

CITY OF CEDAR RAPIDS, IOWA

MINUTES OF THE CITY COUNCIL

REGULAR SESSION

September 27, 2016, 4:00 PM

City Council met in Regular Session in Room 234 of Cedar Hall, Kirkwood Community College, 6301 Kirkwood Boulevard SW, 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 Jim Coyle.

Pledge of Allegiance.

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

1. A public hearing was held to consider an Urban Revitalization Area designation for ReConserve of Iowa, Inc. for the construction of a new industrial facility east of Edgewood Road SW and south of 60th Avenue SW (Caleb Mason). No comments or objections were heard or filed.

1268-09-16

- a. Resolution authorizing an Urban Revitalization Area designation for construction of a new industrial facility east of Edgewood Road SW and south of 60th Avenue SW as requested by ReConserve of Iowa, Inc.

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

Result: Approved.

- b. First Reading: Ordinance establishing the ReConserve of Iowa, Inc. Urban Revitalization Area designation east of Edgewood Road SW and south of 60th Avenue SW.

Council member Overland moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Russell.

Result: Approved.

2. A public hearing was held to consider granting a change of zone for property located north of E Avenue NW and west of Blue Stone Street NW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Midwest Development Co. and William K. and Debra J. Robinson (Vern Zakostelecky). No comments or objections were heard or filed.

- a. First Reading: Ordinance granting a change of zone for property located north of E Avenue NW and west of Blue Stone Street NW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Midwest Development Co. and William K. and Debra J. Robinson.

Council member Overland moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Russell.

Abstain: Council member Olson.

Result: Approved.

3. A scheduled public hearing to consider granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids, was **cancelled, to be rescheduled for October 25.**

- ~~a. First Reading: Ordinance granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids.~~

4. A public hearing was held to consider a Temporary Electric Line Easement Agreement over City-owned Parking Lot 44 located between the Cedar River and 2nd Street SE and southwesterly of 11th Avenue SE, in connection with the temporary relocation of an existing overhead transmission line to accommodate the NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project as requested by the City of Cedar Rapids and ITC Midwest LLC (Rita Rasmussen) (Flood). No comments or objections were heard or filed.

1269-09-16

- a. Resolution authorizing the execution of a Temporary Electric Line Easement Agreement over City-owned Parking Lot 44 located between the Cedar River and 2nd Street SE and southwesterly of 11th Avenue SE, in connection with the temporary relocation of an existing overhead transmission line to accommodate the NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project as requested by the City of Cedar Rapids and ITC Midwest LLC.

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

Result: Approved.

5. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project (estimated cost is \$425,000) (Doug Wilson). No comments or objections were heard or filed.

1270-09-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project.

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

Result: **Approved.**

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating project (estimated cost is \$95,650) (Doug Wilson). No comments or objections were heard or filed.

1271-09-16

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating project.

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

Result: **Approved.**

Motion to approve the agenda. Council member Weinacht announced that due to a board relationship but no financial gain she would be voting on item 26y. Council member Shey announced that due to a board relationship but no financial gain he would be voting on item 26x.

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

Result: **Approved.**

Motion to approve the consent agenda.

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

Result: **Approved.**

7. Motion to approve the minutes.

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

Result: **Approved.**

1272-09-16

8. Resolution establishing the times and dates of regularly scheduled City Council meetings to be held in calendar year 2017.

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

Nay: Council member Gulick.

Result: **Approved.**

1273-09-16

9. Resolution authorizing an I-380 Interchange at Tower Terrace Road Letter of Support for joint Metro and County funding (cost share \$200,000).

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

Result: **Approved.**

- 1274-09-16 10. Resolution of Support authorizing City participation under the City's Brownfield/Grayfield Economic Development Program for the proposed redevelopment at 1510 and 1548 Collins Road NE as requested by Collins & Council, LLC.
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
- 1275-09-16 11. Preliminary Resolution for the construction of paving and traffic signal improvements for the Wiley Boulevard from 31st Avenue SW to 650 feet North of 29th Avenue SW Roadway Improvements project.
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
- 1276-09-16 12. Resolution accepting work and fixing amount to be assessed for the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements project.
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
- 1277-09-16 13. Resolution rescinding Resolution No. 1812-10-74, which established "No Parking Anytime" on the west side of 7th Street SE from a point 25 feet north of 7th Avenue SE northerly for a distance of 130 feet, and establishing "No Parking Anytime" on the east and west side of 7th Street SE from a point 250' south of 6th Avenue SE to 8th Avenue SE. (Paving for Progress)
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
- 1278-09-16 14. Resolution amending Schedule P (Wage Schedule) for the Cedar Rapids Police Bargaining Union to include longevity into the hourly rates, based on years of service, in compliance with Fair Labor Standards Act regulations.
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
- 1279-09-16 15. Resolution authorizing a firefighter to attend Medical Team Specialist Training in Perry, Ga. from October 17-20, 2016 for a total amount of \$4,768.
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |
16. Motions setting public hearing dates for:
- a. October 11, 2016 – to consider adoption of sign regulations for the Northtowne Market Development as requested by Hunter Companies, LLC for property between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE.
- | |
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| Council member Overland moved to approve; seconded by Council member Russell. |
| Result: Approved. |

- b. November 1, 2016 – to consider an Urban Revitalization Area designation for West Side Wolf Pack V LLC for the renovation and redevelopment of existing commercial property at 218 4th Avenue SW and adjacent vacant land.

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

Result: **Approved.**

- c. October 25, 2016 — to consider granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids.

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

Result: **Approved.**

- 17. 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. October 11, 2016 – Bridge Replacement – McCloud Place NE over McCloud Run project, with bid opening October 18, 2016 (estimated cost is \$1,200,000).

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

Result: **Approved.**

- b. October 11, 2016 – Sinclair Levee – Pump Station and Detention Basin Project, with bid opening October 26, 2016 (estimated cost is \$5,700,000). (Flood)

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

Result: **Approved.**

- 18. Motion approving the beer/liquor/wine applications of:

- a. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for an event on October 8, 2016).
- b. Bricks Bar & Grill, 320 2nd Avenue SE.
- c. Casey's General Store #2768, 1201 1st Avenue SE.
- d. Casey's General Store #2776, 701 Ellis Boulevard NW.
- e. Casey's General Store #2780, 5555 Edgewood Road NE.
- f. Casey's General Store #2782, 1495 Blairs Ferry Road NE.
- g. Casey's General Store #2790, 588 Boyson Road NE.
- h. Casey's General Store #2791, 9125 Atlantic Drive SW.
- i. Casey's General Store #2792, 9001 6th Street SW.
- j. Chrome Horse, 1140 Blairs Ferry Road NE (additional outdoor service area for an event on October 7-9, 2016).
- k. Coe College, 1220 1st Avenue NE.
- l. Cooter's, 729 1st Avenue NW.
- m. The History Center, 716 Oakland Road NE (5-day permit for an event at the History Center future site, 800 2nd Avenue SE, on October 6, 2016).
- n. Hy-Vee #5 Club Room, 3235 Oakland Road NE.
- o. Hy-Vee Drugstore #6, 505 Boyson Road NE.
- p. Leonardo's Pizza, 2228 16th Avenue SW.
- q. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW (additional outdoor service area for the Brewnost event on October 7, 2016).

- r. NewBo City Market, 1100 3rd Street SE.
- s. Papa Juan's, 5505 Center Point Road NE.
- t. Paramount Theatre, 119 & 123 3rd Avenue SE.
- u. Pub 217, 217 3rd Street SE.
- v. Target T-1771, 3400 Edgewood Road SW.
- w. Texas Roadhouse, 2605 Edgewood Road SW.
- x. Veterans of Foreign Wars Post #788, 3240 Southgate Place SW.
- y. Walgreens #12580, 324 Edgewood Road NW.
- z. Wasabi, 221 2nd Avenue SE.
- aa. Westside Lounge, 325 Edgewood Road NW.

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

Abstain, item r: Council member Gulick.

Result: Approved.

19. Resolutions approving:

1280-09-16

- a. Payment of bills.

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

Result: Approved.

1281-09-16

- b. Payroll.

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

Result: Approved.

1282-09-16

- c. Transfer of funds.

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

Result: Approved.

20. Resolutions appointing and thanking the following individuals:

1283-09-16

- a. Appointing Dawn Brouwers, Michael Butterfield, Elizabeth Cwik, Amy DeLay, Allan Pierson, Christopher Poole, Clark Rieke, Justin Wasson and Greg Young as members and Steven Nylín, Lynette Richards and Barbra Solberg as alternate representatives on the Grants and Programs Citizens Advisory Committee.

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

Result: Approved.

1284-09-16

- b. Vote of thanks to Brenda Blevins for serving on the Grants and Programs Citizens Advisory Committee.

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

Result: Approved.

1285-09-16

- c. Vote of thanks to Angie Kuhn for serving on the Medical Quarter Design Review Technical Advisory Committee.

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

Result: Approved.

21. Resolutions approving the special event applications for:

1286-09-16

- a. Cedar Rapids Food Truck Fest event (includes road closures) on October 8, 2016.

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

Result: Approved.

1287-09-16

- b. Especially For You Race Against Breast Cancer event (includes road closures) on October 9, 2016.

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

Result: **Approved.**

22. Resolutions approving assessment actions:

1288-09-16

- a. Intent to assess – Solid Waste & Recycling – clean-up costs – seven properties.

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

Result: **Approved.**

1289-09-16

- b. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties.

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

Result: **Approved.**

1290-09-16

- c. Intent to assess – Water Division – delinquent municipal utility bills – 53 properties.

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

Result: **Approved.**

1291-09-16

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

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

Result: **Approved.**

23. Resolutions accepting subdivision improvements and approving Maintenance Bonds:

1292-09-16

- a. Portland Cement Concrete in The Sanctuary at Ellis Park First Addition and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$55,530.20.

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

Result: **Approved.**

1293-09-16

- b. Sanitary sewer in Krebs First Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$85,508.

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

Result: **Approved.**

1294-09-16

- c. Storm sewer in Krebs First Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$114,747.

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

Result: **Approved.**

24. Resolution accepting project, approving Performance Bond and authorizing final payment:

1295-09-16

- a. 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project, Change Order No. 7 (Final) deducting the amount of \$191,710.04, final payment in the amount of \$91,643.77 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$1,922,103; final contract amount is \$1,832,875.32). (Paving for Progress)

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

Result: **Approved.**

<u>1296-09-16</u>	25. Resolution approving a final plat: a. Grand Living Indian Creek Addition for land located at 325 Collins Road SE.
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1297-09-16</u>	26. Resolutions approving actions regarding purchases, contracts and agreements: a. Contract with Snyder & Associates, Inc. for engineering design services for fiber projects for the Information Technology Department for an annual amount not to exceed \$50,000.
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1298-09-16</u>	b. Contract with Anderson-Bogert Engineers & Surveyors, Inc. for engineering design services for fiber projects for the Information Technology Department for an annual amount not to exceed \$150,000.
	Council member Overland moved to approve; seconded by Council member Russell.
	Abstain: Council member Gulick.
	Result: Approved.
<u>1299-09-16</u>	c. Amendment No. 1 to the contract with Van Meter, Inc. for parts and service for Allen-Bradley equipment for the Water Division and the Water Pollution Control Facility to reflect an increase in volume for an amount not to exceed \$100,000 (original contract amount was \$100,000; total contract amount with this amendment is \$200,000).
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1300-09-16</u>	d. Contract with SulzCo LLC for the F Avenue NW Transmission Main Repair project for the Water Division for an amount not to exceed \$53,934.
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1301-09-16</u>	e. Contract with Gillespie & Powers, Inc. for as-needed incinerator maintenance services for the Water Pollution Control Facility for two years for an annual amount not to exceed \$75,000.
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1302-09-16</u>	f. Professional Services Agreement with HDR, Inc. for an amount not to exceed \$200,500 for a drainage study in connection with the E Avenue NW Watershed Drainage Study project.
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.
<u>1303-09-16</u>	g. Professional Services Agreement with Fehr Graham – Engineering & Environmental for an amount not to exceed \$171,350 for design services in connection with the Forest Drive SE from Grande Avenue SE to Mount Vernon Road SE Pavement and Water Main Improvements project. (Paving for Progress)
	Council member Overland moved to approve; seconded by Council member Russell.
	Result: Approved.

1304-09-16

- h. Change Order No. 6 in the amount of \$52,548.84 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 \$3,259,816.96). (Paving for Progress)

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

Result: ***Approved.***

1305-09-16

- i. Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$78,034 for the WPCF Sewer Inspection & Repairs project.

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

Result: ***Approved.***

1306-09-16

- j. Change Order No. 5 Final deducting the amount of \$850,136.05 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 \$7,269,411.99). (Flood)

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

Result: ***Approved.***

1307-09-16

- k. Change Order No. 8 in the amount of \$8,755 with Rathje Construction Company for the 2008 Flood Area Sanitary Sewer Restoration, SW Quadrant, Phase 2, Part 4 (original contract amount was \$2,302,374.75; total contract amount with this amendment is \$2,171,802.26). (Flood)

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

Result: ***Approved.***

1308-09-16

- l. Change Order No. 3 in the amount of \$41,213.58 with Dave Schmitt Construction Company, Inc. for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5 project (original contract amount was \$936,722.05; total contract amount with this amendment is \$1,005,727.85). (Flood)

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

Result: ***Approved.***

1309-09-16

- m. Change Order No. 6 in the amount of \$37,223.94 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 \$1,869,174.79). (Flood)

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

Result: ***Approved.***

1310-09-16

- n. Change Order No. 3 in the amount of \$172,988.76 with S.M. Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction – Phase 2 project (original contract amount was \$3,823,657.76; total contract amount with this amendment is \$4,016,495.30). (Flood)

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

Result: ***Approved.***

1311-09-16

- o. Change Order No. 6 in the amount of \$78,667.42, plus twelve additional calendar days, 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 \$8,875,306.74). (Flood)

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

Result: **Approved.**

1312-09-16

- p. Change Order No. 4 in the amount of \$17,006.25 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 \$2,061,185.54). (Paving for Progress)

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

Result: **Approved.**

1313-09-16

- q. Change Order No. 5 in the amount of \$37,777.73 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 \$1,419,159.99). (Paving for Progress)

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

Result: **Approved.**

1314-09-16

- r. Change Order No. 1 in the amount of \$64,044 with Ti-Zack Concrete, Inc. for the Curb Ramp Repair Project-NW Bid Package No. 1 project (original contract amount was \$439,499; total contract amount with this amendment is \$503,543.51).

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

Result: **Approved.**

1315-09-16

- s. Change Order No. 3 in the amount of \$42,618.50 with Midwest Concrete, Inc. for the 2016 Sidewalk Infill Project Phases 1 & 2 project (original contract amount was \$409,010.25; total contract amount with this amendment is \$461,587.75).

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

Result: **Approved.**

1316-09-16

- t. Change Order No. 5 in the amount of \$32,089 with Garling Construction, Inc. for the Northwest Recreation Center project (original contract amount was \$3,597,000; total contract amount with this amendment is \$3,835,417). (Flood)

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

Result: **Approved.**

1317-09-16

- u. Agreement with the Cedar Rapids Community School District to renew the Police PAL Program for the term September 12, 2016 through June 30, 2017.

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

Result: **Approved.**

1318-09-16

- v. 28E Agreement with the College Community School District to renew the School Resource Officer Program for the term July 1, 2016 through June 30, 2018.

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

Result: **Approved.**

1319-09-16

- w. Agreement with the Iowa Department of Transportation (IDOT) for the 1st Avenue E from approximately 325 feet south of 34th Street to 40th Street project. (Paving for Progress)

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

Result: ***Approved.***

1320-09-16

- x. Memorandum of Agreement with Neighborhood Development Corporation of Cedar Rapids, Inc. providing City funding up to \$150,000.

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

Result: ***Approved.***

1321-09-16

- y. Memorandum of Agreement with the Housing Fund for Linn County for City matched contribution of \$24,000 to leverage up to \$347,910 in additional funding from the State Housing Trust Fund Program. (Flood)

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

Result: ***Approved.***

1322-09-16

- z. Purchase Agreement in the amount of \$1 with Interstate Power and Light Company for vacant real property located within Lot 44 at 11th Avenue SE and 2nd Street SE adjacent to the Cedar River in connection with the Cedar River Flood Control System project. (Flood)

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

Result: ***Approved.***

1323-09-16

- aa. Amendment No. 2 to the Development Agreement with S & J Homes, LLC for property at 6318 Ridgewood Meadows Lane NE participating in the fourth round of the Single Family New Construction program. (Flood)

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

Result: ***Approved.***

1324-09-16

- ab. Development Agreements with Neighborhood Development Corporation of Cedar Rapids, Inc. for properties at 650 and 654 2nd Avenue SW participating in the fourth round of the Single Family New Construction program. (Flood)

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

Result: ***Approved.***

1325-09-16

- ac. Awarding and approving contract in the amount of \$448,899.81 plus incentive up to \$40,000, bond and insurance of Rathje Construction Company for the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street Phase 1 – Utility Improvements project (estimated cost is \$880,000). (Paving for Progress)

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

Result: ***Approved.***

1326-09-16

- ad. Special Warranty Deed with Little House, LLC for conveyance of City-owned vacant property at 1305 3rd Street SE pursuant to a Development Agreement. (Flood)

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

Result: ***Approved.***

1327-09-16

- ae. Easement for flood management system, utility and recreational trail agreement in the amount of \$1 from International Power and Light Company from property known as the River Run Substation located between the Cedar River and Hull Avenue SE in connection with the Cedar River Flood Control System project. (Flood)

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

Result: **Approved.**

1328-09-16

27. Report on bids for the Raw Water Main Relocation project (initial estimated cost was \$670,000) (Bruce Jacobs).

Langman Construction, Rock Island, IL, \$896,900.00

Ricklefs Excavating Ltd., Anamosa, IA, \$1,072,935.00

Minger Construction Companies, Inc., Jordan, MN, \$1,104,024.50

WRH, Inc., Amana, IA, \$1,178,960.00

- a. Resolution awarding and approving contract in the amount of \$896,900, bond and insurance of Langman Construction for the Raw Water Main Relocation project.

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

Result: **Approved.**

1329-09-16

28. Report on bids for the Alley between D Avenue NE and E Avenue NE from College Drive NE to 14th Street NE Improvements project (estimated cost is \$99,300) (Doug Wilson).

Vieth Construction Corp, Cedar Falls, IA, \$136,305.00

Yordi Excavating, Inc., Cedar Rapids, IA, \$145,447.75

- a. Resolution awarding and approving contract in the amount of \$136,305 plus incentive up to \$7,500, bond and insurance of Vieth Construction Corp. for the Alley between D Avenue NE and E Avenue NE from College Drive NE to 14th Street NE Improvements project.

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

Nay: Council member Shields.

Result: **Approved.**

1330-09-16

29. Presentation and Resolution adopting as amended the Resolution of Necessity (Proposed) for the construction of the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project (Doug Wilson) (Paving for Progress).

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

Result: **Approved.**

- 049-16 30. Ordinance vacating public ways and grounds in and to the property described as a 60-foot by 130-foot parcel of excess City-owned right-of-way located between 2117 and 2137 Chandler Street SW as requested by the City of Cedar Rapids.

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

Result: <i>Approved.</i>

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.

Result: <i>Adopted.</i>

- 050-16 31. Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by establishing school speed limits in Section 61.029 to be enforced based on signs specifying AM and PM time periods and days of the week.

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

Result: <i>Approved.</i>

Council member Gulick moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.

Result: <i>Adopted.</i>

Motion to adjourn.

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

Result: <i>Approved.</i>

City Council adjourned at 4:55 p.m. to meet Tuesday, October 11, 2016 at 12 noon.

Amy Stevenson, City Clerk