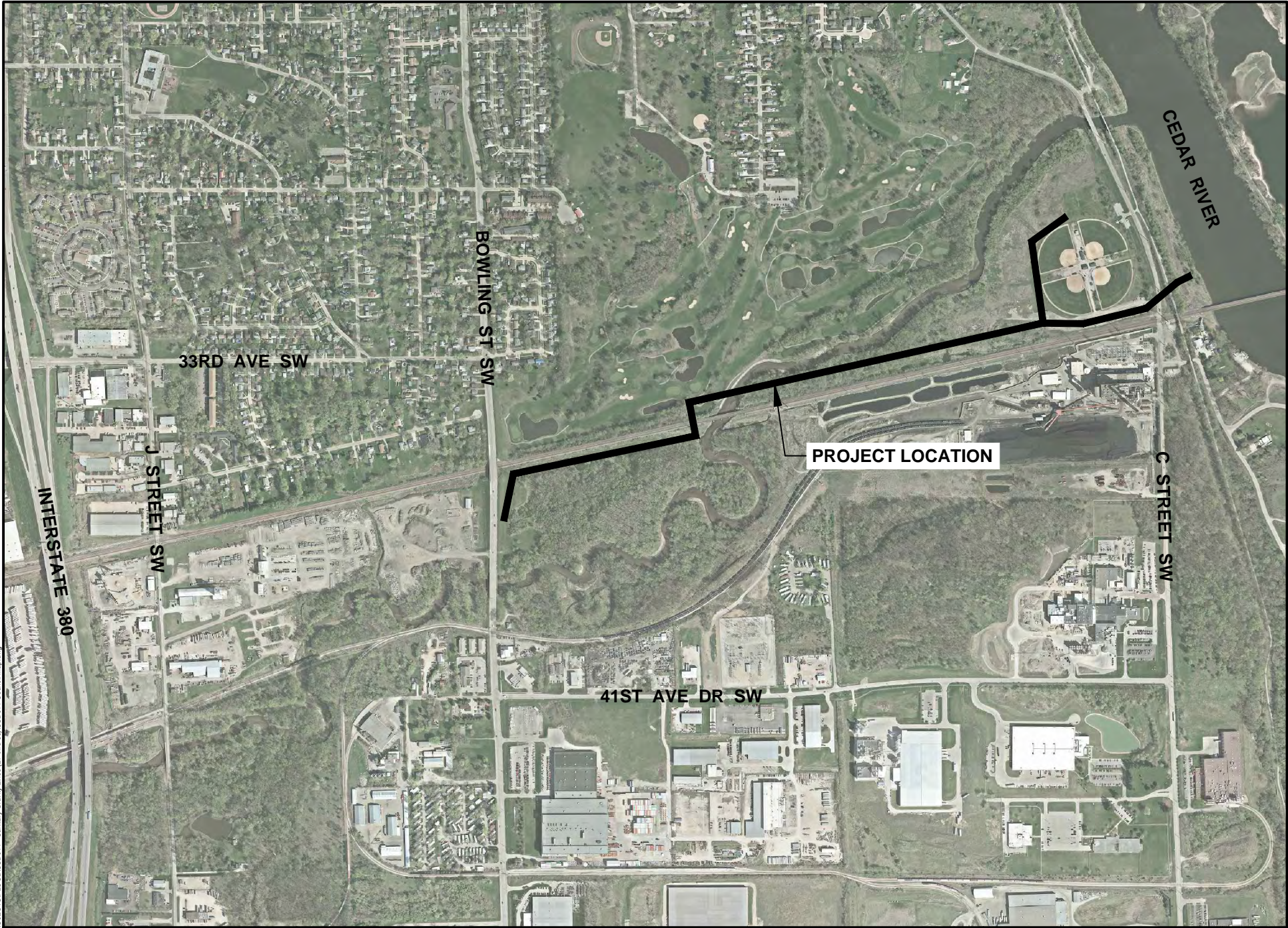
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

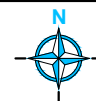




Cadd File Name: W:\PROJECTS\FLOOD\SDD011 - Sanitary Gravity Lines (27 thru 66)\SDD011 Council Map.dwg



**PRAIRIE CREEK FROM J STREET SW TO CEDAR RIVER,  
SANITARY SEWER RECONSTRUCTION PHASE 3**







## 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](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** John Reasoner

**Phone Number/Ext.:** 319-286-5806

**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Description of Agenda Item:** CONSENT AGENDA

Resolution accepting a 10 foot Traffic Signal and Public Utility Easement Agreement by MLY Real Estate, LLC for dedication of a traffic signal and utility easement along the south side of Blairs Ferry Road NE adjoining property located at 2745 Blairs Ferry Road NE.

CIP/DID #PLSV-022545-2016

<b>EnvisionCR Element/Goal:</b> GrowCR Goal 2: Manage Growth.
---

### Background:

The property owner submitted the easement agreement to the City as a requirement of a request to prepare a Plat of Survey for division of the subject property. The easement dedication is in accordance with the Plat of Survey requirements.

### Action/Recommendation:

City staff recommends approval of the resolution and acceptance of the 10' Traffic Signal and Public Utility Easement Agreement submitted by MLY Real Estate, LLC.

### Alternative Recommendation:

City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

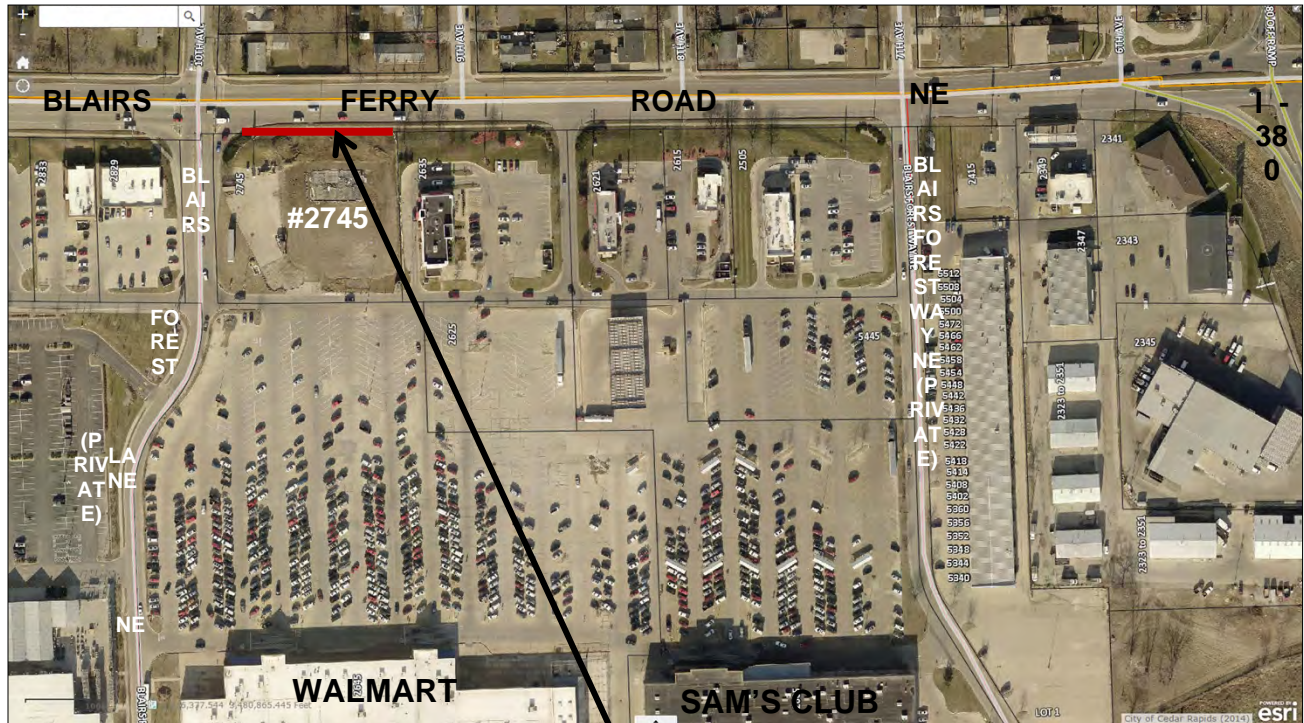
**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

## LOCATION MAP



**Location of the 10' wide Traffic Signal and Public Utility Easement being dedicated**

DSD  
RCR  
ENG  
FIN  
TED  
TRS  
CD  
ASR AUD FILE  
PLSV-022545-2016

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, as a requirement of a request to prepare a Plat of Survey for division of property at 2745 Blairs Ferry Road NE, MLY Real Estate, LLC submitted to the City a 10' Traffic Signal and Public Utility Easement Agreement for dedication of a 10' wide utility easement along the south side of Blairs Ferry Road NE adjoining said property at 2745 Blairs Ferry Road NE, and

WHEREAS, the easement agreement as submitted is recommended for approval by the Development Services Department, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the 10' Traffic Signal and Public Utility Easement Agreement noted above be and the same is hereby 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

**Presenter at Meeting:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Ext.:** 5807

**Alternate Contact Person:** Carol Morgan  
**E-mail Address:** c.morgan@cedar-rapids.org

**Phone Number/Ext.:** 5092

**Description of Agenda Item:** CONSENT AGENDA

Resolution establishing a sanitary sewer easement on the vacant City-owned parcel described as a one acre parcel of vacant land located easterly of and adjacent to 3425 and 3435 3<sup>rd</sup> Avenue SE.

CIP/DID #PRD-022224-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

### Background:

This parcel was originally utilized by the town of Kenwood Park for sanitary sewer facilities. Kenwood Park was annexed into the City of Cedar Rapids in 1926, however an easement was never formally established. Council recently accepted a bid for the sale of this landlocked, non-purposeful parcel to an adjacent parcel owner, and, prior to completing the sale, it is necessary to establish an easement for sanitary sewer facilities at this location.

**Action/Recommendation:** The Public Works Department recommends establishing a sanitary sewer easement over the entire parcel.

**Alternative Recommendation:** Convey the parcel without protecting City-owned facilities at this location.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director / City Engineer has determined the need for an easement for sanitary sewer facilities exists in order to accommodate the existing facilities, and

WHEREAS, The City of Cedar Rapids, OWNER of the one acre vacant parcel located easterly of and adjacent to 3425 and 3435 3<sup>rd</sup> Avenue SE and legally described as:

Part of section eleven (11), Township 83, North, Range 7, West of the 5<sup>th</sup> P.M. described as follows: Begin at a point which is located 281.5 feet south and 350 feet east of the center of said section, and run thence northwesterly at an angle of 26° 55' with the north and south quarter section line a distance of 210 feet, thence northeasterly at an angle of 63° 05' with said quarter section line 225 feet, more or less, to center line of Indian Creek, thence southerly down said creek to a point of opposite to place of beginning, and thence southwesterly at an angle of 63° 05' with said quarter section line 215 feet, more or less, to place of beginning

, and

WHEREAS, the Public Works Director / City Engineer recommends the City establish an easement for sanitary sewer facilities on this City-owned property, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the easement for sanitary sewer is hereby established by this resolution and 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

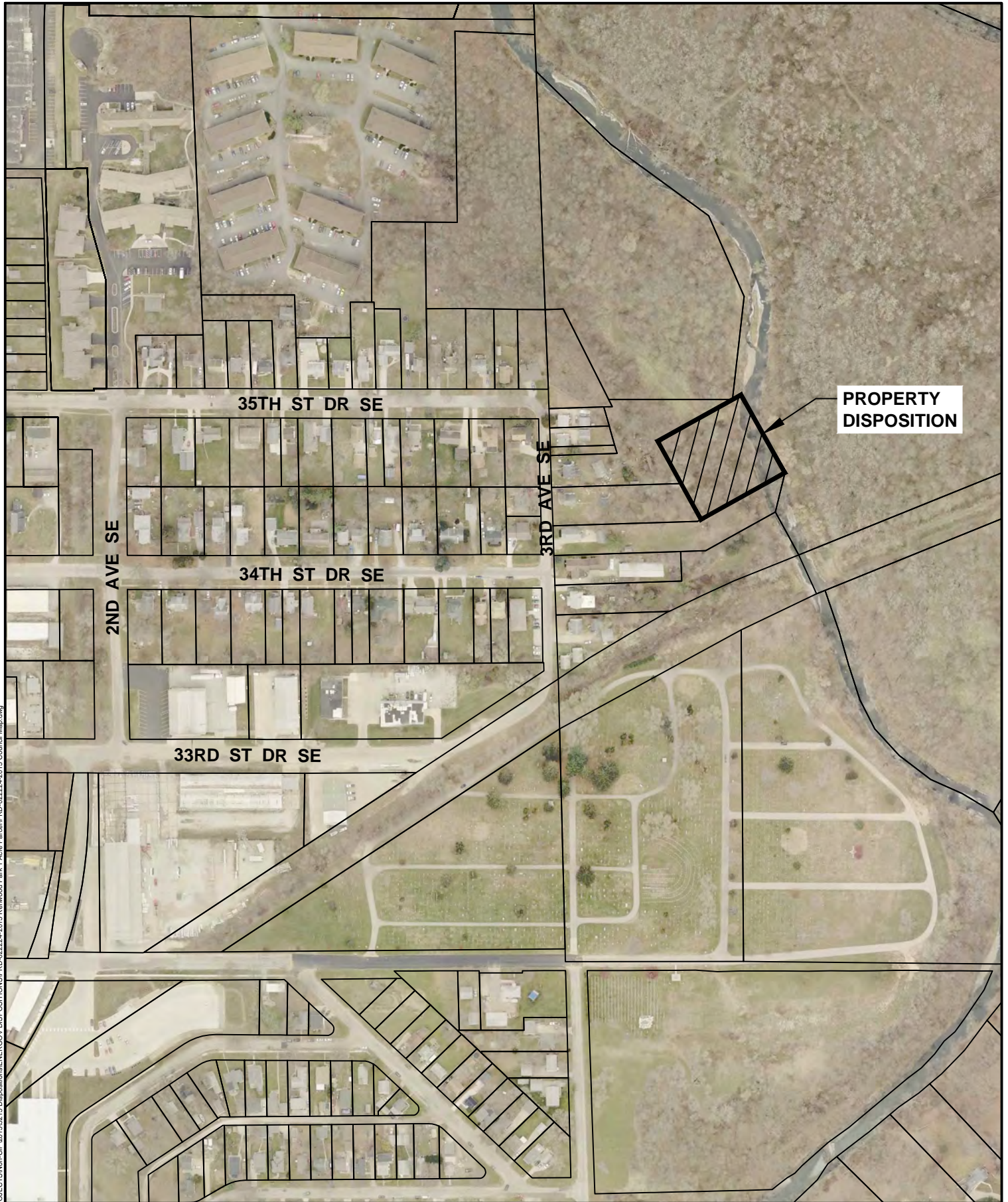
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





**PROPERTY  
DISPOSITION**

35TH ST DR SE

34TH ST DR SE

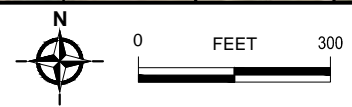
33RD ST DR SE

2ND AVE SE

3RD AVE SE



**PROPERTY DISPOSITION**



PRD-022224-2015



## 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:** Loren Snell

**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 Purchase Agreement in the amount of \$3,800 and accepting an Easement for Storm Sewer and a Temporary Grading Easement for Construction from Dennis J. Harrington and Brenda Harrington from land located at 2980 & 3300 Ellis Road NW in connection with the Ellis Road NW East of River Bluffs Drive Storm Sewer Replacement Project.

CIP/DID #304443-00

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The City Council previously approved funding towards the Ellis Road NW East of River Bluffs Drive Storm Sewer Replacement Project. The easements are required to accommodate the proposed Ellis Road NW East of River Bluffs Drive Storm Sewer Replacement Project storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation both hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,800 and accepting an Easement for Storm Sewer and a Temporary Grading easement for Construction from Dennis J. Harrington and Brenda Harrington.

**Alternative Recommendation:** Do not proceed with acquiring the proposed Easement for Storm Sewer and a Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure storm sewer improvements.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 304/304000/304443 - NA

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for storm sewer and a Temporary Grading Easement for Construction exists in order to accommodate the proposed facilities, and

WHEREAS, Dennis J. Harrington and Brenda Harrington, 3300 Ellis Road NW, OWNERS of the real property known and described as:

See Attached Permanent Storm Sewer Easement Exhibit "A"

in the City of Cedar Rapids, Linn County, Iowa, have agreed to convey the necessary easement for storm sewer and Temporary Grading Easement for construction at 2980 & 3300 Ellis Road NW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$3,595
Temporary Easement	\$205
TOTAL	<hr/> \$3,800

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for storm sewer 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 Ellis Road NW East of River Bluffs Drive Storm Sewer Replacement project (Fund 304, Dept. ID 304000, Project 304443, 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 Storm Sewer 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

# PERMANENT STORM SEWER EASEMENT

PERMANENT STORM SEWER EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS  
ELLIS ROAD NW IMPROVEMENTS  
CONTRACT # 304443-01

EXHIBIT "A"

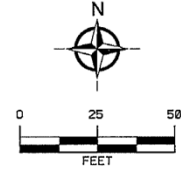
## PROPERTY OWNER:

HARRINGTON, DENNIS J. & BRENDA  
3300 ELLIS ROAD NW  
CEDAR RAPIDS, IA 52405  
BOOK 3398, PAGE 562

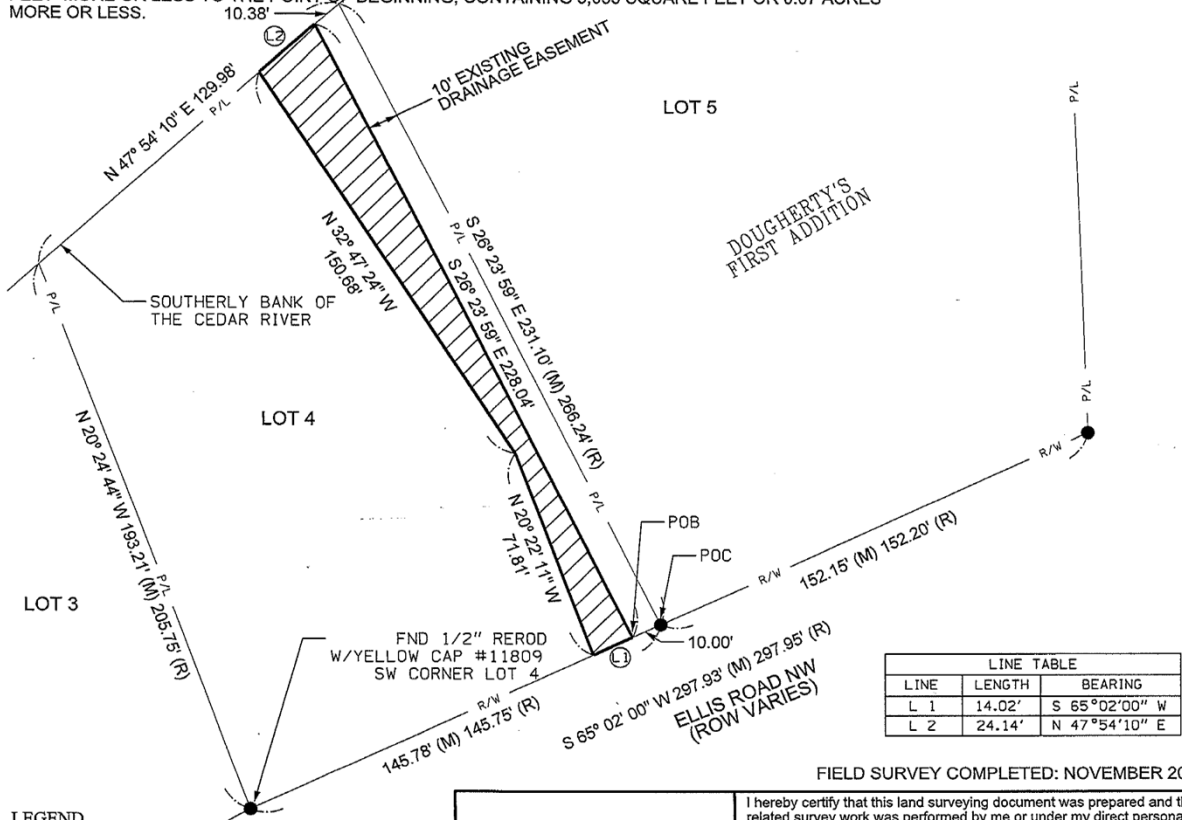
## LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 4 IN DOUGHERTY'S FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OR SAID LOT 4, THENCE SOUTH 65° 02' 00" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF ELLIS ROAD NORTHWEST, 10.00 FEET TO THE WEST LINE OF A EXISTING DRAINAGE EASEMENT SHOWN IN SAID DOUGHERTY'S FIRST ADDITION ALSO BEING THE POINT OF BEGINNING, THENCE SOUTH 65° 02' 00" WEST, 14.02 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF ELLIS ROAD NORTHWEST; THENCE NORTH 20° 22' 11" WEST, 71.81 FEET; THENCE NORTH 32° 47' 24" WEST TO THE SOUTHERLY BANK OF THE CEDAR RIVER, 150.68 FEET MORE OR LESS; THENCE NORTH 47° 54' 10" EAST ALONG THE SOUTHERLY BANK OF THE CEDAR RIVER TO THE WEST LINE OF SAID EXISTING EASEMENT, 24.14 FEET; THENCE SOUTH 26° 23' 59" EAST ALONG THE WEST LINE OF SAID EXISTING EASEMENT, 228.04 FEET MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 3,035 SQUARE FEET OR 0.07 ACRES MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LINE TABLE		
LINE	LENGTH	BEARING
L 1	14.02'	S 65°02'00" W
L 2	24.14'	N 47°54'10" E

## LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- FOUND 1/2" IRON PIPE (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- R/W --- RIGHT-OF-WAY LINE
- EASEMENT LINE
- P/L --- PROPERTY LINE

FIELD SURVEY COMPLETED: NOVEMBER 2015

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 Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, L.S.

License Number: 22847

My license renewal date is DECEMBER 31, 2016.

Pages or sheets covered by this seal:

6-21-2016

1051

SURVEY FOR:  
CITY OF CEDAR RAPIDS  
500 15TH AVENUE SW  
CEDAR RAPIDS, IA 52404  
PHONE: (319) 286-5802

FOTH PROJECT NO. 15C001-01 DATE: 2/23/2016



## Foth

Foth Infrastructure & Environment, LLC  
3950 River Ridge Drive NE, Suite A  
Cedar Rapids, IA 52402  
Phone: 319-365-9565 Fax: 319-365-9631

SHEET  
1 OF 1

Cadd File Name: W:\PROJECTS\CP\304304443 - Ellis Road NW East of River Bluffs Drive (FEMA - 141304443 Council Map.dwg



**ELLIS ROAD NW EAST OF RIVER BLUFFS DRIVE  
STORM SEWER REPLACEMENT**







## 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:** Doug Wilson

**Phone Number/Extension:** 5141

**E-mail Address:** d.wilson@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$3,310 and accepting an easement for storm sewer and a Temporary Grading Easement for construction from Midwest Metal Products Corp. from land located at 800 66<sup>th</sup> Avenue SW in connection with the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project (**Paving for Progress**).

CIP/DID #3012129-01

**EnvisionCR Element/Goal:** ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

**Background:** The easements are required to accommodate the proposed 66<sup>th</sup> Avenue Reconstruction project. Project improvements include culvert and water replacement, roadway reconstruction, new driveways and sidewalk installation. Compensation amounts proposed are based on comparable land sales within the area.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,310 and accepting an easement for storm sewer and a temporary grading easement for construction from Midwest Metal Products Corp.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/3010000/3012129 - SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of easements.

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for storm sewer and a Temporary Grading Easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Midwest Metal Products Corp., 800 66<sup>th</sup> Avenue SW, Cedar Rapids, IA 52404, OWNER, of the real property known and described as:

See Attached Storm Sewer Easement Plat

has agreed to convey the necessary easement for storm sewer and a temporary grading easement for construction at 800 66<sup>th</sup> Avenue SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$610
Temporary Easement	\$2,700
TOTAL	<u>\$3,310</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for storm sewer 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 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street (Fund 301, Dept. ID 3010000, Project 3012129, SLOST),

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 storm sewer 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

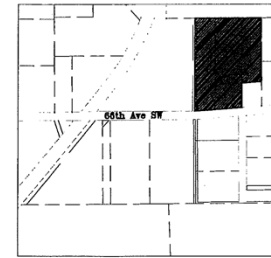
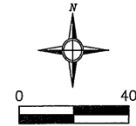
F:\ACAD\CR1502.dwg\CR1502\_Easements.dwg 1/15/2016 10:42 AM Ben Antons

### Legend

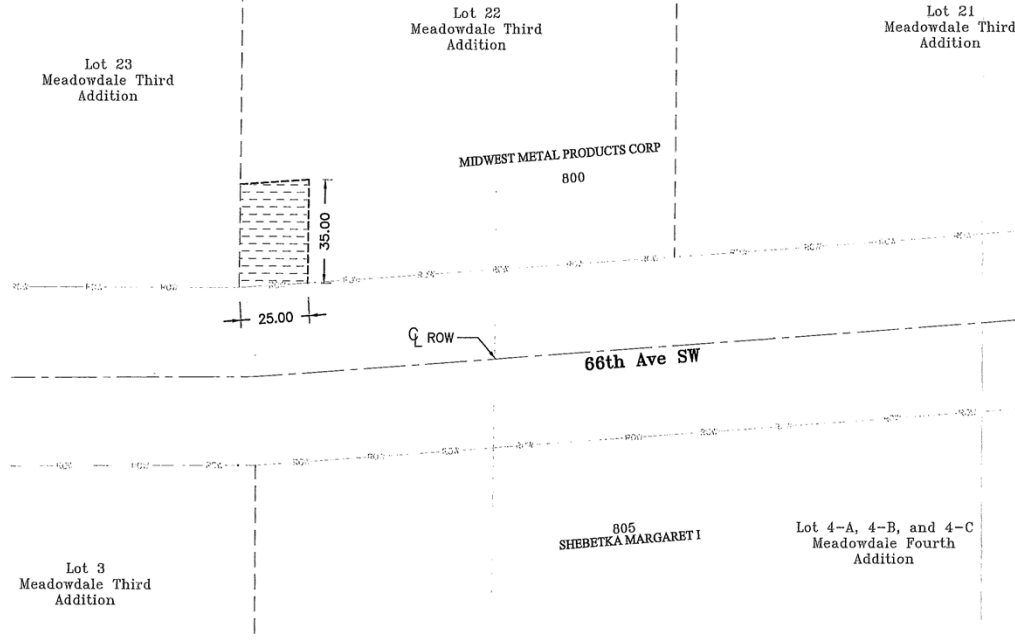
Boundary Line	---
Utility Easement	---
Section Line	---
Proposed Right of Way	---
Existing Right of Way	---
Existing Railroad Right of Way	---
Existing Centerline Roadway	---
Proposed Right of Way Acquisition	---
Proposed Construction Easement	---
Found 1/2"x30" Rebar	•
Set 1/2"x30" Rebar w/Orange Cap #17774	o
Set Section/Quarter Corner	Δ
Found Section/Quarter Corner	▲
Measured	(M)
Recorded	(R)
Point of Beginning	P.O.B.

## Storm Sewer Easement Plat

City of Cedar Rapids Linn County, Iowa



Location Map



#### OWNER:

MIDWEST METAL PRODUCTS CORP  
800 66TH AVE SW  
CEDAR RAPIDS IA 52404

#### PROPERTY ADDRESS:

800 66TH AVE SW  
Cedar Rapids, IA

#### PROPERTY LEGAL DESCRIPTION:

MEADOWDALE 3RD (LESS S'LY 175')

LOT 20 & ALL LOTS 21 & STR/LB 22

#### LEGAL DESCRIPTION:

The West 25 feet of the South 35 feet of Lot 20 Less the Southerly 175 Feet, All of Lots 21 and 22 Meadowdale Third Addition to Cedar Rapids, Iowa  
Said parcel contains 0.21 acres (294 SF)

PROJECT NO: CR1502

C.I.P. NO: 3012129-01

DRAWN BY: BGA  
APPROVED BY: GMH  
DATE:

NO.	REVISION DESCRIPTION	APPROVED	DATE



Storm Sewer Easement

800 66th Ave SW

SHEET NO.  
1  
OF  
1



## 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](mailto:r.rasmussen@cedar-rapids.org)

**Alternate Contact Person:** Doug Wilson

**Phone Number/Extension:** 5141

**E-mail Address:** [d.wilson@cedar-rapids.org](mailto:d.wilson@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$12,700 and accepting an Easement for Retaining Wall and Temporary Grading Easement from Monte D. Rife and Kelly A. Rife from land located at 1300 O Avenue NW in connection with the O Avenue NW Street Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard **(Paving for Progress)**.

CIP/DID #3012121-00

**EnvisionCR Element/Goal:** ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

**Background:** These easements are required to accommodate the proposed O Avenue NW Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard project. The project will utilize the Complete Streets Policy to develop a multimodal corridor and is funded by the Local Option Sales Tax (SLOST), approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales in the area provided by a qualified appraiser.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$12,700 and accepting an easement for retaining wall and a Temporary Grading Easement for Construction from Monte D. Rife and Kelly A. Rife.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the O Avenue NW Reconstruction project.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/3010000/3012121 SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for retaining wall and a Temporary Grading Easement exists in order to accommodate the proposed facilities, and

WHEREAS, Monte D. Rife and Kelly A. Rife, 1300 O Avenue NW, Cedar Rapids, Iowa 52405, OWNERS of the real property known and described as:

See Attached Permanent Easement Exhibit

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary easement for retaining wall and a Temporary Grading Easement for construction at 1300 O Avenue NW to the City of Cedar Rapids for consideration as follows:

Land by Fee Title	\$4,400
Permanent Easement	\$2,600
Temporary Easement	\$2,800
Damages	\$2,900
 TOTAL	 \$12,700

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for retaining wall 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 O Avenue NW Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard (Fund 301, Dept ID 3010000, Project 3012121 SLOST),

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 Easement for Retaining Wall from Monte D. Rife and Kelly A. Rife 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

# PERMANENT EASEMENT EXHIBIT

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS  
O AVENUE IMPROVEMENTS  
PARCEL 178  
CITY CONTRACT NO. 3012121-01

## PROPERTY OWNER:

RIFE, MONTE D. & KELLY A.  
1300 O AVE NW  
CEDAR RAPIDS, IA 52405  
BOOK 5287, PAGE 152

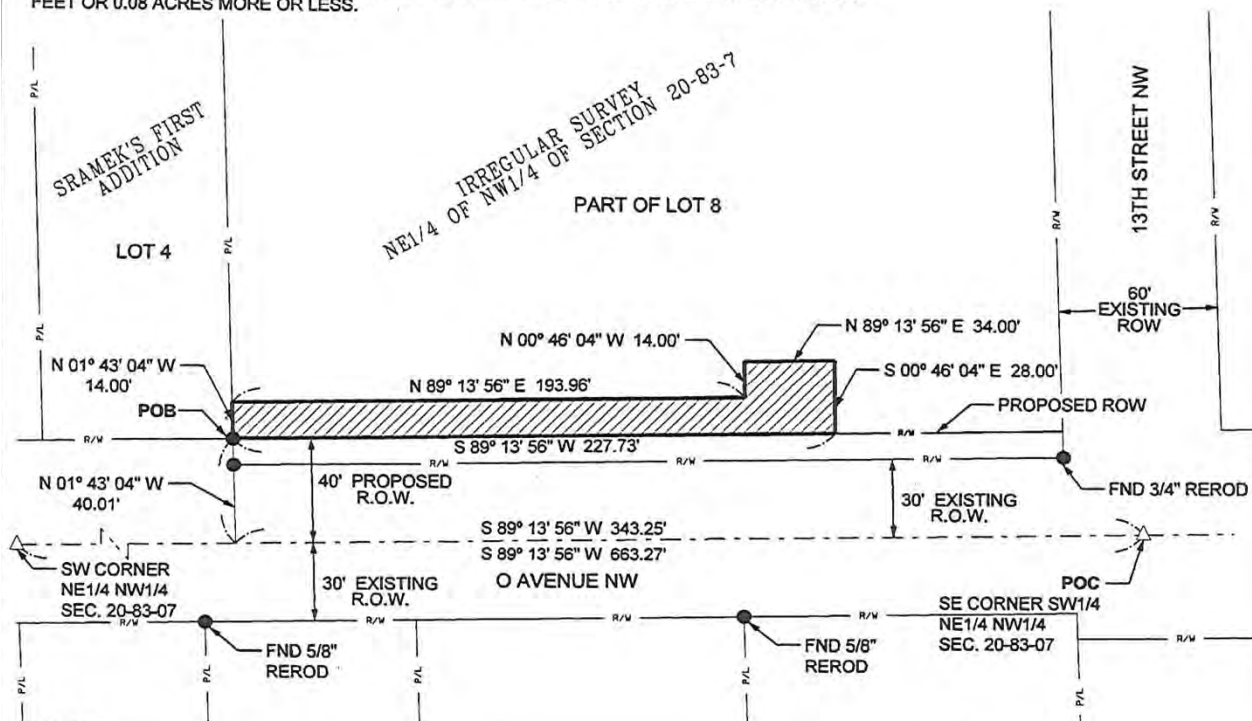
## LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN PART OF LOT 8 OF THE IRREGULAR SURVEY OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 20, THENCE SOUTH 89° 13' 56" WEST, 343.25 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 01° 43' 04" WEST, 40.01 FEET TO THE POINT OF BEGINNING; THENCE NORTH 01° 43' 04" WEST, 14.00 FEET ALONG THE EAST LOT LINE OF LOT 4 SRAMEK'S FIRST ADDITION; THENCE NORTH 89° 13' 56" EAST, 193.96 FEET; THENCE NORTH 00° 46' 04" WEST, 14.00 FEET; THENCE NORTH 89° 13' 56" EAST, 34.00 FEET; THENCE SOUTH 00° 46' 04" EAST, 28.00 FEET; THENCE SOUTH 89° 13' 56" WEST, 227.73 FEET TO THE POINT OF BEGINNING, CONTAINING 3,666 SQUARE FEET OR 0.08 ACRES MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



## LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP #22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- - - RIGHT-OF-WAY LINE
- - - EASEMENT LINE
- - - PROPERTY LINE
- ▨ PERMANENT EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014

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 Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, L.S. DATE  
License Number: 22847  
My license renewal date is DECEMBER 31, 2016.  
Pages or sheets covered by this seal:

SURVEY FOR:  
CITY OF CEDAR RAPIDS  
500 15TH AVENUE SW  
CEDAR RAPIDS, IA 52404  
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 2/23/2016



## Foth

Foth Infrastructure & Environment, LLC  
3950 River Ridge Drive NE, Suite A  
Cedar Rapids, IA 52402  
Phone: 319-365-9565 Fax: 319-365-9631

SHEET  
1 OF 1









## 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](mailto:r.rasmussen@cedar-rapids.org)

**Alternate Contact Person:** Doug Wilson

**Phone Number/Extension:** 5141

**E-mail Address:** [d.wilson@cedar-rapids.org](mailto:d.wilson@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$2,000 and accepting an Easement for Retaining Wall and a Temporary Grading Easement from Nathan J. Ruff and ToniLee Ruff from land located at 1150 O Avenue NW in connection with the O Avenue NW Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard (**Paving for Progress**).

CIP/DID #3012121-00

**EnvisionCR Element/Goal:** ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

**Background:** These easements are required to accommodate the proposed O Avenue NW Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard project. The project will utilize the Complete Streets Policy to develop a multimodal corridor and is funded by the Local Option Sales Tax (SLOST), approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales in the area provided by a qualified appraiser.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$2,000 and accepting Temporary Grading Easement for Construction from Nathan J. Ruff and ToniLee Ruff.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the O Avenue NW Reconstruction project.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/3010000/3012121 SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of easements.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for retaining wall and a temporary grading easement exists in order to accommodate the proposed facilities, and

WHEREAS, Nathan J. Ruff and ToniLee Ruff, 1150 O Avenue NW, Cedar Rapids, Iowa 52405, OWNERS of the real property known and described as:

See Attached Permanent Easement Exhibit

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary retaining wall and a temporary grading easement at 1150 O Avenue NW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$1,535
Temporary Easement	\$465
TOTAL	<hr/> \$2,000

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for retaining wall 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 O Avenue NW Reconstruction Project from 16<sup>th</sup> Street NW to Ellis Boulevard (Fund 301, Dept ID 3010000, Project 3012121 SLOST),

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 Retaining Wall and the Temporary Grading Easement for Construction from Nathan J. Ruff and ToniLee Ruff 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



# PERMANENT EASEMENT EXHIBIT

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS  
O AVENUE IMPROVEMENTS

PARCEL 175  
CITY CONTRACT NO. 3012121-01

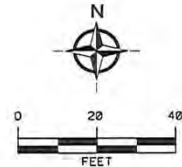
## PROPERTY OWNER:

RUFF, NATHAN J.  
1150 O AVE NW  
CEDAR RAPIDS, IA 52405  
BOOK 8503, PAGE 123

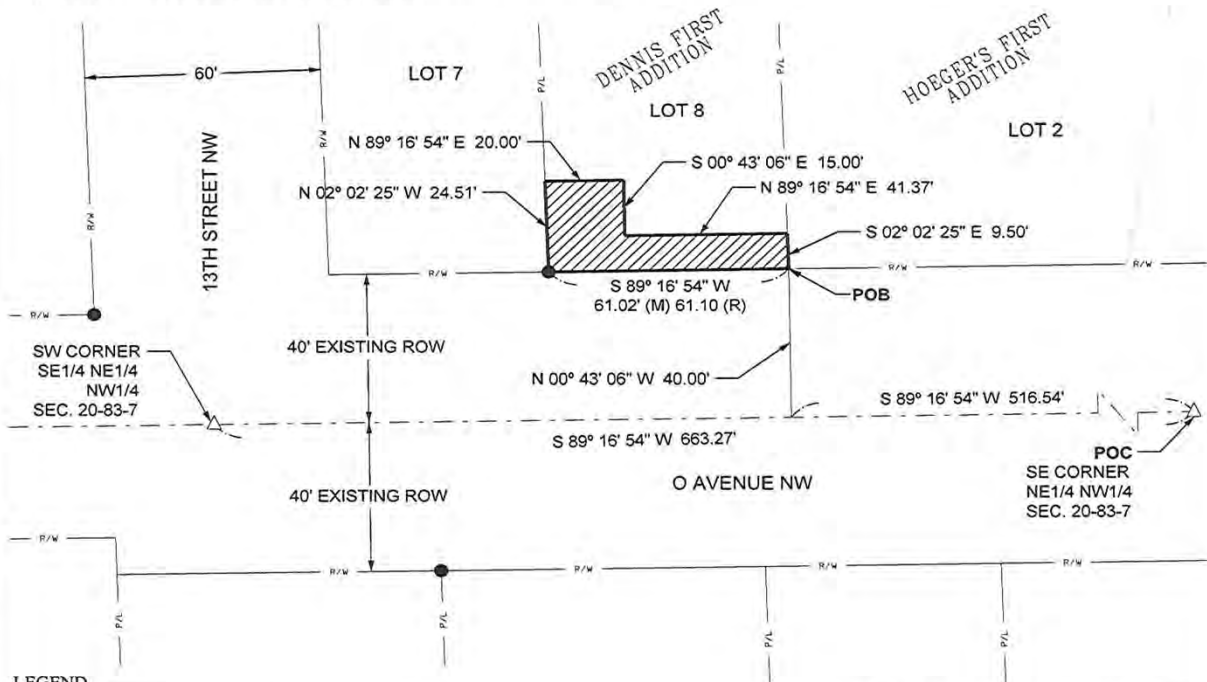
## LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 8 OF DENNIS FIRST ADDITION, AS RECORDED IN BOOK 8, PAGE 340 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, THENCE SOUTH 89° 16' 54" WEST, 516.54 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 00° 43' 06" WEST, 40.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 8 AND TO THE POINT OF BEGINNING; THENCE SOUTH 89° 16' 54" WEST, 61.02 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE WEST LINE OF SAID LOT 8; THENCE NORTH 02° 02' 25" WEST, 24.51 FEET ALONG SAID LINE; THENCE NORTH 89° 16' 54" EAST, 20.00 FEET; THENCE SOUTH 00° 43' 06" EAST, 15.00 FEET; THENCE NORTH 89° 16' 54" EAST, 41.37 FEET TO THE EAST LINE OF SAID LOT 8; THENCE SOUTH 02° 02' 25" EAST, 9.50 FEET ALONG SAID LINE TO THE POINT OF BEGINNING, CONTAINING 877 SQUARE FEET OR 0.02 ACRES, MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



## LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- - - SECTION LINE
- - - R/W - RIGHT-OF-WAY LINE
- - - EASEMENT LINE
- - - P/L - PROPERTY LINE
- ▨ PERMANENT EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014



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 Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDE, L.S.

License Number: 22847

My license renewal date is DECEMBER 31, 2016.

Pages or sheets covered by this seal: 1 of 1

6-28-2016  
DATE

SURVEY FOR:  
CITY OF CEDAR RAPIDS  
500 15TH AVENUE SW  
CEDAR RAPIDS, IA 52404  
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 2/23/2016



## Foth

Foth Infrastructure & Environment, LLC  
3950 River Ridge Drive NE, Suite A  
Cedar Rapids, IA 52402  
Phone: 319-365-9565 Fax: 319-365-9631

SHEET  
1 OF 1









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at Meeting:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Ext.:** 5807

**Alternate Contact Person:** Carol Morgan  
**E-mail Address:** c.morgan@cedar-rapids.org

**Phone Number/Ext.:** 5092

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution accepting a bid in the amount of \$5,432.10 from Gary E. Konzen and approving a Quit Claim Deed for the disposition of the vacant parcel described as a one acre parcel of vacant land located easterly of and adjacent to 3425 and 3435 3<sup>rd</sup> Avenue SE.

CIP/DID #PRD-022224-2015

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

**Background:** This parcel was originally acquired by the town of Kenwood Park in 1916 and became a part of the City of Cedar Rapids when it was annexed in 1926. Because this non-purposeful parcel is landlocked, it was offered for sale by sealed bid only to adjacent parcel owners, with the condition that it must be combined with the new owner's parcel to form one tax parcel. As determined by the City Assessor, the current value is \$5,400.

A Public Hearing was held on February 9, 2016, and Council approved the resolution to continue with the disposition of this property to adjacent parcel owners by sealed bid.

The parcel was offered for sale by sealed bid for a period of 30 days to the adjacent parcel owners. On the deadline for the sealed bids, April 8, 2016, one bid was received from Gary E. Konzen for \$5,432.10.

**Action/Recommendation:** The Public Works Department recommends accepting this bid and proceeding with the disposition to Gary E. Konzen.

**Alternative Recommendation:** Continue to hold and maintain the parcel as a vacant lot and not place this parcel back on the tax rolls.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 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

[RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Council desires to dispose of the real property described as a one acre parcel of vacant land located easterly of and adjacent to 3425 and 3435 3<sup>rd</sup> Avenue SE, legally described as:

Part of section eleven (11), Township 83, North, Range 7, West of the 5th P.M. described as follows: Begin at a point which is located 281.5 feet south and 350 feet east of the center of said section, and run thence northwesterly at an angle of 26° 55' with the north and south quarter section line a distance of 210 feet, thence northeasterly at an angle of 63° 05' with said quarter section line 225 feet, more or less, to center line of Indian Creek, thence southerly down said creek to a point of opposite to place of beginning, and thence southwesterly at an angle of 63° 05' with said quarter section line 215 feet, more or less, to place of beginning

, and

WHEREAS, the City Council previously authorized the disposition of this City-owned parcel by sealed bid to the adjacent parcel owners, and

WHEREAS, said parcel shall be combined with an adjacent parcel so as to constitute a single zoning lot, and

WHEREAS, the City of Cedar Rapids offered this parcel for sale by sealed bid for a period of 30 days, and

WHEREAS, the City of Cedar Rapids received one bid on April 8, 2016 from Gary E. Konzen (owner of 3435 3<sup>rd</sup> Avenue SE, Cedar Rapids, Iowa 52403) in the amount of \$5,432.10 for this real property, and

WHEREAS, the Public Works Director recommends the City Council accept the bid received from Gary E. Konzen for this property, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the consideration of \$5,432.10 to be paid by Gary E. Konzen for the property to be conveyed is good, adequate, fair and valuable, and that the bid shall be accepted, and

BE IT FURTHER RESOLVED that the Quit Claim Deed from the City of Cedar Rapids, Iowa to Gary E. Konzen shall be executed by the City Manager and City Clerk and 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

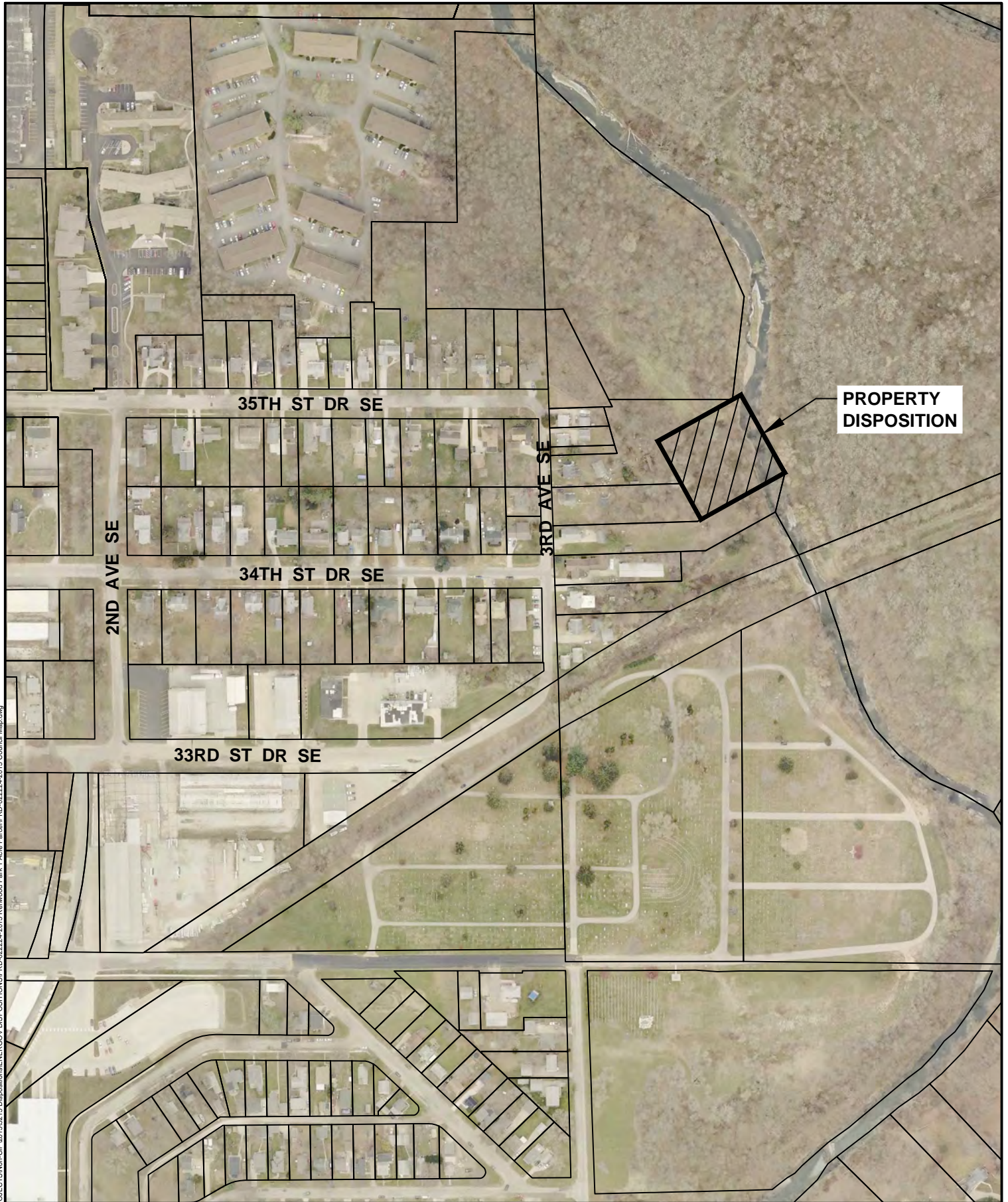
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





**PROPERTY  
DISPOSITION**

35TH ST DR SE

34TH ST DR SE

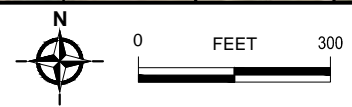
33RD ST DR SE

2ND AVE SE

3RD AVE SE



**PROPERTY DISPOSITION**



PRD-022224-2015





## 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 \$1,115 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Edgewood Baptist Church, Inc. from land at located 621 Edgewood Road NW in connection with the Edgewood Road NW from E Avenue NW to F Avenue NW Roadway Improvements 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 from E Avenue NW to F Avenue NW Roadway Improvements project.

The right-of-way and easements are required to accommodate the proposed Edgewood Road NW from E Avenue NW to F Avenue NW Roadway Improvements 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 \$1,115 and accepting a Warranty Deed for right-of-way, and a Temporary Grading Easement for Construction from Edgewood Baptist Church, Inc.

**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:** July 12, 2016

**Budget Information:** 301/301000/301689 - SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

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, Edgewood Baptist Church, Inc., 621 Edgewood Road NW, Cedar Rapids, Iowa 52405 OWNER of the real property known and described as:

See Attached Right of Way Acquisition Plat

has agreed to convey the necessary right-of-way and a Temporary Grading Easement for construction at 621 Edgewood Road NW, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$905
Temporary Easement	\$210
TOTAL	<u>\$1,115</u>

, 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 from E Avenue NW to F Avenue NW – Roadway Improvements project (Fund 301, Department ID 301000, Project 301689, SLOST),

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, Groundwater Hazard Statement and Partial Release of Real Estate Mortgage from Edgewood Baptist Church, Inc. 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:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$2,845 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Margaret L. Probasco from land located at 11300 6<sup>th</sup> Street SW in connection with the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive project (**Paving for Progress**).

CIP/DID #3012130-00

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

**Background:** The City Council approved funding towards the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive project. This project includes roadway upgrades, a culvert replacement and extension.

The right-of-way and easement is required to accommodate the proposed roadway and culvert improvements. 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 \$2,845 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Margaret L. Probasco.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway and culvert improvements.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/301000/3012130 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

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, Margaret L. Probasco, 11300 6<sup>th</sup> Street SW, Cedar Rapids, Iowa 52404, 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 11300 6<sup>th</sup> Street SW, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,546
Temporary Easement	\$1,099
Loss of Landscaping	\$200
TOTAL	<u>\$2,845</u>

, 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 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive project (Fund 301, Department ID 301000, Project 3012130, SLOST),

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 and the Groundwater Hazard Statement from Margaret L. Probasco 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

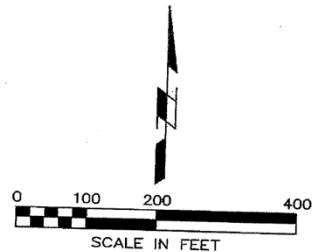
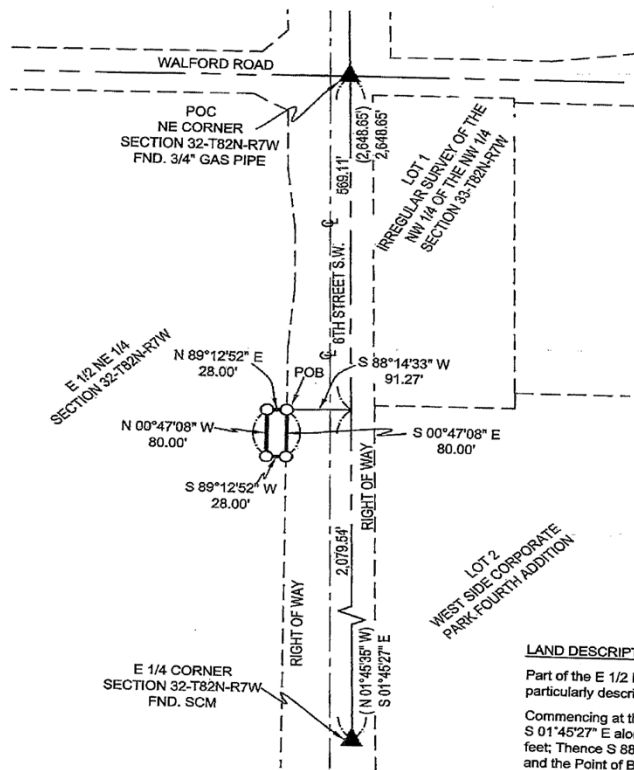
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT PART OF THE E 1/2 NE 1/4 OF SECTION 32-T82N-R7W LINN COUNTY, IOWA



AREA:  
2,240 SQ. FT.

SURVEY WORK  
PERFORMED:  
04-29-2015

OWNER:  
MARGARET L. PROBASCO  
11300 6TH STREET S.W.  
CEDAR RAPIDS, IOWA 52404

SURVEY REQUESTED BY:  
CITY OF CEDAR RAPIDS  
101 FIRST STREET S.E.  
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:  
WADE D. WAMRE, PLS  
SHIVE-HATTERY, INC.  
316 SECOND ST. SE, SUITE 500  
CEDAR RAPIDS, IA 52401  
319-364-0227  
wwamre@shive-hattery.com

## LAND DESCRIPTION:

Part of the E 1/2 NE 1/4 of Section 32-T82N-R7W, Linn County, Iowa more particularly described as follows:

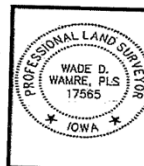
Commencing at the NE Corner of Section 32-T82N-R7W; Thence S 01°45'27\"/>

Said parcel contains 2,240 SQ.FT., subject to easements and restrictions of record.

## SURVEY LEGEND



POINT OF COMMENCEMENT  
POINT OF BEGINNING  
RECORDED AS  
SET 5/8\"/>



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 Land Surveyor under the Laws of the State of Iowa.

(signature) *Wade D. Wamre* (date) *6/19/16*

WADE D. WAMRE, PLS

License number: 17565

My license renewal date is December 31, *2016*

Pages or sheets covered by this seal: *1*

**SHIVEHATTERY**  
ARCHITECTURE+ENGINEERING  
Iowa | Illinois | Missouri  
<http://www.shive-hattery.com>

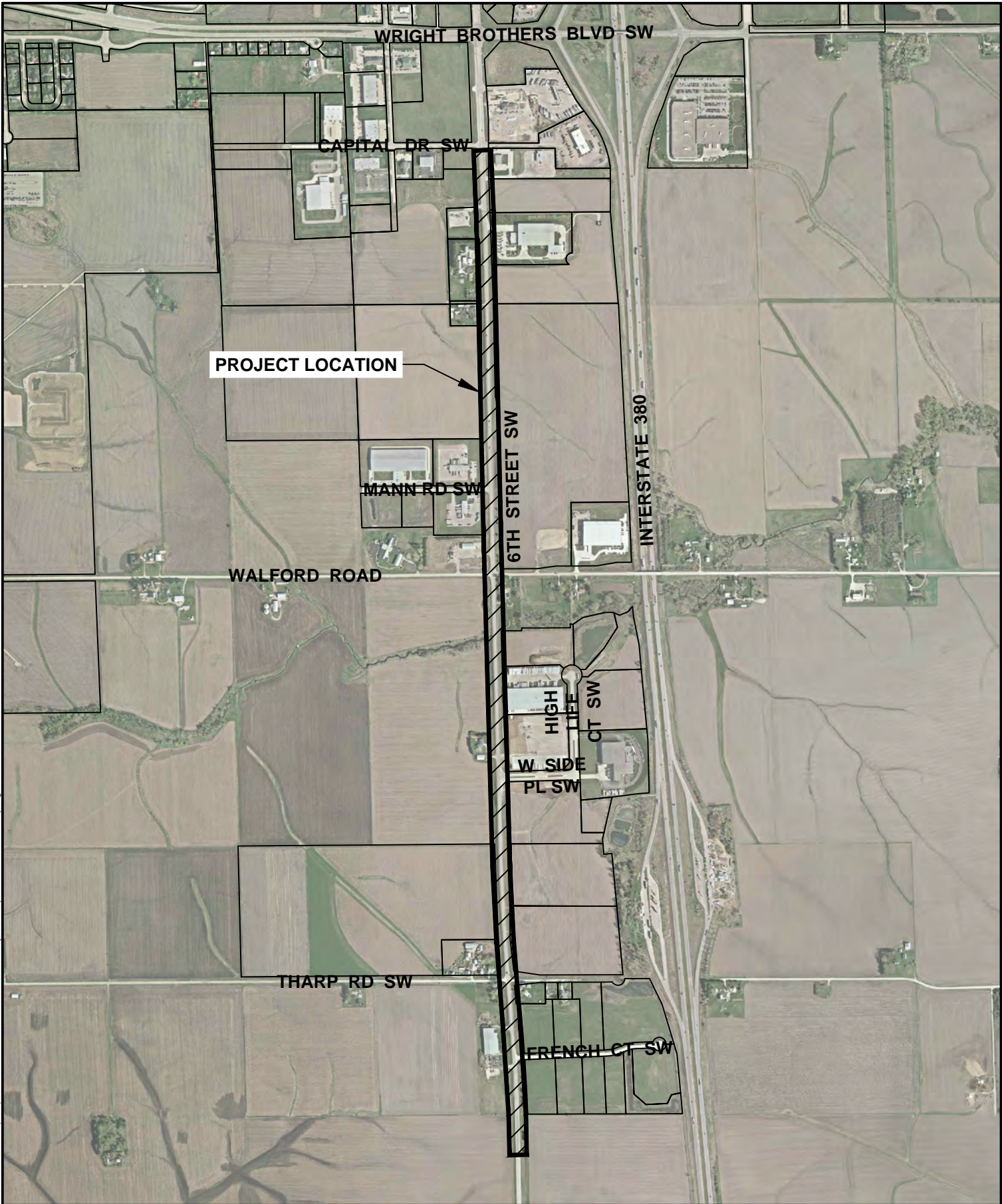
ACQUISITION PLAT  
PART OF THE E 1/2 NE 1/4 OF SECTION 32-T82N-R7W  
LINN COUNTY, IOWA

PROJECT NO.  
2151340

DATE	1-26-2016	SCALE	1"=200'
DRAWN	cen	FIELD BOOK	1259
APPROVED	<i>Wamre</i>	REVISION	

SHEET NO.

1 OF 1



Cadd File Name: W:PAVING FOR PROGRESS (LOST)PROJECTS\3012130 - 6th St SW from Linn County Line to Capital Dr\3012130 Council Map.dwg



**6TH STREET SW IMPROVEMENT PROJECT FROM  
400'± SOUTH OF LINN - JOHNSON COUNTY LINE  
TO CAPITAL DRIVE SW**





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Development Agreement and Special Warranty Deed with Scallon Custom Homes, L.L.C. for City-owned property at 221 4th Avenue SW 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 Agreement and deed with the above listed developer and associated property through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The property has been awarded through a competitive proposal process and the City and developer are ready to execute the Development Agreement and deed to allow construction on the home to begin. To date, 167 such agreements and deeds for City-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 within 30 days of the execution of the agreement; and complete all projects (i) no later than October 31, 2016, or (ii) by such other date determined by IEDA to comply with program guidelines.
- 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, by Resolution No. 1306-11-10, the City Council approved the Administrative Plan for the third round of the Single Family New Construction (SFNC) Program; and,

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 222 properties have been identified by 23 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:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



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 Single Family New Construction (SFNC) program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area, and

WHEREAS, the City purchased property at 221 4th Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on May 24, 2016, on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; 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, L.L.C.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property at 221 4th Avenue SW to Scallon Custom Homes, L.L.C. in accordance with the Development Agreement and that the Resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.

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  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 511 2nd Street SW participating in the third round of the Single Family New Construction program (**FLOOD**).

CIP/DID #OB540257 & OB377545

**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 and deed with the above listed developer and associated property through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The property has been awarded through a competitive proposal process and the City and developer are ready to execute the Development Agreement and deed to allow construction on the home to begin. To date, 167 such agreements and deeds for City-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 within 30 days of the execution of the agreement; and complete all projects (i) no later than October 31, 2016, or (ii) by such other date determined by IEDA to comply with program guidelines.
- 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, by Resolution No. 1306-11-10, the City Council approved the Administrative Plan for the third round of the Single Family New Construction (SFNC) Program; and,

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 222 properties have been identified by 23 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:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

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 Single Family New Construction (SFNC) program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area, and

WHEREAS, the City purchased property at 511 2nd Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on May 24, 2016, on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; 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 Stonebrook Homes, LLC

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property at 511 2nd Street SW to Stonebrook Homes, LLC in accordance with the Development Agreement and that the Resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder.



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  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**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 8621 Flatbush Court 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 September 8, 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:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on September 8 , 2015, the City Council passed Resolution No. 1304-09-15, authorizing execution of a Development Agreement with Jim Sattler, Inc. for property at 8621 Flatbush Court 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. 0593-05-16, 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 8621 Flatbush Court 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.

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  
**E-mail Address:** a.vandevoorde@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Assignment and Assumption of Development Agreement from Neighborhood Development Corporation of Cedar Rapids, Inc. to Scallon Custom Homes, L.L.C. for property at 224 9<sup>th</sup> Street NW 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 Development Agreement and Special Warranty Deed previously executed on October 21, 2014, effectively conveyed City-owned property from the City of Cedar Rapids to Neighborhood Development Corporation of Cedar Rapids, Inc. The process of assignment and conveyance to Scallon Custom Homes, L.L.C. has been initiated as a result of Neighborhood Development Corporation of Cedar Rapids, Inc. opting to not pursue development of the associated properties through the ROOTs program. The Resolutions provides that the City consents to this assignment as Scallon Custom Homes, L.L.C. agrees to all terms and conditions of the original Development Agreement.

Highlights of the terms and conditions contained in the Agreement for Redevelopment 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 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:**

**Budget Information:**

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on October 21, 2014, the City Council passed Resolution No. 1424-10-14, authorizing execution of a Development Agreement and Special Warranty Deed with Neighborhood Development Corporation of Cedar Rapids, Inc. for City-owned property at 224 9th Street NW participating in the third round of the Single Family New Construction Program, and

WHEREAS, Neighborhood Development Corporation of Cedar Rapids, 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, Scallon Custom Homes, L.L.C., 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 Scallon Custom Homes, L.L.C..

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 224 9th Street NW to Scallon Custom Homes, L.L.C. in accordance with the original Development Agreement and that the resolution and agreement be recorded in the Office of the Linn County Recorder.

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  
**E-mail Address:** [a.vandevoorde@cedar-rapids.org](mailto:a.vandevoorde@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5817

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5852

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Agreement to Terminate Development Agreement with Sattler Homes, Inc. for property at 6001 Ridgewood Meadows Lane NE through 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:

On August 11, 2015, City Council authorized execution of Development Agreement with Jim Sattler, Inc. for the above listed property, for new construction of a single-family home through the Single Family New Construction Program, known locally as the ROOTs. Subsequent to this action, the developer determined that he could not complete construction of a single family dwelling within the time allotted. The developer opted to convey the said property to an alternate participating developer.

On May 24, 2016, City Council authorized execution of Assignment and Assumption of Development Agreement transferring all rights, title and interest, of the original Development Agreement from Jim Sattler, Inc. to Sattler Homes, Inc.

Due to construction delays Sattler Homes, Inc. has also determined that he could not complete construction of a single family dwelling within the time allotted for the program and has opted not to proceed with the property at 6001 Ridgewood Meadows Lane NE through the Single Family New Construction program.

**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:**

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



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, on May 24, 2016, the City Council passed Resolution No. 0703-05-16, authorizing the execution of the Assignment and Assumption of Development Agreement effectuating the conveyance of property at 6001 Ridgewood Meadows Lane NE from Jim Sattler, Inc. to Sattler Homes, Inc., and

WHEREAS, Sattler Homes, Inc. has determined that he could not complete construction of a single family dwelling within the time allotted for the program and has opted to not proceed, and

WHEREAS, the City and participating Developer have come to mutual agreement as to the terms and conditions of the Agreement to Terminate 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 Agreement to Terminate Development Agreement with Sattler Homes, Inc.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute the Agreement to Terminate Development Agreement with Sattler Homes, Inc. for property at 6001 Ridgewood Meadows Lane NE and that the resolution and agreement be recorded in the Office of the Linn County 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 1 to the Development Agreement with Kingston Corner LLC for City-owned property at 301 and 305 2<sup>nd</sup> Avenue SW (**FLOOD**).

CIP/DID #OB983052 & OB377545

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

### Background:

The Resolution amends the Development Agreement with Kingston Corner LLC for the redevelopment of 301 and 305 2<sup>nd</sup> Avenue SW. Amendments to the Agreement include:

- Removal of language requiring rehab to meet historic preservation standards and designating the building as a local landmark
- Revised closing date to be within 30-days of receiving Amended Agreements for Covenants and Restrictions from IEDA
- Construction commencement within 30-days of Closing
- City participation of 10-years, 100% reimbursement of increased taxes generated by improvements and is in lieu of the historic property tax exemption.
- As a condition of City participation the Developer is to employ no less than 4 full time employees at the project.

The current Agreement reflects a historic preservation project through local landmark designation, historic tax credit funds, and historic property tax exemption. Through the City's landmark process and submittals to the State Historic Preservation Office, comments were provided by the SHPO staff concluding that the project would not meet threshold requirements for historic eligibility. As a result, the Developer, in consultation with staff, declined moving forward with the landmark process.

Additionally, terms of historic preservation and landmark process are removed from the Agreement. In lieu of the historic preservation tax credits and historic tax exemption, the amended Agreement provides City participation of 10-years, 50% TIF under the Core District Reinvestment Program.

Closing is to occur within 30-days of receiving Amended Agreement for Covenants and Restrictions from IEDA and construction to begin with 30-days of the closing.

**Action/Recommendation:** City staff recommends approval of the Resolution

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Council adopted Resolution No. 1320-09-14 which authorized a Development Agreement (the "Agreement") with Kingston Corner LLC for the redevelopment of City-owned commercial property at 301 and 305 2<sup>nd</sup> Avenue SW (the "Property"); and

WHEREAS, the parties wish to amend the Agreement to revise certain timelines for closing, commencement and completion of the Minimum Improvements, and include additional terms of City participation in the Project under the City's Core District Reinvestment Program and job commitments of the Kingston Corner LLC; and

WHEREAS, Amendment No. 1 to the Development Agreement has been prepared is 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 the City Manager and City Clerk, or their designees, are authorized to execute Amendment No. 1 to the Development Agreement with Kingston Corner LLC.

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:** Joe Mailander

**Phone Number/Ext.:** 319-286-5822

**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** John Reasoner

**Phone Number/Ext.:** 319-286-5806

**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Description of Agenda Item:** Final plats

Resolution amending an existing concrete pavement petition and assessment agreement and an existing traffic signal petition and assessment agreement with Menard, Inc, to except out of the agreements, Lot 1 of Menard First Addition for property located at 2800 Wiley Boulevard SW.

CIP/DID #FLPT-022608-2016

<b>EnvisionCR Element/Goal:</b> GrowCR Goal 2: Manage Growth.
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### Background:

Menard, Inc. and St. Luke's Menards, LLC submitted to the City an agreement to modify two previously recorded petition and assessment agreements as part of the Menard First Addition final plat application. Menard, Inc previously agreed to concrete pavement and traffic signal petition and assessment agreements as part of the development of the Menard store on Wiley Boulevard SW and Williams Boulevard SW. The amended agreement removes the recently created Lot 1 of Menard First Addition, from these assessment agreements at the request of St. Luke's Menards, LLC. The remainder of Menard Inc property excluding the area in the Menard First Addition plat will assume full responsibility for the previously recorded agreements.

### Action/Recommendation:

City staff recommends approval of the resolution amending the previously recorded assessment agreements as requested by Menard, Inc and St. Luke's Menards, LLC.

### Alternative Recommendation:

City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



## LOCATION MAP



ASR DSD  
PD IT  
WTR FIR  
STR SWM  
RCR BSD  
FLPT-022608-2016 AUD FILE  
4405026

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, a request from St. Luke's Menards, LLC to revise Cedar Rapids Resolution 1657-12-06 to remove an area of land from the petition and assessment agreements was presented to the City of Cedar Rapids as part of the approval of Menard First Addition to the City of Cedar Rapids, and

WHEREAS, the request to except Lot 1 of Menard First Addition from a Concrete Petition and Assessment Agreement with Menard, Inc dated October 23, 2006, and a Traffic Signal Assessment Agreement with Menard, Inc dated October 9, 2006, both agreements accepted by the City of Cedar Rapids on December 12, 2006, was consented to by Menard, Inc, and

WHEREAS, the amendment to the Concrete Pavement and Traffic Signal Petition and Assessment Agreement as submitted is recommended for approval by the Development Services Department, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Lot 1 of Menard First Addition to the City of Cedar Rapids be excepted from the previously recorded Concrete Pavement and Traffic Signal Petition noted above and the Amendment to Pavement Petition and Traffic Signal Petition is hereby accepted and approved and the City Manager authorize to execute it, and the same is hereby 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  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Alternate Contact Person:** Gary Petersen  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution amending Resolution No. 0619-05-16 and authorizing an amount estimated to be \$125,000 in relocation assistance to Juan M. Trevino, Jr. and Holly L. Trevino for property located at 4509 C Avenue NE in connection with the Collins Road (IA 100) from Council Street NE to 1<sup>st</sup> Avenue project.  
 CIP/DID #301446-00

**EnvisionCR Element/Goal:** ConnectCR Goal 5: Support the development of an effective, regional, multimodal transportation system.

**Background:** The City Council previously approved Resolution No. 0619-05-16, dated May 11, 2016, authorizing relocation assistance in the amount of \$46,000 to Juan M. Trevino, Jr. and Holly L. Trevino. This amendment will add necessary funds in an amount estimated to be \$125,000 in relocation assistance as required per the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Public Law 91-646).

This purchase is required to accommodate the proposed Collins Road (IA 100) roadway improvements, including the installation of sidewalks, street paving and utility extensions, including the improvements along C Avenue NE from Collins Road to Nilsen Road. The relocation assistance is based on a replacement housing payment, mortgage interest differential payment, moving and incidental expenses.

**Alternative Recommendation:** The Public Works Department recommends adopting the amended resolution authorizing relocation assistance in an amount estimated to be \$125,000 to Juan M. Trevino, Jr. and Holly L. Trevino.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** 301/301000/301446 NA

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, City Council approved Resolution No. 0619-05-16, dated May 10, 2016, authorizing Relocation Assistance in an amount estimated to be \$46,000 to Juan M. Trevino, Jr. and Holly L. Trevino, OWNERS for property located at 4509 C Avenue NE, in association with the Collins Road (IA 100) from Council Street NE to 1<sup>st</sup> Avenue project, and

WHEREAS, this amendment will add necessary funds in an amount estimated to be \$125,000 in relocation assistance as required per the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Public Law 91-646), and

WHEREAS, the Public Works Department recommends approving the amendment in Relocation Assistance to the OWNERS in an amount estimated to be \$125,000, and

WHEREAS, the City Council has allocated Capital Improvement funds for Collins Road (IA 100) from Council Street NE to 1<sup>st</sup> Avenue project (Fund 301, Dept ID 301000, Project 301446 NA),

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 amend Resolution No. 0619-05-16, dated May 10, 2016, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment(s) necessary in an estimated amount to be \$125,000 in relocation assistance to Juan M. Trevino, Jr. and Holly L. Trevino.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Cadd File Name: W:\PROJECTS\GIS\30146\30146\_001446 C Ave NE Property Exhibit.dwg



PROPERTY ACQUISITION  
4509 C AVENUE NE





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Cari Pauli, PE

**Phone Number/Extension:** 5157

**E-mail Address:** c.pauli@cedar-rapids.org

**Alternate Contact Person:** Matt Myers, PE, PTOE

**Phone Number/Extension:** 5718

**E-mail Address:** m.myers@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing amendment to 28E Memorandum of Agreement with the Cedar Rapids Community School District (CRCSD) for participation in the adult guard program for FY 2016, changing deadline for submission of the final invoice from June 15, 2016, to June 30, 2016.  
CIP/DID #60-16-011

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The City of Cedar Rapids entered into a 28E Agreement with the Cedar Rapids Community School District (CRCSD) for implementation of an adult crossing guard program for FY2016. The deadline for the submittal of the final invoice was June 15, 2016. This amendment changes the deadline to June 30, 2016, to allow additional time for the submittal of the final invoice.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing the amendment of the 28E Memorandum of Agreement for participation in the adult guard program for FY 2016.

**Alternative Recommendation:** The original Memorandum of Agreement would remain as-is.

**Time Sensitivity:** Normal

**Resolution Date:** July 12, 2016

**Budget Information:** FY16 adult guard budget account #139000

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids Community School District (DISTRICT) entered into a 28E Memorandum of Agreement with the City of Cedar Rapids on July 29, 2016, and

WHEREAS, the DISTRICT has requested to extend the deadline for submission of the final invoice for FY16 from June 15, 2016 to June 30, 2016,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 28E Memorandum of Agreement with the Cedar Rapids Community School District for an adult guard program, be amended to extend the deadline for submission of final invoice from the DISTRICT from June 15, 2016, to June 30, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Fire

**Presenter at Meeting:** Mark A. English  
**E-mail Address:** [m.english@cedar-rapids.org](mailto:m.english@cedar-rapids.org)

**Phone Number/Ext.:** 286-5220

**Alternate Contact Person:** Gregory Smith  
**E-mail Address:** [g.smith@cedar-rapids.org](mailto:g.smith@cedar-rapids.org)

**Phone Number/Ext.:** 286-5224

**Description of Agenda Item:** CONSENT AGENDA

28E Agreement between fire departments in Linn County to provide fire and rescue services and/or emergency medical services in Linn County and/or an adjoining counties.

CIP/DID #FIR0716-0013

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

### Background:

Currently the City of Cedar Rapids is a partner in a 28E Agreement with all other fire departments in Linn County for mutual aid to provide fire/rescue services and/or emergency medical services in Linn County and/or an adjoining county. The current 28E Agreement is 25 years old and in need of updates.

### Action/Recommendation:

The Fire Department recommends approval and execution of this 28E Agreement.

**Alternative Recommendation:** None.

**Time Sensitivity:** N/A

**Resolution Date:** July 12, 2016

**Budget Information:** N/A

**Local Preference Policy:**

**Explanation:**

**Recommended by Council Committee:**

**Explanation:**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the undersigned entities provide fire/rescue services and/or emergency medical services in Linn County and/or an adjoining county; and

WHEREAS, there has been a long standing Mutual Aid Agreement among Linn County fire/rescue and emergency medical services to provide mutual aid, and

WHEREAS, the undersigned entities have a desire to assist any other of the other undersigned entities in a time of need; and

WHEREAS, the undersigned entities each maintain adequate fire/rescue and/or emergency medical services, equipment, and personnel to respond to the normal emergencies occurring within their respective jurisdictions; and

WHEREAS, situations may arise in regard to medical and fire/rescue emergencies or circumstances which exhaust available personnel and equipment, or require additional or specialty personnel or additional and/or special equipment that the responsible jurisdiction may not have available at any given time; and

WHEREAS, to combat such emergency situations, it is desirable for the Parties to render needed emergency medical and/or fire/rescue services upon a reciprocal basis; and

WHEREAS, the governing bodies of each agency are desirous of entering into a 28E Agreement, the purpose of which is to provide for the emergency medical services and fire/rescue mutual assistance of one entity to the other in such emergency situations requiring additional, special personnel, and/or equipment.

WHEREAS, that Agreement is more than twenty-five years old and should be updated,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the 28E Agreement between fire departments in Linn County to provide fire/rescue services and/or emergency medical services in Linn County and/or an adjoining county is approved as to form and content and the Mayor and the City Clerk are authorized and directed to respectively execute and attest the 28E agreement.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5047

**Description of Agenda Item:** Purchases, contracts and agreements

Memorandum of Agreement with the Cedar Rapids Metro Economic Alliance and funding in the amount of \$120,000 for the period beginning July 1, 2016 and ending June 30, 2017.

CM002-16

**Background:**

The Cedar Rapids Metro Economic Alliance (CRMEA) combines the economic and community development efforts of the former Cedar Rapids Area Chamber of Commerce, Cedar Rapids Downtown District and Priority One. The vision is to be the top economic growth region in the country through core functions of business support, community development, economic development, public policy and regional development.

This resolution is to adopt the memorandum of agreement which has been negotiated between the CRMEA and City Staff beginning June 30, 2016. The CRMEA agrees to the goals and objectives outlined, and will track and report on their success, as well as the agreed upon key performance indicators through June 30, 2017.

**EnvisionCR Element/Goal:** InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

**Action/Recommendation:** City staff recommends approval of the resolution .

**Alternative Recommendation:** City Council may table this item and request further information

**Time Sensitivity:** None

**Resolution Date:** July 12, 2016

**Budget Information:**

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids Metro Economic Alliance combines the economic and community development efforts of the former Cedar Rapids Area Chamber of Commerce, Cedar Rapids Downtown District and Priority One.

WHEREAS, the vision of the Cedar Rapids Metro Economic Alliance is to be the top economic growth region in the country through core functions of business support, community development, economic development, public policy and regional development.

WHEREAS, as part of the City's comprehensive planning, the City Council of Cedar Rapids has identified the following goal for economic development:

*Make Cedar Rapids a desirable place for businesses to start, move, and grow by leveraging resources to invest in business districts and amenities that keep and attract a skilled workforce.*

- Targeted use of resources to maximize impact and rebuild core of the city and second tier of neighborhoods surrounding the core
- Maintain and enhance existing funding sources
- Increase number of high-quality jobs
- Maximize property tax revenue
- Create an environment for private investment budget
- Attract workers with quality of life amenities
- Diversify the economic base
- Retain and expand existing businesses; attract new and startup businesses
- Require accountability of City funds provided to organizations

WHEREAS, the City of Cedar Rapids recognizes the importance of the Cedar Rapids Metro Economic Alliance and its impact on economic development for both the City and the region.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that authorizes the City Manager to sign a Memorandum of Agreement with the Cedar Rapids Metro Economic Alliance for the amount of \$120,000 for the period beginning July 1, 2016 and ending June 30, 2017.

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:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

**Phone Number/Ext.:** 5047

**Description of Agenda Item:** Purchases, contracts and agreements

Memorandum of Agreement with Diversity Focus and funding in the amount of \$40,000 for the period beginning July 1, 2016 and ending June 30, 2017.

CIP/DID # OB487471 & OB1357504

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

### Background:

The mission of Diversity Focus is to lead in the promotion of diversity, cultural awareness and inclusion in the Corridor. The City of Cedar Rapids recognizes the importance of Diversity Focus and its impact on economic development for both the city and the region.

In addition to a request for financial support, Diversity Focus has agreed to a Memorandum of Agreement which sets forth primary expectations and key performance indicators for reporting purposes as the City of Cedar Rapids and Diversity Focus work cooperatively to enhance economic development.

**Action/Recommendation:** City staff recommends approval of the resolution.

### Alternative Recommendation:

City Council may table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** July 12, 2016

### Budget Information:

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the mission of Diversity Focus is to lead in the promotion of diversity, cultural awareness and inclusion in the Corridor, and

WHEREAS, **the vision is that** diversity is the crucial link to economic, cultural, academic, and technological success, and that the Corridor community will be the model of inclusion that values, nurtures, attracts, and retains people of diverse backgrounds, cultures, and beliefs, and

WHEREAS, the City of Cedar Rapids recognizes the importance of Diversity Focus and its impact on economic development for both the city and the region, and

WHEREAS, in addition to a request for financial support, Diversity Focus has agreed to a Memorandum of Agreement which sets forth primary expectations and key performance indicators for reporting purposes as the City of Cedar Rapids and Diversity Focus work cooperatively to enhance economic development.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, authorizes the City Manager to sign a Memorandum of Agreement with Diversity Focus for the amount of \$40,000 for the period beginning July 1, 2016 and ending June 30, 2017.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

**Phone Number/Ext.:** 5047

**Description of Agenda Item:** Purchases, contracts and agreements

Memorandum of Agreement with the Entrepreneurial Development Center, and funding in the amount of \$100,000 for the period beginning July 1, 2016 and ending June 30, 2017.

CIP/DID #OB487471

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

**Background:**

The mission of the Entrepreneurial Development Center (EDC) is to provide economic growth in the Creative Corridor and throughout Iowa through the expansion and development of entrepreneurial enterprise.

The City of Cedar Rapids recognizes the importance of the EDC and its impact on economic development for both the city and the region. In addition to a request for financial support, the EDC has agreed to a Memorandum of Agreement which sets forth primary expectations and key performance indicators for reporting purposes as the City of Cedar Rapids and EDC work cooperatively to enhance economic development.

**Action/Recommendation:** City staff recommends approval of the resolution.

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

**Time Sensitivity:** N/A

**Resolution Date:** July 12, 2016

**Budget Information:**

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the mission of the Entrepreneurial Development Center (EDC) is to provide economic growth in the Creative Corridor and throughout Iowa through the expansion and development of entrepreneurial enterprise; specifically high-impact Iowa-based regional, national and international businesses, and

WHEREAS, by connecting entrepreneurial needs with professional direction and applicable resources, EDC supports business creation and expansion as well as the successful development and commercialization of new products and technologies, and

WHEREAS, the City of Cedar Rapids recognizes the importance of the EDC and its impact on economic development for both the city and the region, and

WHEREAS, in addition to a request for financial support, the EDC has agreed to a Memorandum of Agreement which sets forth primary expectations and key performance indicators for reporting purposes as the City of Cedar Rapids and EDC work cooperatively to enhance economic development.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that authorizes the City Manager to sign a Memorandum of Agreement with the Entrepreneurial Development Center for the amount of \$100,000 for the period beginning July 1, 2016 and ending June 30, 2017.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

**Phone Number/Ext.:** 5047

**Description of Agenda Item:** Purchases, contracts and agreements

Memorandum of Agreement with the Iowa Startup Accelerator and funding in the amount of \$50,000 for the period beginning July 1, 2016 and ending June 30, 2017.

CIP/DID #OB1301120

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

### Background:

The Iowa Startup Accelerator (ISA) uses time-boxed, aggressive startup education programs designed to develop a strong innovation ecosystem in Iowa; construct national and international networks of entrepreneurs, mentors and investors; and make Iowa a top high-performing region for entrepreneurship.

**Action/Recommendation:** City staff recommends approval of the resolution.

### Alternative Recommendation:

City Council may table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** July 12, 2016

### Budget Information:

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

CM  
FIN  
DSD  
AUD FILE  
OB1301120

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids is interested in partnering with Iowa Startup Accelerator (ISA) using aggressive startup education programs designed to develop a strong innovation ecosystem in Iowa; construct national and international networks of entrepreneurs, mentors and investors; and make Iowa a top high-performing region for entrepreneurship, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, authorizes the City Manager to sign a Memorandum of Agreement with the Iowa Startup Accelerator for an amount of \$50,000 for the period beginning July 1, 2016 and ending June 30, 2017.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 286-5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

**Phone Number/Ext.:** 286-5047

**Description of Agenda Item:** Purchases, contracts and agreements

Memorandum of Agreement with The Kirkwood Small Business Development Center (SBDC) and funding in the amount of \$10,000 for the period beginning July 1, 2016 and ending June 30, 2017.

CIP/DID #CM003-15

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

### **Background:**

Established in 1981, the Iowa Small Business Development Centers (SBDC) provide free, confidential, customized, professional business advice in all 99 Iowa counties to entrepreneurs and existing businesses with 500 employees or less. The program is a public-private partnership that leverages the resources of government, higher education, and the business community to assist Iowa's businesses to grow and be successful. The 16 regional business assistance centers are hosted by the three Iowa Regent institutions, ten community colleges, and one regional economic development entity, all coordinated through the state administrative center at Iowa State University. Each regional center encourages unique local efforts, region-to-region and community-to-community; to meet small business needs throughout the state.

The Kirkwood Small Business Development Center (SBDC) has been serving the eastern Iowa counties of Linn, Benton and Jones since 1988. Its office – one of 16 regional assistance centers in the Iowa Small Business Development Centers network – is located in the Kirkwood Training and Outreach Services facility in Marion, Iowa. An office is also located in the ISA and Vault Co-working space, in the heart of the NewBo District.

In addition to a request for financial support, the Small Business Development Center has agreed to a Memorandum of Agreement which sets forth primary expectations and key performance indicators for reporting purposes as the City of Cedar Rapids and The Kirkwood Small Business Development Center (SBDC) work cooperatively to enhance economic development.

**Action/Recommendation:** City staff recommends approval of the resolution

**Alternative Recommendation:** City Council may table this item and request further information

**Time Sensitivity:** None

**Resolution Date:** July 12, 2016

**Budget Information:**

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, The Kirkwood Small Business Development Center (SBDC) has been serving the eastern Iowa counties of Linn, Benton and Jones since 1988. Its office – one of 16 regional assistance centers in the Iowa Small Business Development Centers network – is located in the Kirkwood Training and Outreach Services facility in Marion, Iowa. An office is also located in the ISA and Vault Co-working space, in the heart of the NewBo District.

WHEREAS, the Iowa Small Business Development Centers (SBDC) provide free, confidential, customized, professional business advice in all 99 Iowa counties to entrepreneurs and existing businesses with 500 employees or less.

NOW THEREFORE BE IT RESOLVED, by the City Council of Cedar Rapids Iowa, that the City Council authorizes the City Manager to sign a Memorandum of Agreement with the Small Business Development Center for the amount of \$10,000 for the period beginning July 1, 2016 and ending June 30, 2017.

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  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Jennifer Selby, PE  
**E-mail Address:** j.selby@cedar-rapids.org

**Phone Number/Extension:** 5622

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$2,114,135.10 plus incentive up to \$100,000, bond and insurance of Rathje Construction Company for the 14<sup>th</sup> Avenue SE from 36<sup>th</sup> Street to 42<sup>nd</sup> Street Roadway and Utility Improvements project (estimated cost is \$2,900,000) **(Paving for Progress)**.

CIP/DID #3012127-02

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

### Background:

Rathje Construction Company, Marion, IA	\$2,114,135.10
Incentive up to	\$ 100,000.00
Total	\$2,214,135.10
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,368,364.10
Ricklefs Excavating, Ltd., Anamosa, IA	\$2,533,926.54

Rathje Construction Company submitted the lowest of the bids received on June 29, 2016 for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project. The bid is within the approved budget. Construction work is expected to begin this summer or spring 2017 and anticipated to be completed within 175 calendar days.

### Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$2,114,135.10, plus incentive up to \$100,000, bond and insurance of Rathje Construction Company for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements 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 July 12, 2016 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** July 12, 2016

**Budget Information:**

301/301000/3012127 SLOST  
625/6250000/6250051-2015045  
655/655000/6550018

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



June 29, 2016

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 14<sup>th</sup> Avenue SE from 36<sup>th</sup> Street to 42<sup>nd</sup> Street Roadway and Utility Improvements, Contract Number 3012127-02

Dear City Council:

Bids were received on June 29, 2016 for the 14<sup>th</sup> Avenue SE from 36<sup>th</sup> Street to 42<sup>nd</sup> Street Roadway and Utility Improvements project as follows:

Rathje Construction Co., Marion, IA	\$2,114,135.10
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,368,364.10
Ricklefs Excavating, Ltd., Anamosa, IA	\$2,533,926.54

The engineers cost opinion for this work is \$2,900,000. 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

A handwritten signature in blue ink, appearing to read "Jennifer Selby".

Jennifer Selby, P.E.  
Project Engineer II

JJS/cap

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer



RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 14, 2016 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 14<sup>th</sup> Avenue SE from 36<sup>th</sup> Street to 42<sup>nd</sup> Street Roadway and Utility Improvements (Contract No. 3012127-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on June 18, 2016 pursuant to which a public hearing was held on June 28, 2016, and

WHEREAS, the following bids were received, opened and announced on June 29, 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 July 12, 2016:

Rathje Construction Company, Marion, IA	\$2,114,135.10
Incentive up to	\$ 100,000.00
Total	\$2,214,135.10
Pirc-Tobin Construction, Inc., Alburnett, IA	\$2,368,364.10
Ricklefs Excavating, Ltd., Anamosa, IA	\$2,533,926.54

WHEREAS, general ledger coding for this public improvement shall be as follows: \$2,214,135.10; \$1,786,763.10 301-301000-7970-3012127; \$343,438 625-625000-6250051-6252015045 \$73,934 655-655000-6550018, \$10,000 655-655000-6550043

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. Rathje Construction Company 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 Rathje Construction Company is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Rathje Construction Company.
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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

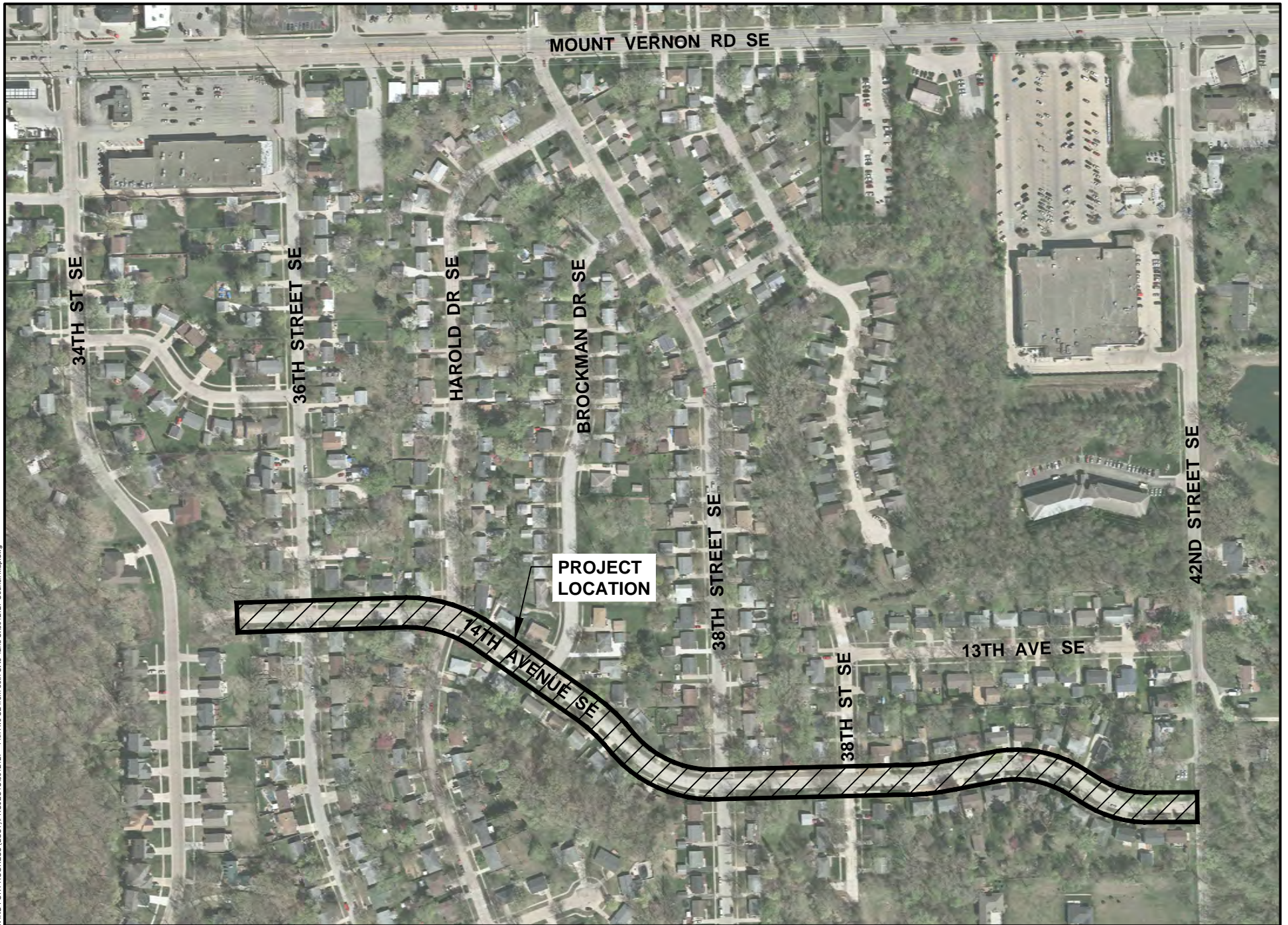
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5628

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

**Phone Number/Extension:** 5896

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$697,351 plus incentive up to \$12,000, bond and insurance of Vieth Construction Corp. for the Curb Ramp Repair Project – NW Bid Package No. 3 project (estimated cost is \$668,000).

CIP/DID #3016016-06

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

### Background:

Vieth Construction Corp., Cedar Falls, IA	\$697,351.00
Incentive up to	<u>\$ 12,000.00</u>
Total	\$709,351.00
 Ti-Zack Concrete, Inc., LeCenter, IA	 \$729,440.00

Vieth Construction Corp. submitted the lowest of the bids received on June 29, 2016 for the Curb Ramp Repair Project – NW Bid Package No. 3 project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed within 75 working days.

### Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$697,351 plus incentive up to \$12,000, bond and insurance of Vieth Construction Corp. for the Curb Ramp Repair Project – NW Bid Package No. 3 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 July 12, 2016 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** July 12, 2016

**Budget Information:** 301/301000/3016016-18401 ADA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



June 29, 2016

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Curb Ramp Repair Project – NW Bid Package No. 3,  
Contract Number 3016016-06

Dear City Council:

Bids were received on June 29, 2016 for the Curb Ramp Repair Project – NW Bid Package No. 3 project as follows:

Vieth Construction Corp, Cedar Falls, IA,	\$697,351.00
Ti-Zack Concrete, Inc., LeCenter, MN	\$729,440.00

The engineers cost opinion for this work is \$668,000. 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

A handwritten signature in blue ink, appearing to read "K. Vrchoticky".

Kevin Vrchoticky, P.E.  
Civil Engineer

KV/cap

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer



RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 14, 2016 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Curb Ramp Repair Project – NW Bid Package No. 3 (Contract No. 3016016-06) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on June 18, 2016 pursuant to which a public hearing was held on June 28, 2016, and

WHEREAS, the following bids were received, opened and announced on June 29, 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 July 12, 2016:

Vieth Construction Corp., Cedar Falls, IA	\$697,351.00
Incentive up to	<u>\$ 12,000.00</u>
Total	\$709,351.00
 Ti-Zack Concrete, Inc., LeCenter, IA	 \$729,440.00

WHEREAS, general ledger coding for this public improvement shall be as follows:  
\$709,351 301-301000-18401-3016016 ADA,

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. Vieth Construction Corp. 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 Vieth Construction Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Vieth Construction Corp.
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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** John Riggs  
**E-mail Address:** j.riggs@cedar-rapids.org

**Phone Number/Ext.:** 5981

**Alternate Contact Person:**  
**E-mail Address:** @cedar-rapids.org

**Phone Number/Ext.:**

**Description of Agenda Item:** REGULAR AGENDA

Report on bids for the Environmental Remediation and Demolition Services project for the Building Services Department. (John Riggs)

- a. Resolution awarding and approving contract for an amount not to exceed \$111,990 bond and insurance of DW Zinser Company for Environmental Remediation and Demolition Services (estimated cost is \$160,000).  
 CIP/DID #PUR0516-206

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

Background: The Work to be performed under this project (#PUR0516-206) is to provide the environmental remediation services (abatement of asbestos and hazardous material) and complete demolition services for 8 parcels consisting of 2 commercial structures, 5 residential houses, 6 residential accessory structures along with complete parcel clean up on all parcels listed. This work mainly consists of recently acquired property by the City of Cedar Rapids and 2 nuisance property demolitions. The total estimated cost for this project is \$160,000.

GPN	Address	GL Coding	House	Resid. Acc. Structure(s)	Commercial	Other Information
14213-26014-00000	1215 2nd St NW	3311201 GRI			2	Commercial 2- structures
14273-54003-00000	43 20th Ave SW	3313201 GRI	1	1		House, Garage & Misc Parcel Clean up.
14284-82007-00000	57 18th Ave SW	3313201 GRI	1	1		House, Garage & Misc Parcel Clean up.
14284-83009-00000	63 17th Ave SW	3313201 GRI	1			House & Misc Parcel Clean up.
14284-86012-00000	74 18th Ave SW	3313201 GRI		1		Garage & misc. parcel clean up
14201-03017-00000	1637 5th St NW	3311201 GRI		1		Garage & misc. parcel clean up
14224-34005-00000	1607 5th Ave SE	138000-101-521108	1	1		Court authorized Demo / House, Garage & misc clean up
14282-80007-00000	507 2nd St SW	138000-101-521108	1	1		Court authorized Demo / House, Garage & misc clean up

Two (2) bids were received on June 29, 2016. The bids have been carefully reviewed and it is recommended that the contract be awarded to the responsible bidder who submitted the lowest responsive bid, which was submitted by DW Zinser Company. The cost of this demolition project is \$111,990.

DW Zinser Company	Walford, IA	\$ 111,990.00
Kelly Demolition	Mt. Vernon, IA	\$173,675.75

The contract shall be effective on the date of issuance of the Notice to Proceed and shall end on September 30, 2016.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute the Contract No. PUR0516-206 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** High

**Resolution Date:** July 12, 2016

**Budget Information:** See chart above

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



July 12, 2016

City Council - City of Cedar Rapids

RE: Report on bids as read for Environmental Remediation and Demolition Services -  
RFB #PUR0516-206

Dear City Council:

Bids were received on June 29, 2016 to provide the environmental remediation services (abatement of asbestos and hazardous material) and complete demolition services for 8 parcels consisting of 2 commercial structures, 5 residential houses, 6 residential accessory structures along with complete parcel clean up on all parcels listed. This work mainly consists of recently acquired property by the City of Cedar Rapids and 2 nuisance property demolitions.

Funding is as stated below:

#	Address	GPN	GL Coding
1	1215 2nd St NW	142132601400000	3311201GRI
2	43 20th Ave SW	142735400300000	3313201GRI
3	57 18th Ave SW	142848200700000	3313201GRI
4	63 17th Ave SW	142848300900000	3313201GRI
5	74 18th Ave SW	142848601200000	3313201GRI
6	1637 5th St NW	142010301700000	3313201GRI
7	1607 5th Ave SE	142243400500000	138000-101-521108
8	507 2nd St SW	142828000700000	138000-101-521108

Two bids were received. The bids have been reviewed by city staff and it is recommended the bid be awarded to DW Zinser Company for the amount not to exceed \$111,990.

DW Zinser Company	Walford, IA	\$ 111,990.00
Kelly Demolition	Mt. Vernon, IA	\$173,675.75

Sincerely,  
Judy Lehman

CITY OF CEDAR RAPIDS PURCHASING SERVICES DIVISION  
Judy Lehman, CPPB  
Manager, Purchasing Services

cc: John Riggs



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on June 14, 2016, the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the specifications, form of contract and cost estimate for the Environmental Remediation and Demolition Services, public improvement project (Contract No. PUR0516-206) for the City of Cedar Rapids, Iowa; and

WHEREAS, said notice was published in the Cedar Rapids Gazette on June 18, 2016 pursuant to which a public hearing was held on June 28, 2016; and

WHEREAS, the following bids were received, opened and announced on June 29, 2016 by the City Purchasing Manager, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 12, 2016:

DW Zinser Company	Walford, IA	\$ 111,990.00
Kelly Demolition	Mt. Vernon, IA	\$173,675.75

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows:

#	Address	GPN	GL Coding
1	1215 2nd St NW	142132601400000	3311201GRI
2	43 20th Ave SW	142735400300000	3313201GRI
3	57 18th Ave SW	142848200700000	3313201GRI
4	63 17th Ave SW	142848300900000	3313201GRI
5	74 18th Ave SW	142848601200000	3313201GRI
6	1637 5th St NW	142010301700000	3313201GRI
7	1607 5th Ave SE	142243400500000	138000-101-521108
8	507 2nd St SW	142828000700000	138000-101-521108

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 Purchasing Manager, or 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. DW Zinser Company is the lowest responsive, responsible bidder on said work and the City Purchasing Manager, or 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 Environmental Remediation and Demolition Services, #PUR0516-206, is hereby accepted, and the contract for this public improvement is hereby awarded to DW Zinser Company;

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; and

BE IT FURTHER RESOLVED, that the bid securities of the unsuccessful bidders have been 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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Bruce Jacobs

**Phone Number/Ext.:** 5913

**E-mail Address:** b.jacobs@cedar-rapids.org

**Alternate Contact Person:** Bruce Jacobs

**Phone Number/Ext.:** 5913

**E-mail Address:** b.jacobs@cedar-rapids.org

**Description of Agenda Item:** REGULAR AGENDA

Report on bids for the Kirkwood Standpipe Demolition project (estimated cost is \$137,000) (Bruce Jacobs).

- a. A Resolution awarding and approving contract in the amount of \$53,000, bond and insurance of D. W. Zinser Company for the Kirkwood Standpipe Demolition project.

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.

One bid was received on June 29, 2016 for the Kirkwood Standpipe Demolition project.

<b><u>BIDDER</u></b>	<b><u>LOCATION</u></b>	<b><u>LUMP SUM BID PLUS ALLOWANCE</u></b>
D.W. Zinser Company	1775 Commercial Drive, Walford, IA	\$53,000

The engineer's opinion of probable cost for this project was \$137,500. A motion to publish a Notice of Hearing and Letting was approved by the City Council on May 24, 2016 and was published on May 28, 2016. A pre-bid meeting was held on June 14, 2016 at the Water Department Administration Building at 10:00 a.m. Bids for the project were opened on June 29, 2016.

**Action/Recommendation:**

The Utilities Department - Water Division recommends awarding the contract to D.W. Zinser Company in the amount of \$53,000.

**Alternative Recommendation:** None

**Time Sensitivity:** Action Needed 07/12/2016

**Resolution Date:** 07/12/2016

**Budget Information:**

1. **Included in Current Budget Year.** Yes, 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.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$75,000 budgeted in FY16 CIP budget, \$800,000 budgeted in the FY17 CIP budget and \$1.8 million in the projected FY18 budget for the design, demolition of the existing standpipe and construction of the new water tower.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy:** NA

**Explanation:** Capital Improvement Projects are not subject to Local Preference Policy

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 24, 2016 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Kirkwood Standpipe Demolition public improvement project (Contract No. 6250040-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 28, 2016 pursuant to which a public hearing was held on June 14, 2016, and

WHEREAS, the following bids were received, opened and announced on June 29, 2016 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 12, 2016:

<u>Bidder</u>	<u>Lump Sum Bid Plus Allowance</u>
D.W. Zinser Company, Walford, Iowa	\$53,000

AND WHEREAS, general ledger coding for this public improvement shall be as follows: \$53,000 – 553000-625-625000-6250040; and

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

1. The previous delegation to the Utilities Director, 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. D.W. Zinser Company is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its Base Bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of D.W. Zinser Company is hereby accepted, and the contract for this public improvement is hereby awarded to D.W. Zinser Company;
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.



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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** REGULAR AGENDA

Discussion and Resolution authorizing staff to negotiate a Development Agreement with Aspect, Inc. for the disposition of City-owned property at 525, 529, and 533 Valor Way SW, including the former Knutson building (Caleb Mason/Jennifer Pratt).

CIP/DID #OB1292698

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

**Background:**

The Resolution authorizes staff to negotiate a Development Agreement with Aspect, Inc. for the redevelopment of City-owned property at 525, 529, and 533 Valor Way SW, including the former Knutson building.

The City received two (2) redevelopment proposals. A review panel consisting of City staff and representatives from the Historic Preservation Commission, commercial finance, real estate & development, and construction reviewed the proposals. The proposals were evaluated according to criteria set forth by City Council in the Request for Proposal. The review panel is recommending to the City Council to pursue negotiations with Aspect, Inc.

The following is a highlight of the Aspect, Inc. proposal:

- \$5.5 million total investment
- Full restoration/preservation of the historic building, in compliance with State and Federal Historic Preservation regulations to qualify for tax credits
- Partnerships with the Cedar Rapids Community School District and the Montessori School for a Downtown Montessori Magnet School

The Development Agreement will include standard terms, such as minimum investment, employment commitments, and construction timelines. Additional terms unique to this project will include:

- Historic preservation requirements.
- Site plan provisions to accommodate traffic flows at drop-off and pick-up times.
- Coordination to support future construction of the Flood Control System.
- Potential opportunities for shared use related to amphitheatre events, such as parking and greenroom space for performers.
- Minimum assessment or other mechanisms to offset the initial \$500,000 cost to stabilize the building.

The Aspect, Inc. development proposal requests \$500,000 in upfront City funding to stabilize the building prior to construction activities commencing. The stabilization is needed as an interim measure to prevent further dilapidation of the structure while the developer receives approval by state and federal agencies for historic preservation tax credits. Staff will prepare funding options for consideration at the next City Council meeting.

**Action/Recommendation:** The review panel and City staff recommends adoption of the Resolution.

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on October 23, 2012 the City Council approved Resolution No. 1460-10-12 authorizing the City to acquire property at 525 Valor Way SW for the Cedar Rapids River Front Amphitheater and Festival Park project; and

WHEREAS, the City took possession of the property on February 25, 2013; and

WHEREAS, between July 22, 2014 and April 13, 2015, the City conducted two Request for Proposals processes that resulted in no proposals being selected; and

WHEREAS, the City Council has further determined that a third Request for Proposals round supports the goals and policies in EnvisionCR, the City of Cedar Rapids comprehensive plan, and the Historic Preservation Plan, including maintaining the authentic character of the community; and

WHEREAS, on March 22, 2016 the City Council adopted Resolution No. 0394-03-16 which directed staff to pursue a third Request for Proposal (RFP) process and make additional City owned properties available for the RFP; and

WHEREAS, a motion was passed on April 12, 2016 to conduct a public hearing, and a notice of said public hearing was published on April 16, 2016, and on April 26, 2016 at the City Council Chambers, 3<sup>rd</sup> Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, the Cedar Rapids City Council held a public hearing to consider the disposition of City-owned properties at 525, 529, and 533 Valor Way SW (the "Properties") and inviting competitive redevelopment proposals; and

WHEREAS, the City received two (2) proposals for the redevelopment and preservation of the Properties; and

WHEREAS, a review panel consisting of City staff and representatives from the Historic Preservation Commission and commercial lending, real estate & development, and construction industries reviewed the proposals in accordance with the objectives and criteria set forth in the request for proposal; and

WHEREAS, the review panel is recommending the City Council pursue the development project as proposed by Aspect, Inc.

WHEREAS, the City Council has determined that the proposal submitted by Aspect, Inc. provides an overall community benefit and desires to pursue the development plan submitted by Aspect, Inc.

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 negotiate a Development Agreement with Aspect, Inc. for the redevelopment of the Properties in accordance with the proposal submitted by Aspect, Inc.
2. At such time as the terms and conditions of a Development Agreement are clear and definite that the Development Agreement be brought back to City Council for its consideration no later than October 25, 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](mailto:j.alcivar@cedar-rapids.org)

**Alternate Contact Person:** Joe Mailander

**Phone Number/Ext.:** 319 286-5822

**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings

Ordinance granting a change of zone for a portion of the property at 6677 16<sup>th</sup> Avenue SW from PUD-1, Planned Unit Development District One, to RMF-2, Multiple Family Residential Zone District as requested by Hart-Frederick Consultants and Sharp Investments, LLC.

CIP/DID #RZNE-023095-2016

**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 June 2, 2016 and approval was recommended unanimously. A City Council Public Hearing and First Reading of the Ordinance were held on June 28, 2016. There were no objections. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

This is a request to rezone 6 acres to the RMF-2 Zone District to allow for the potential development of continuing care/senior living facility. The property is currently vacant and was previously used as a private golf course prior to 2014. The property is identified as "Urban-Medium Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

### 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

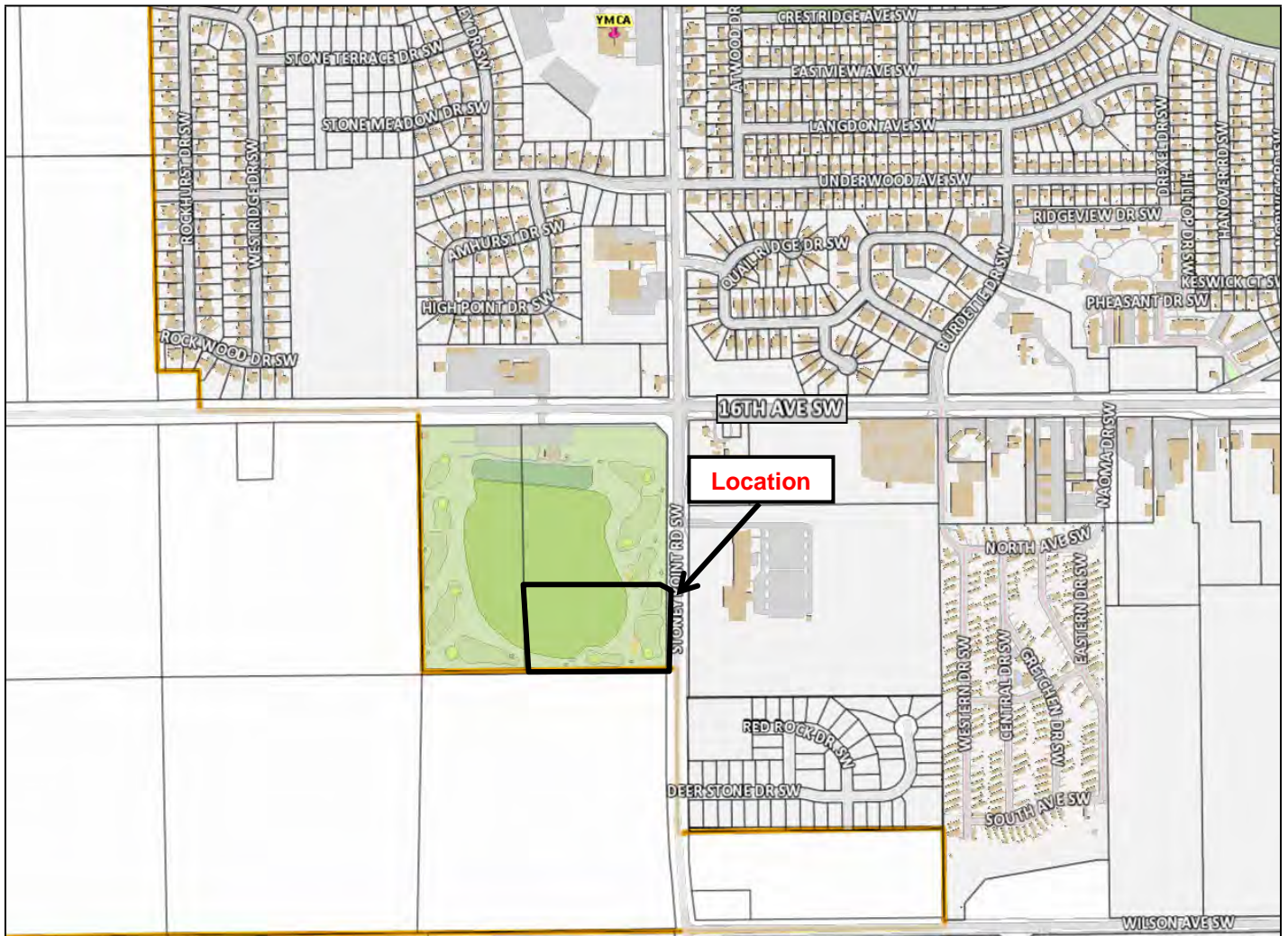
**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



## Location Map



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;

Being a part of Parcel B of Plat of Survey No. 1901 as is recorded in Book 8955  
on page 64 in the office of the Linn County Recorder located in the Northeast ¼ if  
the Northeast ¼ of Section 34, Township 83 North, Range 8 West of the 5th  
P.M., City of Cedar Rapids, Linn County, Iowa, and is more particularly described  
as follows.

Commencing at the Northeast corner of said Section 34, Township 83 North,  
Range 8 West; thence S 00°41'28" E along the East line of the Northeast ¼ if the  
Northeast ¼ of said Section 34, a distance of 1330.62 feet; thence S 89°29'07"  
W along the South line of the Northeast ¼ if the Northeast ¼ of said Section 34,  
a distance of 81.76 feet to the Southeast corner of Parcel B of Plat of Survey No.  
1901 recorded in Book 8955 on page 64 in the office of the Linn County  
Recorder being the Point of Beginning; thence continuing S 89°29'07" W along  
said South line, a distance of 722.45 feet to the Southwest corner of said Parcel  
B; thence N 00°45'51" W along the West line of said Parcel B, a distance of  
360.19 feet; thence N 89°29'07" E, a distance of 728.82 feet to a point on the  
East line of said Parcel B, also being a point on the West Right-of-Way line of  
Stoney Point Road SW; thence S 00°14'58" W along said East line and West  
Right-of-Way, a distance of 360.21 feet to the Point of Beginning, containing 6.00  
acres and being subject to all easements and restrictions of record.

and located at 6677 16th Avenue SW, now zoned PUD-1, Planned Unit Development One Zone  
District, and as shown on the "District Map," be rezoned and changed to RMF-2, Multiple Family  
Residence Zone District, and that the property be used for such purposes as outlined in the  
RMF-2, Multiple 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 must be platted per State and City platting 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 28th day of June, 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 2 day of June, 2016.

SHARP INVESTMENTS LLC

Larry D Sharp  
Signature

LARRY D SHARP  
Printed name

OWNER/ MGR  
Printed title



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Johnny Alcivar  
**E-mail Address:** j.alcivar@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5132

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5822

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings

Ordinance granting a change of zone for property at 430 16<sup>th</sup> Avenue SW from PUB, Public Zone District, to O-S, Office/Service Zone District as requested by Succession, LC.

CIP/DID # RZNE-022975-2016

**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 June 2, 2016 and approval was recommended unanimously. A City Council Public Hearing and First Reading of the Ordinance were held on June 28, 2016. There were no objectors. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

This is a request to rezone 2.2 acres to the O-S, Office/Service Zone District to allow for the existing building to be used as a day care facility. The property was previously used as an office building for the Iowa Department of Transportation prior to 2013. The property is identified as "Urban Medium-Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

### Action/Recommendation:

City staff recommends approval of the Second and possible Third Reading.

### Alternative Recommendation:

City Council may table this item and request further information.

**Time Sensitivity:** NA

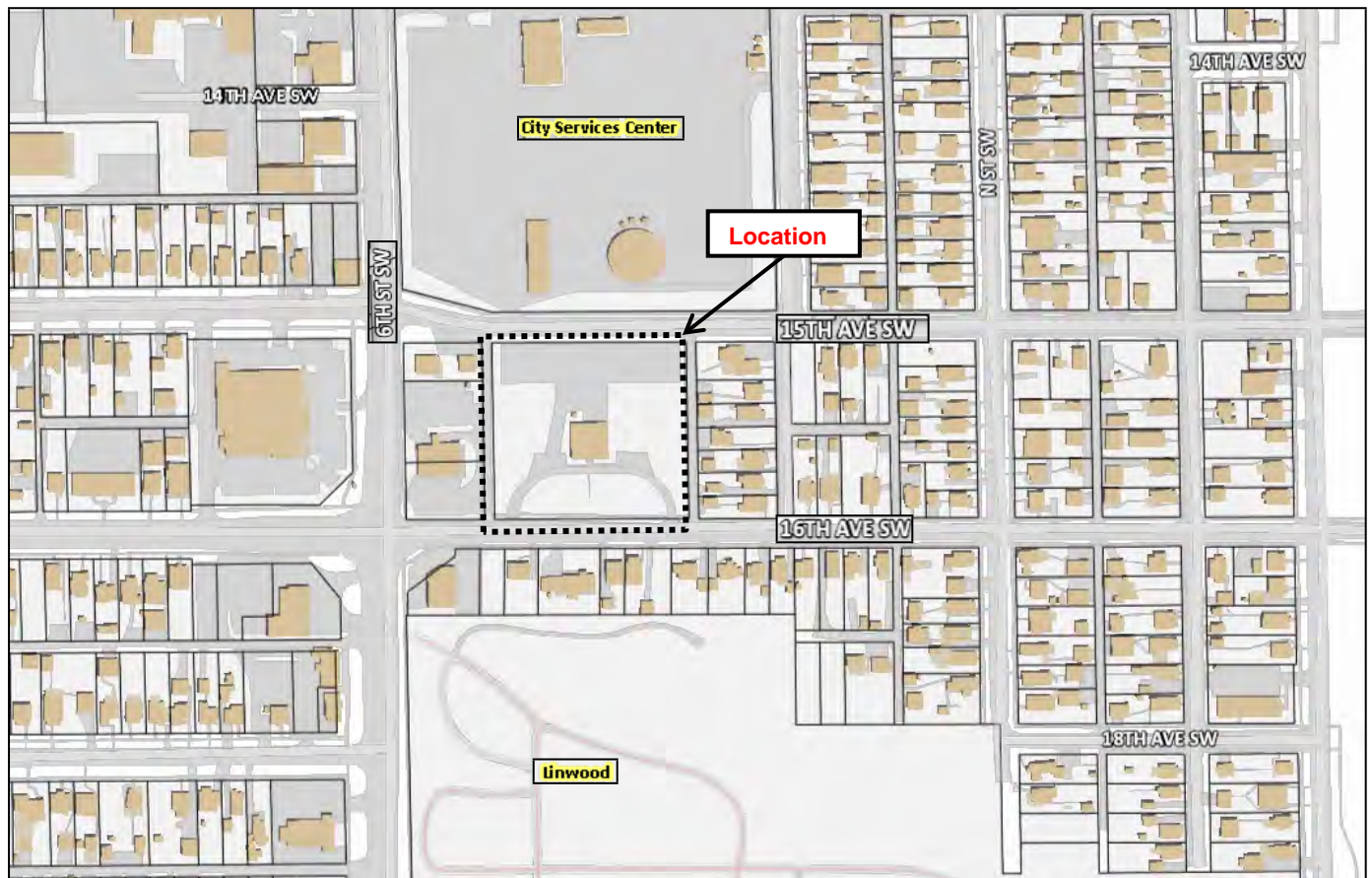
**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

### Location Map





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;

HURT'S LOT 7 THRU 18 & YOUNG'S 4TH LOTS 1 & 2 BLK 31 & LOTS 3 & 4 BLK 32  
& VAC 5TH ST BET STR/LB

and located at 430 16th Avenue SW, now zoned PUB, Public Zone District, and as shown on  
the "District Map," be rezoned and changed to O-S, Office/Service Zone District, and that the  
property be used for such purposes as outlined in the O-S, Office/Service 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. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible to dedicate to the public additional street right-of-  
way along 16th Avenue SW providing a minimum 40' half width right-of-way adjoining  
this site.
2. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible to provide a right of way reservation at no cost to  
the City to provide to the public additional street right-of-way along 15th Avenue SW  
providing a minimum 40' half width right-of-way adjoining this site.

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 28th day of June, 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 3<sup>rd</sup> day of June, 2016.

SUCCESSION LC

  
\_\_\_\_\_  
Signature

Stephen L. Emerson  
\_\_\_\_\_  
Printed name

President  
\_\_\_\_\_  
Printed title



## 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](mailto:c.mason@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext.:** 319 286-5047

**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings

Ordinance relating to collection of tax increment within the proposed Grand Living Urban Renewal Area generally located at south of 1<sup>st</sup> 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:

The Resolution and Ordinance establishes an Urban Renewal Area to provide a mechanism for City participation under the City's Community Benefit – Economic Development program for the proposed Grand Living Senior Living project.

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

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 approval of the Second and possible Third Reading.

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

**Time Sensitivity:** NA

**Resolution Date:** July 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

ORDINANCE NO. LEG\_NUM\_TAG

AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES ARE LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE GRAND LIVING URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, LINN-MAR SCHOOL DISTRICT, CEDAR RAPIDS SCHOOL DISTRICT AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH URBAN RENEWAL PROJECT ACTIVITIES UNDERTAKEN IN FURTHERANCE OF THE PLAN FOR THE GRAND LIVING URBAN RENEWAL AREA.

WHEREAS, the City Council, after public notice and hearing and as prescribed by law and pursuant to Resolution No. 0817-06-16 passed and approved on the 28th day of June, 2016, adopted the Urban Renewal Plan (the "Urban Renewal Plan") for an urban renewal area known as the Grand Living Urban Renewal Area (the "Urban Renewal Project Area") that includes lots and parcels located within the area described as follows:

**PARCEL B, PLAT OF SURVEY NO. 958, AS RECORDED IN BOOK 4727, PAGE 120 JUNE 21, 2002 OF THE RECORDS OF THE LINN COUNTY, IOWA RECORDER, BEING A PART OF THE SE ¼ SE ¼ AND A PART OF SW ¼ SW ¼ , SECTION 2-83-7, LINN COUNTY, IOWA;**

**AND**

**THAT PART OF STATE HIGHWAY 100 DESCRIBED AS FOLLOWS:**

**BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF PARCEL B, PLAT OF SURVEY NO. 958, AS RECORDED IN BOOK 4727, PAGE 120, JUNE 21, 2002 OF THE RECORDS OF THE LINN COUNTY, IOWA RECORDER AND THE WESTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY 100,**

**THENCE NORTHEASTERLY ALONG A PROJECTED BEARING OF SAID NORTH LINE OF PARCEL B, 354 FEET MORE OR LESS TO THE EAST RIGHT OF WAY LINE OF SAID STATE HIGHWAY 100,**

**THENCE SOUTHERLY ALONG THE EASTERLY RIGHT-OF-WAY OF SAID STATE HIGHWAY 100, 1090 FEET MORE OR LESS TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 83, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN;**

**THENCE WEST ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 83, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, 298 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 83, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN;**

**THENCE WEST ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 83, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, 49 FEET MORE OR LESS TO THE WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY 100;**



THENCE NORTHWESTERLY ALONG THE WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY 100 ALSO BEING THE EASTERLY LINE OF SAID PARCEL B OF PLAT OF SURVEY NO. 958, 850 FEET TO THE POINT OF BEGINNING.

AND

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND A PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11 TOWNSHIP 83 NORTH RANGE 7 WEST OF THE 5 P.M. CEDAR RAPIDS, LINN COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF GLENBROOK COVE FIFTH ADDITION TO MARION, IOWA, SAID POINT ALSO BEING THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 11;

THENCE SOUTH 88°25'50" EAST 450.87 FEET ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER TO THE WEST LINE OF THE EASTERLY 880 FEET OF SAID SECTION 11;

THENCE SOUTH 00°14'52" EAST 1247.76 FEET ALONG THE WEST LINE OF THE EAST 880 FEET OF SAID SECTION 11 AND THE WEST LINE OF BEVER WOODS SECOND ADDITION TO CEDAR RAPIDS, IOWA TO THE SOUTHWEST CORNER OF SAID BEVER WOODS SECOND ADDITION;

THENCE NORTH 88°44'54" WEST 109.87 FEET TO THE WEST LINE OF THE EAST 990 FEET OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE SOUTH 00°08'10" WEST 93.17 FEET ALONG THE WEST LINE OF THE EAST 990 FEET OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE NORTH 89°13'55" WEST 10.72 FEET ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER TO THE EAST LINE OF THE WEST 330 FEET OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE SOUTH 00°12'57" EAST 957.14 FEET ALONG SAID EAST LINE OF THE WEST 330 FEET TO THE SOUTH LINE OF THE NORTH 957 FEET OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE NORTH 89°13'55" WEST 330.03 FEET ALONG THE SOUTH LINE OF SAID NORTH 957 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE NORTH 00°12'57" WEST 957.14 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE EAST LINE OF PLAT OF SURVEY NO. 37 AND PART OF THE EAST LINE OF SAID GLENBROOK COVE FIFTH ADDITION, TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER;

THENCE CONTINUING NORTH 00°12'57" WEST 1346.30 ALONG THE WEST LINE OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE EAST LINE OF SAID GLENBROOK COVE FIFTH ADDITION TO THE POINT OF BEGINNING.

WHEREAS, expenditures and indebtedness are anticipated to be incurred by the City of Cedar Rapids, Iowa in the future to finance urban renewal project activities carried out in furtherance of the objectives of the Urban Renewal Plan; and

WHEREAS, the City Council of the City of Cedar Rapids, Iowa desires to provide for the division of revenue from taxation in the Urban Renewal Project Area, as above described, in accordance with the provisions of Section 403.19 of the Code of Iowa.

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

Section 1: The taxes levied on the taxable property in the Grand Living Urban Renewal Area, legally described in Section 1 hereof, by and for the benefit of the State of Iowa, City of Cedar Rapids, County of Linn, Linn-Mar School District, Cedar Rapids School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

Section 2: That portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts upon the total sum of the assessed value of the taxable property in the Urban Renewal Project Area, as shown on the assessment roll as of January 1 of the calendar year preceding the first calendar year in which the City of Cedar Rapids certifies to the County Auditor of the amount of loans, advances, indebtedness, or bonds payable from the division of property tax revenue described herein (which certification is directed to be made during the 2016 calendar year), shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid (base year taxes).

Section 3: That portion of the taxes each year in excess of the base period taxes for the Grand Living Urban Renewal Area, shall be allocated to and when collected be paid into the special tax increment fund previously established by the City of Cedar Rapids to pay the principal of and interest on loans, monies advanced to, or indebtedness, whether funded, refunded, assumed or otherwise, including bonds issued under authority of Section 403.9 or Section 403.12 of the Code of Iowa, incurred by the City of Cedar Rapids, Iowa to finance or refinance, in whole or in part, urban renewal projects undertaken within the Grand Living Urban Renewal Area pursuant to the Urban Renewal Plan for said Grand Living Urban Renewal Area, except that taxes for the payment of bonds and interest of each taxing district shall be collected against all taxable property within the Grand Living Urban Renewal Area without any limitation as hereinabove provided.

Section 4: Unless or until the total assessed valuation of the taxable property in the areas of the Grand Living Urban Renewal Area exceeds the total assessed value of the taxable property in said areas shown by the assessment rolls referred to in Section 3 of this Ordinance, all of the taxes levied and collected upon the taxable property in the Grand Living Urban Renewal Area shall be paid into the funds for the respective taxing districts as taxes by or for the taxing districts in the same manner as all other property taxes.

Section 5: At such time as the loans, monies advanced, bonds and interest thereon and indebtedness of the City of Cedar Rapids referred to in Section 4 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the Grand Living Urban Renewal Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 7: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Grand Living Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as amended with respect to the division of taxes from property within the Grand Living Urban Renewal Area as described above. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Grand Living Urban Renewal Area and the territory contained therein.

Section 8: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 28th day of June, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG