

# CITY OF CEDAR RAPIDS, IOWA

## MINUTES OF THE CITY COUNCIL

### REGULAR SESSION

July 26, 2016, 4:00 PM

City Council met in Regular Session in the Cedar Rapids City Hall Council Chambers, 101 First Street SE, Cedar Rapids, Iowa. Present, Mayor Ron Corbett, Council members Kris Gulick, Scott Olson, Scott Overland, Ann Poe, Ralph Russell, Pat Shey, Justin Shields and Susie Weinacht. Also present were City Manager Jeff Pomeranz and City Attorney Jim Flitz.

The invocation was given by Public Safety Chaplain Rick Gail.

Pledge of Allegiance.

Good News announcements were given by Mayor Corbett.

Mayor Corbett and Council member Weinacht presented a Proclamation declaring the week of July 11, 2016 as National Disability Voter Registration Week.

Mayor Corbett and Council member Poe presented a Proclamation declaring July 29, 2016 as Paint the Town Purple Day.

Mayor Corbett presented City Attorney Jim Flitz with a 30 year service award.

A presentation regarding the Safe, Equitable and Thriving Communities Task Force Update was given by Stacey Walker and Mary Wilcynski after an introduction by Angie Charipar.

A presentation regarding the Small Business Development Center MOU Report was given by Scott Swenson after an introduction by Jasmine Almoayed.

A presentation regarding the Iowa Startup Accelerator MOU Report was given by Eric Engelmann after an introduction by Jasmine Almoayed.

A presentation regarding the Diversity Focus MOU Report was given by Chad Simmons after an introduction by Jasmine Almoayed.

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

1. A public hearing was held to consider the proposed sale of City-owned property located at 7700 18th Street SW to Nordstrom, Inc., a Washington corporation (Don Swanson). No comments or objections were heard or filed.

0970-07-16

- a. Resolution approving the sale of City-owned property located at 7700 18th Street SW to Nordstrom, Inc., a Washington corporation.

Council member Russell moved to approve; seconded by Council member Overland.
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Result: <b>Approved.</b>
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2. A public hearing was held to consider the Resolution of Necessity (Proposed) for the Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements project (Doug Wilson) (Paving for Progress). No comments or objections were heard or filed.

0971-07-16

- a. Resolution adopting as amended the Resolution of Necessity (Proposed) for the Memorial Drive SE from McCarthy Road SE to Mount Vernon Road SE Roadway and Utility Improvements project.

Council member Olson moved to approve; seconded by Council member Russell.
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Result: <b><i>Approved.</i></b>
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3. A public hearing was held to consider the annexation of property located west of Stony Point Road NW and north of Black Granite Road as requested by William K. and Debra J. Robinson (Vern Zakostelecky). No comments or objections were heard or filed.

0972-07-16

- a. Resolution authorizing the annexation of property located west of Stony Point Road NW and north of Black Granite Road as requested by William K. and Debra J. Robinson.

Council member Russell moved to approve; seconded by Council member Overland.
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Abstain: Council member Olson.
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Result: <b><i>Approved.</i></b>
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4. A public hearing was held to consider initiating the competitive disposition process and inviting competitive redevelopment proposals for nine City-owned properties located in the Czech Village near the intersection of 16th Avenue SW and C Street SW (Bill Micheel). No comments or objections were heard or filed.

0973-07-16

- a. Resolution authorizing the continuation of the disposition of nine City-owned properties located in Czech Village near the intersection of 16th Avenue SW and C Street SW.

Council member Poe moved to approve; seconded by Council member Olson.
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Result: <b><i>Approved.</i></b>
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5. A public hearing was held 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 SW and 1505 B Street SW (Bill Micheel) (Flood). No comments or objections were heard or filed.

0974-07-16

- a. Resolution authorizing the continuation of the disposition of four vacant City-owned properties at 68 15th Avenue SW, 72 15th Avenue SW, 76 15th Avenue SW and 1505 B Street SW.

Council member Gulick moved to approve; seconded by Council member Weinacht.
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Result: <b><i>Approved.</i></b>
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6. A public hearing was held to consider initiating the competitive disposition process and inviting redevelopment proposals for two City-owned properties at 904 and 908 5th Street SE purchased through the Voluntary Acquisition Program and inviting competitive redevelopment proposals (Kirsty Sanchez). One comment was heard. No written comments or objections were filed.

0975-07-16

- a. Resolution authorizing the continuation of the disposition of two City-owned properties at 904 and 908 5th Street SE purchased through the Voluntary Acquisition Program.

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

Abstain: Council member Weinacht.

Result: **Approved.**

7. A public hearing was held to consider initiating the competitive disposition process and inviting competitive redevelopment proposals vacant City-owned property at 535 1st Avenue SW purchased through the Voluntary Acquisition Program (Jeff Hintz) (Flood). No comments or objections were heard or filed.

0976-07-16

- a. Resolution authorizing the continuation of the disposition of vacant City-owned property at 535 1st Avenue SW purchased through the Voluntary Acquisition Program.

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

Result: **Approved.**

8. A public hearing was held 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 (Rita Rasmussen). No comments or objections were heard or filed.

0977-07-16

- a. Resolution authorizing execution of 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.

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

Result: **Approved.**

9. A public hearing was held 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 (Rita Rasmussen). No comments or objections were heard or filed.

0978-07-16

- a. Resolution vacating 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.

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

Result: **Approved.**

Motion to approve the agenda.

Council member Poe moved to approve; City Manager Pomeranz requested that Item 20 (Resolution setting a public hearing for August 23, 2016 to consider the Resolution of Necessity (Proposed) for the construction of the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project) and Item 30as (Rescinding Resolution No. 1626-11-15 and associated Development Agreement with Cedar Valley for Humanity, Inc. for property at 1258 20th Avenue SW participating in the fourth round of the Single Family New Construction Program) be removed from the agenda; seconded by Council member Weinacht.

Result: ***Approved as amended.***

Motion to approve the consent agenda.

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

Result: ***Approved.***

10. Motion to approve the minutes.

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

Result: ***Approved.***

- 0979-07-16 11. Resolution approving fiscal year 2017 hotel motel application allocations and primary allocations in the amount of \$3,358,606.74.

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

Abstain: Council member Gulick.

Result: ***Approved.***

- 0980-07-16 12. Resolution in support of a Workforce Housing Tax Credit benefit application to be submitted to the Iowa Economic Development Authority for a housing project at 450 16th Avenue SE as requested by ArtTech Village in New Bo, LLC and providing local match funds through the City's Core District Reinvestment Program.

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

Result: ***Approved.***

- 0981-07-16 13. Resolution in support of a Workforce Housing Tax Credit benefit application to be submitted to the Iowa Economic Development Authority for a housing project at 455 16th Avenue SE requested by ArtTech Village II in New Bo, LLC and providing local match funds through the City's Core District Reinvestment Program.

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

Result: ***Approved.***

- 0982-07-16 14. Resolution authorizing an increase in the FTE count by 1.81 in the classification of Recreation Supervisor II in the Parks and Recreation Department.

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

Result: ***Approved.***

- 0983-07-16 15. Resolution authorizing an increase in the FTE count by 0.25 in the classification of Customer Service Representative II in the Parks and Recreation Department.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- 0984-07-16 16. Resolution waiving in perpetuity an access restriction on the Final Plat of Cottage Hill Third Addition for property located east of Spring Valley Place NE at Spring Valley Court NE.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- 0985-07-16 17. Resolution authorizing a Civil Rights Commission Senior Investigator to attend the EEO for New Investigators Training in Boston, Massachusetts from September 25-30, 2016 for an estimated total amount of \$4,659.48.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- 0986-07-16 18. Resolution amending the Business Travel Report approved for the Civil Rights Commission Executive Director to attend the Society for Human Resource Managers 2016 Conference in Washington, D.C. from June 17-21, 2016, to reflect the actual total trip costs of \$4,309.12.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- 0987-07-16 19. 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 Stone Creek Urban Renewal Plan for the Stone Creek Urban Renewal Area.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
21. Motions setting public hearing dates for:
- a. August 9, 2016 – to consider amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting a new Chapter 22A in its place, by adding provisions relating to victims of crime or abuse and modifying the exemption for certain calls for emergency assistance.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- b. August 9, 2016 – to consider the continuation of the disposition of excess City-owned property described as a non-conforming vacant lot located at 1314 1st Street SW.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |
- c. August 9, 2016 – to consider granting a change of zone for property at 1731 Center Point Road NE from C-2, Community Commercial Zone District, to C-3, Regional Commercial Zone District, as requested by Ronald L. and Karen S. White and Jason C. Jones.
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| Council member Poe moved to approve; seconded by Council member Weinacht. |
| Result: <b>Approved.</b>  |

- d. August 9, 2016 – to consider granting a change of zone for property at 1834 Blairs Ferry Road NE from I-1, Light Industrial Zone District, to C-3, Regional Commercial Zone District, as requested by Vua Property Management, L.C.

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

Result: **Approved.**

- e. August 23, 2016 – to consider an Ordinance relating to collection of tax increment within the proposed Stone Creek Urban Renewal Area generally located north of Williams Boulevard SW and east of Dean Road SW.

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

Result: **Approved.**

- f. September 13, 2016 – to consider amendments to the Section 8 Housing Choice Voucher (HCV) Program Public Housing Agency (PHA) Administrative Plan.

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

Result: **Approved.**

22. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:

- a. August 9, 2016 – Indian Creek Tree Restoration project, with bid opening August 10, 2016 (estimated cost is \$425,000).

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

Result: **Approved.**

- b. August 9, 2016 – FY 2017 Sidewalk Repair Program – Contract No. 1 project, with bid opening August 10, 2016 (estimated cost is \$569,000).

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

Result: **Approved.**

- c. August 9, 2016 – Curb Ramp Repair Project – NW Bid Package No. 4 project, with bid opening on August 10, 2016 (estimated cost is \$307,000).

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

Result: **Approved.**

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

- a. Applebee's Neighborhood Grill & Bar, 303 Collins Road NE.
- b. Casey's General Store #2767, 3434 1st Avenue NE.
- c. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SE, on August 5, 2016).
- d. Cedar Rapids Jaycees, 475 1st Street SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SE, on August 19, 2016).
- e. Cedar Rapids Softball Hall of Fame, 2000 Ellis Boulevard NW (5-day permit for an event on August 20-22, 2016 at Ellis Park Softball Complex).
- f. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 12-14, 2016).
- g. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 19-21, 2016).
- h. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 26-28, 2016).

- i. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on August 5-7, 2016).
- j. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on August 12-14, 2016).
- k. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on August 18-21, 2016).
- l. Chrome Horse, 1140 Blairs Ferry Road NE (outdoor service for an event on August 26-28, 2016).
- m. Chrome Horse, 1140 Blairs Ferry Road NE (5-day permit for an event at McGrath Motor Sports, 4645 Center Point Road NE, on August 25, 2016).
- n. Fusion & Mermaid Lounge, 821 3rd Avenue SE (new – formerly Daniel Arthur's).
- o. Gilligan's, 912 1st Avenue NW.
- p. Hy-Vee C-Store #3, 2300 Bowling Street SW.
- q. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at the Veterans Memorial Coliseum, 50 2nd Avenue Bridge, on August 6, 2016).
- r. La Cantina Bar & Grill, 102 2nd Street SE.
- s. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on August 25-26, 2016).
- t. Lion Bridge Brewing Company, 59 16th Avenue SW (outdoor service for an event on August 11-12, 2016).
- u. Mai Pho Vietnamese Restaurant, 2315 Edgewood Road SW.
- v. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on August 26, 2016).
- w. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on September 2-4, 2016). Paddy O'Rourke's, 608 16th Street NE.
- x. Red Lion Lounge, 3970 Center Point Road NE (outdoor service for an event on August 5-7, 2016).
- z. Rock Top, 951 Blairs Ferry Road NE (new – new construction).
- aa. Rumors, 400 F Avenue NW (outdoor service for an event on July 29-30, 2016).
- ab. Rumors, 400 F Avenue NW (outdoor service for an event on August 5-6, 2016).
- ac. Smokin' Joe's Tobacco & Liquor Outlet #15, 455 Edgewood Road NW.
- ad. St. Jude's Church, 50 Edgewood Road NW (5-day permit for an event on August 11-15, 2016).
- ae. Starlite Room, 3300 1st Avenue NE.
- af. Taj Mahal Cuisine of India, 3939 Center Point Road NE.
- ag. Uptown Liquor & Tobacco, 2000 Wiley Boulevard SW.
- ah. Wal-Mart #1528, 2645 Blairs Ferry Road NE.
- ai. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event August 11-13, 2016 at Metro Harley Davidson, 2415 Westdale Drive SW).

Council member Poe moved to approve; seconded by Council member Weinacht.
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Abstain, items v and w: Council member Gulick.
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Result: <b>Approved.</b>
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24. Resolutions approving:

- a. Payment of bills.

Council member Poe moved to approve; seconded by Council member Weinacht.
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Result: <b>Approved.</b>
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0988-07-16

0989-07-16

b. Payroll.

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

Result: **Approved.**

0990-07-16

25. Resolutions approving the special event applications for:

a. Cedar Rapids Economic Alliance Market After Dark (includes road closures) on August 27, 2016.

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

Abstain: Council member Gulick.

Result: **Approved.**

0991-07-16

b. New Bo Run event (includes road closures) on September 6, 2016.

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

Result: **Approved.**

0992-07-16

c. All Community Events Turkey Trot 5K running event (includes road closures) on November 24, 2016.

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

Result: **Approved.**

0993-07-16

26. Resolutions approving assessment actions:

a. Intent to assess – Water Division – delinquent municipal utility bills – 22 properties.

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

Result: **Approved.**

0994-07-16

b. Levy assessment – Water Division – delinquent municipal utility bills – 21 properties.

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

Result: **Approved.**

0995-07-16

c. Levy assessment – Solid Waste & Recycling – clean-up costs eight properties.

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

Result: **Approved.**

0996-07-16

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

a. Portland Cement Concrete pavement in Hawks Point Fourth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$55,000.

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

Result: **Approved.**

0997-07-16

b. Portland Cement Concrete pavement in College Park Estates Sixth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$130,000.

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

Result: **Approved.**

0998-07-16

c. Portland Cement Concrete pavement in Wilderness Estates Ninth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$25,000.

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

Result: **Approved.**



	28. Resolutions accepting projects, approving Performance Bonds and authorizing final payments:
<u>0999-07-16</u>	a. 2016 Tree and Vegetation Removal project, final payment in the amount of \$10,930.82 and 4-year Performance Bond submitted by CAJ Enterprises, Inc. dba Chris Jones Trucking (original contract amount was \$129,410; final contract amount is \$218,616.37).
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1000-07-16</u>	b. Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Mechanical & Plumbing project, final payment in the amount of \$115.78 and 2-year Performance Bond submitted by Modern Piping, Inc. (original contract amount was \$4,570,000; final contract amount is \$4,795,088.56). (Flood)
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1001-07-16</u>	29. Resolutions approving final plats: a. Northtowne Market Third Addition for land located at 1201 Blairs Ferry Road NE.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1002-07-16</u>	b. Westdale Seventh Addition to Cedar Rapids, Linn County, Iowa for land located southeast of Williams Boulevard SW (Highway 151) at Westdale Drive SW.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1003-07-16</u>	30. Resolutions approving actions regarding purchases, contracts and agreements: a. Authorizing additional funds in the amount of \$50,000 for Ahlers and Cooney, P.C. for legal services in connection with the Veterans Memorial Building mitigation and renovation.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1004-07-16</u>	b. Contract with Commercial Appraisers of Iowa, Inc. for appraisal services for the Engineering Division for two years for an annual amount not to exceed \$75,000.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1005-07-16</u>	c. Contract with Cook Appraisal LLC for appraisal services for the Engineering Division for two years for an annual amount not to exceed \$150,000.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>
<u>1006-07-16</u>	d. Contract with Hattery Real Estate Appraisals, LLC for appraisal review services for the Engineering Division for two years for an annual amount not to exceed \$50,000.
	Council member Poe moved to approve; seconded by Council member Weinacht. Result: <b>Approved.</b>

1007-07-16

- e. Contract with Iowa Appraisal and Research Corporation for appraisal review services for the Engineering Division for two years for an annual amount not to exceed \$50,000.

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

Result: **Approved.**

1008-07-16

- f. Contract with Oakwood Appraisal Co. for appraisal services for the Engineering Division for two years for an annual amount not to exceed \$75,000.

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

Result: **Approved.**

1009-07-16

- g. Amendment No. 5 to the contract with Hattery Real Estate Appraisals, LLC for appraisal review services for the Engineering Division for an increase in the volume of services for an amount not to exceed \$30,000 (original contract amount was \$50,000; total contract amount with this amendment is \$130,000).

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

Result: **Approved.**

1010-07-16

- h. Contract with Bolton & Menk, Inc. for Design Services for Kirkwood Roundabout project for the Engineering Division for an amount not to exceed \$137,914.

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

Result: **Approved.**

1011-07-16

- i. Amendment No. 3 to renew contract with Bauer Built Tire for tire services for the Fleet Services Division for an annual amount not to exceed \$200,000 (original contract amount was \$200,000; renewal contract amount is \$200,000).

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

Result: **Approved.**

1012-07-16

- j. Contract with CDW-G for ShoreTel support and purchase of equipment for the Information Technology Department for an annual amount not to exceed \$88,082.76.

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

Result: **Approved.**

1013-07-16

- k. Amendment No. 5 to the contract with Greg's Lawn and Landscaping for mowing services for the City Weed Ordinance for the Solid Waste Division to reflect an increase in the volume of services for an amount not to exceed \$1,330 (original contract amount was \$30,000; total contract amount with this amendment is \$147,744).

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

Result: **Approved.**

1014-07-16

- l. Contract with Kubra Data Transfer, Ltd. for online and interactive voice response electronic payment services for the Treasury Division for three years for an annual amount not to exceed \$57,000.

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

Result: **Approved.**

1015-07-16

- m. Amendment No. 8 to the contract with B.G. Brecke, Inc. for process systems services for the Water Pollution Control Facility for an increase in the volume of work for an amount not to exceed \$90,000 (original contract amount was \$200,000; total contract amount with this amendment is \$290,000).

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

Abstain: Council member Olson.

Result: **Approved.**

1016-07-16

- n. Renewal of database software license update and technical support services contract for the Water Division in the amount of \$34,896.79 with Oracle for Fiscal Year 2017 (previous renewal amount was \$32,893.57; current renewal amount is \$34,896.79).

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

Result: **Approved.**

1017-07-16

- o. Amending Resolution No. 0786-06-16 by correcting the purchase order amount for pick-up and delivery fees to Roemer Machine & Welding Co. to \$60,757.25.

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

Result: **Approved.**

1018-07-16

- p. Amending Resolution No. 0922-07-16 by correcting the purchase order amount for two 2016 Chevrolet Colorado pickup trucks to Bob Brown Chevrolet to \$61,463.

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

Result: **Approved.**

1019-07-16

- q. Professional Services Agreement with Ament Design for an amount not to exceed \$97,989 for design services in connection with the Center Point Road NE from 29th Street NE to 32nd Street NE Pavement Rehabilitation project. (Paving for Progress)

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

Result: **Approved.**

1020-07-16

- r. Professional Services Agreement with Ament Design for an amount not to exceed \$480,676 for design services in connection with the Oakland Road NE and Old Marion Road NE from Center Street NE to C Avenue NE Pavement Rehabilitation project. (Paving for Progress)

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

Result: **Approved.**

1021-07-16

- s. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$93,094 for bridge inspections in connection with the FY2017-2018 Biennial Bridge Inspections project.

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

Abstain: Council member Gulick.

Result: **Approved.**

1022-07-16

- t. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$85,884 for design services in connection with the 2nd Avenue SE from 1st Street to 7th Street One-Way to Two-Way Conversion project.

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

Abstain: Council member Gulick.

Result: **Approved.**

1023-07-16

- u. Amendment No. 2 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$40,400 for design services in connection with the 4th Avenue SE and 5th Avenue SE from 3rd Street to 5th Street – Street Design Services project (original contract amount was \$60,322; total contract amount with this amendment is \$104,222).

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

Abstain: Council member Gulick.

Result: **Approved.**

1024-07-16

- v. Professional Services Agreement with HBK Engineering, LLC for an amount not to exceed \$78,976 for design services in connection with the Ellis Boulevard NW from I Avenue NW to O Avenue NW project. (Paving for Progress)

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

Result: **Approved.**

1025-07-16

- w. Amendment No. 2 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$18,937 for design services in connection with the 6th Street SW Roadway Improvements from Linn County Line to Capital Drive project (original contract amount was \$183,690; total contract amount with this amendment is \$252,224). (Paving for Progress)

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

Result: **Approved.**

1026-07-16

- x. Change Order No. 4 in the amount of \$36,095.98 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 \$1,818,506.36). (Flood)

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

Result: **Approved.**

1027-07-16

- y. Change Order No. 3 in the amount of \$217,035.27 with Municipal Pipe Tool Company, LLC for the East Side Sanitary Sewer Interceptor Repairs project (original contract amount was \$7,855,968.40; total contract amount with this amendment is \$8,098,686.17). (Flood)

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

Result: **Approved.**

1028-07-16

- z. Change Order No. 6 in the amount of \$8,859.50, plus one additional calendar day and one additional closure day, with Rathje Construction Company for the 2008 Flood Area Sanitary Sewer Restoration, SW Quadrant, Phase 2, Part 4 project (original contract amount was \$2,302,374.75; total contract amount with this amendment is \$2,269,138.26). (Flood)

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

Result: **Approved.**

1029-07-16

- aa. Change Order No. 5 in the amount of \$1,463.55 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 \$8,796,639.32). (Flood)

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

Result: **Approved.**

1030-07-16

- ab. Change Order No. 4 in the amount of \$34,902 with Rathje Construction Company for the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project (original contract amount was \$3,108,134.70; total contract amount with this amendment is \$3,188,961.81). (Paving for Progress)

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

Result: **Approved.**

1031-07-16

- ac. Change Order No. 3 in the amount of \$70,095.48 with Horsfield Construction, Inc. for the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (original contract amount was \$1,261,252.34; total contract amount with this amendment is \$1,380,230.26). (Paving for Progress)

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

Result: **Approved.**

1032-07-16

- ad. Change Order No. 2 in the amount of \$6,950.15 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 \$2,025,179.29). (Paving for Progress)

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

Result: **Approved.**

1033-07-16

- ae. Iowa Homeland Security and Emergency Management Division Commitment to Award and Accept Funds in the amount of \$74,113.70 for the Cedar Rapids Division of Iowa Task Force 1.

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

Result: **Approved.**

1034-07-16

- af. Payment of an Economic Development Grant of \$8,231 to the Linn County Treasurer to satisfy the 3rd Street SE Streetscape Reinvestment Project assessment for Jelinek Companies, LLC for the property at 216 12th Avenue SE.

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

Result: **Approved.**

1035-07-16

- ag. Payment of an Economic Development Grant of \$39,237 to the Linn County Treasurer to satisfy the 3rd Street SE Streetscape Reinvestment Project assessment for Red Ball Route, LLC for the property located at 310 14th Avenue SE.

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

Result: **Approved.**

1036-07-16

- ah. Rescinding Resolution No. 0190-02-16 to correct the amount of payment to the Linn County Treasurer to \$21,385 to satisfy the 3rd Street SE Streetscape Reinvestment Project assessment for Jelinek Companies, LLC for the properties located at 1113 and 1117 3rd Street SE.

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

Result: **Approved.**

1037-07-16

- ai. Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation in the amount of \$1,184,787.35 for sanitary sewer and water main improvements to be incorporated into the Grading on Iowa 100 from North of Relocated 16th Avenue to North of the E Avenue Interchange project.

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

Result: **Approved.**

1038-07-16

- aj. Temporary Construction and Maintenance Easement Agreement with Cedar Real Estate Group III, LLC for construction of a public recreation trail along the CRST building at 201 1st Street SE.

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

Result: **Approved.**

1039-07-16

- ak. Accepting the established fair market value for the partial acquisition of a permanent Retaining Wall Easement and a Temporary Grading Easement for construction from Cedar View Apartments LP for property located at 1100 O Avenue NW and from Joan M. Wenzel for property located at 1156 O Avenue NW in connection with the O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project. (Paving for Progress)

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

Result: **Approved.**

1040-07-16

- al. Development Agreement with Signature Homes Inc. for property located at 1528 Bobcat Drive NW participating in the third round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1041-07-16

- am. Development Agreement with S & J Homes, LLC for property located at 1416 Kodiak Drive NW participating in the third round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1042-07-16

- an. Development Agreement with Stonebrook Homes, LLC for property located at 2131 Red Rock Drive SW participating in the third round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1043-07-16

- ao. Development Agreement with Todd Richardson Construction, Ltd. for property located at 2119 Red Rock Drive SW participating in the third round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1044-07-16

- ap. Development Agreement with W.P.H., Inc. dba Cedar Ridge Homes, Inc. for property located at 6300 Deer Stone Drive SW participating in the third round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

1045-07-16

- aq. Rescinding Resolution No. 1293-09-14 and associated Development Agreement with Schissel, LLC for property at 1795 2nd Street SW participating in the fourth round of the Single Family New Construction Program. (Flood)

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

Result: **Approved.**

- ar. Rescinding Resolution No. 1563-11-15 and associated Development Agreement with Scallon Custom Homes, L.L.C. for property at 0 Vacant Lot SW (GPN 143313800300000) participating in the fourth round of the Single Family New Construction Program. (Flood)

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

Result: ***Approved.***

31. Report on bids for the Water Pollution Control Facility Odor Control Upgrades project (estimated cost was \$5,200,000) (Steve Hershner).  
Williams Brothers Construction, Inc., Peoria, IL, \$6,590,000  
Tricon General Construction, Inc., Cedar Rapids, IA, \$6,792,000  
WRH, Inc., Amana, IA, \$6,920,000  
Carl A. Nelson & Company, Burlington, IA, \$7,632,000
32. Report on bids for the Iowa Department of Transportation (IDOT) for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project (estimated cost is \$1,895,000) (Doug Wilson).  
Vieth Construction Corp., Cedar Falls, IA, \$1,829,801.29  
LL Pelling Co., Inc., North Liberty, IA, \$1,843,891.20  
Rathje Construction Co., Marion, IA, \$1,856,920.67  
Ricklefs Excavating, Ltd., Anamosa, IA, \$1,876,252.40  
Pirc-Tobin Construction, Inc., Alburnett, IA, \$1,931,018.60
33. Report on bids for the Iowa Department of Transportation (IDOT) for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase I – Grading project (estimated cost is \$480,000) (Doug Wilson).  
Rathje Construction Co., Marion, IA, \$435,057.44  
Peterson Contractors, Inc., Reinbeck, IA, \$490,160.90  
Ricklefs Excavating, Ltd., Anamosa, IA, \$506,367.70  
Horsfield Construction, Inc. & Subsidiary, Epworth, IA, \$555,119.17  
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA, \$558,770.40  
Vieth Construction Corp., Cedar Falls, IA, \$629,919.25  
Legacy Corporation of IL, East Moline, IL, \$681,725.35  
Connolly Construction, Inc., Peosta, IA, \$691,440.60  
Reilly Construction Co., Inc., Ossian, IA, \$746,629.10  
Tschiggfrie Excavating, Co., Dubuque, IA, \$782,972.45

34. Report on bids 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)

Rathje Construction Company, Marion, IA, \$739,706.40  
Horsfield Construction, Inc., Epworth, IA, \$748,427.50  
Ricklefs Excavating, Ltd., Anamosa, IA, \$856,394.82 (math error found)  
Pirc-Tobin Construction, Inc., Alburnett, IA, \$957,891.80 (math error found)  
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA, \$960,346.36  
Borst Brothers Construction, Inc., Marion, IA, \$981,225.30  
Sulzco, LLC, Muscatine, IA, \$994,131.70

1047-07-16

- a. Resolution awarding and approving contract in the amount of \$739,706.40 plus incentive up to \$40,000, bond and insurance of Rathje Construction Company for the Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway Reconstruction project.

Council member Poe moved to approve; seconded by Council member Olson.
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Result: <b>Approved.</b>
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1048-07-16

35. Discussion and Resolution authorizing approval of a sponsorship for a Business Financial Assistance Application to the Iowa Economic Development Authority by ReConserve of Iowa, Inc. with the local match being satisfied through the City's Local Match Economic Development Program (Jennifer Pratt).

Council member Overland moved to approve; seconded by Council member Gulick.
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Result: <b>Approved.</b>
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Public comments were heard.

Motion to adjourn.

Council member Shields moved to approve; seconded by Council member Shey.
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Result: <b>Approved.</b>
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City Council adjourned at 6:00 p.m. to meet Tuesday, August 9, 2016 at 12:00 p.m.

Amy Stevenson, City Clerk