

“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, October 11, 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 – Gentleman Day (Brittany Appleton)
 - ❖ Proclamation – 20th Annual America Reads: Reading is Contagious (Marcia Hughes)
 - ❖ Proclamation – Jessica Heims Month (Jessica, Glen and Kris Heims, Jed Peterson, Bill Calloway and Brad Wymer)

PUBLIC HEARINGS

1. A public hearing will be held to consider adoption of signage regulations for the Northtowne Market Development between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE as requested by Hunter Companies, LLC (Vern Zakostelecky). CIP/DID #RZNE-011742-2014
 - a. First Reading: Ordinance adopting signage regulations for the Northtowne Market Development between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE as requested by Hunter Companies, LLC.
2. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee – Pump Station and Detention Basin project (estimated cost is \$5,700,000) (Rob Davis). CIP/DID #3316509-04
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee – Pump Station and Detention Basin project.

3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Bridge Replacement – McCloud Place NE over McCloud Run project (estimated cost is \$1,200,000) (Doug Wilson). CIP/DID #305031-03
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Bridge Replacement – McCloud Place NE over McCloud Run 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.

4. Motion to approve minutes.
5. Resolution establishing stop control on 36th Street NE at the intersection of Zach Johnson Drive NE, stopping all traffic on 36th Street NE for Zach Johnson Drive NE, in order to match existing stop control at the intersection and allow drivers to adequately observe approaching traffic. CIP/DID #60-17-031
6. Resolution establishing right-of-way in the northwesterly corner of City-owned property located at 940 14th Avenue SE, also known as Viola Gibson Park, for the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400 Feet East of 19th Street SE project. **(Paving for Progress)** CIP/DID #3012131-00
7. Preliminary resolution for the construction of street, sidewalk, curb and gutter improvements within the boundaries of the public right-of-way for the E Avenue NE Roadway Improvements from 19th Street NE to 20th Street NE project. **(Paving for Progress)** CIP/DID #3012174-00
8. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements project. CIP/DID #301500-00
9. Resolution of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit application for a project at the intersection of 7th Avenue and 3rd Street SW as proposed by Kingston Family Apartments, LP. **(Flood)** CIP/DID #OB654103

10. Resolution establishing funding priorities for the Community Development Block Grant and HOME Investment Partnership Programs for the program year covering July 1, 2017 – June 30, 2018. CIP/DID #OB465513
11. Resolution authorizing payment of Annual Economic Development Grant of \$150,413 to J Rettenmaier USA LP for the reporting period of November 2014 through October 2015. CIP/DID #OB401618
12. Resolution extending the 0.70 FTE position in the City Manager's Office through June 30, 2017 to support the Blue Zones Project and Wellbeing Advisory Committee. CIP/DID #HR0004
13. Motion setting a public hearing date for:
 - a. October 25, 2016 – to consider granting a change of zone with a Preliminary Site Development Plan for property at 4480 Blairs Ferry Road NE from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, and RMF-1, Multiple Family Residence Zone District, as requested by Genesis Equities, LLC and Cavalry Chapel Iowa. CIP/DID #RZNE-023589-2016
14. Motion setting a public hearing date 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. November 1, 2016 – Czech Village Utility Relocation – 16th Avenue SW to Landfill project, with bid opening November 2, 2016 (estimated cost is \$4,000,000). CIP/DID #3313530-10
15. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Basket Bowtique, 116 3rd Avenue SE.
 - b. Buffalo Wild Wings, 1100 Blairs Ferry Road NE.
 - c. Chrome Horse, 1140 Blairs Ferry Road NE.
 - d. Creative Croissants, 2121 Arthur Collins Parkway SW.
 - e. Eurest Dining Services (Aegon), 6400 C Street SW.
 - f. Holiday Inn Express – 33rd Ave, 3320 Southgate Court SW.
 - g. Holiday Inn Express – Collins Road, 1230 Collins Road NE.
 - h. Lancer Lanes, 3203 6th Street SW.
 - i. Liquid Lounge Downtown, 303 2nd Avenue SE.
 - j. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on October 14-15, 2016).
 - k. Noodles & Company, 310 Collins Road NE.
 - l. Pancheros Mexican Grill, 5350 Kirkwood Boulevard SW (new).
 - m. Taste of India, 1060 Old Marion Road NE.
 - n. Tienda Mexicana La Guanajuato, 3915 Center Point Road NE.
 - o. Tornado's Grub & Pub, 315 14th Avenue SE (outdoor service for an event on October 15-16, 2016).
 - p. White Star Ale House, 305 2nd Avenue SE.
 - q. WingStop, 2360 Edgewood Road SW. CIP/DID #OB1145716

16. Resolutions approving:
 - a. Payment of bills. CIP/DID #FIN2016-01
 - b. Payroll. CIP/DID #FIN2016-02
17. Resolutions approving the special event applications for:
 - a. Dozinky Czech Harvest Celebration event (includes road closure) on October 15, 2016. CIP/DID #SPEC-004048-2016
 - b. Tornado's Presents: NOBO Flood Party (includes road closure) on October 15-16, 2016. CIP/DID #SPEC-004975-2016
18. Resolutions approving assessment actions:
 - a. Intent to assess – Water Division – delinquent municipal utility bills – 25 properties. CIP/DID #WTR101116-001
 - b. Intent to assess – Solid Waste & Recycling – clean-up costs – 11 properties. CIP/DID #SWM-012-16
 - c. Levy assessment – Solid Waste & Recycling – clean-up costs – 10 properties. CIP/DID #SWM-009-16
 - d. Levy assessment – Solid Waste & Recycling – delinquent weed mowing charges – 112 properties. CIP/DID #FIN2016-05
19. Resolution accepting a project, approving a Performance Bond and authorizing a final payment:
 - a. SW Quad, Phase 1 – Water Main Replacement project, final retainage payment in the amount of \$25,133.61 and 2-year Performance Bond submitted by Dave Schmitt Construction Company, Inc. (original contract amount was \$530,845.05; final contract amount is \$502,672.21). CIP/DID #2011020-02
20. Resolution approving a final plat:
 - a. Oakridge Estates Fourth Addition to Cedar Rapids for land located at 38th Street SE extension, south of Bel Air Drive SE to Pioneer Avenue SE. CIP/DID #FLPT-022296-2015
21. Resolutions approving actions regarding purchases, contracts and agreements:
 - a. Amending Resolution No. 1146-08-16 with Pat McGrath Chrysler Jeep Dodge Ram to remove the 1/2 ton pick-up truck and add one 3/4 ton pick-up truck (original amount was \$156,557; corrected amount is \$166,920). CIP/DID #PUR0716-002
 - b. Contract with Rapids Reproductions Inc. for Electronic Plan Room Services for the Engineering Division for two years for an amount not to exceed \$240,000. CIP/DID #PUR0816-022
 - c. Amendment No. 1 to contract with Bolton & Menk, Inc. for Design Services for Kirkwood Roundabout project for the Engineering Division to reflect the additional cost to add services for culvert design for an amount not to exceed \$39,806 (original contract amount was \$137,914; total contract amount with this amendment is \$177,720). CIP/DID #PUR0516-200
 - d. Amendment No. 1 to the contract with Crawford Quarry Company for lagoon ash sand storage for the Water Pollution Control Facility to reflect the additional cost for an increase in the volume of lagoon ash sand stored for an amount not to exceed \$15,000 (original contract amount was \$80,000; total contract amount with this amendment is \$95,000). CIP/DID #PUR1115-091

- e. Amendment No. 1 to the contract with Wulfekuhle Injection & Pumping, Inc. for land application of biosolids for the Water Pollution Control Facility for two years for an annual amount not to exceed \$200,000 (original contract amount was \$200,000; renewal contract amount is \$200,000). CIP/DID #0814-026
- f. Total Acquisition Purchase Agreement in the amount of \$4,650,000 for real estate and \$581,000 for personal property to DeLong Development Company, L.C., for property located at 90 F Avenue NW in connection with the Cedar Rapids Flood Control System project. CIP/DID #3311200-00
- g. Contract with Quality Construction Services, Inc. for residential sandbag removal for the Solid Waste Management Division for an amount not to exceed \$420,000. **(Flood)** CIP/DID #PUR0916-061
- h. Professional Services Agreement with FARO Technologies, Inc. for service and support for FARO Focus3D X 130 HDR laser scanner and software for the period of October 1, 2016 to September 30, 2017. CIP/DID #PD0010
- i. Professional Services Agreement with McClure Engineering Co. for an amount not to exceed \$131,765 for design services in connection with the 32nd Street NE from 1st Avenue E to I-380 project. **(Paving for Progress)** CIP/DID #3012096-01
- j. Amendment No. 1 to the Professional Services Agreement with Foth Infrastructure & Environment, LLC specifying an increased amount not to exceed \$46,364 for design services in connection with the 1st Avenue E at 4th Street Pedestrian Crossing Upgrading project (original contract amount was \$68,690; total contract amount with this amendment is \$115,054). CIP/DID #306257-01
- k. Change Order No. 6 Final in the amount of \$72,560 and revising the completion date 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)** CIP/DID #PRE069-13
- l. Release of All Claims and Indemnity Agreement in connection with a Settlement Agreement between Prometheus, Inc. and Vieth Construction Corporation. CIP/DID #ATT000006
- m. FY17 Cooperative Agreement between the Iowa Civil Rights Commission and Cedar Rapids Civil Rights Commission for the satisfactory processing of intakes and resolution of civil rights complaints by the Cedar Rapids Civil Rights Commission. CIP/DID #CVR-2016-10
- n. Amendment No. 8 to the Community Development Block Grant (CDBG) Program Disaster Recovery Infrastructure Contract with the Iowa Economic Development Authority for an additional \$197,454 in CDBG funds (total grant amount is \$11,499,228). CIP/DID #3316309-00
- o. Accepting an Easement for Sanitary Sewer being dedicated for sanitary sewer main constructed in Lot 13 and Lot 14, Northtowne Market Third Addition, for property at 1215 and 1301 Skyline Drive NE. CIP/DID #FLPT-023419-2016
- p. Development Agreement with Thomas Dostal Developers Inc. for property located at 5303 Dostal Drive SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #SFNC3-2016
- q. Development Agreement with Thomas Dostal Developers Inc. for property located at 5410 Dostal Drive SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #SFNC3-2016
- r. Development Agreement with Thomas Dostal Developers Inc. for property located at 5412 Dostal Drive SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #SFNC3-2016

- s. Payment to B.G. Brecke in an amount not to exceed \$200,000 for emergency services, including removal and replacement of sanitary sewer in Coe Road NE (estimated contract amount is \$200,000). CIP/DID #6550042-00

REGULAR AGENDA

- 22. Report on bids for the Indian Creek Tree Restoration project (estimated cost is \$428,000) (Dave Wallace). CIP/DID #655625-08
 - a. Resolution awarding and approving contract in the amount of \$429,559, bond and insurance of Greg's Lawn Service, Inc. for the Indian Creek Tree Restoration project.
- 23. Report on bids for the Veterans Memorial Stadium Parking Lot-ADA Compliance, Crack Fill and Seal Coating project (estimated cost is \$105,000) (Nate Kampman). CIP/DID #314100-05
 - a. Resolution awarding and approving contract in the amount of \$117,392.51 plus incentive up to \$3,000, bond and insurance of L.L. Pelling Company for the Veterans Memorial Stadium Parking Lot-ADA Compliance, Crack Fill and Seal Coating project.
- 24. Discussion and Resolution amending the Cedar Rapids Business Assistance Revolving Loan Fund to allocate \$75,000 to the Economic Alliance Foundation for the Jobs & Small Business Recovery Fund 2016 (Jasmine Almoayed). CIP/DID #OB1002098

ORDINANCES

Second and possible Third Readings

- 25. Ordinance amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to allow for development which incorporates the Flood Control System in the Northwest Flood Mitigation Overlay District. CIP/DID #ZONE-0001-2016
- 26. 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. CIP/DID #RZNE-023267-2016

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 as soon as possible but no later than 48 hours before the event.

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



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Vern Zakostelecky

Phone Number/Ext.: 319 286-5043

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

Alternate Contact Person: Joe Mailander

Phone Number/Ext.: 319 286-5822

E-mail Address: j.mailander@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider adoption of signage regulations for the Northtowne Market Development between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE as requested by Hunter Companies, LLC (Vern Zakostelecky).

CIP/DID #RZNE-011742-2014

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

Background:

In 2014 and 2016 City Council approved rezoning for properties between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE as requested by Hunter Companies, LLC. The area is known as the Northtowne Market Development and the properties were rezoned to PUD-1, Planned Unit Development One Zone District. The PUD-1 Zoning District regulations give City Council the authority to vary/modify the Zoning Ordinance regulations to custom fit a specific development. City staff has worked with the applicant to establish guidelines and regulations as it relates to overall signage for the Northtowne Market. The proposed regulations would be the C-2, Community Commercial Zone District and the C-3, Regional Commercial Zone District sign regulations in Chapter 32, Subsection-32.06-Signs in the City's Municipal Code, the Zoning Ordinance with the following exceptions:

1. Free standing signs for individual development parcels shall not exceed twenty feet (20') in height.
2. Free standing off-premise directional signs for the overall development shall not exceed thirty-two feet (32') in height.
3. No signs shall be painted directly on the exterior walls of a building.
4. No windows signs or "For Sale" or "For Rent" signs will be allowed unless approved by the Developer and the City.
5. No portable flashing, moving lights or exposed tubular type signs shall be permitted.
6. Any additional parcels contiguous to the Northtowne Market Development rezoned to the PUD-1, Planned Unit Development One Zone District shall be subject to these sign regulations.
7. Any requested variances to these sign regulations shall be reviewed and acted upon by the City's Board of Adjustment.

Action/Recommendation:

Staff recommends holding the public hearing and approval of the First, Second and Third Reading.

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

Time Sensitivity:

Adoption of the motion could delay overall development signage installation this calendar year.

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

ORDINANCE NO. LEG_NUM_TAG

ORDINANCE ESTABLISHING SIGNAGE REGULATIONS FOR THE NORTHTOWNE MARKET
DEVELOPMENT BETWEEN COUNCIL STREET NE AND ROCKWELL DRIVE NE ON THE
SOUTH SIDE OF BLAIRS FERRY ROAD NE

WHEREAS, the City Council approved rezoning for property owned by Hunter Companies, LLC known as the Northtowne Market and located between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE to PUD-1, Planned Unit Development One Zone District; and

WHEREAS, Chapter 32 of the City's Municipal Code, the Zoning Ordinance gives City Council the authority to establish regulations for properties zoned PUD-1, Planned Unit Development One Zone District; and

WHEREAS, the Cedar Rapids City Council wishes to establish regulations for signage for the Northtowne Market Development; and

WHEREAS, Hunter Companies, LLC has submitted a Master Signage Plan showing the general location of the off-premise directional signs for the overall development, and

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

Section 1. The regulations in Subsection-32.06-Signs in Chapter 32 of the City's Municipal Code, the Zoning Ordinance for the C-2, Community Commercial Zone District and the C-3, Regional Commercial Zone District and all other applicable sign regulations in Subsection-32.06-Signs shall apply for the Northtowne Market Development with the following exceptions:

1. Free standing signs for individual development parcels shall not exceed twenty feet (20') in height.
2. Free standing off-premise directional signs for the overall development shall not exceed thirty-two feet (32') in height.
3. No signs shall be painted directly on the exterior walls of a building.
4. No windows signs or "For Sale" or "For Rent" signs requiring a permit will be allowed unless approved by the City. Developer has discretion to reject signs which do not require a permit from the City.
5. No portable flashing, moving lights or exposed tubular type signs shall be permitted.
6. Future contiguous parcels added to Northtowne Market Development rezoned to PUD-1, Planned Unit Development One Zone District to be subject to these sign regulations.
7. Requested variances to sign regulations to be acted on by City's Board of Adjustment.

Section 2. The attached Northtowne Market Master Signage Plan (Exhibit 'A') is adopted as a part of these regulations.

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

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

NORTHTOWNE MARKET DEVELOPMENT MASTER SIGNAGE PLAN

**JOB DESCRIPTION:**

DESIGN #: FM-1786 VER #: 2

DATE: 9-27-16 DRAWN BY: AM

SALES: PAT McALLISTER

JOHN HUNTER COMPANIES

LOCATION: BLAIRS FERRY RD

CEDAR RAPIDS, IA

DESIGN APPROVED BY:

100

DATE: _____



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EXHIBIT 'A'



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE
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Phone Number/Extension: 5808

Alternate Contact Person: Jen Winter, PE
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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, estimated cost for the Sinclair Levee – Pump Station and Detention Basin Project (estimated cost is \$5,700,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee – Pump Station and Detention Basin Project.

CIP/DID #3316509-04

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 16th 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 16th Avenue to the south. Interior drainage (dry side of the levee) will be handled with a combination of detention basin and pump station. 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 second of three phases of a \$14 million project, with \$11.3 million in CDBG Disaster Recovery funds. The first construction contract, encompassing levee and walls, was awarded by City Council in August 2016. Both the first contract and this second contract are scheduled for completion in fall 2017. The third phase is environmental remediation on the Sinclair site, also scheduled for 2017, and which will allow for expansion of the detention basin to provide ultimate resiliency per the FCS Master Plan. Iowa Economic Development Authority (IEDA), which administers the CDBG funds, has concurred in releasing all construction contracts for bid.

Action/Recommendation:

The Public Works Department recommends approval of the resolution approving 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 October 11, 2016 or October 25, 2016 to maintain the project schedule, and which must occur ahead of the project's October 26, 2016 bid opening.

Resolution Date: October 11, 2016

Budget Information:

CDBG - 100% up to aggregate of \$11.3 million between contracts 1 & 2, then balance is GOB funded.

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation: Flood Control Committee

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on September 27, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee – Pump Station and Detention Basin project (Contract No. 3316509-04 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

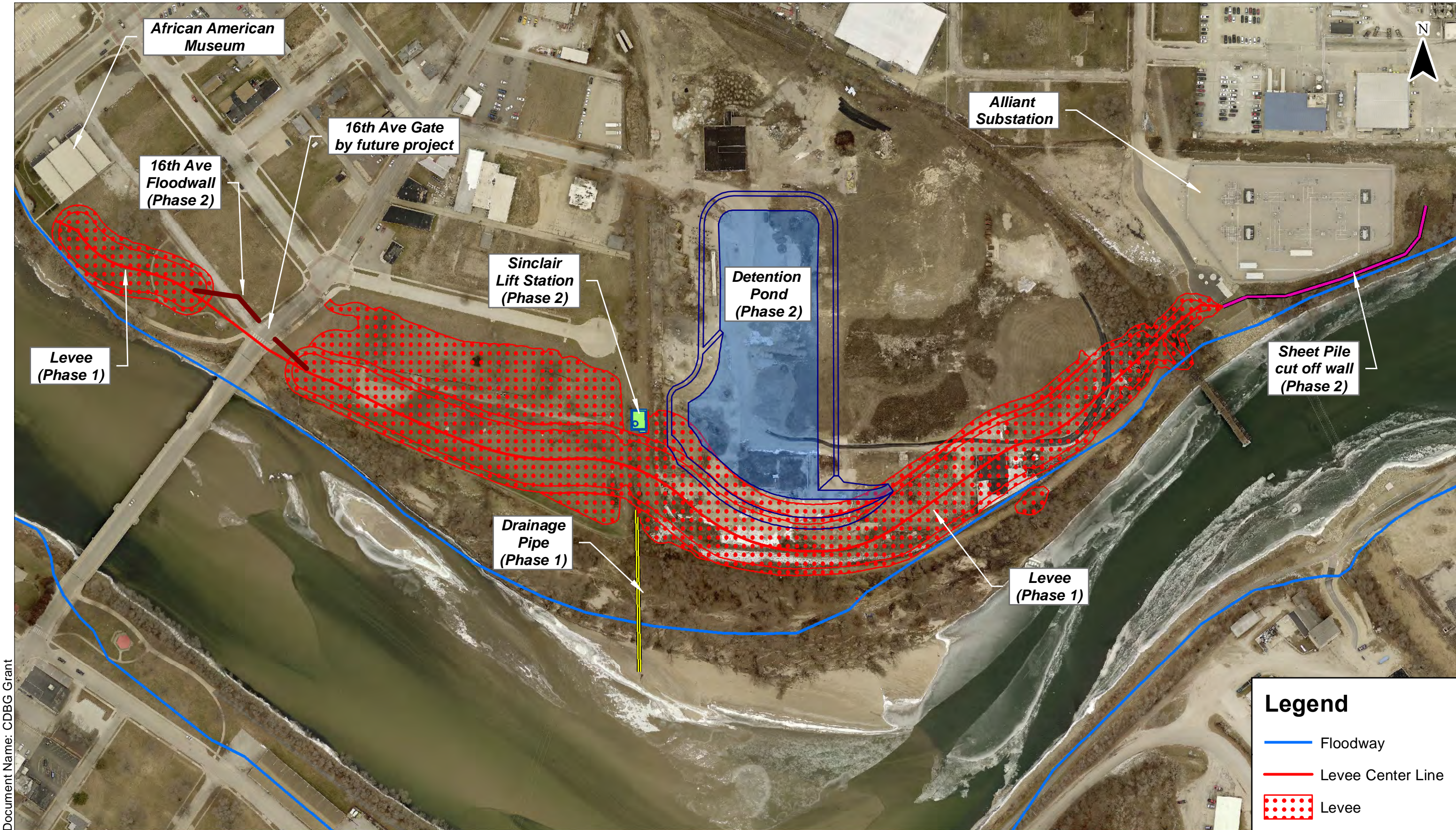
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Document Name: CDBG Grant



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: Gary Petersen, PE
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Phone Number/Extension: 5153

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 Bridge Replacement - McCloud Place NE over McCloud Run project (estimated cost is \$1,200,000).

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

CIP/DID #305031-03

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background:

The project consists of the removal of the existing steel bridge over McCloud Run Creek and the installation of a new concrete continuous slab bridge that will be 81' feet long. The approach pavement will be reconstructed east and west of the bridge. McCloud Place NE pavement between the RR tracks and Center Point Road will also be reconstructed, and the existing 16" water main will be relocated to north of the new bridge. The Federal and State funding will pay 80% of the eligible project costs.

This is the second letting for this project. The lowest apparent bid received on March 15, 2016 was rejected on the grounds it far exceeded the Engineers' opinion of probable cost.

Action/Recommendation:

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

Alternative Recommendation:

The project could be deferred until a later date or abandoned, however the June 2009 Biennial Bridge Inspection Report indicates the bridge has deteriorated to the point extensive repair or replacement is recommended.

Time Sensitivity:

Must be acted upon on October 11, 2016 to maintain the project schedule, and which must occur ahead of the project's October 18, 2016 bid opening

Resolution Date: October 11, 2016

Budget Information: 305/305000/305031 (NA)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on September 27, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Bridge Replacement - McCloud Place NE over McCloud Run project (Contract No. 305031-03) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

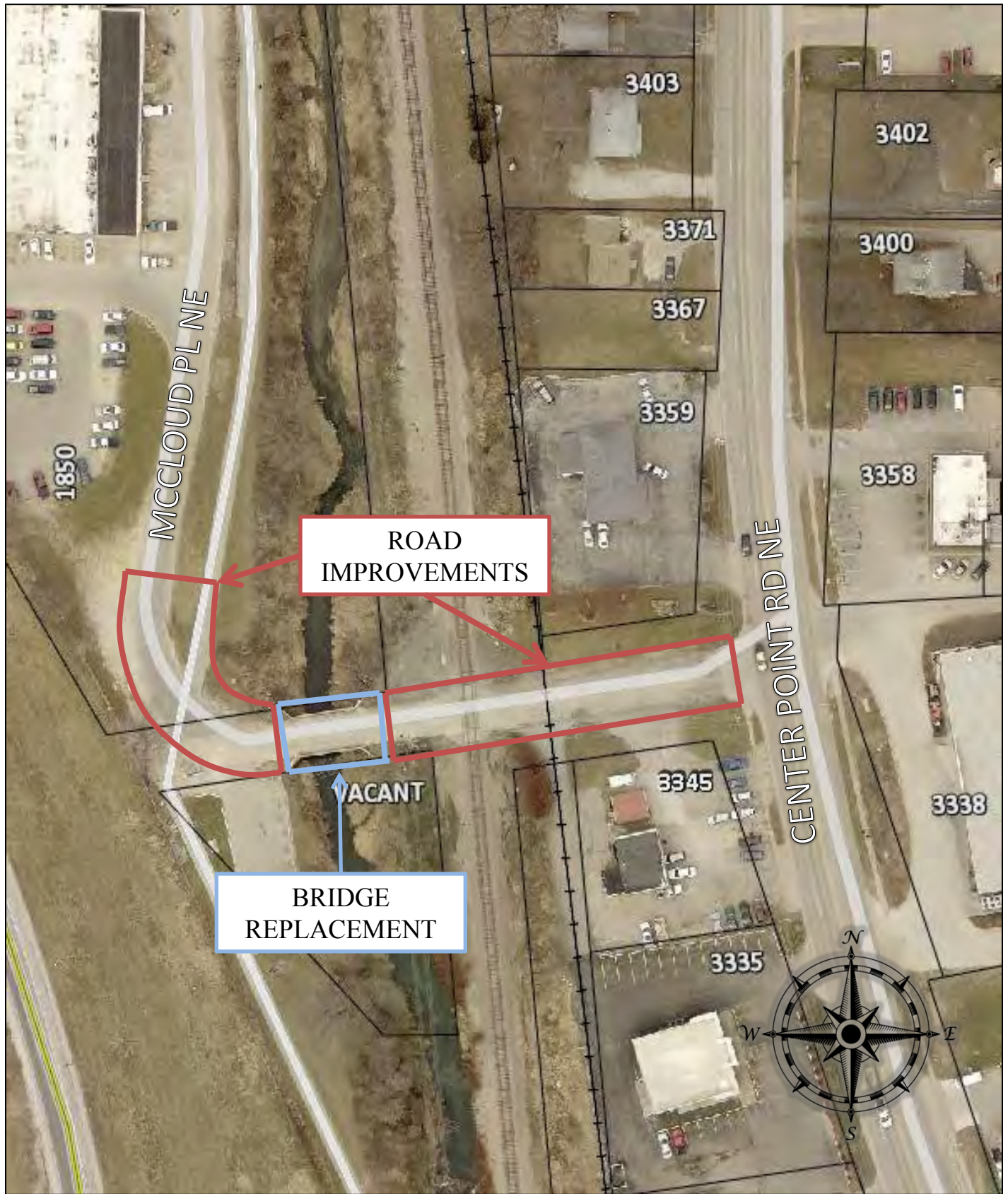
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Matt Myers, PE, PTOE
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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 establishing stop control on 36th Street NE at the intersection of Zach Johnson Drive NE, stopping all traffic on 36th Street NE for Zach Johnson Drive NE, in order to match existing stop control at the intersection and allow drivers to adequately observe approaching traffic.

CIP/DID #60-17-031

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

Background:

The Public Works Department received a request from the Kenwood Park Association to review the stop controls at 36th Street and Zach Johnson Drive NE. The Elmcrest Country Club installed a stop sign on the private section of Zach Johnson Drive NE at the intersection of 36th Street NE for eastbound and southbound traffic. To match existing stop control at this intersection, a stop sign installed on 36th Street NE at Zach Johnson Drive for westbound traffic is recommended.

Action/Recommendation:

The Traffic Engineering Division of the Public Works Department recommends establishing stop control on 36th Street NE at Zach Johnson Drive NE, stopping all westbound traffic on 36th Street NE for Zach Johnson Drive NE, in order to match existing stop control at this intersection and allow drivers to adequately observe approaching traffic.

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain an uncontrolled intersection.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Traffic Engineering Division of the Public Works Department received a request from the Kenwood Park Association to review the stop control at the intersection of 36th Street and Zach Johnson Drive NE, and

WHEREAS, the Traffic Engineering Division of the Public Works Department reviewed the existing stop control at 36th Street NE and Zach Johnson Drive NE, and recommends establishing stop control on 36th Street NE at Zach Johnson Drive NE, stopping all traffic on 36th Street NE for Zach Johnson Drive NE, to match existing stop control at the intersection and allow drivers to adequately observe approaching traffic,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that stop control be installed on 36th Street NE at the intersection of Zach Johnson Drive NE.

PASSED_DAY_TAG

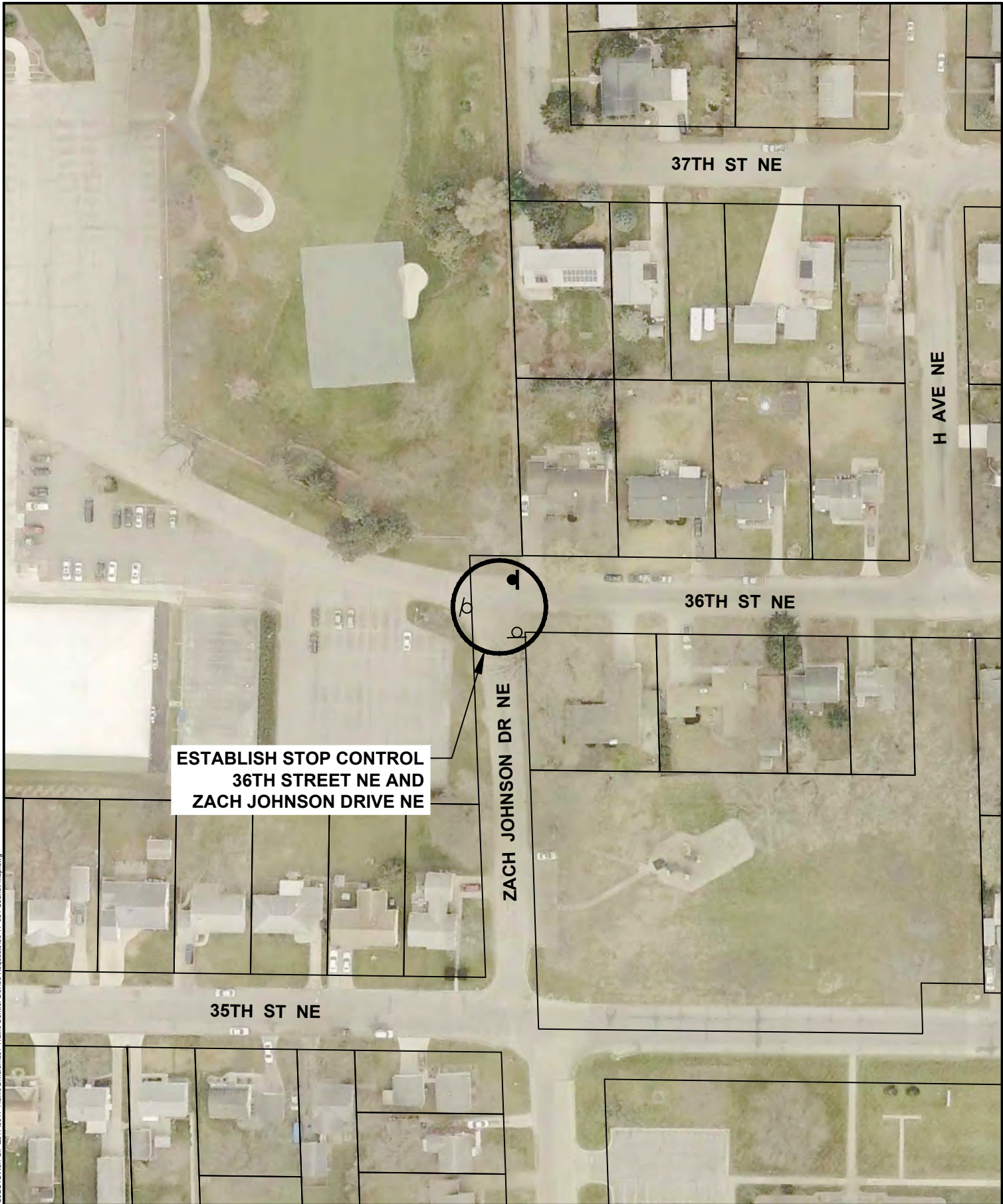
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

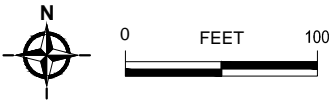
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**ESTABLISH STOP CONTROL
36TH STREET NE AND
ZACH JOHNSON DRIVE NE**



**ESTABLISH STOP CONTROL
36TH STREET NE AND ZACH JOHNSON DRIVE NE**





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 establishing right-of-way in the northwesterly corner of City-owned property located at 940 14th Avenue SE, also known as Viola Gibson Park, for the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project (**Paving for Progress**).

CIP/DID #3012131-00

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

Background:

The City Council previously approved funding towards the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project. Establishing additional right-of-way is required to accommodate this project.

Action/Recommendation:

The Public Works Department recommends designating a portion of City-owned property as right-of-way required for the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project.

Alternative Recommendation:

Do not proceed with designating right-of-way on City-owned property.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: 301/301000/30121231 - 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 in order to accommodate the proposed 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project, and

WHEREAS, the City of Cedar Rapids is the owner of the real property known and described as:

See Attached Right of Way Acquisition Plat

WHEREAS, establishing the proposed right-of-way is required for the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project,

WHEREAS, the Public Works Director recommends the City designate a portion of City-owned property as Right-of-Way required for the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400' East of 19th Street SE project

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the right-of-way hereby be established and shall be recorded in the Office of the Linn County Recorder along with the attached Acquisition Plat and therefore filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

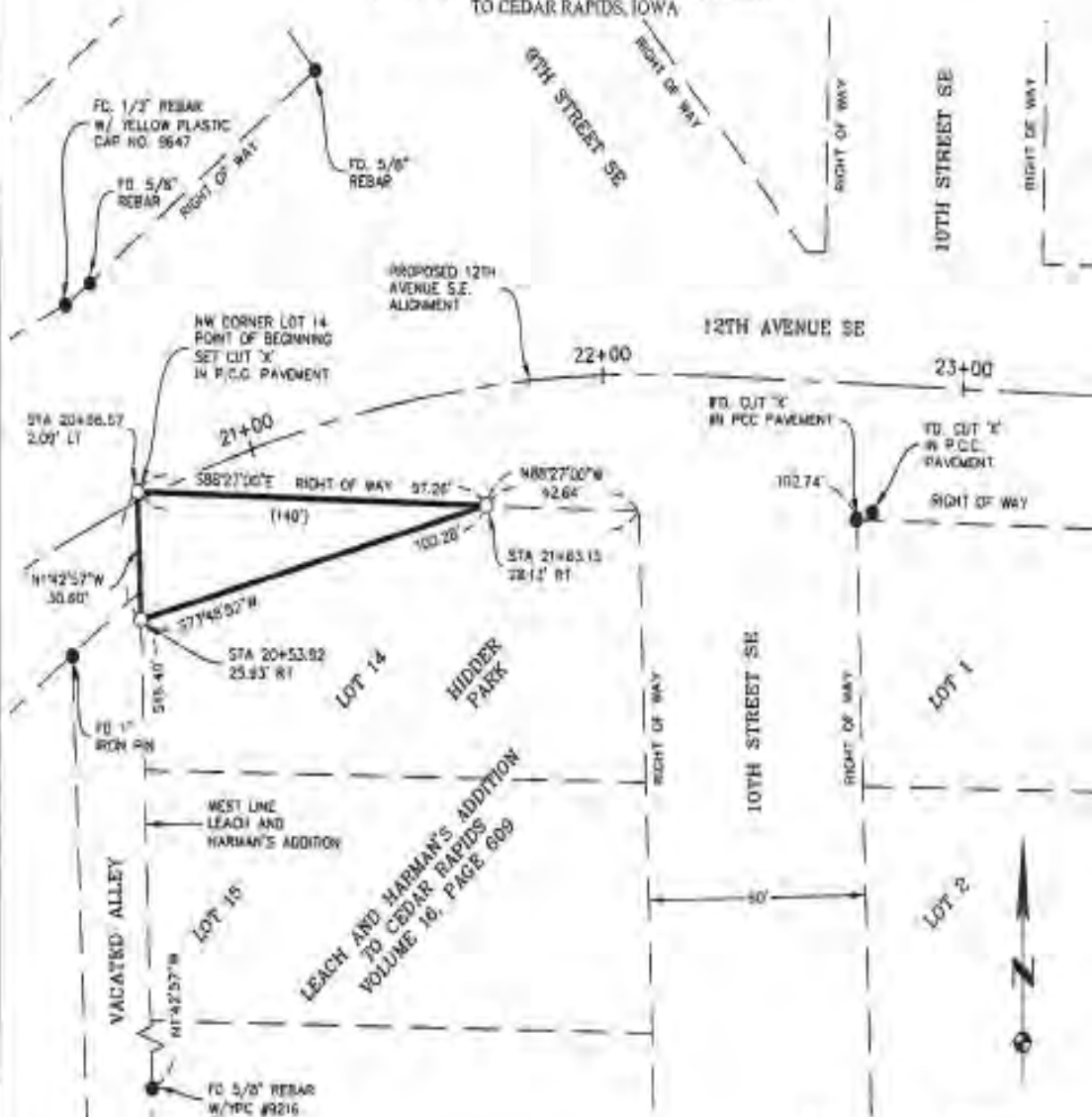
MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

EXHIBIT
ACQUISITION PLAT
PART OF LOT 14, LEACH AND HARMAN'S ADDITION
TO CEDAR RAPIDS, IOWA



SURVEY LEGEND

- SET 1/2" REBAR W/ YELLOW PLASTIC CAP NO. 18769 OR AS NOTED
- FIELD SURVEY MONUMENT AS NOTED
- () RECORDED AS
- YPC YELLOW PLASTIC CAP
- PLAT OR SURVEY BOUNDARY
- - - EXISTING LOT LINE
- - - PROPOSED STREET ALIGNMENT

LEGAL DESCRIPTION

PART OF LOT 14, LEACH AND HARMAN'S ADDITION TO CEDAR RAPIDS, IOWA, AS RECORDED IN VOLUME 16, PAGE 609 IN THE OFFICE OF THE Linn COUNTY, IOWA RECORDER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 14, LEACH AND HARMAN'S ADDITION TO CEDAR RAPIDS, THENCE 888°27'00"E 97.20 FEET; THENCE 57°48'52"W 100.28 FEET TO THE WEST LINE OF LEACH AND HARMAN'S ADDITION TO CEDAR RAPIDS, THENCE N1°42'57"W 30.60 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.03 ACRES, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

SURVEY WORK
PERFORMED:
9/2/15



SURVEY PREPARED FOR

CITY OF CEDAR RAPIDS, IOWA

OWNER/PROPRIETOR

CITY OF CEDAR RAPIDS, IOWA
500 12TH AVENUE SW
CEDAR RAPIDS, IOWA 52404

SURVEYOR

RYAN R. REMUND, L.S.
HALL & HALL ENGINEERS, INC.
1860 BOYSON ROAD
HAMATHA, IOWA 52233
(319)-382-9548



I hereby certify that this final 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.

Signed: *[Signature]* Date: 5/14/16

RYAN R. REMUND, L.S. 18769
My license renewal date is December 31, 2017

Pages or sheets covered by this seal: THIS SURVEY

Project Number: 15-15-7
Sheet: 1 of 1
Scale: 1" = 40'
Field Book No: 213
Date: 5/10/16

EXHIBIT
ACQUISITION PLAT
PART OF LOT 14, LEACH AND HARMAN'S ADDITION
TO CEDAR RAPIDS, IOWA

HALL & HALL ENGINEERS, INC.

1860 BOYSON ROAD, HAMATHA, IOWA 52233
PHONE: 319-382-9548 FAX: 319-382-9548
CIVIL ENGINEERING & LANDSCAPE ARCHITECTURE
LAND SURVEYING & LAND DEVELOPMENT PLANNING
Designed by: KNO Drawn by: KNO Checked by: KNO

Map File: L:\projects\2015\15-15-7 001 CITY PARCEL Acq Date Plotted: May 10, 2016 9:34am Plotted by: RHAMMINS

Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012131 - 12th Ave SE and McCarmy Rd SE\3012131 Council Map.dwg





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: Tim Mroch, PE
E-mail Address: t.mroch@cedar-rapids.org

Phone Number/Extension: 5703

Description of Agenda Item: CONSENT AGENDA

Preliminary resolution for the construction of street, sidewalk, and curb and gutter improvements within the boundaries of the public right-of-way for the E Avenue NE Roadway Improvements from 19th Street NE to 20th Street NE project (**Paving for Progress**).

CIP/DID #3012174-00

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

Background:

This project is to construct street pavement, sidewalk, curb and gutter, storm sewer, and water main on E Avenue NE from 19th Street NE to 20th Street NE.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit and the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments.

The total estimated project cost is approximately \$1,511,000. The assessment will help cover the cost of curb and gutter for the entire length of the project. Curb and gutter, new sidewalk, and added street widening for parking will be assessed to the Cedar Rapids Community School District.

Action/Recommendation:

Public Works Department recommends adoption of the preliminary resolution for the construction of street improvements including curb and gutter, sidewalk, and Portland Cement Concrete improvements in the City of Cedar Rapids, Iowa for the E Avenue NE Roadway Improvements from 19th Street NE to 20th Street NE.

Alternative Recommendation:

If resolution is not adopted, the assessment will not proceed. The curb and gutter will have to be funded by General Obligation Bond funding or be abandoned.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

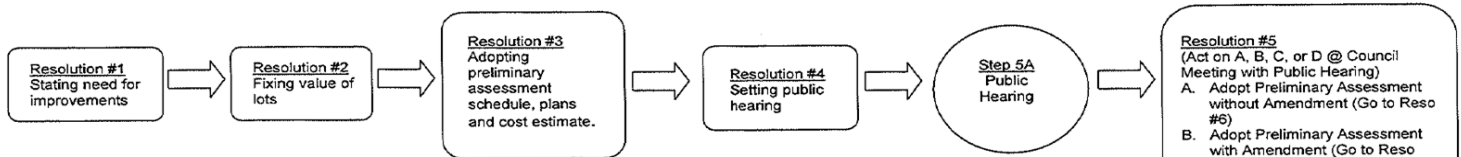
Budget Information: 301/301000/3012174 (SLOST)

Local Preference Policy: NA
Explanation: NA

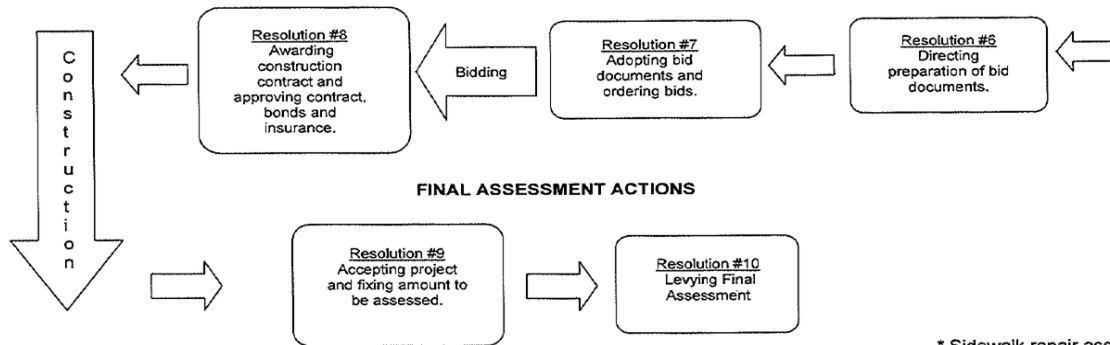
Recommended by Council Committee: NA
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS* SUMMARY

PRELIMINARY ASSESSMENT ACTIONS



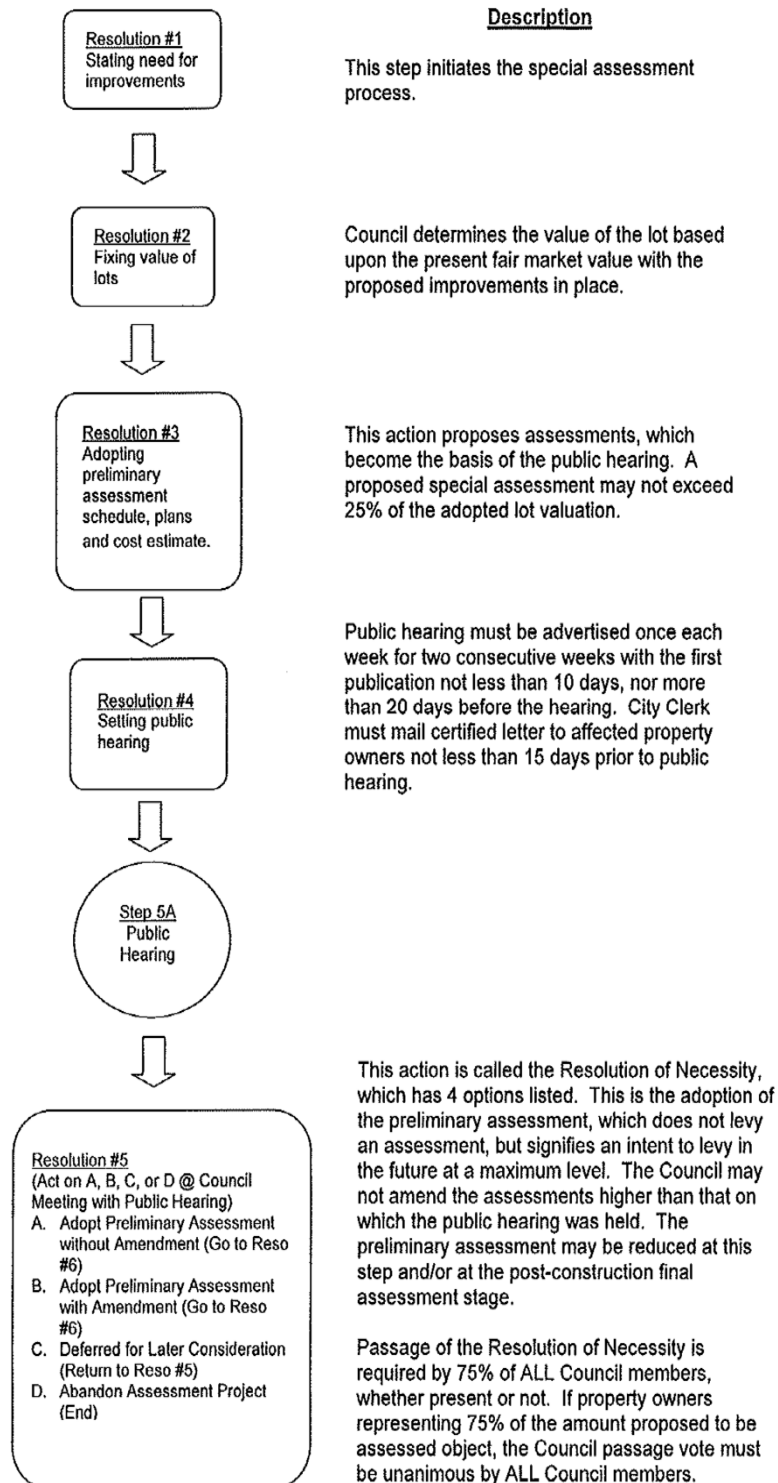
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS

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

**CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT**



RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION
OF E AVENUE NE ROADWAY IMPROVEMENTS FROM 19th STREET NE to 20th STREET NE
IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is necessary and desirable that portland cement concrete pavement, curb and gutter, and sidewalk be constructed within Cedar Rapids, Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids, Iowa, construct portland cement concrete pavement, curb and gutter, and sidewalk as hereinafter described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements shall be as follows:

19th Street NE to 20th Street NE on E Avenue NE

, and

BE IT FURTHER RESOLVED that Nathan G. Kampman P.E., of the Public Works Department, Cedar Rapids, Iowa, having authorized a professional engineering firm to prepare estimates, plans and specifications and Snyder & Associates, Inc. to prepare plats and schedules and otherwise to act in said capacity with respect to said project is hereby ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of the total cost of the work and the plat and schedule of special assessments against benefited properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within the area hereinafter described will be specially benefited by said improvements, to-wit:

Curb and Gutter:

141530400300000 CLARENDON HILLS STR/LB 1	141542900200000 CLARENDON HILLS STR/LB 79
141543200100000 CLARENDON HILLS STR/LB 26	141542900100000 CLARENDON HILLS STR/LB 104
141543100200000 CLARENDON HILLS STR/LB 27	141543000100000 CLARENDON HILLS STR/LB 78
141543100100000 CLARENDON HILLS LOTS 51 & STR/LB 52	141542700100000 EASTLAND MANOR 1ST
141543000200000 CLARENDON HILLS STR/LB 53	

Curb and Gutter, Sidewalk, and Portland Cement Concrete Pavement:

141542700100000 EASTLAND MANOR 1 ST PT. A

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as “E Avenue NE Roadway Improvements from 19th Street NE to 20th Street NE”, and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

PASSED_DAY_TAG

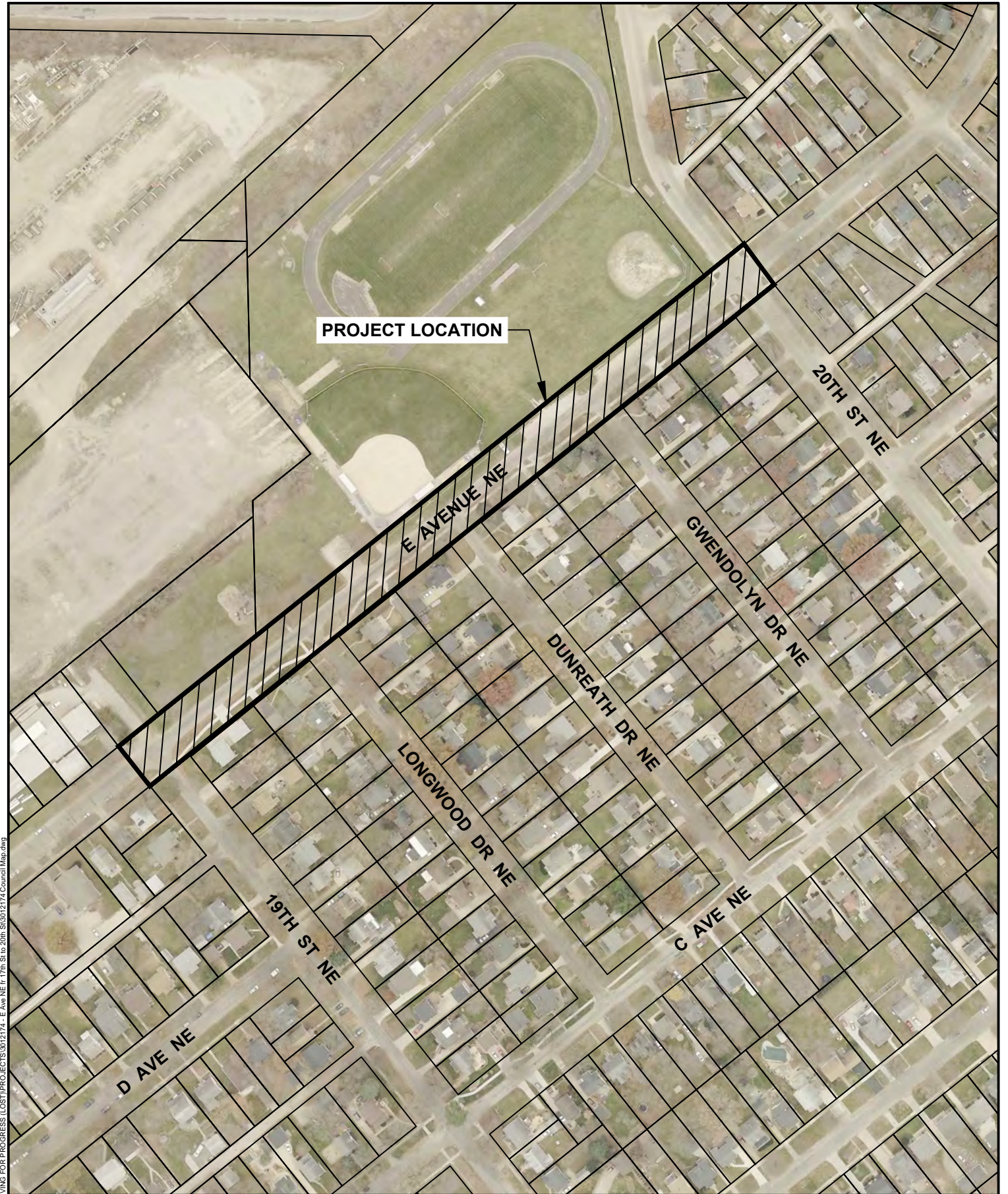
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MayorSignature

Attest:

ClerkSignature

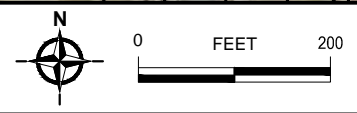
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Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012174 - E Ave NE fr 17th St to 20th St\3012174 Council Map.dwg



**E AVENUE NE ROADWAY IMPROVEMENTS
FROM 19TH STREET NE TO 20TH STREET NE**





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

Phone Number/Extension: 5628

Description of Agenda Item: CONSENT AGENDA

Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements project.

CIP/DID #301500-00

EnvisionCR Element/Goal: ConnectCR Goal 2: Build a complete network of connected streets.

Background:

Construction has been fully completed by Eastern Iowa Excavating & Concrete for the subject project. This is a previously approved Capital Improvements Project (CIP No. 301500-05) with a total cost of completed work to date of \$655,064.66. Amount proposed to be assessed to 17 benefiting properties is \$44,890. The preliminary assessment amount of \$44,890 was approved by City Council on June 25, 2013. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements. In conformance with the provisions of the Iowa Code for special assessment (Chapter 384) proposes a resolution to levy the final assessment.

Action/Recommendation:

The Public Works Department recommends adoption of the resolution.

Alternative Recommendation:

If the resolution to adopt and levy is not adopted, the assessments will not be enforceable.

Time Sensitivity:

Must be acted on by October 11, 2016, due to assessment schedule per State code timeline.

Resolution Date: October 11, 2016

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION ADOPTING AND LEVYING FINAL SCHEDULE OF ASSESSMENTS,
AND PROVIDING FOR THE PAYMENT THEREOF

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

That after full consideration of the final schedule of assessments and accompanying plat showing the assessments proposed to be made for the construction of the 18th Street SW from 16th Avenue to 13th Avenue SW Roadway Improvements, within the City, under contract with Eastern Iowa Excavating & Concrete, LLC of Cascade, Iowa, which final plat and schedule was filed in the office of the Clerk on the 4th day of October, 2016, said assessments are hereby corrected by making the following changes and reductions:

NAME OF PROPERTY OWNER AND DESCRIPTION OF PROPERTY	PROPOSED FINAL ASSESSMENT	PROPOSED FINAL DEFICIENCY, IF ANY	CORRECTED FINAL ASSESSMENT	CORRECTED FINAL DEFICIENCY, IF ANY
--	---------------------------------	--	----------------------------------	---

None

BE IT FURTHER RESOLVED, that the said schedule of assessments and accompanying plat, be and the same are hereby approved and adopted; and that there be, and is hereby assessed and levied, as a special tax against and upon each of the lots, parts of lots and parcels of land, and the owner or owners thereof liable to assessment for the cost of said improvements, the respective sums expressed in figures set opposite to each of the same on account of the cost of the construction of the said improvements. Provided, further, that the amounts shown in said final schedule of assessments as deficiencies are found to be proper and are levied conditionally against the respective properties benefited by the improvements as shown in the schedule, subject to the provisions of Section 384.63, Code of Iowa. Said assessments against said lots and parcels of land are hereby declared to be in proportion to the special benefits conferred upon said property by said improvements, and not in excess thereof, and not in excess of 25% of the value of the same.

BE IT FURTHER RESOLVED, that said assessments of an amount subject to the provisions of Section 384.60, Code of Iowa, shall be payable in ten (10) equal annual installments and shall bear interest at the rate of 9 percent per annum, the maximum rate permitted by law, from the date of the acceptance of the improvements; the first installment of each assessment, or total amount thereof, if it be less than the amount subject to the provisions of Section 384.60 Code of Iowa, with interest on the whole assessment from date of acceptance of the work by the Council, shall become due and payable on July 1, 2017; succeeding annual installments, with interest on the whole unpaid amount, shall respectively become due on July 1st annually thereafter, and shall be paid at the same time and in the same manner as the September semiannual payment of ordinary taxes. Said assessments shall be payable at the office of the City Treasurer, in full or in part and without interest within thirty days after the date of the first publication of the notice of the filing of the final plat and schedule of assessments to the County Treasurer of Linn County, Iowa.

BE IT FURTHER RESOLVED, that the Clerk be and is hereby directed to certify said final plat and schedule to the County Treasurer of Linn County, Iowa, and to publish notice of said certification once each week for two consecutive weeks in the Cedar Rapids Gazette, a newspaper printed wholly in the English language, published in Cedar Rapids, Iowa, the first publication of said notice to be made within fifteen days from the date of the filing of said schedule with the County Treasurer, the Clerk shall also send by ordinary mail to all property owners whose property is subject assessment a copy of said notice, said mailing to be on or before the date of the second publication of the notice, all as provided and directed by Code Section 384.60, Code of Iowa.

BE IT FURTHER RESOLVED, that the Clerk is directed to certify the deficiencies for lots specially benefited by the improvements, as shown in the final schedule of assessments, to the County Treasurer for recording in the Special Assessment Deficiencies Book and to the city official charged with responsibility for the issuance of building permits. Said deficiencies are conditionally assessed to the respective properties under Code Section 384.63 for the amortization period specified by law.

The Clerk is authorized and directed to ascertain the amount of assessments remaining unpaid after the thirty day period against which improvement bonds may be issued and to proceed on behalf of the City with the sale of said bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the City and this Council and otherwise to take all action necessary to permit the sale of said bonds on a basis favorable to the City and acceptable to the Council.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Published in the Cedar Rapids Gazette October 15, 2016 & October 22, 2016

NOTICE OF FILING OF THE FINAL PLAT AND SCHEDULE
OF ASSESSMENTS AGAINST BENEFITED PROPERTIES FOR
THE CONSTRUCTION OF THE 18TH STREET SW
FROM 16TH AVENUE TO 13TH AVENUE ROADWAY IMPROVEMENTS
WITHIN THE CITY OF CEDAR RAPIDS, IOWA

TO THE PERSONS OWNING LAND LOCATED WITHIN THE DISTRICT DESCRIBED AS THE
18TH STREET SW FROM 16TH AVENUE TO 13TH AVENUE ROADWAY IMPROVEMENTS
WITHIN THE CITY OF CEDAR RAPIDS, IOWA:

Consisting of the properties which are described as follows:

143222602200000 LANDS (LESS N 120') & (LESS S 10') S 300' W 150' OF THAT PT E OF 18TH ST & N OF 16TH	142936000200000 HILLCREST 3RD
143222602100000 N120' S300' W150' OF TH PT E OF 18TH ST & N OF 16TH AVE N1/2 NW NW	142936000300000 HILLCREST 3RD
143222602000000 HILLCREST 3RD	142936000400000 HILLCREST 3RD
143222601900000 HILLCREST 3RD	143222700100000 HILLCREST 3RD
142935900500000 HILLCREST 3RD	143222700200000 HILLCREST 3RD
142935900400000 HILLCREST 3RD	143110100100000 LANDS 25'S OF & ADJ TO LOT 6 BLK 12 HILLCREST 3RD ADDN NW NW 32-83-7 & E 300.6'MEAS ON N LN
142935900300000 HILLCREST 3RD	143222700300000 LANDS N OF RD N 115' S 275'ON W LN BNG N 115' S 275.07' ON E LN W 120.6' ON S LN BNG W
142935900200000 HILLCREST 3RD	143222700400000 E150' S160' N406' EX RD NE NE 31-83-7 & W101.77' S160' N406' NW NW -EX RDS 32- 83-7
142936000100000 HILLCREST 3RD	

The extent of the work completed on the 18th Street SW from 16th Avenue to 13th Avenue
Improvements is as follows:

Reconstruction of the North side of 16th Avenue and 18th Street intersection and 18th Street
from 16th Avenue to the North; improvements to the water system and sanitary sewer system; and
addition of sidewalk to the project corridor from 16th Avenue to 13th Avenue.

You are hereby notified that the final plat and schedule of assessments against benefited properties within the District described as the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements, for the construction of sidewalk improvements, has been adopted and levied by the Council of Cedar Rapids, Iowa, and that said plat and schedule of assessments has been certified to the County Treasurer of Linn County, Iowa. Assessments of \$500 or more are payable in ten (10) equal annual installments, with interest on the unpaid balance, all as provided in Section 384.65, City Code of Iowa. Conditional deficiency assessment, if any, may be levied against the applicable property for the same period of years as the assessments are made payable.

You are further notified that assessments may be paid in full or in part without interest at the office of the City Treasurer at any time within thirty days after the date of the first publication of this notice of the filing of the final plat and schedule of assessments with the County Treasurer. Unless said assessments are paid in full within said thirty day period, all unpaid assessments will draw annual interest computed at 9 percent (commencing on the date of acceptance of the work) computed to the next December 1st following the due dates of the respective installments. Each installment will be delinquent on September 30th following its due date on July 1st in each year. Property owners may elect to pay any annual installment semiannually in advance.

All properties located within the boundaries of the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements, above described have been assessed for the cost of the making of said improvements, the amount of each assessment, and the amount of any conditional deficiency assessment having been set out in the schedule of assessments and plat accompanying the same, which are now on file in the office of the County Treasurer of Linn County, Iowa. For further information you are referred to said plat and schedule of assessments.

This Notice given by direction of the Council of the City of Cedar Rapids, Iowa, as prescribed by Code Section 384.60 of the City Code of Iowa.

Clerk of the City of Cedar Rapids, Iowa

CERTIFICATE OF LEVY OF SPECIAL ASSESSMENTS
TO BE MADE BY THE CLERK OF CEDAR RAPIDS, IOWA,
AND FILED WITH THE COUNTY TREASURER OF LINN COUNTY,
IOWA AND THE CITY OFFICER CHARGED WITH ISSUANCE OF
BUILDING PERMITS

STATE OF IOWA

COUNTY OF LINN

I, _____, Clerk of the City of Cedar Rapids, County of Linn, State of Iowa, do hereby certify that at a meeting of the Council of Cedar Rapids, Iowa, held on the 11th day of October, 2016, the said Council did levy special assessments for and on account of the cost of construction of the 18th Street SW from 16th Avenue to 13th Avenue SW Roadway Improvements, under contract with Eastern Iowa Excavating & Concrete, LLC of Cascade, Iowa, on the following or portions thereof, in said Municipality, to-wit:

143222602200000 LANDS (LESS N 120') & (LESS S 10') S 300' W 150' OF THAT PT E OF 18TH ST & N OF 16TH	142936000200000 HILLCREST 3RD
143222602100000 N120' S300' W150' OF TH PT E OF 18TH ST & N OF 16TH AVE N1/2 NW NW	142936000300000 HILLCREST 3RD
143222602000000 HILLCREST 3RD	142936000400000 HILLCREST 3RD
143222601900000 HILLCREST 3RD	143222700100000 HILLCREST 3RD
142935900500000 HILLCREST 3RD	143222700200000 HILLCREST 3RD
142935900400000 HILLCREST 3RD	143110100100000 LANDS 25'S OF & ADJ TO LOT 6 BLK 12 HILLCREST 3RD ADDN NW NW 32-83-7 & E 300.6'MEAS ON N LN
142935900300000 HILLCREST 3RD	143222700300000 LANDS N OF RD N 115' S 275'ON W LN BNG N 115' S 275.07' ON E LN W 120.6' ON S LN BNG W
142935900200000 HILLCREST 3RD	143222700400000 E150' S160' N406' EX RD NE NE 31-83-7 & W101.77' S160' N406' NW NW -EX RDS 32- 83-7
142936000100000 HILLCREST 3RD	

That the district benefited and assessed for this cost of the improvement is described as follows:

18th Street SW from 16th Avenue to 13th Avenue SW

I further certify that the said assessments of \$500 or more are payable in ten (10) equal annual installments, together with interest thereon at the rate of 9 percent per annum computed to December 1st following the due date of each installment. Interest commences on August 31, 2016, the date of acceptance of the work. The first annual installment, or the full amount of assessments less than \$500.00, are due and payable on July 1st following the date of levy of these assessments as set forth above (unless this certification is made within less than thirty days prior to July 1st) and is subject to the provisions of Section 384.65, City Code of Iowa, with respect to lien, delinquent dates, interest, penalties and years of payment.

Special assessment deficiencies as set forth in the Schedule of Assessments are conditionally levied and are certified pursuant to Code Section 384.63. The period for amortization of special assessment deficiencies established by law and by action of the City Council is ten (10) years.

Assessments may be paid in full or in part at the office of the City Treasurer, within thirty days of the first publication of the notice of this filing of the final assessment schedule.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the 11th day of October, 2016.

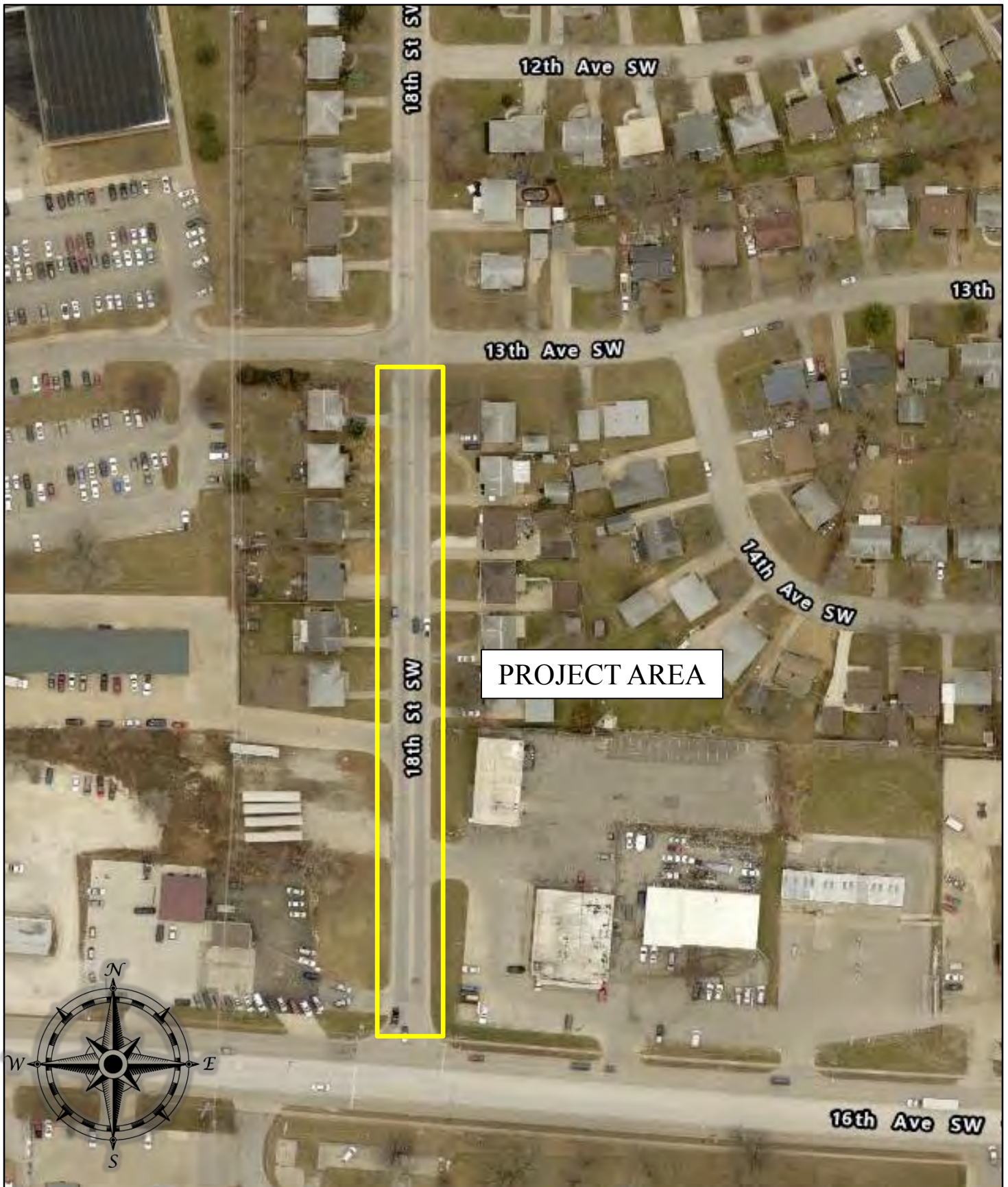
City Clerk

I hereby certify that on the ____ day of _____, 20____, there was filed with me as County Treasurer of Linn County, State of Iowa, an executed copy of the certificate of the City Clerk of Cedar Rapids, Iowa, hereinabove set out, relating to the levy of special assessments, covering the recently completed street improvements in said Municipality, and a copy of the final plat and schedule of assessments and conditional deficiency assessments, referred to in the resolution levying said assessments, heretofore adopted by the City Council on _____, 20____.

County Treasurer

I hereby certify that on the ____ day of _____, 20____, there was filed with me as Building Permit Official of the City of Cedar Rapids, Iowa, an executed copy of the certificate of the City Clerk of Cedar Rapids, Iowa, hereinabove set out, relating to the levy of special assessments, covering the recently completed street improvements in said Municipality, and a copy of the final plat and schedule of assessments and conditional deficiency assessments, referred to in the resolution levying said assessments, heretofore adopted by the City Council on _____, 20____.

Building Permit Official of the City of Cedar
Rapids, Iowa





Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Paula Mitchell
E-mail Address: p.mitchell@cedar-rapids.org

Phone Number/Ext.: 319 286-5852

Alternate Contact Person: Erika Kubly
E-mail Address: e.kubly@cedar-rapids.org

Phone Number/Ext.: 319 286-5406

Description of Agenda Item: CONSENT AGENDA

Resolution of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit (LIHTC) application for a project at the intersection of 7th Avenue and 3rd Street SW as proposed by Kingston Family Apartments, LP.

CIP/DID #OB654103

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

Background:

The City has received a request for financial assistance, from TWG Development and Landover Corporation, requesting a resolution of support and City financial participation for a family housing project located at 7th Avenue and 3rd Street SW, in the Kingston Village area. This is a slightly modified version of a project the developer submitted last year, which the City supported. However, the project did not receive an award of tax credits from IFA in that application cycle and this will be a renewed attempt to secure funding.

The developer has acquired site control for several privately-owned lots and is requesting City-owned parcels located at 617, 623, 625, and 709 3rd Street SW and 217 7th Avenue SW. Previously the City had entered into an Option to Purchase Agreement with the developer for the disposition of these lots, and the developer requests the renewal of that option for an additional year in order to pursue a tax credit award. In addition, the City initiated the process for vacating adjacent alley and 7th Avenue SW street right of way and should the project receive tax credits, the developer is requesting that the City hold the second and third readings to complete the vacation process.

The project currently proposes new construction of 52 units, providing 1, 2 and 3-bedroom units with rents ranging from \$706-970. This includes 6 market rate units and 46 units restricted to households at or below 60 % of the Area Median Income, which is currently \$32,820 for a household of one, or \$46,860 for a household of four. The project is proposed to be family housing, as opposed to senior housing as proposed in the previous application cycle, which reflects a change in IFA's priorities and scoring criteria.

Staff recommends renewal of the Option to Purchase Agreement for an additional year to allow the developer to pursue a tax credit award in the current year's application cycle. Additionally, staff recommends a 10 year, 100% tax exemption through Urban Revitalization Tax Exemption, which would provide a mechanism for the City's support. Because Local Government Contribution is required to score competitively, the project qualifies as affordable housing for the City's Economic Development - Local Match program. The value of the tax exemption is estimated at approximately \$591, 250.

Timeline and Next Steps:

- October 11, 2016 – City Council consideration of financial requests.
- November 17, 2016 – Applications due to Iowa Finance Authority.
- March 2017 – Awards expected to be announced.

Action/Recommendation: Staff recommends adoption of the resolution.

Alternative Recommendation: Table the resolution and request additional information.

Time Sensitivity: Applications are due to IFA on November 17, 2016.

Resolution Date: October 11, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: Yes

Explanation: Recommended by Development Committee at the September 21, 2016.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, The City of Cedar Rapids has received a proposal from TWG Development LLC, for the development of the Kingston Family project, 52 proposed housing units for property at the corner of Diagonal Drive and 2nd Street SW, and

WHEREAS, TWG Development LLC has formed Kingston Family Apartments, LP as a single purpose entity for the purpose of carrying out the project, and intends to submit an application for State Low Income Housing Tax Credit (LIHTC) financing through the Iowa Finance Authority for the Kingston Family project, which would leverage an additional investment of over \$10,000,000 in the community, and

WHEREAS, City participation in the project is a required element of the application to receive competitive points from IFA, and

WHEREAS, the project provides a public benefit by creating affordable senior housing; and

WHEREAS, the proposed project would not occur but for the financial assistance provided by the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council supports the application for the Kingston Family project as proposed by Kingston Family Apartments, LP, and authorizes staff to initiate the process to establish an Urban Revitalization Tax Exemption pursuant to the City's Economic Development programs, with an estimated value of \$591,250, conditioned upon the award of Low Income Housing Tax Credits to complete the project in the 2017 application round.

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute an Option to Purchase Agreement with Kingston Family Apartments, LP for disposition of five (5) vacant City-owned properties at 217 7th Avenue SW and 617, 623, 625, and 709 3rd Street SW, conditioned upon award of Low Income Housing Tax Credits in the 2017 application round.

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: Paula Mitchell

Phone Number/Ext.: 319 286-5852

E-mail Address: p.mitchell@cedar-rapids.org

Alternate Contact Person: Chrystal Shaver

Phone Number/Ext.: 319 286-5182

E-mail Address: c.shaver@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution establishing funding priorities for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs for the program year covering July 1, 2017 – June 30, 2018.

CIP/DID #OB465513

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

Background:

On September 21, 2016, the Development Committee of City Council recommended moving forward with annual priorities for the CDBG and HOME programs for the program year covering July 1, 2017 – June 30, 2018. In an effort to better target the City's declining Community Development Block Grant (CDBG) and HOME entitlement resources an annual prioritization process was established in September 2012 to target funds towards highest priority community needs. These needs were determined using City Council's strategic goals and priorities, as well as the City's 5-year Consolidated Plan and other City planning efforts. Additionally, there is a federal requirement to assist with funding of projects carried out by Community Housing Development Organizations (CHDOs).

Because specific grant funding amounts are typically not released by HUD until closer to the start of the City's entitlement program year in July, the previous year's allocation is used as the basis for budget projections and prioritization of funds.

Recommended dollar amounts are based off of FY2016 funding levels of \$986,254 for CDBG and 269,220 for HOME. Recommendations are shown on the table following this memo. In general, the recommendations focus on activities that improve housing stock and promote neighborhood quality of life through provision of services in core neighborhoods.

Consistent with the previous year's recommendation, it is further recommended that up to \$50,000 be prioritized for qualifying activities carried out by certified neighborhoods participating in the City's Neighborhood Certification Program. Any funds not applied for or utilized by such neighborhoods can be de-obligated and made available for other qualifying activities.

It is also recommended that \$75,000 of the budgeted \$270,425 for HOME program funds be prioritized for CHDO applicants.

Timeline and next steps for this process are as follows:

1. October 11, 2016 – City Council consideration of proposed priorities for the FY2017 CDBG and HOME program year.
2. October 26, 2016 – Pre-application workshop for CDBG and HOME applicants and distribution of funding applications.
3. December 5, 2016 – Applications for funding are due to the City.

4. January – February 2017 – Consideration of funding applications by the Grants and Programs Citizens Advisory Committee.
5. March 2017 – Public Hearing on proposed Annual Action Plan and budget with 30-day public review period.
6. May 2017 – City Council adoption of final Annual Action Plan and budget.

Proposed FY17 CDBG Priority Percentages				
City Council Goal	City Council Desired Outcome	CDBG Activity	CDBG Percentage Allocation	Budget Amount
Create Current and Future Financial Strength	Balanced budget and long term financial plan	Admin Costs – CDBG Services provided without cost to the General Fund	20%*	\$197,251
Bold moves in Economic Development	Provide workforce housing options	Housing Activities, Including Owner-Occupied Rehabilitation, Rental Rehabilitation, Acquisition Rehabilitation	60%	\$591,752
Strategic/Intentional Community Planning	Wide range of housing options Targeted use of resources to maximize impact and rebuild core of city			
		Public Services Including Neighborhood Services, Youth Services, Elder Services, Homeless Services, Handicap Services, and Other Eligible Expenses	15%*	\$147,938**
		Other Eligible activities as needed by the Community	Up to 5%	\$49,313**

* Allocations in this category limited by federal statute.

** Up to \$50,000 to be set aside for eligible activities to be carried out by CDBG-eligible Certified Neighborhood Associations, to be allocated between Public Services as Other Eligible Activities as determined eligible by staff review.

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: A pre-application workshop has been scheduled for October 26, 2016.

Resolution Date: October 11, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: Yes

Explanation:

Recommended by Development Committee at the September 21, 2016 meeting.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, as promulgated by Federal rules and regulations of the U.S. Department of Housing and Urban Development (HUD), at 24 CFR Part 91 et al., a Citizen Participation Plan is a federally mandated pre-requisite of communities determined eligible to receive funds, in part, from the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Programs, and

WHEREAS, the City of Cedar Rapids, Iowa (City) is qualified as an entitlement community to annually receive funds from both the CDBG & HOME Programs, and may qualify for other HUD grant programs, and

WHEREAS, the City's annual entitlement funds have been experiencing a decline in annual funding allocations and increased competition for scarce resources, and

WHEREAS, the City desires to align funding priorities with the community's greatest priority needs;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the following funding priorities are hereby adopted for Federal FY2016 with final approval, and made a part of this resolution:

Proposed FY17 CDBG Priority Percentages				
City Council Goal	City Council Desired Outcome	CDBG Activity	CDBG Percentage Allocation	Budget Amount
Create Current and Future Financial Strength	Balanced budget and long term financial plan	Admin Costs – CDBG Services provided without cost to the General Fund	20%*	\$197,251
Bold moves in Economic Development	Provide workforce housing options	Housing Activities, Including Owner-Occupied Rehabilitation, Rental Rehabilitation, Acquisition Rehabilitation	60%	\$591,752
Strategic/Intentional Community Planning	Wide range of housing options Targeted use of resources to maximize impact and rebuild core of city			
		Public Services Including Neighborhood Services, Youth Services, Elder Services, Homeless Services, Handicap Services, and Other Eligible Expenses	15%*	\$147,938**
		Other Eligible activities as needed by the Community	Up to 5%	\$49,313**

* Allocations in this category limited by federal statute.

** Up to \$50,000 to be set aside for eligible activities to be carried out by CDBG-eligible Certified Neighborhood Associations, to be allocated between Public Services as Other Eligible Activities as determined eligible by staff review.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Phone Number/Ext.: 319 286-5188

E-mail Address: c.mason@cedar-rapids.org

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 286-5047

E-mail Address: j.pratt@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolutions authorizing payment of Annual Economic Development Grant of \$150,413 to J Rettenmaier USA LP for the reporting period of November 2014 through October 2015.

CIP/DID #OB401618

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

Background:

The Resolution authorizes payment of Economic Development Grant to J Rettenmaier USA LP. The Economic Development Grant is being made in accordance with the Development Agreement. The grant amount is based on 50% of the increased property tax generated by Minimum Improvements memorialized in the Agreement paid to the City in 2015 and 2016 for the January 1, 2014. The business has submitted Annual Employment Certifications to the City for the reporting period of November 2014 through October 2015 demonstrating the company has met required employee creation and/or retention.

The table below provides summary information for the project including the minimum investment, employment commitments, and annual payroll figures, as well as the corresponding grant payment amount.

<u>Business</u>	<u>Minimum Investment</u>	<u>Jobs Committed</u>	<u>Jobs Provided</u>	<u>Payroll</u>	<u>ED Grant</u>	<u>Payment #</u>
J Rettenmaier USA LP 725 41st Ave Drive SW	\$47,000,000	67*	86	\$5,258,796	\$150,413	8 of 11

*retention of 29 employees and creation of 38 new employees.

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: Annual payments due per the Development Agreement.

Resolution Date: October 11, 2016

Budget Information:

The Annual Economic Development Grant payment is generated through the increased property valuation generated by the project. The payment is budgeted and paid solely from the Tax Increment Financing Fund Account with respect to the property.

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and J Rettenmaier USA LP entered into *Agreement for Private Redevelopment* (the "Agreement") dated November 13, 2008 which set forth redevelopment and employment requirements of J Rettenmaier USA LP and further provided for City payment of annual Economic Development Grants based on the retention and creation of jobs; and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the JRS subarea of the Technology Park Urban Renewal Area as established by the City Council through Resolution No. 2273-11-04 on November 10, 2004; and

WHEREAS, upon submission of proper employment certification, J Rettenmaier USA LP is qualified to receive the full Economic Development Grant as provided under Section 7.3 (Economic Development Grants) of the Agreement for this reporting period which totals \$150,413.00;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant Payment to J Rettenmaier USA LP in the amount of \$150,413.00 to be paid from the Technology Park Tax Increment Financing fund (Acct. # 7527-752700-752701).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Human Resources

Presenter at Meeting: NA--Consent

Phone Number/Ext.: 5019

E-mail Address: c.huber@cedar-rapids.org

Alternate Contact Person: Heath Halverson

Phone Number/Ext.: 5110

E-mail Address: h.halverson@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the extension of 0.70 FTE in the City Manager's Office through June 30, 2017 to support the Blue Zones Project and Wellbeing Advisory Committee.

CIP/DID #HR0004

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

Background:

Project management of the City of Cedar Rapids Wellbeing Advisory Committee was approved to be staffed in the City Manager's Office through September 30, 2016, and the need to extend the position exists through June 30, 2017. Budgetary dollars will be funded through the Blue Zones Project and the City of Cedar Rapids sponsorship commitment to extend the 0.70 FTE.

Action/Recommendation: Approve extension of 0.70 FTE in the City Manager's Office.

Alternative Recommendation:

Request staff complete additional research and provide additional options.

Time Sensitivity:

Resolution Date: 10/11/2016

Budget Information:

The Blue Zones Project and City sponsorship commitment will fund the 0.70 FTE.

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council by Resolution No. 0102-01-16 approved staffing for the project management of the City of Cedar Rapids Wellbeing Advisory Committee through September 30, 2016, and

WHEREAS, continued need exists for this staffing through June 30, 2017, and

WHEREAS, budgetary dollars will be funded through the Blue Zones Project and the City of Cedar Rapids sponsorship commitment to create a 0.70 FTE within the City Manager's Office, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to continue 0.70 FTE for project management of the City of Cedar Rapids Wellbeing Advisory Committee.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Joe Mailander

Phone Number/Ext.: 319 286-5822

E-mail Address: j.mailander@cedar-rapids.org

Alternate Contact Person: Vern Zakostelecky

Phone Number/Ext.: 319 286-5043

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

Description of Agenda Item: PUBLIC HEARINGS

Motion setting a public hearing for October 25, 2016 to consider granting a change of zone with a Preliminary Site Development Plan for property at 4480 Blairs Ferry Road NE from A, Agriculture Zone District to R-2, Single Family Residence Zone District and from A, Agriculture Zone District to RMF-1, Multiple Family Residence Zone District as requested by Genesis Equities, LLC and Cavalry Chapel Iowa.

CIP/DID #RZNE-023589-2016

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

Background:

The request for a Rezoning with a Preliminary Site Development Plan was reviewed by the City Planning Commission at two separate meetings dated August 25, 2016 and September 15, 2016. At the first meeting on August 25, 2016 the City Planning Commission voted to recommend approval of the rezoning for the northern 1.05 acre portion from A, Agriculture Zone District to R-2, Single Family Residence Zone District; but voted to recommend denial of the southern portion from A, Agriculture Zone District to RMF-1, Multi Family Residence Zone District.

The applicant revised the site plan and preliminary plat based on the concerns discussed at the City Planning Commission and re-submitted a plan that was presented at the September 15, 2016 meeting. The revisions included eliminating a southern out-lot and combining this area with the multi-family area, adding additional landscaping and screening along the east side of the development, and spacing out the townhome units to provide additional open space onsite.

Based on these revisions to the site plan, the City Planning Commission recommended approval of the rezoning from A, Agriculture Zone District to RMF-1, Multiple Family Residence Zone District on September 15, 2016.

This is a request to rezone 1.05 acres to R-2 for three single-family lots at the north end of the site and rezone the remainder to RMF-1 for 50 townhome style units on the southern portion of the lot. The property is currently vacant and is identified as "Urban-Low Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none">City staff reviewed the application and recommends approval of the rezoning request.
City Planning Commission review	<ul style="list-style-type: none">The City Planning Commission reviewed the application on August 25, 2016 and September 15, 2016 and made a recommendation for approval to City Council.
City Council consideration	<ul style="list-style-type: none">A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for October 25, 2016.Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

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

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

Time Sensitivity: NA

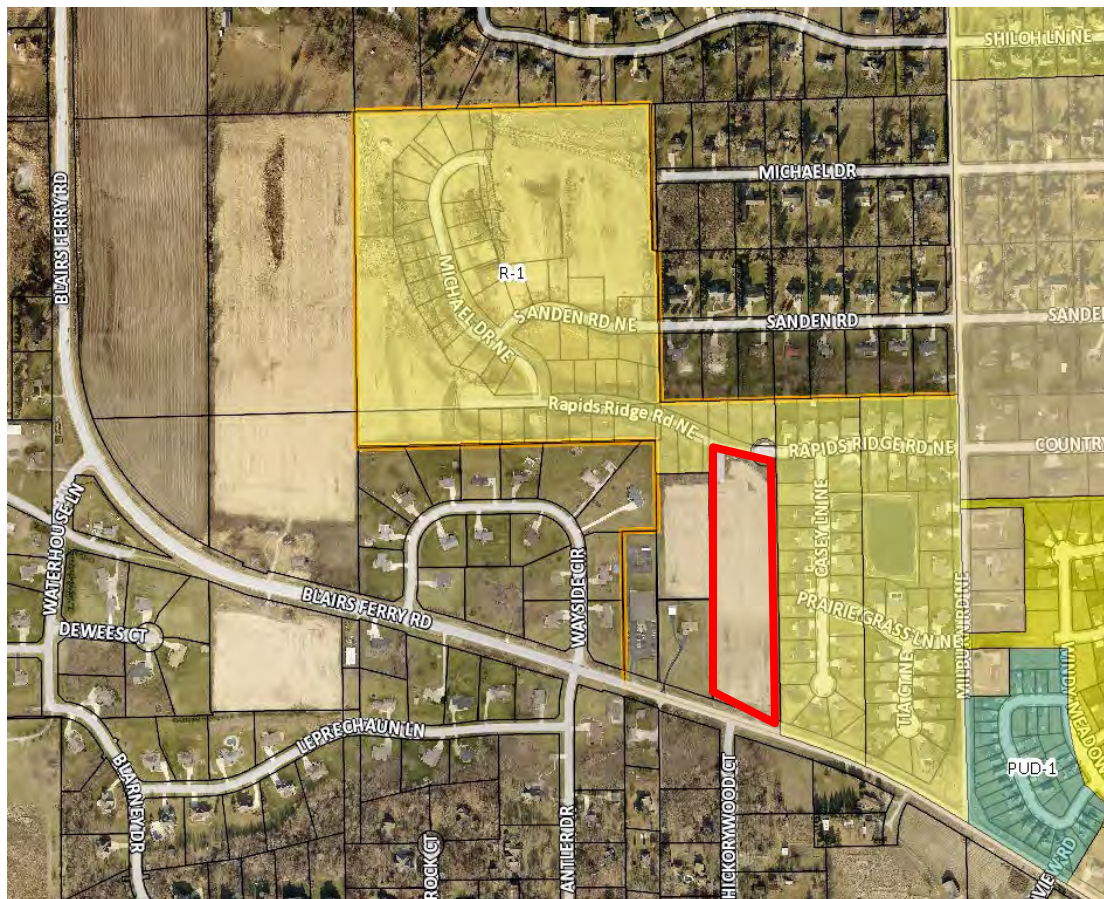
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Public Works

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@cedar-rapids.org

Phone Number/Extension: 5803

Description of Agenda Item: Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 1, 2016 and directing publication thereof and advertising for bids by posting notice to bidders as required by law for the Czech Village Utility Relocation – 16th Ave SW to Landfill Project and authorizing the Flood Control Program Manager or designee, to receive and open bids and publicly announce the results on November 2, 2016 (estimated cost is \$4,000,000).

CIP/DID #3313530-10 GRI

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 a levee in this segment.

This utility project is an FCS project. It will relocate storm sewer, sanitary sewer and water main out of the footprint of the permanent levee from 16th Avenue SW to Landfill No. 1 site. In doing so, it will also accommodate a new park, detention basin, and pump station. This work is necessary in order to maintain the integrity of the levee system without utility penetrations, which can become sources of leakage and failure.

Once this project is complete, the site will be ready for levee, pump station and detention basin to be constructed. That second phase is not yet scheduled, pending cash flow of the GRI revenues and progress on other FCS projects.

Action/Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for the Czech Village Utility Relocation – 16th Ave SW to Landfill Project and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation:

None. This project is in accordance with the adopted FCS Master Plan and Greenway Master Plan.

Time Sensitivity: Normal

Motion Date: October 11, 2016

Resolution Date: November 1, 2016

Budget Information: GRI

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: In accordance with City Council adopted Master Plan

CZECH VILLAGE UTILITY RELOCATION - 16TH AVENUE SW TO LANDFILL

PROJECT # 3313530-10





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. Basket Bowtique, 116 3rd Avenue SE.
- b. Buffalo Wild Wings - Blairs Ferry, 1100 Blairs Ferry Road NE.
- c. Chrome Horse, 1140 Blairs Ferry Road NE.
- d. Creative Croissants, 2121 Arthur Collins Parkway SW.
- e. Eurest Dining Services (Aegon), 6400 C Street SW.
- f. Holiday Inn Express - 33rd Ave, 3320 Southgate Court SW.
- g. Holiday Inn Express - Collins Road, 1230 Collins Road NE.
- h. Lancer Lanes, 3203 6th Street SW.
- i. Liquid Lounge Downtown, 303 2nd Avenue SE.
- j. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on October 14-15, 2016).
- k. Noodles & Company, 310 Collins Road NE.
- l. Pancheros Mexican Grill, 5350 Kirkwood Boulevard SW (new).
- m. Taste of India, 1060 Old Marion Road NE.
- n. Tienda Mexicana La Guanajuato, 3915 Center Point Road NE.
- o. Tornado's Grub & Pub, 315 14th Avenue SE (outdoor service for an event on October 15-16, 2016).
- p. White Star Ale House, 305 2nd Avenue SE.
- q. WingStop, 2360 Edgewood Road SW.

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: October 5, 2016

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Basket Bowtique 116 3RD AVE SE	0	0	0	0
Buffalo Wild Wings - Blairs Ferry 1100 BLAIRS FERRY RD NE	7	0	0	0
Chrome Horse 1140 BLAIRS FERRY RD NE	35	0	0	5
Creative Croissants 2121 ARTHUR COLLINS PKWY SW	0	0	0	0
Eurest Dining Services (Aegon) 6400 C ST SW	20	0	0	1
Holiday Inn Express - 33rd Ave 3320 SOUTHGATE CT SW	17	0	0	4
Holiday Inn Express - Collins Road 1230 COLLINS RD NE	9	0	0	2
Lancer Lanes 3203 6TH ST SW	13	0	0	3
Liquid Lounge Downtown 303 2ND AVE SE	9	0	0	4
NewBo City Market 1100 3RD ST SE	694	0	0	4

Noodles & Company 310 COLLINS RD NE	7	0	0	1
Pancheros Mexican Grill 5350 KIRKWOOD BLVD SW	0	0	0	0
Taste of India 1060 OLD MARION RD NE	0	0	0	0
Tienda Mexicana La Guanajuato 3915 CENTER POINT RD NE	0	0	0	0
Tornado's Grub & Pub 315 14TH AVE SE	79	0	0	12
White Star Ale House 305 2ND AVE SE	10	0	0	6
WingStop 2360 EDGEWOOD Rd SW	30	0	0	0



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.: 5007

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:

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

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

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

Action/Recommendation:

Authorize the Finance Department to issue payments and payroll checks and transfer funds as per the resolution listings.

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: 10-11-2016

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	\$ 27,941.89	Human Resources	\$ 36,050.15
Aquatics Operation	\$ 7,937.23	Information Technology	\$ 89,026.89
Attorney	\$ 20,677.69	Joint Communications	\$ 67,869.02
Building Services Division	\$ 76,639.19	Parks Operations	\$ 177,338.84
CD – Federal Programs	\$ 37,530.68	Police	\$ 887,829.98
Cedar Rapids Public Library	\$ 112,533.76	Public Works	\$ 9,859.77
City Band	\$ 0,000.00	Public Works – Engineering	\$ 152,008.03
City Manager	\$ 45,878.31	Purchasing Service	\$ 12,108.38
Civil Rights	\$ 13,153.00	Recreation	\$ 35,763.57
Clerk	\$ 12,290.40	Sewer Operations	\$ 89,908.92
Community Develop – DOD	\$ 34,184.86	Street Operations	\$ 253,383.74
Council	\$ 6,804.95	Traffic Engineering	\$ 70,500.37
Development Services	\$ 33,603.16	Transit	\$ 108,879.21
Facilities Maint Service	\$ 56,011.63	Treasury Operations	\$ 12,468.80
Finance	\$ 13,809.85	Utilities	\$ 13,554.43
Finance – Analysts	\$ 15,492.98	Utilities – Solid Waste	\$ 107,706.96
Financial Operations	\$ 42,689.49	Veterans Memorial	\$ 21,476.06
Fire	\$ 469,587.65	Water Operations	\$ 280,571.53
Five Seasons Parking	\$ 7,347.20	Water Pollution Control	\$ 183,594.65
Fleet Maintenance	\$ 94,190.79		
Golf Operations	\$ 43,464.38	Grand Total	\$ 3,781,668.39

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar
E-mail Address: a.charipar@cedar-rapids.org

Phone Number/Ext.: 319-286-5090

Alternate Contact Person:
E-mail Address:

Phone Number/Ext.:

Description of Agenda Item: Special events

Resolution approving the special event application for Dozinky Czech Harvest Celebration event (includes road closures) on October 15, 2016.

CIP/DID #SPEC-00004048-2016

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

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 10/11/16

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO.LEG_NUM_TAG

WHEREAS, Greg Stokesberry, on behalf of Flying Eyeballs Motor Club and Friends of Czech Village, has requested approval to conduct DOZINKY Czech Harvest Celebration event including Catholic mass, live music, tractor show, engine show and contests in Czech Village on October 15, 2016, starting at 8 AM with event ending at 5 PM (not including set-up and tear-down times), and

WHEREAS, the applicant requests approval to close 16th Avenue in Czech Village from 6 AM until 6 PM on October 15, 2016.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

01. Applicant requests the following street be closed for the event:

- 16th Avenue SW from A Street SW to C Street SW (not-inclusive)

02. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.

03. If there is a street closure, applicant shall contact Sgt. Mark Andries of the Cedar Rapids Police Department (319-286-5438) as soon as the street closure is determined to hire off-duty police officers to provide traffic control deemed necessary by the City to assist with traffic control at designated intersections, and for event security.

- Applicant will be required to hire one (1) off duty officer (\$49/hr) for an estimated twelve (12) hours while streets are closed with a three hour minimum.
- Estimated cost of off duty officers is \$588 (however is dependent upon final determination at event time).
- If no street closure, no officers will be required.

04. Applicant shall provide adequate adult volunteers at locations to assist with event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

05. Applicant shall not use any equipment that penetrates or damages the City street or sidewalk surface. All tents, stages, and other structures shall be water barrel or sand weight supported.

06. Hours of tractor show operation are limited to: 8 AM to 5 PM

07. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:
16th Avenue SW from A Street SW to C Street SW (not-inclusive)
 - a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
 - b. The temporary "No Parking" signs with the enforced date and time stated, shall be installed by the traffic control contractor no earlier than Friday, October 14, 2016, and removed no later than Sunday, October 16, 2016.
 - c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.
08. No trails or sidewalks are closed for the event
09. No loud speaker or other sound system that may disturb the peace in the area is permitted.
10. Applicant is aware of the existence and requirements of the Municipal Noise Ordinance (Chapter 56 of the Cedar Rapids City Code) as relates to the intent to provide amplified music at the event.
11. Applicant, vendors and participants shall not block or restrict access to the Cedar River Trail which is routed on the sidewalk across the 16th Avenue Bridge and through Sokol Park.
12. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
13. Vehicles on park grass are strictly prohibited without prior permission by the Parks Superintendent or designee.
14. Applicant will supply trash bags and receptacles and is responsible for removing all associated trash from city property. Any cost associated with clean up done by the City will be billed to the applicant.
15. Please note that all events are responsible to provide additionally desired park tables and receptacles beyond what is standardly available and in place within City Parks. Additional tables, trash cans, trash bags, servicing of trash cans and removal of event related trash, event fencing, hoses, etc. must be provided by the event applicant. Events are also not allowed to move park furniture and receptacles in order to fulfill additional needs by the event.
16. Upon completion of event, all areas associated with the event will be cleaned up. All permanent Park trash receptacles must have trash removed by the event and bags replaced the day of the event. All park grounds that see event crowds must be inspected by the event for any trash, litter, temporary event signs, etc., which must be removed the day of the event before park closing hours. Needed additional trash or debris cleanup by Parks staff will be billed to the event for reimbursement.

17. Fencing or staking requests for large tents that penetrate the soil must be approved and coordinated with Parks staff at least one week prior to the event through an on-site meeting. Please call the Parks office to schedule at 319-286-5760.
18. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
19. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
20. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

Attest:

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar
E-mail Address: a.charipar@cedar-rapids.org

Phone Number/Ext.: 319-286-5090

Alternate Contact Person:
E-mail Address:

Phone Number/Ext.:

Description of Agenda Item: Special events

Resolution approving the special event application for Tornado's Presents: NOBO Flood Party event (includes road closures) on October 15-16, 2016.

CIP/DID #SPEC-004975-2016

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

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 10/11/16

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Shannon Santee, on behalf of Tornado's LLC has requested approval to conduct Tornado's Presents: NOBO Flood Party in Tornado's parking lot plus city lots adjacent on October 15, 2016 starting at 11 AM with event ending, October 16, at 2AM (not including set up and tear down time) and

WHEREAS, the application also requests approval to close 3rd Street SE, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions.

01. Applicant requests the following street be closed: 3rd Street SE from the most southerly right-of-way line of 16th Avenue SE approximately 200-feet
And J C May's Lots 3 and SE 1/2 of Lot 2 all in Block 38
02. Applicant should inspect all properties being used by event to check for possible tripping or other hazards due to land being maintained in a condition for future development, but not at park or recreational grade condition.
03. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
04. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
05. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event.
Applicant will be required to hire two (2) off duty officers (\$49/hr) three hour minimum for the following estimated times:
One (1) officer 9 AM (10/15/16) to 2 AM (10/16/16) (17 hrs)
One (1) officer 6 PM (10/15/16) to 2 AM (10/16/16) (8 hrs)
Estimated cost of off duty officers is \$1,225 (however is dependent upon final determination at event time).
06. The outermost event fencing shall be no closer than two (2) feet from all public sidewalks to avoid obstructing a public sidewalk or impeding pedestrian traffic.

07. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.
08. Applicant is aware of the existence and requirements of the Municipal Noise Ordinance (Chapter 56 of the Cedar Rapids City Code) as relates to the intent to provide amplified music at the event.
09. No minors shall be allowed in the alcohol service area.
10. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
11. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
12. Applicant will supply trash bags and receptacles and is responsible for removing all associated trash from city property. Any cost associated with clean up done by the City will be billed to the applicant.
13. Food vendors must contact Linn County Public Health @ 892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.
14. Applicant shall meet all applicable requirements and regulations of State of Iowa, Linn County Health Department, and the Cedar Rapids City Code (including all requirements of Chapter 42).
15. Applicant shall not use any equipment that penetrates or damages the City street or sidewalk surface. All tents, stages, and other structures shall be water barrel or sand weight supported.
16. Applicant shall provide adequate adult volunteers to assist with event monitoring and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
17. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
18. If applicant alters the above event, a separate event application approval may be required.
19. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner
E-mail Address: s.hershner@cedar-rapids.org

Phone Number/Ext.: 5281

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 – 25 properties.
 CIP/DID #WTR101116-001

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 by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: 10/11/16

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 15th day of November, 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., November 15, 2016.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

LIEN INTENTS (SPECIAL ASSESSMENTS) 10/11/16

LIEN INTENTS 10/11/16			
#		Balance Due	Premise Address
1		\$ 36.96	47 FLORIDA CT SW
2		\$ 194.19	133 BRENTWOOD DR NE
3		\$ 141.61	263 WILSON AVE SW - FRONT
4		\$ 378.51	387 16TH ST SE
5		\$ 237.19	801 15TH ST SE
6		\$ 215.81	1016 26 TH ST SE
7		\$ 198.37	1056 10TH AVE SE
8		\$ 46.85	1153 MCLOUD DR NE
9		\$ 36.57	1200 18TH AVE SW
10		\$ 187.91	1215 18TH AVE SW
11		\$ 153.57	1360 I AVE NE
12		\$ 52.97	1505 CENTER POINT RD NE
13		\$ 110.86	1528 N ST SW
14		\$ 77.84	1718 CENTER POINT RD NE
15		\$ 101.75	1720 8TH AVE SE
16		\$ 67.92	2140 MEMORIAL DR SE
17		\$ 190.63	2527 ELLIS VIEW CT NW
18		\$ 319.98	2702 HANDLEY CT SW
19		\$ 219.82	2920 NEEDLES RD SE
20		\$ 396.16	3028 STRATFORD LN SW
21		\$ 208.89	3430 OAKLAND RD NE
22		\$ 374.45	3717 PINE WOOD DR NE
23		\$ 267.10	3725 2ND AVE SW
24		\$ 43.29	5552 SHARON LN NW
25		\$ 213.58	6609 COUNCIL ST NE
		\$ 4,472.78	Grand Total
		25	Number of Properties
		\$ 36.96	Balance Due - Low
		\$ 396.16	Balance Due - High



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Phone Number/Ext.: 4791

E-mail Address: M.Jones@cedar-rapids.org

Alternate Contact Person: Sarah Augustine

Phone Number/Ext.: 4786

E-mail Address: s.augustine@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

1. Resolutions approving assessment actions:

Intent to assess – Solid Waste & Recycling – clean-up costs – 11 properties.

CIP/DID #SWM-012-16

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

Background:

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoice for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in an "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

Action/Recommendation:

The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

Alternative Recommendation: The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 10/11/16

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City invoice, and

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, November 9, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

INTENT TO ASSESS 10/11/16

INTENT TO ASSESS 10/11/16			
#		Balance Due	Premise Address
1		493.25	1006 – 17 th St NE
2		614.25	212 Park Ct SE
3		487.25	1129 I Ave NE
4		336.25	1509 B Ave NE
5		560.00	1555 7 th Ave SE
6		1,783.48	1321 – 20 th Ave SW
7		75.00	1413 – 4 th Ave SE
8		313.75	808 – 5 th Ave SW
9		261.25	3201 Soutter Ave SE
10		298.75	2752 A Ave NE
11		283.75	500 17 th St SE
		\$5,506.98	Grand Total
		11	Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Phone Number/Ext.: 4191

E-mail Address: M.Jones@cedar-rapids.org

Alternate Contact Person: Sarah Augustine

Phone Number/Ext.: 4786

E-mail Address: s.augustine@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – ten properties.

Authorize the Solid Waste & Recycling Division to Levy Assessments (to lien various properties for delinquent nuisance abatements).

(Note: The Intent to Assess Resolution was approved at the Council Meeting on August 23, 2016).

CIP/DID #SWM-009-16

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

Background:

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. The Solid Waste and Recycling Division also initiates the Special Assessment process whenever delinquent nuisance abatements are unpaid and after a Notice of Intent to Assess were mailed at least 30 days prior to this Special Assessment. Below are the steps taken for typical abatements:

- Initial inspection and photos taken
- Abatement letter and photos mailed out (property owner has 7 days to abate nuisance)
- Clean up is performed by Department, if nuisance is not cleaned up after 7 days
- Invoice mailed out
- Notice of Intent to Assess (authorized by the City Council) is mailed
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess is mailed

The Notice of Intent to Assess these properties were approved by Resolution No. 1132-08-16 passed on August 23, 2016.

Following approval of the "Levy Assessment" Resolution, the nuisance abatement information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

Action/Recommendation:

The Solid Waste and Recycling Division recommends that the Resolution to Levy Assessments be approved.

Alternative Recommendation: The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 10-11-16

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, a report of the cost of said abatements has been filed with the City Clerk and notice of assessment has been given to the property owners, now therefore

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots and parcels of ground for the amounts shown in said assessments, which invoiced listing attached is made a part of this resolution, and the names of the owners are shown thereon so far as practicable, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

LEVY ASSESSMENT (TO BE LIENED) 10/11/16

				LEVY ASSESSMENT 10/11/16
				INTENT TO ASSESS 8/23/16
#		Balance Due		Premise Address
1		993.50		316 – 7 th St SW
2		244.75		1433 Bever Ave SE
3		697.50		1435 – 4 th Ave SE
4		298.75		192 – 19 th Ave SW
5		959.00		2137 Circle Dr NE
6		796.50		180 Lenora Dr NW
7		306.25		825 Camburn Ct SE
8		618.50		811 – 16 th St SE
9		333.25		1021 Harold Dr SE
10		326.25		1751 Higley Ave SE
		\$5,574.25		Grand Total
		10		Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Phone Number/Ext.: 5097

E-mail Address: c.drew@cedar-rapids.org

Alternate Contact Person: Judy Jones

Phone Number/Ext.: 5134

E-mail Address: j.jones2@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment - Solid Waste & Recycling - delinquent weed mowing charges - 112 properties.

CIP/DID #FIN2016-05

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

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Solid Waste & Recycling Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between May 25, 2016 and August 26, 2016, 110 property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$26,412.43.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the properties and has equal precedence to property taxes.

Action/Recommendation:

The Finance Department recommends approval of the Resolution to levy Special Assessments.

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed by the contractor and paid for by the City.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: Solid Waste Operating – Weed Nuisances

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on 112 properties in violation of the City's Weed Ordinance 046-12 and Municipal Code Chapter 21.13;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$26,412.43, as shown below, and which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

#	Service Location	Name	Svc Date	GPN	Invoice	Total
1	801 O AVE NW	Dale E & Doris May	7/20/2016	142015200100000	10198272	229.41
2	1206 6TH AVE SE	Rapid Development Corp	6/13/2016	142235100100000	SWW_0007 4989	159.41
3	616 G AVE NW	Thomas L Andrews	5/25/2016	142048201500000	SWW_0007 4992	209.41
4	0 VACANT LAND SW	Andrew M & Cynthia L Dunham	6/23/2016	190410301100000	SWW_0007 5045	179.41
5	2825 SCHAEFFER DR SW	DF Jones Enterprises LLC	6/23/2016	143347701700000	SWW_0007 5046	219.41
6	2420 MT VERNON RD SE	Lois V Ceynar & Darlene A Speidel	6/27/2016	142337802800000	SWW_0007 5049	239.41
7	1630 PARK AVE SE	US Bank National Assoc ND	6/27/2016	142215601600000	SWW_0007 5052	209.41
8	1536 5TH AVE SE	US Bank NA	6/27/2016	142230303100000	SWW_0007 5053	229.41
9	1422 3RD AVE SE	Cedar City Enterprises Inc	6/27/2016	142228301700000	SWW_0007 5054	169.41
10	842 17TH ST SW	Ashley E Schnoebelen	6/28/2016	142933101700000	SWW_0007 5059	239.41
11	607 J AVE NW	Dana Ellis	6/28/2016	142041000200000	SWW_0007 5060	169.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
12	526 7TH AVE SW	Hawkins Properties LLC	6/28/2016	142833000700000	SWW_0007 5061	169.41
13	516 I AVE NW	Jaime Patten	6/28/2016	142040902000000	SWW_0007 5062	169.41
14	0 VACANT LAND SE	Hoth Properties LLC	7/1/2016	142245502800000	SWW_0007 5121	159.41
15	413 5TH AVE SW	Robert L Jones	7/5/2016	142826000400000	SWW_0007 5122	219.41
16	1420 9TH ST SW	Anthony C Russell Trustee	7/5/2016	143210300400000	SWW_0007 5123	209.41
17	1616 B AVE NW	Matthew D Phillips	7/5/2016	142922801500000	SWW_0007 5124	169.41
18	1900 K ST SW	US Bank NA	7/5/2016	143327700100000	SWW_0007 5125	209.41
19	315 23RD ST NE	Justin M & Hallie Van Dee	7/6/2016	141518600200000	SWW_0007 5126	169.41
20	323 40TH ST NE	Leonard H & Beatrice A Kolar & RW33 LLC	7/6/2016	141122900400000	SWW_0007 5127	169.41
21	626 10TH AVE SE	Shirley L Luter	7/6/2016	142724001600000	SWW_0007 5129	169.41
22	1113 8TH ST SE	Julie A Rhea	7/6/2016	142725101600000	SWW_0007 5130	159.41
23	1670 11TH ST NW	Sara Whitlatch	7/6/2016	142020101400000	SWW_0007 5132	189.41
24	1823 K AVE NE	Danny R Hartman Jr & Emily Hartman	7/14/2016	141527700800000	SWW_0007 5133	209.41
25	1132 29TH ST NE	Timothy L Daugherty	5/26/2016	141038501400000	SWW_0007 5147	169.41
26	4807 FRUITWOOD LN NW	Efrain Ramirez-Marquez	6/7/2016	132435300200000	SWW_0007 5155	40.00
27	1619 GRANDE AVE SE	Joshua T La Kose	7/6/2016	142215600300000	SWW_0007 5329	519.41
28	2335 WILEY BLVD SW	SA Development Co LLP	7/6/2016	133642700500000	SWW_0007 5404	279.41
29	1410 TOWER LN NE	RMFT Investments LLC (Contract)	6/28/2016	113425700300000	SWW_0007 5405	339.41
30	124 PARK CT SE	William R Hennessey & Son Inc	7/14/2016	142221100700000	SWW_0007 5457	169.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
31	1041 19TH ST SE	Scott L & Ginger L Patterson	6/8/2016	142710401500000	SWW_0007 5458	239.41
32	1312 K ST SW	Carolynn Gesling	7/5/2016	142838401100000	SWW_0007 5459	449.41
33	4634 SUGAR PINE DR NE	Robert & Carrel Nielson	7/18/2016	140530200500000	SWW_0007 5461	169.41
34	821 10TH AVE SE	Johnnie P Dickson Estate	7/6/2016	142723500200000	SWW_0007 5462	159.41
35	635 32ND ST SE	Joe C Holsinger	7/13/2016	142347801500000	SWW_0007 5464	209.41
36	192 19TH AVE SW	Dante B Letsch	7/5/2016	143313701200000	SWW_0007 5466	169.41
37	600 40TH ST NE	Chad M Coleman	7/12/2016	141010501400000	SWW_0007 5467	209.41
38	1702 13TH AVE SW	David P Murphy	7/6/2016	142935702400000	SWW_0007 5468	229.41
39	1516 4TH ST SW	Travis R Edmonds	7/7/2016	143323100900000	SWW_0007 5469	159.41
40	1229 36TH ST SE	Thomas J West II	7/8/2016	142523101400000	SWW_0007 5470	169.41
41	818 12TH ST NE	James & Tracy Merta	7/13/2016	141645600400000	SWW_0007 5471	169.41
42	1620 14TH AVE SE	James A Santee (Contract)	7/5/2016	142715301300000	SWW_0007 5473	249.41
43	325 16TH ST NE	(Contract) Vale LLC	7/13/2016	142223000100000	SWW_0007 5652	199.41
44	1228 ROLLING CREEK DR NE	Glenn T Neiger	7/14/2016	113428001200000	SWW_0007 5653	169.41
45	0 VACANT LAND SE	Vondracek Properties LC-Series15	7/20/2016	142730700800000	SWW_0007 5658	159.41
46	192 15TH AVE SW	David D & Mildred J Hartgrave	7/15/2016	142846100700000	SWW_0007 5659	229.41
47	200 CHERRY PARK DR NW	J Murphy Homes LLC	8/2/2016	132620100500000	SWW_0007 5660	229.41
48	296 24TH AVE SW	Jimmie M & Mariclee M Westbrook	7/19/2016	143330101100000	SWW_0007 5661	189.41
49	616 4TH ST SW	Christopher Russell	7/20/2016	142832901000000	SWW_0007 5663	159.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
50	1026 10TH AVE SE	Willie C & Arnie J Jones (Contract Buyer)	7/18/2016	142720302600000	SWW_0007 5665	169.41
51	2325 WILLIAM CT NW	Khaled N Bensaad	7/11/2016	141945601300000	SWW_0007 5714	229.41
52	4317 BENTON ST NE	LKJ Enterprises LLC	5/31/2016	140447702900000	SWW_0007 5724	184.41
53	3214 14TH AVE SE	Aaron & Joyce Pealer	7/18/2016	142617700400000	SWW_0007 5888	219.41
54	2739 2ND AVE SE	Stephen E Beckett	7/21/2016	141420301600000	SWW_0007 5889	169.41
55	615 3RD AVE SW	West Virginia Hospital Services	7/20/2016	142918600400000	SWW_0007 5890	169.41
56	563 FOREST DR SE	Lyna N Berry	7/18/2016	142335301200000	SWW_0007 5891	169.41
57	372 19TH ST SE	Rhodes & Associates LLC	7/19/2016	142218301500000	SWW_0007 5893	159.41
58	120 17TH ST SW	Justin A Drahos, Marian T Antin & Sarah M Sherman	7/25/2016	142932702500000	SWW_0007 5895	169.41
59	1736 A AVE NE	Rita & Theresa Cejka	7/19/2016	141538501700000	SWW_0007 6147	169.41
60	220 5TH ST NW	220 5th Street NW Trust	7/19/2016	142911102400000	SWW_0007 6149	159.41
61	910 CENTER POINT RD NE	Merideth De Maris	8/1/2016	141640501600000	SWW_0007 6150	239.41
62	1323 M ST SW	Pam Sarin	8/2/2016	142838500500000	SWW_0007 6152	159.41
63	1607 5TH AVE SE	Wesley G Gourley & Christine A Josephson	7/27/2016	142243400500000	SWW_0007 6153	209.41
64	1725 4TH AVE SE	Anthony & Donna R Ashmore	7/28/2016	142243000600000	SWW_0007 6155	159.41
65	1837 B AVE NE	Julie L Bowers	7/8/2016	141545601100000	SWW_0007 6157	169.41
66	1933 HIGLEY AVE SE	Property Holders LTD	7/29/2016	142248500600000	SWW_0007 6158	209.41
67	316 7TH ST SW	Brian J Marrah	7/28/2016	142918801800000	SWW_0007 6159	519.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
68	616 G AVE NW	Thomas L Andrews	8/2/2016	142048201500000	SWW_0007 6160	169.41
69	1103 1ST AVE SW	Donald H Kiesewetter	7/27/2016	142916200100000	SWW_0007 6162	519.41
70	1325 HINKLEY AVE NW	Jann Chposky	7/28/2016	142927900700000	SWW_0007 6163	169.41
71	2420 MT VERNON RD SE	Lois V Ceynar & Darlene A Speidel	8/2/2016	142337802800000	SWW_0007 6164	169.41
72	5523 J ST SW	Eric S & Rebecca A Fisher	8/2/2016	190945400900000	SWW_0007 6245	1,219.4 1
73	5411 WYOMING DR SW	Derald C & Carol V Hensch	8/3/2016	190942900500000	SWW_0007 6246	179.41
74	2511 ILLINOIS ST SW	Stanley A Raymer	7/28/2016	143333002600000	SWW_0007 6247	239.41
75	618 G AVE NW	MDA Fund VIII LLC	8/3/2016	142048201400000	SWW_0007 6248	209.41
76	275 13TH ST NW	Timothy M McCall	7/22/2016	142927700200000	SWW_0007 6249	169.41
77	710 F AVE NW	Paul M & Sara M Schwerin	7/26/2016	142045901400000	SWW_0007 6614	209.41
78	1702 13TH AVE SW	David P Murphy	8/9/2016	142935702400000	SWW_0007 6618	169.41
79	1604 7TH AVE SE	Sara Whitlatch	8/3/2016	142245302000000	SWW_0007 6619	159.41
80	1549 5TH AVE SE	D Eugene Russell	8/2/2016	142230500400000	SWW_0007 6620	209.41
81	1323 ELLIS BLVD NW	Ruby & Joseph Souza	8/9/2016	142018700700000	SWW_0007 6622	229.41
82	1015 8TH ST SE	Chris & Kathryn M Pyle	8/5/2016	142723901500000	SWW_0007 6623	159.41
83	1012 8TH ST SE	Dwayne Ampey	8/8/2016	142723500600000	SWW_0007 6624	159.41
84	842 17TH ST SW	Ashley E Schnoebelen	8/5/2016	142933101700000	SWW_0007 6626	169.41
85	653 16TH AVE SW	Duane H & Barbara J Pratt	8/5/2016	143210701000000	SWW_0007 6628	169.41
86	1744 MT VERNON RD SE	A Shaw Investments Inc	8/10/2016	142245801500000	SWW_0007 7048	159.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
87	145 BROADMO RE RD NW	Daniel A & Ginger L Sarrett	8/10/2016	132628201000000	SWW_0007 7049	169.41
88	323 40TH ST NE	Leonard H & Beatrice A Kolar & RW33 LLC	8/15/2016	141122900400000	SWW_0007 7050	169.41
89	1128 A AVE NW	Jackie L Johnson	8/12/2016	142927601300000	SWW_0007 7051	169.41
90	1200 6TH AVE SE	Ernest Brauch	8/11/2016	142235100300000	SWW_0007 7052	159.41
91	1206 6TH AVE SE	Rapid Development Corp	8/12/2016	142235100100000	SWW_0007 7054	159.41
92	1414 HAMILTON ST SW	Lauren Strauch	8/12/2016	142846001500000	SWW_0007 7055	169.41
93	1616 B AVE NW	Matthew D Phillips	7/26/2016	142922801500000	SWW_0007 7056	169.41
94	1807 N ST SW	Fredrick J McLaud	8/11/2016	143323300600000	SWW_0007 7057	239.41
95	3200 BOWLING ST SW	Patricia K Hartson	8/10/2016	190410102200000	SWW_0007 7069	239.41
96	3217 WAVELAND DR NW	Terri L Hunter	7/26/2016	141933201200000	SWW_0007 7070	179.41
97	428 18TH ST NE	Wendy S Hedlund	8/12/2016	141537600900000	SWW_0007 7071	219.41
98	869 17TH ST SE	Mark V & Kathy R Pence	8/10/2016	142246100100000	SWW_0007 7073	869.41
99	1708 PARK AVE SE	Meghan Culp	8/12/2016	142215501600000	SWW_0007 7074	229.41
100	5301 KESLER RD NW	Robert K Miell	7/26/2016	132618201400000	SWW_0007 7076	169.41
101	511 21ST ST NE	Scott & Doria Andrews	8/11/2016	141542600300000	SWW_0007 7079	239.41
102	640 39TH ST NE	Steven R Adams	8/10/2016	141010900900000	SWW_0007 7081	239.41
103	1402 1ST AVE NW	Douglas E Johnston	8/12/2016	142928401700000	SWW_0007 7082	209.41
104	1420 9TH ST SW	Anthony C Russell Trustee	8/16/2016	143210300400000	SWW_0007 7083	169.41
105	1429 STAUB CT NE	Penny L Small	8/8/2016	141035501900000	SWW_0007 7084	169.41
106	1824 1ST AVE NW	Marcia Wilson	8/16/2016	143017601700000	SWW_0007 7085	169.41

#	Service Location	Name	Svc Date	GPN	Invoice	Total
107	2420 MT VERNON RD SE	Lois V Ceynar & Darlene A Speidel	8/16/2016	142337802800000	SWW_0007 7086	169.41
108	1222 22ND AVE SW	Donna J Conner	8/11/2016	143228001000000	SWW_0007 7088	169.41
109	1670 11TH ST NW	Sara Whitlatch	8/19/2016	142020101400000	SWW_0007 7140	189.41
110	1306 ELLIS BLVD NW	Dennis A Hill	8/17/2016	142015501200000	SWW_0007 7142	169.41
111	1048 21ST ST SE	Christopher Lathrop	8/18/2016	142710101100000	SWW_0007 7144	249.41
112	1340 WOODSIDE DR NW	Sara K Rion	8/17/2016	141925101900000	SWW_0007 7146	179.41
113	1041 19TH ST SE	Scott L & Ginger L Patterson	8/18/2016	142710401500000	SWW_0007 7147	229.41
114	718 9TH ST NW	Marshall Cobb	8/19/2016	142046101800000	SWW_0007 7148	159.41
115	2746 DALEWOOD AVE SE	Jon G & Anne V Fussell	8/19/2016	142345304200000	SWW_0007 7149	229.41
116	1801 7TH AVE SE	Simon A & Andrea RM Peterson	8/24/2016	142245401100000	SWW_0007 7430	159.41
117	1626 5TH AVE SE	Darlene De Los Santos Nunez	8/24/2016	142243101300000	SWW_0007 7434	159.41
118	1557 6TH AVE SE	Michael Kelsh	8/24/2016	142230800100000	SWW_0007 7435	159.41
119	1022 10TH AVE SE	Richard D & Marilyn K Carpenter	8/24/2016	142720302400000	SWW_0007 7437	159.41
120	818 CAMBURN CT SE	Kathryn VanHorn	8/26/2016	142238101200000	SWW_0007 7438	169.41
121	1237 16TH AVE SW	A Shaw Investments Inc	8/23/2016	143220400300000	SWW_0007 7439	179.41
122	413 5TH AVE SW	Robert L Jones	8/23/2016	142826000400000	SWW_0007 7440	209.41
123	3405 WILLIAMS BLVD SW	Professional Resource Development Inc	8/12/2016	143125101300000	SWW_0007 7443	259.41
124	526 7TH AVE SW	Hawkins Properties LLC	8/4/2016	142833000700000	SWW_0007 7446	169.41

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner
E-mail Address: SteveHe@cedar-rapids.org

Phone Number/Ext.: 5281

Alternate Contact Person: Ken Russell
E-mail Address: K.Russell@cedar-rapids.org

Phone Number/Ext.: 5926

Description of Agenda Item: Accept projects

SW Quad, Phase 1 – Water Main Replacement project, final retainage payment in the amount of \$25,133.61 and 2-year performance bond submitted by Dave Schmitt Construction Company, Inc. (original contract amount was \$530,845.05; final contract amount is \$502,672.21).

CIP/DID #2011020-02

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

Background:

Approximately 2,400 feet of 6-inch water main was replaced, upsizing it from 6-inch to an 8-inch to handle current and future water demands and increase the reliability of the water distribution system.

Replacement areas included:

- 15th Ave SW from 11th St to 8th St SW
- 16th Ave SW from 12th St and 9th St SW
- 11th St SW from 15th and 16th Ave SW

Action/Recommendation:

The Utilities Department – Water Division recommends that City Council approve the resolution to accept the project and performance bond and issue final (retainage) payment in the amount of \$25,133.61 to Dave Schmitt Construction Company, Inc. thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: 10/11/16

Budget Information:

1. **Included in Current Budget Year:** This item was budgeted under the FY15 Utilities Department – Water Division CIP Budget and coded to 625-625000-625884-6252011020. A portion of ADA ramps and sidewalk was funded from 301-301000-3017015.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY15 Water CIP budget included \$1,500,000 for engineering and construction of water main replacement projects under CIP number 625884. The FY15 budget for Public Works portion of the construction was \$21,000.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the SW Quad, Phase 1 – Water Main Replacement project (Contract No. 2011020-02) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 10, 2015 in the amount of \$530,845.05 covering said work, filed by Dave Schmitt Construction Company, Inc. and executed by United Fire & Casualty Company, provides a two-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 two-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that the Utilities Department – Water Division recommends the SW Quad, Phase 1 – Water Main Replacement public improvement project (Contract No. 2011020-02) be hereby accepted and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$25,133.61 for final (retainage) payment to Dave Schmitt Construction Company, Inc. thirty days after acceptance in accord with Iowa State Code.

A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$ 530,845.05
Change Order No. 1	6,835.00
Change Order No. 2	13,783.38
Change Order No. 3	4,628.65
Change Order No. 4	- 53,419.87
Final Contract Amount	\$ 502,672.21

The project was funded from: Utilities - Water Division FY2015 CIP budget – Water Main Replacement and coded to 625-625000-625884-2011020-02 – \$480,191.89 and Public Works – Streets Department CIP budget – ADA ramp and sidewalk repair/improvements and coded to Fund 301 Department ID 301000 Project 3017015 – \$22,480.32.

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Joe Mailander

Phone Number/Ext.: 319 286-5822

E-mail Address: j.mailander@cedar-rapids.org

Alternate Contact Person: John Reasoner

Phone Number/Ext.: 319 286-5806

E-mail Address: j.reasoner@cedar-rapids.org

Description of Agenda Item: Final plats

Resolution approving the Final Plat of Oakridge Estates Fourth Addition to Cedar Rapids for land located at 38th Street SE extension; south of Bel Air Drive SE to Pioneer Avenue SE.

CIP/DID #FLPT-022296-2015

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

Background:

The developer submitted the Final Plat in conformance with previously approved preliminary plat. The Development Services Department reviewed the submittal and determined it complies with applicable preliminary plat conditions and applicable requirements for final plats. This plat contains twenty eight (28) lots and a total plat area of 9.50 acres.

Action/Recommendation: City staff recommends approval of the resolution.

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

Time Sensitivity: NA

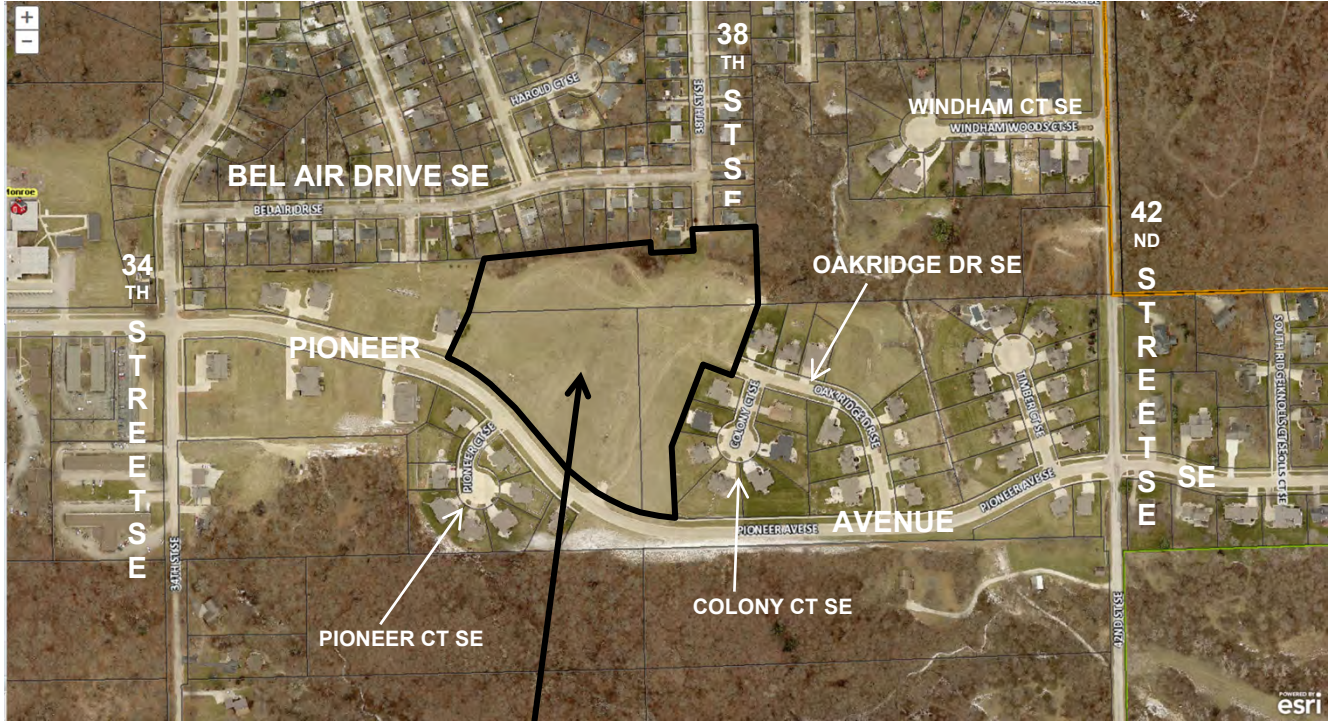
Resolution Date: October 11, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

LOCATION MAP



Location of the Final
Plat of Oakridge
Estates 4th Addition

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF OAKRIDGE ESTATES FOURTH ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing twenty-eight (28) lots numbered one (1) through twenty-five (25) and three (3) lots, being dedicated to the public for street right-of-way purposes, lettered A, B, and C, all 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 has submitted the following executed agreement, and is included as part of the final plat documents:

1. Development Agreement
and

WHEREAS, the 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 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, as noted above.
3. Said plat and dedication of said Oakridge Estates Fourth 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 38th Street SE), Lot B (more specifically being dedicated as part of Oakridge Court SE), and Lot C (more specifically being dedicated as part of Oakridge Drive SE) 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.

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MayorSignature

Attest:

ClerkSignature

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STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 11th day of October, 2016.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Joy Huber
E-mail Address: j.huber@cedar-rapids.org

Phone Number/Ext.: 5886

Alternate Contact Person: Heather Mell
E-mail Address: h.mell@cedar-rapids.org

Phone Number/Ext.: 5117

Description of Agenda Item: Purchases, contracts and agreements

Resolution amending Resolution No. 1146-08-16 with Pat McGrath Chrysler Jeep Dodge Ram to remove the ½ ton pick-up truck and add one (1) ¾ ton pick-up truck (original amount was \$156,557; corrected amount is \$166,920).

CIP/DID #PUR0716-002

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

Background:

The department has decided not to purchase the ½ ton truck as originally listed in the Resolution. The department instead wants to purchase an additional ¾ ton pick-up truck.

Updated bid pricing:

Pat McGrath Chrysler Jeep Dodge Ram	Cedar Rapids, IA	\$166,920
Bob Brown Chevrolet	Urbandale, IA	\$170,512
Pat McGrath Chevyland	Cedar Rapids, IA	\$172,512
Junge Center Point	Center Point, IA	\$179,916

Action/Recommendation: Resolution amending Resolution to add and remove trucks.

Alternative Recommendation:

Time Sensitivity: low

Resolution Date: October 11, 2016

Budget Information: 073-073000-073001

Local Preference Policy: Yes

Explanation: Local Company awarded.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of pick-up trucks on behalf of the Fleet Division; and

WHEREAS, Resolution No. 1146-08-16 authorized the Fleet Division to purchase the pick-up trucks; and

WHEREAS, this resolution is to amend Resolution No 1146-08-16 to remove the ½ ton pick-up truck and add one (1) ¾ ton pick-up truck; and

WHEREAS, the new total purchase amount for four (4) ¾ ton pick-up trucks from Pat McGrath Chrysler Jeep Dodge Ram is \$166,920.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1146-08-16 be amended to remove and add trucks as stated above.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Doug Wilson

Phone Number/Ext.: x5141

E-mail Address: d.wilson@cedar-rapids.org

Alternate Contact Person: Rebecca Johnson

Phone Number/Ext.: x5062

E-mail Address: r.johnson2@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Contract with Rapids Reproductions Inc. for Electronic Plan Room Services for the Engineering Division for two years for an amount not to exceed \$240,000.

CIP/DID #PUR0816-022

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

Background:

Proposals were solicited by Purchasing Services on behalf of the Engineering Division for Electronic Plan Room Services with three (3) vendors responding. Following evaluation and scoring the Engineering Division recommends award to Rapids Reproductions Inc. to continue to provide electronic plan room services to the City.

The Contract period will be November 1, 2016 through October 31, 2018 with no increase in price. The Contract allows for three (3) one-year renewal options with a maximum increase of 2% per year. Total expenditure will not exceed \$240,000 over the initial two-year period.

Proposals were received from the following firms (in alphabetical order):

Copyworks	Cedar Rapids, IA
Info Tech	Gainesville, FL
Rapids Reproductions	Cedar Rapids, IA

Action/Recommendation:

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

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information:

Funding for electronic plan room services is included in the individual budget for each project.

Local Preference Policy: Yes

Explanation: Local preference applies but does not affect the award.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for the as-needed purchase of electronic plan room services on behalf of the Engineering Division; and

WHEREAS, proposals were received from three vendors; and

WHEREAS, a committee has carefully evaluated and ranked each proposal based on the evaluation criteria and recommends that the contract be awarded to Rapids Reproductions Inc. for two years for an amount not to exceed \$240,000; and

WHEREAS, a two-year contract with the option of three one-year renewal periods has been prepared for the as-needed purchase of electronic plan room services for the contract period November 1, 2016 through October 31, 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.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Kevin Vrchoticky
E-mail Address: k.vrchoticky@cedar-rapids.org

Phone Number/Ext.: x5896

Alternate Contact Person: Rebecca Johnson
E-mail Address: r.johnson2@cedar-rapids.org

Phone Number/Ext.: x5062

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 1 to contract with Bolton & Menk, Inc. for Design Services for Kirkwood Roundabout project for the Engineering Division to reflect the additional cost to add services for culvert design for an amount not to exceed \$39,806 (original contract amount was \$137,914; total contract amount with this amendment is \$177,720).

CIP/DID #PUR0516-200

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

Background:

Proposals were solicited by Purchasing Services on behalf of the Engineering Division for Design Services for the Kirkwood Roundabout project with eight (8) firms responding. The project was awarded to Bolton & Menk, Inc. for the contract period of July 27, 2016 through December 31, 2017 for an amount not to exceed \$137,914.

Amendment No. 1 to the Contract is for additional services for culvert design that has been added to the project for an amount not to exceed \$39,806. The total contract amount with this amendment will not exceed \$177,720.

Summary of Contract to date:

	Price	Description
Original Contract	\$ 137,914	Resolution No. 1010-07-16
Amendment No. 1	\$ 39,806	Add services for culvert design
Total	\$ 177,720	Not to exceed, except by written amendment

Action/Recommendation:

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

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: 301-301000-301929-301929-06 CIP

Local Preference Policy: Yes

Explanation: Local preference was applied when initial contract was awarded but did not change the outcome.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Bolton & Menk, Inc. are parties to a contract for Design Services for Kirkwood Roundabout for the Engineering Division; and

WHEREAS, both parties have agreed to amend the contract to reflect the additional cost to add services for culvert design for an amount not to exceed \$39,806; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$ 137,914	Resolution No. 1010-07-16
Amendment No. 1	\$ 39,806	Add services for culvert design
Total	\$ 177,720	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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: John Ernst
E-mail Address: j.ernst@cedar-rapids.org

Phone Number/Ext.: 4684

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

Amendment No. 1 to the contract with Crawford Quarry Company for Lagoon Ash Sand Storage for the Water Pollution Control Facility to reflect the additional cost for an increase in the volume of lagoon ash sand stored for an amount not to exceed \$15,000 (original contract amount was \$80,000; total contract amount with this amendment is \$95,000).

CIP/DID #PUR1115-091

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

Background:

Crawford Quarry Company accepts lagoon ash sand from the Water Pollution Control Facility which is excavated and delivered by another contractor. There has been an increase in the volume of ash sand delivered to Crawford Quarry, so an additional \$15,000 is being added to the contract. The contract period is January 1, 2016 through December 31, 2016. Total amount of the contract with this amendment is \$95,000.

Action/Recommendation:

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 11, 2016

Budget Information: 521108-611-611001-611026

Local Preference Policy: Yes

Explanation: Crawford Quarry Company is a certified local vendor

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Crawford Quarry Company are parties to a contract for lagoon ash sand storage for the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to amend the contract to reflect for an increase in volume of lagoon ash sand delivered to Crawford Quarry Company in the amount of \$15,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (01/01/2016 - 12/31/2016) shall increase from \$80,000 to \$95,000; and

WHEREAS, the history of the contract to date is as follows:

Original Contract	Resolution No. 0063-01-16	01/01/2016 - 12/31/2016
Amendment No. 1 (increase in volume)	Pending	Effective 09/19/2016

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 1 to amend the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: John Ernst
E-mail Address: j.ernst@cedar-rapids.org

Phone Number/Ext.: 4684

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

Amendment No. 1 to the contract with Wulfekuhle Injection & Pumping, Inc. for Land Application of Biosolids for the Water Pollution Control Facility for two years for an annual amount not to exceed \$200,000 (original contract amount was \$200,000; renewal contract amount is \$200,000).

CIP/DID #0814-026

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

Background:

Wulfekuhle Injection & Pumping, Inc. is the contractor to perform land application of biosolids. Biosolids are incinerated in the WPC multi-hearth incinerator. When the incinerator is shut down for maintenance, the biosolids are either land applied as a fertilizer on farm fields or hauled to a landfill.

The contract period is October 1, 2016 through September 30, 2018. There is one additional two-year contract renewal option remaining. The annual not to exceed price is \$200,000 (\$400,000 for the two year contract period).

Action/Recommendation:

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 11, 2016

Budget Information: 521108-611-611001-611043

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Wulfekuhle Injection & Pumping, Inc. are parties to a contract for the annual as-needed land application of biosolids for the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to renew the contract for an additional two-year period for an annual amount not to exceed \$200,000 (two year amount of \$400,000); and

WHEREAS, the contract period is October 1, 2016 through September 30, 2018 with one additional two-year renewal option remaining; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No.1327-09-14	10/01/2014 - 09/30/2016
Amendment No. 1 (contract renewal)	Pending	10/01/2016 - 09/30/2018

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 Amendment No. 1 to renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Phone Number/Extension: 5807

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

Alternate Contact Person: Robert Davis

Phone Number/Extension: 5808

E-mail Address: RobD@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of \$4,650,000 for Real Estate and \$581,000 for Personal Property to DeLong Development Company, L.C., for real property and personal property located at 90 F Avenue NW in connection with the Cedar Rapids Flood Control System project.

CIP/DID #3311200-00

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

Background:

This property is being voluntarily acquired to accommodate the future Cedar River Flood Control System project.

Action/Recommendation:

The Flood Control Program Manager recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of \$4,650,000 and \$581,000 and accepting a Warranty Deed from DeLong Development Company, L.C

Alternative Recommendation:

Revise the adopted Cedar River Flood Control Master Plan policy to purchase needed properties as they become available and defer this transaction until the phase of the work is closer to construction.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: 331/3310000/3311200 GRI

Local Preference Policy: NA

Explanation: Does not apply to acquiring real estate.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Flood Control Program Manager has determined the need to acquire the real property at 90 F Avenue NW, Cedar Rapids, Iowa for the future Cedar River Flood Control System project, and

WHEREAS, DeLong Development Company, L.C., 90 Twixt Town Road NE, Cedar Rapids, Iowa, OWNER of the real property known and described as:

All that part of Block 41, O. N. Hull's Fourth Addition to Cedar Rapids, Linn County, Iowa, and all that part of Vernal Street NW and all that part of Lot 2, Auditors Plat No. 12, Cedar Rapids, Iowa, more particularly described as follows: Commencing as a point of reference at the SW corner of Lot 10; thence South 88°56'15" East 20 feet along the South line of said Block 41 to the point of beginning, (for purposes of this description, the South line of Block 41 is assumed to be South 88°56'15" East); thence North 0°03'45" West 300.90 feet along a line that is parallel to Second St. N.W. to a point; thence South 88°57'20" East 176.50 feet along the North line of said Block 41 to a point that is 0.42 feet East of the Easterly line of Vernal Street NW; thence South 18°16'05" East 318.74 feet to a point that is 1.14 feet West of the East line of Vernal Street NW; thence North 88°56'15" West 276.11 feet along the South line of said Block 41 to the point of beginning

has agreed to convey said property by Warranty Deed to the City of Cedar Rapids for consideration of \$4,650,000 for the Real Estate and \$581,000 for Personal Property, and

WHEREAS, the Flood Control Program Manager recommends the City enter into an agreement to purchase the property at 90 F Avenue NW, Cedar Rapids, Iowa in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Growth Reinvestment funds for the Cedar River Flood Control System project (Fund 331, Dept ID 3310000, Project 3311200 GRI),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Total Acquisition Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (the Real Estate Services Manager or the Flood Control Program Manager) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary in the amount of \$4,650,000 for the Real Estate and \$581,000 for Personal Property, to DeLong Development Company, L.C., Linn County Treasurer and lien holders, if applicable, per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed, Groundwater Hazard Statement and all other documents from DeLong Development Company, L.C be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

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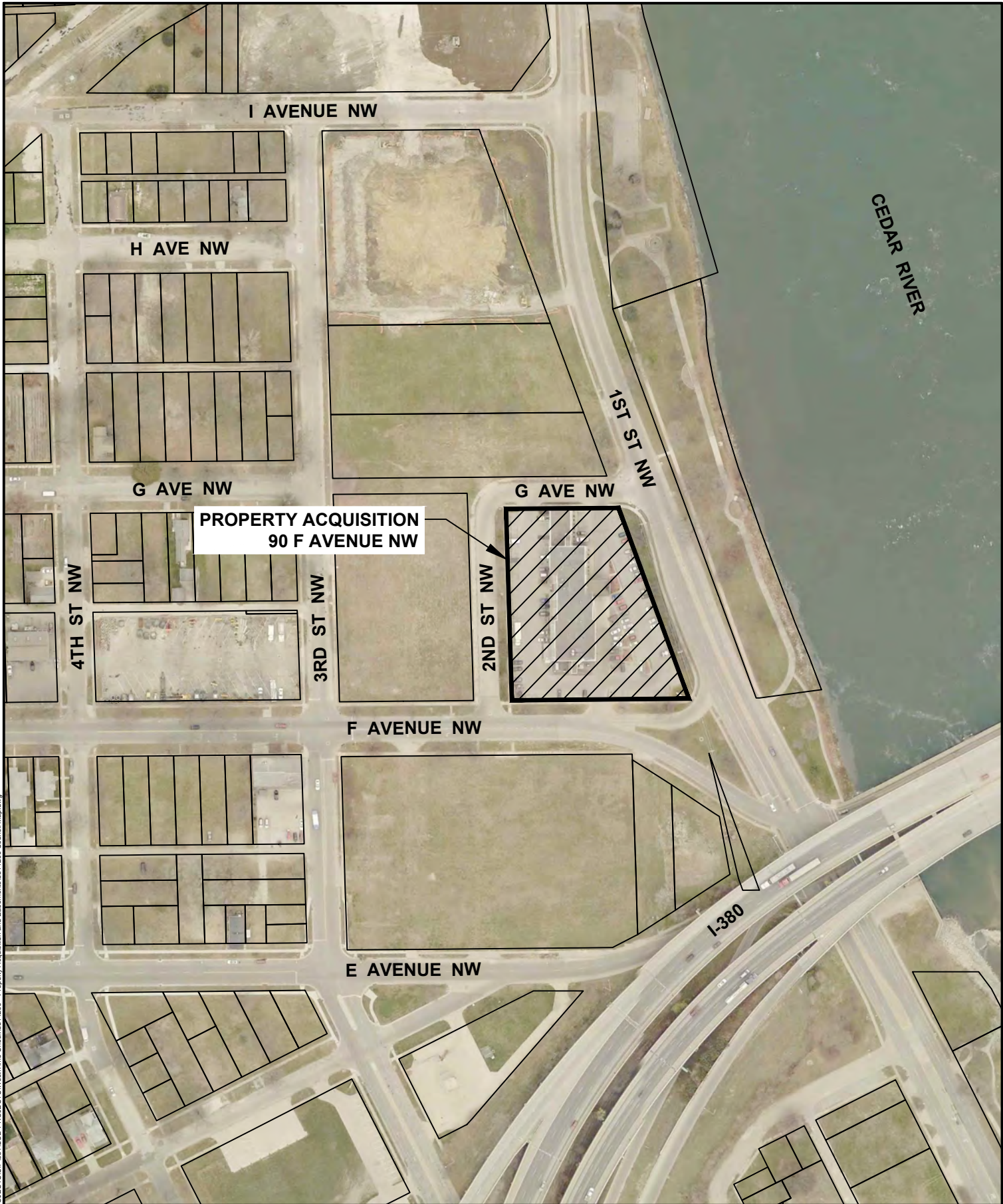
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MayorSignature

Attest:

ClerkSignature

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**PROPERTY ACQUISITION
90 F AVENUE NW**





Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mark Jones

Phone Number/Ext.: 5897

E-mail Address: m.jones@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

Contract with Quality Construction Services, Inc. for Residential Sandbag Removal for the Solid Waste Management Division for an amount not to exceed \$420,000 (**FLOOD**).

CIP/DID #PUR0916-061; OB18521

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

Background:

This project is to remove sandbags that residents used to protect their homes and property during the 2016 flood. Now that the Red Cedar River has crested the sandbags are no longer needed.

Purchasing Services solicited bids on behalf of the Solid Waste Management Division and seven Contractors responded. The Solid Waste Superintendent recommends award to Quality Construction Services, Inc. as the lowest overall responsive and responsible bidder for a unit price of \$39.75/ton.

The actual quantity and weight of the sandbags to be removed is unknown. The City is estimating 10,500 tons for a contract amount not to exceed \$420,000. The contract will begin October 10, 2016 and the project will be completed in three weeks.

Bids received:

Contractor Name	Location	Unit Price	Extended Price
Quality Construction Services	Eldridge	\$39.75	\$420,000
Wulfekuhle Injection & Pumping, Inc.	New Vienna	\$49.99	\$524,895
Tschiggfrie Excavating	Dubuque	\$71.75	\$753,375
Borst Bros Construction, Inc.	Marion	\$78.50	\$824,250
Bushman Excavating, Inc.	Fairfax	\$80.00	\$840,000
Yordi Excavating, Inc.	Cedar Rapids	\$89.00	\$934,500
McMurrin Trucking, Inc.	Cedar Rapids	\$119.77	\$1,257,585

Action/Recommendation:

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

Alternative Recommendation:

Time Sensitivity: High

Resolution Date: October 11, 2016

Budget Information: 332-332641-18521

Local Preference Policy: No

Explanation: Federally funded project

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, residents of Cedar Rapids used sandbags to protect their homes and property during the 2016 flood and now that the Red Cedar River has crested the sandbags are no longer needed; and

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for Residential Sandbag Removal on behalf of the Solid Waste Management Division; and

WHEREAS, bids were received from seven Contractors; and

WHEREAS, the Solid Waste Management Superintendent recommends that the contract be awarded to Quality Construction Services, Inc. as the overall lowest responsive and responsible bidder with a unit price of \$39.75 per ton; and

WHEREAS, the actual quantity and weight of the sandbags to be removed is unknown, but the City is estimating 10,500 tons for a contract amount not to exceed \$420,000; and

WHEREAS, a contract will be prepared for Quality Construction Services, Inc. to begin Work on October 10, 2016 and the project will be completed in three weeks.

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.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen
E-mail Address: j.paulsen@cedar-rapids.org

Phone Number/Ext.: 286-5403

Alternate Contact Person: Chief Wayne Jerman
E-mail Address: w.jerman@cedar-rapids.org

Phone Number/Ext.: 286-5374

Description of Agenda Item: Purchases, contracts and agreements

Professional Services Agreement with FARO Technologies, Inc. detailing the purchase and service of the FARO 3D Scanner and supporting equipment.

CIP/DID #PD0010

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

Background:

A Professional Services Agreement has been prepared for the purchase and service of a FARO Focus3D X 130 HDR Laser Scanner and supporting equipment from FARO Technologies, Inc. The 3D scanner technology is a tool that will be beneficial to the Police Department and the community. The technology will be used for processing/documenting major crime scenes and serious traffic crashes. Some of the major benefits include: major reduction in the time it takes to process scenes and it provides an excellent realistic view of the scene for ongoing investigations and court proceedings.

Action/Recommendation:

The Police Department recommends the City Council approve the Professional Services Agreement with FARO Technologies, Inc., which outlines the FARO 3D Scanner purchase and service.

Alternative Recommendation: N/A

Time Sensitivity: Immediate action is recommended.

Resolution Date: October 11, 2016

Budget Information:

Request is for Professional Services Agreement approval only. Purchase was approved by Resolution No. 1225-09-16; Special Revenue Account 7822; 554000-7822-78200.

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 Police Department has purchased one FARO Focus3D X 130 HDR Laser Scanner with supporting equipment in the amount of \$71,491.30 from FARO Technologies, Inc., and

WHEREAS, funding for this purchase was approved by Resolution No. 1225-09-16; Special Revenue Account 7822; 554000-7822-782200, and

WHEREAS, a one-year Professional Services Agreement (contract 782200-01) has been prepared for the period of October 1, 2016 to September 30, 2017, and

WHEREAS, the Police Department recommends the approval of this one-year Professional Services Agreement.

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 Professional Services Agreement as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Jennifer Selby, PE
E-mail Address: j.selby@cedar-rapids.org

Phone Number/Extension: 5622

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 authorizing execution of a Professional Services Agreement with McClure Engineering Co. for an amount not to exceed \$131,765 for design services in connection with the 32nd Street NE from 1st Avenue E to I-380 project (**Paving for Progress**).

CIP/DID #3012096-01

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

Background:

This project includes rehabilitation and/or reconstruction of 1.6 miles of pavement between 1st Avenue East and the I-380 Southbound Ramp. The project also includes replacement and expansion of storm sewer intakes, partial replacement of existing water main, and adjustment of other fixtures. Other features may be included that will be evaluated as part of the Functional Design.

Action/Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a Professional Services Agreement with McClure Engineering Co.

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: October 11, 2016

Budget Information: 301/3010000/3012096 (SLOST)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, the City Engineer has determined McClure Engineering Co. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$131,765, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3012096-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds and planned for 32nd Street NE from 1st Avenue E to I-380, and

Fund 301, Dept ID 301000, Project 3012096 SLOST \$131,765

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

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MayorSignature

Attest:

ClerkSignature

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32ND STREET NE FROM 1ST AVENUE E TO I-380



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nate Kampman, PE

Phone Number/Extension: 5628

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

Alternate Contact Person: 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. 1 to the Professional Services Agreement with Foth Infrastructure & Environment, LLC specifying an increased amount not to exceed \$46,364 for design services in connection with the 1st Avenue E at 4th Street Pedestrian Crossing Upgrading project (original contract amount was \$68,690; total contract amount with this amendment is \$115,054).

CIP/DID #306257-01

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

Background:

City Council approved the Professional Services Agreement (PSA) with Foth Infrastructure & Environmental LLC in March 2013. The PSA included design services for a pedestrian hybrid signal to replace the existing in-roadway warning light system. The design services also included preliminary design services for other improvements (roadway narrowing, railroad gates, drainage modifications, and aesthetic brick pavers) to provide a more pedestrian friendly improvement and vehicular traffic recognition for pedestrian crossing(s).

Amendment No. 1 provides revised design services for installation of the full traffic signal at the 1st Avenue & 4th Street intersection, roadway narrowing of 1st Avenue E at the 4th Street Rail Crossing, removal of the existing in-roadway warning light system, relocation of the pedestrian/trail crosswalk from the west side of the railroad tracks to the east side of the railroad tracks at the west leg of the 1st Avenue & 4th Street intersection, and reconstruction of the 1st Avenue E & 4th Street intersection as needed to accommodate the roadway narrowing, intersection geometric changes, traffic signal installation, and installation of four quadrant gates by the Union Pacific Railroad.

Action/Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Foth Infrastructure & Environment, LLC specifying an increased amount not to exceed \$46,364.

Alternative Recommendation:

The City Council could choose to not approve Amendment No. 1, and request City staff to perform all or a portion of the professional services included in Amendment No. 1. City staff has the ability, but not the availability to perform these services, at this time, and would need to defer other project work.

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: CIP No. 3017028, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation:

Infrastructure Committee reviewed the Alternatives for improvements at this location and recommended proceeding with the roadway narrowing and traffic signal alternative.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council authorized execution of the Professional Services Agreement with Foth Infrastructure & Environment, LLC in connection with the 1st Avenue E at 4th Street Pedestrian Crossing Upgrading project on March 12, 2013, and

WHEREAS, the City desires to provide revised design services for installation of a full traffic signal at the 1st Avenue E & 4th Street Intersection, roadway narrowing of 1st Avenue E at the 4th Street Rail Crossing, removal of the existing in-roadway warning light system, relocation of the existing pedestrian crosswalk, and reconstruction of the 1st Avenue E & 4th Street intersection as necessary to accommodate the roadway narrowing, intersection geometric changes, traffic signal installation, and installation of four quadrant gates by the Union Pacific Railroad,

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. 1 to the engineering consultant agreement with Foth Infrastructure & Environment, LLC for an amount not to exceed \$46,364 for the 1st Avenue E at 4th Street Pedestrian Crossing Upgrading project (CIP No. 306257-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$68,690
Amendment No. 1	\$46,364
	<hr/>
Amended Contract Amount	\$115,054

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3017028	\$46,364
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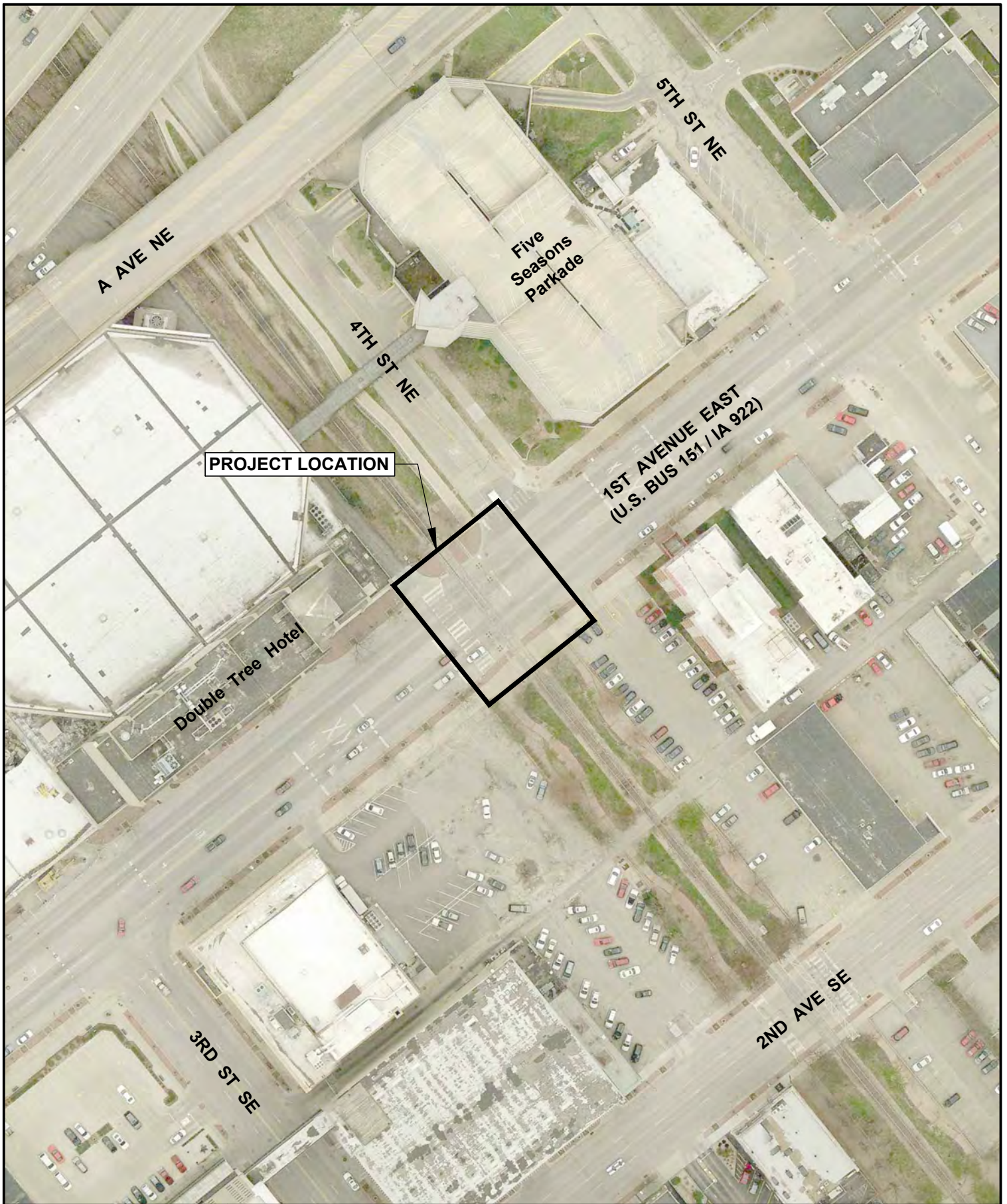
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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Sven Leff
E-mail Address: s.leff@cedar-rapids.org

Phone Number/Extension: 5739

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

Authorizing Change Order No. 6 Final in the amount of \$72,560 and revising the Completion Date to August 12, 2016, 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)**.

CIP/DID #PRE069-13

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

Background:

WCD #8	Cost difference between the estimated gas relocation price identified at time of project bid and the actual to perform the work.	\$8,816
	Frost wall and slab between NW Recreation Center and Harrison School.	\$0
	Provide labor, materials and equipment necessary to install sub-drainage south of building between Recreation Center and Harrison School.	\$5,991
	At areas to receive Terrazzo provide a moisture barrier with warranty between the concrete slab and terrazzo.	\$6,472
WCD #9	Provide and install a 16' long Guard Rail at curb directly north of Main Entrance. Tube steel frame, powder coated black. Stainless steel infill panels bolted to tube steel frame.	\$5,487
	Extend existing 1" underground electrical conduit to location of Monument sign. Provide and install wiring and circuit breaker required for Monument Sign.	\$1,098
	Provide labor, material and equipment necessary to install frost protected walkway from Harrison School to Recreation Center.	\$6,169
	Provide and install sod in all areas that received seed, which has not produced an acceptable stand of grass.	\$8,024
WCD #10	Provide labor and materials required to replace the insulated glass panel with insulated metal panel in color to match door frame color at Door 119A.	\$418
	Moisture mitigation reimbursement and removal of incentive-disincentive clauses in contract.	\$18,000
	Provide labor, materials and equipment necessary to modify casework in kitchenette to allow for installation of Owner supplied equipment.	\$1,329
	Provide and install additional power outlet and data jack above vending area for Owner supplied monitor. Patch panel to accommodate added data jacks.	\$762
	Provide labor materials and equipment necessary to install a data jack in Vestibule 100 for a security camera.	\$118
	Provide labor materials and equipment necessary to install 10 Door alarms with timer and key shut off.	\$5,503
	Second verification that cable to cameras is working properly.	\$214
	Change installed Exit Signs in Gymnasium to Exit Signs with battery back-up.	\$1,129
WCD #11	Tube steel gate and picket infill at transformer enclosure.	\$2,109
	Terracon Moisture Testing	\$921
	Replace exit signs in areas other than gym with exit signs with battery back-up	.00
	Extend contract until Aug 12, 2016	.00

Action/Recommendation:

The Public Works Department recommends approval of Change Order No. 6 Final submitted by Garling 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: October 11, 2016

Budget Information:

Local Option Sales Tax (LOST) Flood Fund	\$ 2,200,000
Federal Grant (FEMA-FLOOD)	\$ 2,200,000
GO Bonds	\$ 33,900
Donations/Grants	\$ 500,000

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. 6 Final in the amount of \$72,560, and revising Completion Date to August 12, 2016, with Garling Construction, Inc. for the Northwest Recreation Center project, Contract No. PRE069-13. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,562,000
Original Incentive	35,000
Change Order No. 1	90,562
Change Order No. 2	68,965
Change Order No. 3 Revised	13,357
Change Order No. 4	33,444
Change Order No. 5	32,089
Change Order No. 6 Final	72,560
Removal of Original Incentive	<u>(35,000)</u>
Amended Contract Amount	\$3,872,977

General ledger coding for this Change Order to be as follows: \$72,560 552000-330-330420-18512-PRE069 FLOOD LOST

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

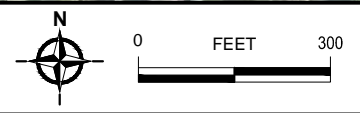
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NORTHWEST RECREATION CENTER





Council Agenda Item Cover Sheet

Submitting Department: City Attorney

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

Phone Number/Ext.: 286-5025

Alternate Contact Person:
E-mail Address:

Phone Number/Ext.:

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing City Manager to execute Release of All Claims and Indemnity Agreement regarding Prometheus v. Vieth Construction, et. al., Linn County Case No. CVCV083150.

CIP/DID #: ATT000006

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

Background:

In June of 2015 plaintiffs Prometheus, Inc. and Mel Hayes sued the City of Cedar Rapids and Vieth regarding damage to property located at 927 5th Street, SE, Cedar Rapids, Iowa. Plaintiffs allege the City and Vieth did some type of sewer work adjacent to this property and in the course of that work caused sewage to leak into their property and cause damage.

The City tendered defense of this lawsuit which was accepted by Vieth and BITCO General insurance Corporation f/k/a Bituminous Casualty Corporation. Vieth and its insurance company have negotiated a settlement with Prometheus and Mel Hayes for the sum of \$45,000.00. The City will not contribute to this settlement.

The "Release of all Claims and Indemnity Agreement" needs to be signed on behalf of the City of Cedar Rapids. This will conclude the matter.

Action/Recommendation: City Council approves resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 11, 2016

Budget Information: none

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 Prometheus, Inc. and Mel L. Hayes have reached a settlement with Vieth Construction Corporation, as well as BITCO General Insurance Corporation f/k/a Bituminous Casualty Corporation regarding any and all matters and claims alleged in the Iowa District Court Case No. CVCV083150, and

WHEREAS, the negotiated settlement includes resolution and dismissal of any and all claims against the City of Cedar Rapids, and

WHEREAS, the City of Cedar Rapids has been requested to execute a Release of All Claims and Indemnity and doing so would be in the City's best interest.

NOW THEREFORE BE IT HEREBY RESOLVED: That City Manager be and hereby is authorized to act on behalf of the City of Cedar Rapids, Iowa, and execute the Release of All Claims and Indemnity Agreement regarding Linn County Case No. CVCV083150.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Civil Rights

Presenter at Meeting: Janet Abejo
E-mail Address: j.abejo@cedar-rapids.org

Phone Number/Ext.: 5632

Alternate Contact Person: J
E-mail Address: j.goldberg@cedar-rapids.org

Phone Number/Ext.: 5123

Description of Agenda Item: CONSENT AGENDA

Resolution approving the execution of a FY17 Cooperative Agreement between the Iowa Civil Rights Commission and Cedar Rapids Civil Rights Commission for the satisfactory processing of intakes and resolution of civil rights complaints by the Cedar Rapids Civil Rights Commission.

CIP/DID #CVR-2016-10

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

Background:

The Cedar Rapids Civil Rights Commission (CRCRC) has maintained a Cooperative Agreement with the Iowa Civil Rights Commission (ICRC) for several years, with the most recent agreement running from July 1, 2015 to June 30, 2016.

The CRCRC has been asked to provide the intake and investigative services for civil rights complaints whose allegations fall within the prohibitions of sections 216.6, 216.6A, 216.7, 216.8, 216.8A, 216.9, 216.10, and 216.11 of the Iowa Code. In return, ICRC will pay the CRCRC for these services in accordance with the payment schedule below.

Activity	Description	Payment
Intake	Complaint sent to ICRC for processing and investigation within 7 days (housing) or 30 days (non-housing) of initial filing date with local agency.	\$500 for housing cases \$250 for non-housing
	Complaint sent to ICRC for processing and investigation greater than 30 days (housing); or 60 days (non-housing) of initial filing date with local agency.	\$250 for housing cases \$150 for non-housing
	Complaint sent to ICRC for processing and investigation within 7 days but less than 30 day (housing); or 30 days but less than 60 day (non-housing) of initial filing date with local agency.	\$0

Activity	Description	Payment
Resolution for Non-Housing Cases	Complaint resolutions sent to ICRC for closure processing within 180 days of initial filing date with local agency.	\$325
	Complaint resolutions sent to ICRC for closure processing greater than 180 days but less than 600 days of initial filing date with local agency.	\$200
	Complaint resolutions sent to ICRC for closure processing greater than 600 days of initial filing date with local agency.	\$0

The ICRC also holds agreements with other local commissions throughout the state to perform similar work. The total amount of funds the ICRC will spend is \$45,000; which will be provided on a first come first serve basis.

If approved, the new Cooperative Agreement will run from July 1, 2016 to June 30, 2017. The signed agreement is to be submitted to the ICRC no later than November 1, 2016.

Action/Recommendation:

Approval of the resolution approving the execution of a FY17 Cooperative Agreement between the Iowa Civil Rights Commission and Cedar Rapids Civil Rights Commission for the satisfactory processing of intakes and resolution of civil rights complaints by the Cedar Rapids Civil Rights Commission.

Alternative Recommendation: N/A

Time Sensitivity: The signed agreement is due to the ICRC no later than November 1, 2016.

Resolution Date: October 11, 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 Iowa Civil Rights Commission has submitted a FY17 Cooperative Agreement with the Cedar Rapids Civil Rights Commission, and

WHEREAS, the Cedar Rapids Civil Rights Commission has maintained a Cooperative Agreement with the Iowa Civil Rights Commission for several years, with the most recent agreement running from July 1, 2015 to June 30, 2016, and

WHEREAS, the agreement allows for Cedar Rapids Civil Rights Commission to receive payment from the Iowa Civil Rights Commission for intake and investigative services for civil rights complaints that whose allegations fall within the prohibitions of sections 216.6, 216.6A, 216.7, 216.8, 216.8A, 216.9, 216.10, and 216.11 of the Iowa Code, and

WHEREAS, the agreement will run from July 1, 2016 to June 30, 2017, and

WHEREAS, the Iowa Civil Rights Commission also holds agreements with other local commissions throughout the state to perform similar work. The total amount of funds the ICRC will spend is \$45,000; which will be provided on a first come first serve basis, and

WHEREAS, said agreement as submitted meets the approval of the Cedar Rapids Civil Rights Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Civil Rights Commission is hereby authorized to execute a Cooperative Agreement with the Iowa Civil Rights Commission.

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: Rob Davis, PE

Phone Number/Extension: 5808

E-mail Address: robd@cedar-rapids.org

Alternate Contact Person: Sandy Pumphrey, PE, CFM

Phone Number/Extension: 5814

E-mail Address: d.wallace@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 8 to the Community Development Block Grant (CDBG) Program Disaster Recovery Infrastructure Contract 08-DRIEF-200CR with the Iowa Economic Development Authority for an additional \$197,454 in CDBG funds (total grant amount \$11,499,228).

CIP/DID #3316309-00

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

Background:

In 2011, the City of Cedar Rapids (City) received a CDBG grant for Flood Control on the east side of the Cedar River. During project development there have been seven amendments to the original agreement with the Iowa Economic Development Authority affecting scope, amount of grant, and completion date. The grant is currently associated with the Sinclair levee, pump station and detention basin project.

As grant projects complete through the state, balance of funds on those projects may be available for other projects from time to time. Through negotiation with the IEDA, the City has been permitted to use the balance of funds from the completed E Avenue NW storm sewer reconstruction toward the Cedar River FCS. The amount of leftover funds to be transferred is \$197,454 for a grand total of \$11,499,228. To secure these funds, the amendment commits the City to spend at least \$1,500,772 funds for an overall project of \$13,000,000. As the current budget for the components of the Sinclair levee, pump station and detention basin project is \$14 million, this amendment to receive additional CDBG funds is essentially reduces the local share.

Action/Recommendation: Approve accepting additional \$197,454 CDBG funds.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: CDBG and GOB

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids was awarded a Community Development Block Grant (CDBG) Disaster Recovery Infrastructure Grant for the East Side Cedar River Flood Control System and entered into Contract No. 08-DRIEF-200CR with the Iowa Economic Development Authority (IEDA) for these funds in 2011, and

WHEREAS, this is a long term project with completion scheduled for November 20, 2017 and,

WHEREAS, project development since the original contract has necessitated seven amendments to the original CDBG agreement, and

WHEREAS, an additional \$197,454 CDBG funds are currently available to the project, subject to them being spent within the current completion date, and

WHEREAS, IEDA has submitted CDBG contract amendment no. 8 to the City to add these funds, and

WHEREAS, amendment no. 8 shows the City of Cedar Rapids' project share as \$1,500,772 and the entire project as \$13,000,000, and

WHEREAS, the Flood Control Program Manager recommend the City execute amendment no. 8 to access these additional CDBG grant funds,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager or designee be authorized to execute contract 08-DRIEF-200CR amendment no. 8.

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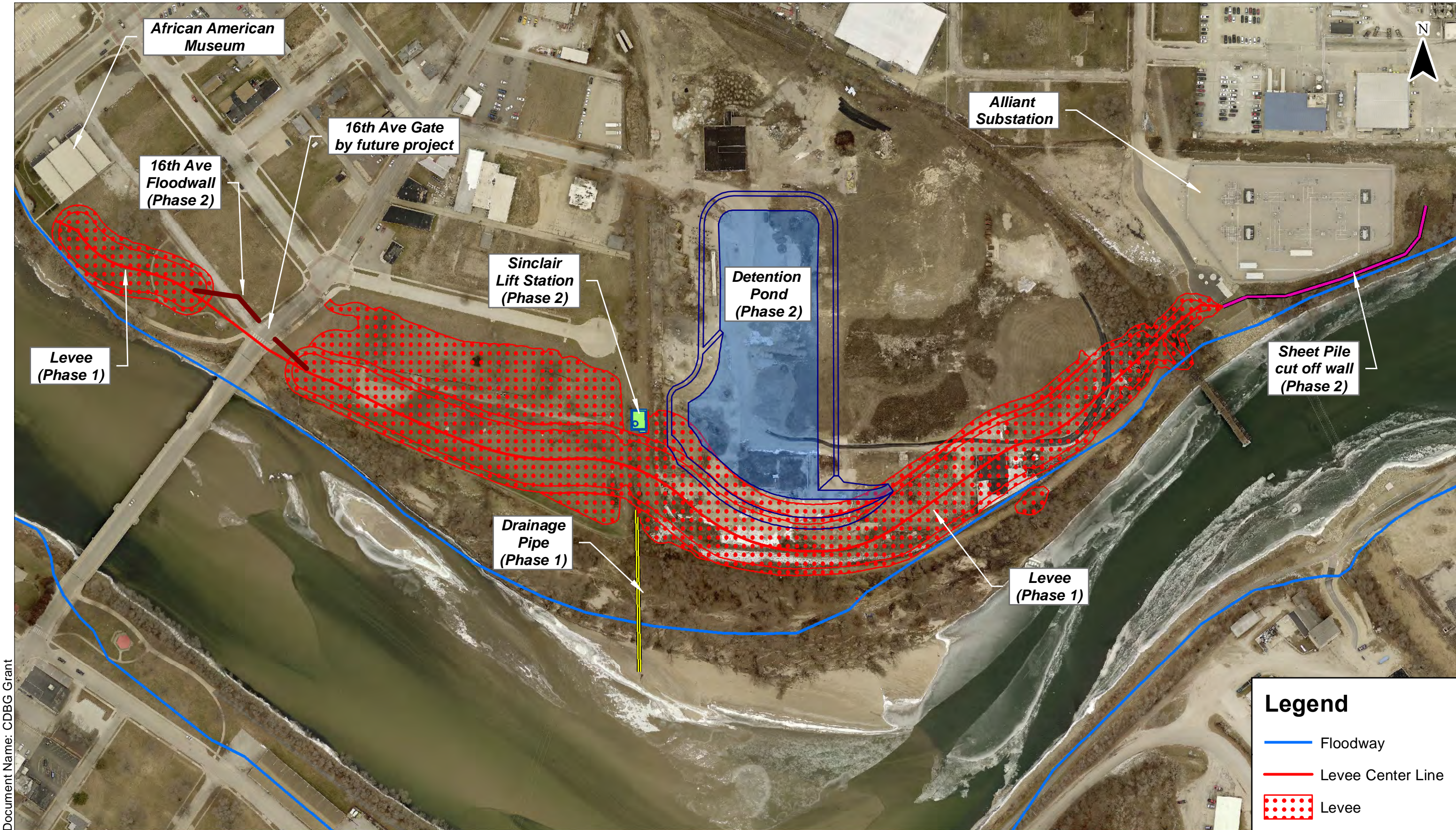
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Document Name: CDBG Grant



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Joe Mailander

Phone Number/Ext.: 319 286-5822

E-mail Address: j.mailander@cedar-rapids.org

Alternate Contact Person: John Reasoner

Phone Number/Ext.: 319 286-5806

E-mail Address: j.reasoner@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing approval of an Easement for Sanitary Sewer agreement for an easement being dedicated for sanitary sewer main constructed in Lot 13 and Lot 14, Northtowne Market Third Addition for property at 1215 and 1301 Skylee Drive NE.

CIP/DID #FLPT-023419-2016

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

Background:

The property owner submitted the easement agreement to the City as a result of relocation of a public sanitary sewer main that crosses through a portion of the Northtowne Market Third Addition property. The easement dedication is in accordance with construction plans approved by the City for the Northtowne Market Third Addition development.

Action/Recommendation: City staff recommends approval of the resolution.

Alternative Recommendation: City Council may and request further information.

Time Sensitivity: NA

Resolution Date: October 11, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

LOCATION MAP



**Location of the
Easement for
Sanitary Sewer in
Northtowne Market
Third Addition**

DSD
ENG
CD
FIN
TRS
CLK
ASR
RCR
AUD FILE
FLPT-023419-2016

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, as a result of a request by Hunter Companies, LLC to relocate a public sanitary sewer main in Lot 13 and Lot 14, Northtowne Market Third Addition for property at 1215 and 1301 Skylee Drive NE, Hunter Companies, LLC submitted to the City an Easement For Sanitary Sewer agreement for dedication of a sanitary sewer easement over the relocated sewer facilities, 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 Easement For Sanitary Sewer agreement noted above be and the same is hereby accepted and 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: Ali Suntken
E-mail Address: a.suntken@cedar-rapids.org

Phone Number/Ext.: 319 286-5893

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 with Thomas Dostal Developers Inc. for property located at 5303 Dostal Drive SW participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #SFNC3-2016

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

Background:

The resolution for City Council consideration provides for the execution of Development Agreement with the above listed developer and associated property through the 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 to allow construction on the home to begin. To date, 53 such agreements for privately-owned property have been executed for the third round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreement is 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 execution of the Agreement, and complete construction by December 30, 2016.
- c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and State codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 221 properties have been identified by 23 developers in the third round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: October 11, 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 SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 5303 Dostal Drive SW, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Thomas Dostal Developers, Inc. for property at 5303 Dostal Drive SW.

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: Ali Suntken

Phone Number/Ext.: 319 286-5893

E-mail Address: a.suntken@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext.: 319 286-5852

E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Development Agreement with Thomas Dostal Developers Inc. for property located at 5410 Dostal Drive SW participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #SNFC3-2016

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

Background:

The resolution for City Council consideration provides for the execution of Development Agreement with the above listed developer and associated property through the 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 to allow construction on the home to begin. To date, 53 such agreements for privately-owned property have been executed for the third round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreement is 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 execution of the Agreement, and complete construction by December 30, 2016.
- c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and State codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 221 properties have been identified by 23 developers in the third round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: October 11, 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 SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 5410 Dostal Drive SW, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Thomas Dostal Developers, Inc. for property at 5410 Dostal Drive SW.

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: Ali Suntken

Phone Number/Ext.: 319 286-5893

E-mail Address: a.suntken@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext.: 319 286-5852

E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Development Agreement with Thomas Dostal Developers Inc. for property located at 5412 Dostal Drive SW participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #SFNC3-2016

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

Background:

The resolution for City Council consideration provides for the execution of Development Agreement with the above listed developer and associated property through the 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 to allow construction on the home to begin. To date, 53 such agreements for privately-owned property have been executed for the third round of the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreement is 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 execution of the Agreement, and complete construction by December 30, 2016.
- c. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and State codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 221 properties have been identified by 23 developers in the third round of property allocation for this program.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: NA

Resolution Date: October 11, 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 SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 5412 Dostal Drive SW, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Thomas Dostal Developers, Inc. for property at 5412 Dostal Drive SW.

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: Dave Wallace, PE

Phone Number/Extension: 5814

E-mail Address: d.wallace@cedar-rapids.org

Alternate Contact Person: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing payment to B.G. Brecke in an amount not to exceed \$200,000 for emergency services, including removal and replacement of sanitary sewer in Coe Road NE (estimated contract amount is \$200,000).

CIP/DID #6550042-00

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

Background:

This resolution covers the emergency purchase agreement with B.G. Brecke to remove and replace a 10" clay sanitary sewer that had failed under Coe Road NE. The sanitary sewer collapsed and lead to backup of sanitary facilities for Coe College and St. Lukes Hospital. This emergency project replaced the old sanitary sewer with a new 10" PVC pipe to reinstate service to these customers.

Action/Recommendation:

The Public Works Department recommends approval of the resolution authorizing payment to B.G. Brecke for the emergency repair to the Coe Road NE sanitary sewer.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: October 11, 2016

Budget Information: CIP 6550042

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the existing 10" sanitary sewer under Coe Road NE has failed, and

WHEREAS, the Public Works Department deemed this to be an emergency, and, therefore, contacted three companies to remedy this emergency situation and B.G. Brecke was the only company that could respond quickly, and

WHEREAS, B.G. Brecke will complete the work which consists of replacement of the existing sanitary sewer line and restoring the site after the work is complete for an amount not to exceed \$200,000, and

WHEREAS, the funding for this emergency project is Fund 655, Dept ID 655000, Project 6550042 NA.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Finance Director is authorized and directed to issue payment to B.G. Brecke in the amount not to exceed \$200,000 for the emergency services performed and described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Cadd File Name: W:\PROJECTS\GIS\IP611 (655042) San Sewer Replacement\655042 Council Map.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Phone Number/Extension: 5814

E-mail Address: d.wallace@cedar-rapids.org

Alternate Contact Person: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$429,559, bond and insurance of Greg's Lawn Service, Inc. for the Indian Creek Tree Restoration project (estimated cost is \$428,000).

CIP/DID #655625-08

EnvisionCR Element/Goal: GreenCR Goal 1: Be stewards for the environment, promoting economic and social growth while restoring the relationship between the city and the natural environment.

Background:

Greg's Lawn Service, Inc., Cedar Rapids, IA	\$429,559
Lodge Construction, Inc., Clarksville, IA	\$519,430

Greg's Lawn Service, Inc. submitted the lowest of the bids received on September 28, 2016 for the Indian Creek Tree Restoration project. The bid is within the approved budget. Construction work is expected to begin this fall and planting anticipated to be completed by November 30, 2017.

Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$429,559, bond and insurance of Greg's Lawn Service, Inc. for the Indian Creek Tree Restoration 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 October 11, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: October 11, 2016

Budget Information: 655625 NA - \$485,107

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



September 28, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the Indian Creek Tree Restoration, Contract Number 655625-08

Dear City Council:

Bids were received on September 28, 2016 for the Indian Creek Tree Restoration project as follows:

Greg's Lawn Service, Inc., Cedar Rapids, IA	\$429,559
Lodge Construction, Inc., Clarksville, IA	\$519,430

The engineers cost opinion for this work is \$428,000. 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 "Sandy Pumphrey".

Sandy Pumphrey, P.E., CFM
Project Engineer II

SJP/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 September 13, 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 Indian Creek Tree Restoration (Contract No. 655625-08) 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 September 17, 2016 pursuant to which a public hearing was held on September 27, 2016, and

WHEREAS, the following bids were received, opened and announced on September 28, 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 October 11, 2016:

Greg's Lawn Service, Inc., Cedar Rapids, IA	\$429,559
Lodge Construction, Inc., Clarksville, IA	\$519,430

WHEREAS, general ledger coding for this public improvement shall be as follows:
\$429,559 655-655000-655625

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. Greg's Lawn Service, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of Greg's Lawn Service, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Greg's Lawn Service, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

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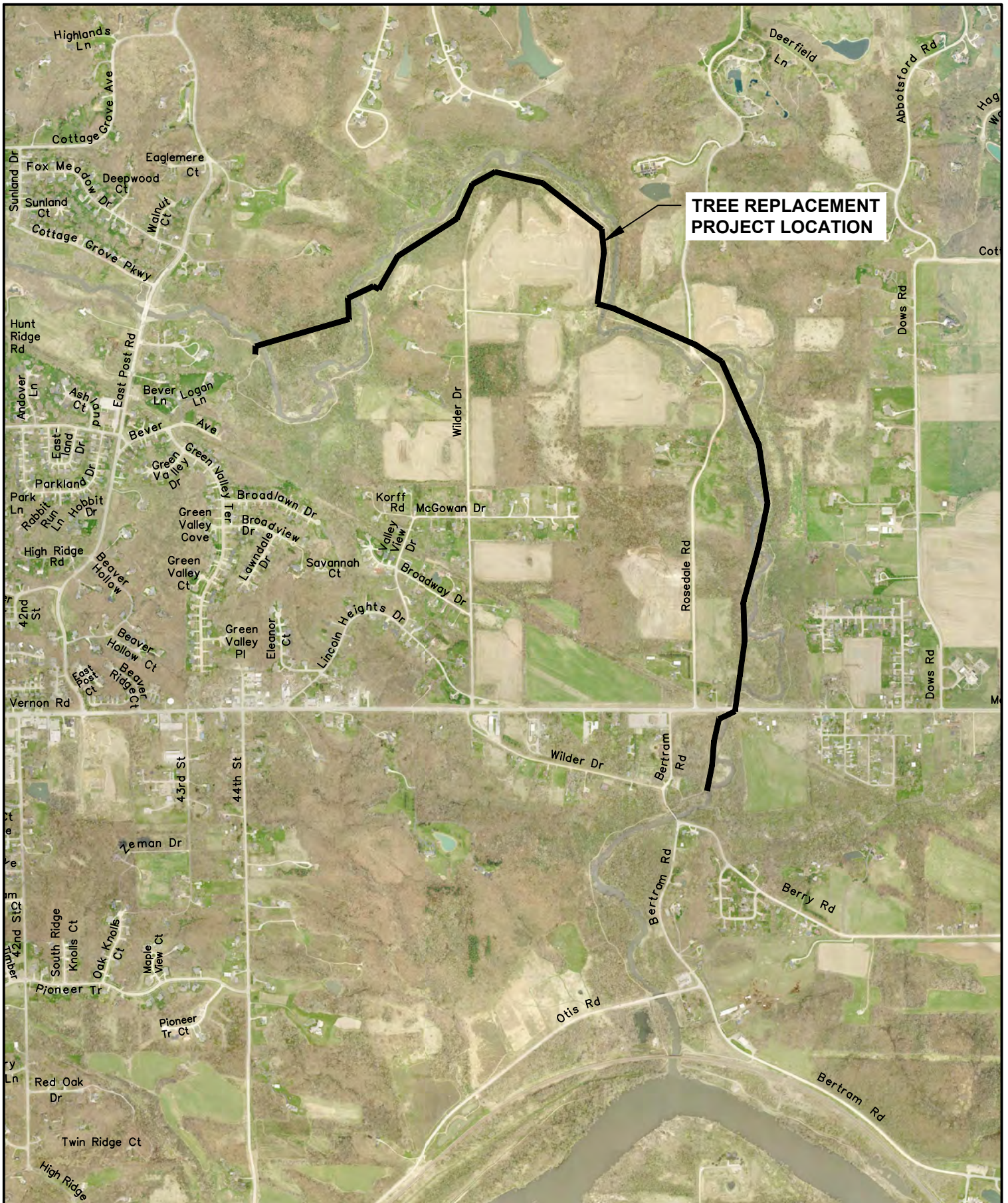
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nate Kampman, PE

Phone Number/Extension: 5628

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

Alternate Contact Person: Kevin Vrchoticky, PE

Phone Number/Extension: 5896

E-mail Address: k.vrchoticky@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$117,392.51 plus incentive up to \$3,000, bond and insurance of L.L. Pelling Company for the Veterans Memorial Stadium Parking Lot- ADA Compliance, Crack Fill and Seal Coating project (estimated cost is \$105,000).

CIP/DID #314100-05

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

Background:

L.L. Pelling Company, North Liberty, IA	\$117,392.51
Incentive up to	<u>\$ 3,000.00</u>
Total	\$120,392.51

L.L. Pelling Company submitted the lowest of the bids received on September 28, 2016 for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating project. The bid is within the approved budget. Construction work is expected to begin this fall and anticipated to be completed by November 18, 2016.

Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$117,392.51 plus incentive up to \$3,000, bond and insurance of L.L. Pelling Company for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating 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 October 11, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: October 11, 2016

Budget Information:

\$18,000 314/314000/314100-18401 ADA / \$87,000 314/314000/314100 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



September 28, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating, Contract Number 314100-05

Dear City Council:

Bids were received on September 28, 2016 for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating project as follows:

L.L. Pelling Company, North Liberty, IA	\$117,392.51
---	--------------

The engineers cost opinion for this work is \$95,650. 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 "Sandy Pumphrey".

Sandy Pumphrey, P.E., CFM
Project Engineer II

SJP/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 September 13, 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 Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating (Contract No. 314100-05) 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 September 17, 2016 pursuant to which a public hearing was held on September 27, 2016, and

WHEREAS, the following bids were received, opened and announced on September 28, 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 October 11, 2016:

L.L. Pelling Company, North Liberty, IA	\$117,392.51
Incentive up to	<u>\$ 3,000.00</u>
Total	\$120,392.51

WHEREAS, general ledger coding for this public improvement shall be as follows: \$120,392.51; 107,759 314-314000-314100, \$12,633.51 314-314000-18401-314100

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;
2. L.L. Pelling Company is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to registration with the Department of Labor, the Bid of L.L. Pelling Company is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to L.L. Pelling Company.
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

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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.: 286-5439

Alternate Contact Person:
E-mail Address: @cedar-rapids.org

Phone Number/Ext.:

Description of Agenda Item: REGULAR AGENDA

Discussion and Resolution amending the Cedar Rapids Business Assistance Revolving Loan Fund (RLF) to allocate \$75,000 to the Economic Alliance Foundation for the Jobs & Small Business Recovery Fund 2016.

CIP/DID #OB1002098

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

Background:

On December 17, 2013, Cedar Rapids City Council approved Resolution No. 2009-12-13 authorizing use of the remaining \$500,000 in the Community Disaster Grant funds allocated for Business Recovery to establish a Cedar Rapids Business Assistance Revolving Loan Fund.

The Revolving Loan Fund is administered by the East Central Iowa Council of Governments (ECICOG) which administers the existing RLF.

On June 10, 2014, Cedar Rapids City Council approved Resolution No. 0776-06-14 with new eligibility language related to the inclusion of businesses located within the corporate limits of Cedar Rapids, which are located in or are relocating to the Flood 2008 Inundation Area, and which previously received disaster assistance.

During the Flood Event of 2016, a number of small businesses were disrupted within the 28 foot evacuation area. While most did not sustain physical property damage, many were faced with loss of sales, product and costs related to additional measures of flood mitigation. There are no known programs to assist with the recovery of these losses, and most businesses did not have insurance for these types of losses.

In order to assist these small businesses through this period of destabilization, the City of Cedar Rapids in partnership with the Greater Cedar Rapids Community Foundation, the Small Business Development Center and the Cedar Rapids Metro Economic Alliance proposes the creation of the Jobs & Small Business Recovery Fund 2016. Through this fund, qualifying small businesses can apply for a grant award up to \$5,000 to assist with covering these losses.

The Greater Cedar Rapids Community Foundation will open the fund for private donations from corporations and individual contributions and the City of Cedar Rapids will allocate \$75,000 from the Cedar Rapids Assistance Revolving Loan Fund for the purposes of this grant program. The Cedar Rapids Metro Economic Alliance Foundation will serve as the fiscal agent and distribute these grants directly to recipients.

Applications will be made through the Economic Alliance and be reviewed by a committee consisting of representatives of each of the impacted districts, as well as three individuals experienced in reviewing grant applications. City Staff will serve as a liaison to this committee.

Qualification criteria for the grant program:

- Must be located in the 28 foot evacuation area
- Businesses who faced disruption due to a dependence on the physical location being closed within the affected area in order to sell goods or services directly to the public (business capable of performing business remotely do not qualify)
- Must own or have lease for impacted physical location
- Business must reopen
- Businesses employing 50 or less

Qualifying grant will be based on 50% of the following demonstrated expenses, up to \$5,000:

- Loss of sales
- Product loss
- Costs related to flood mitigation efforts (generators, pumps, etc.)

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: 10/11/16

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 December 17, 2013, Cedar Rapids City Council approved Resolution No. 2009-12-13 authorizing use of the remaining \$500,000 in the Community Disaster Grant funds allocated for Business Recovery to establish a Cedar Rapids Business Assistance Revolving Loan Fund; and

WHEREAS, On June 10, 2014, Cedar Rapids City Council approved Resolution No. 0776-06-14 with new eligibility language related to the inclusion of businesses located within the corporate limits of Cedar Rapids, which are located in or are relocating to the Flood 2008 Inundation Area, and which previously received disaster assistance.

WHEREAS, the Cedar Rapids Business Assistance Revolving Loan Fund is administered by the East Central Iowa Council of Governments (ECICOG) which administers an existing RLF; and

WHEREAS, during the Flood Event of 2016, a number of small businesses were disrupted within the 28 foot evacuation area; and

WHEREAS, most businesses did not sustain physical property damage, many suffered loss of sales, product and incurred costs related to additional measures of flood mitigation; and

WHEREAS, there are no known programs to assist with the recovery of these losses, and most insurance policies do not cover these losses for businesses; and

WHEREAS, in order to assist these small businesses through this period of destabilization, the City of Cedar Rapids in partnership with the Greater Cedar Rapids Community Foundation, the Small Business Development Center and the Cedar Rapids Metro Economic Alliance proposes the creation of the Jobs & Small Business Recovery Fund 2016 to provide grant awards up to \$5,000 for qualifying small businesses to assist in covering these losses; and

WHEREAS, the City Council has determined that it is in the best interest of the community to help avoid the loss of businesses within the core of the community by contributing to the Jobs & Small Business Recovery Fund 2016.

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

1. \$75,000 is to be transferred from the Cedar Rapids Business Assistance Revolving Loan Fund to the newly created Jobs & Small Business Recovery Fund 2016.
2. The Jobs & Small Business Recovery Fund 2016 will be administered according to the guidelines.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Bill Micheel
E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: 319 286-5045

Alternate Contact Person: Jeff Hintz
E-mail Address: j.hintz@cedar-rapids.org

Phone Number/Ext.: 319 286-5781

Description of Agenda Item: ORDINANCES – Second and possible Third Readings

Ordinance amending Chapter 32 of the Municipal Code, the Zoning Ordinance to allow for development which incorporates the Flood Control System in the Northwest Flood Mitigation Overlay District.

CIP/DID #ZONE-0001-2016

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

Background:

The proposed text amendment to the Northwest Flood Mitigation Overlay District clarifies the original intent to permit development within the northern most area of the Overlay District within area of the Ellis Boulevard Corridor Viable Business District labeled “Identified for Future Redevelopment (upon resolution of Flood Protection).” Development within this area can only occur when authorized by the City and if the developer agrees to incorporate and construct the Flood Control System as a part of the project when required by the City.

City Council adopted an ordinance amendment on March 8, 2016 to expand the Northwest Flood Mitigation Overlay District. The purpose of this action was to expand the Overlay District to include all property within the mandatory buyout area adopted by the City Council as a part of the final alignment of the flood control system. The intent was also to allow development within the area of the Ellis Boulevard Corridor Business District labeled “Identified for Future Redevelopment” that incorporates the flood control system into the design and construction of the project when authorized by the City. The proposed amendment clarifies this intent.

The Overlay District contains requirements which limit new development and changes in development patterns within the district. This overlay does not prevent a property owner from doing the following:

- Routine maintenance and upkeep, such as roof replacement
- Meeting requirements of building and other mechanical codes

The intent and spirit of this overlay is to keep properties in this area habitable, safe and enjoyable. At the same time, the overlay would prohibit changes in land use and significant investment unless the project is located within the area of the Ellis Blvd Corridor Viable Business District Identified for Future Redevelopment and incorporates the flood control system into the design and construction of the project when authorized by the City.

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: N/A

Resolution Date: N/A

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: Yes

Explanation:

The City Planning Commission recommended approval of the ordinance amendment which expanded the Overlay District on December 16, 2015.

City Planning Commission recommended approval of the proposed ordinance amendment on August 25, 2016.

ORDINANCE NO. LEG_NUM_TAG

ORDINANCE AMENDING CHAPTER 32 OF THE MUNICIPAL CODE, THE ZONING
ORDINANCE, BY DELETING SECTIONS 32.03.010.C.8 OVERLAY DISTRICT THEREFROM
AND ENACTING A NEW SECTION 32.03.010.C.8

WHEREAS, since the flood of 2008 the City of Cedar Rapids has purchased many, but not all of the property in the flood damaged areas for flood mitigation purposes; and

WHEREAS, some properties within this area may be impacted by the construction of the west side flood mitigation system or not be protected by the City's proposed flood mitigation system such that expansion or investment in said properties would not be warranted; and

WHEREAS, actions currently permitted under Cedar Rapids development and building codes and standards could allow unwarranted or unwise development or use of property in the area; and

WHEREAS, investment in development which incorporates the flood control system into its design and construction meet the intent of this Overlay District and are warranted; and

WHEREAS, the City Council adopted a final alignment for the Flood Control System and mandatory buyout area in June of 2015

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

Section 1. Cedar Rapids Municipal Code Chapter 32, the Zoning Ordinance is hereby amended by deleting Section 32.03.010.C.8– Northwest Flood Mitigation Overlay District.

Section 2. Cedar Rapids Municipal Code Chapter 32, the Zoning Ordinance is hereby amended adding a new Section 32.03.010.C.8 as follows:

“Section 32.03.010.C.8

8. Northwest Flood Mitigation Overlay District

- a. The Northwest Flood Mitigation Overlay District is hereby created. The area of the Northwest Flood Mitigation Overlay District is as set forth in Figure 32.03.010.C.8-1 attached hereto.



Figure 32.03.010.C.8-1

- b. After the adoption date of this ordinance, the Northwest Flood Mitigation Overlay District shall constitute a district of “nonconformities established by this Ordinance for purposes of Section 32.07 “Nonconformities.”
- c. Except for property owned by the City of Cedar Rapids, on and after the effective date of this section, buildings, structures and uses within the Northwest Flood Mitigation District shall be deemed to be nonconforming and subject to the provision of Section 32.07.
- d. Within the bounds of this district, all of the following shall also apply:
 1. No new construction, addition to, or relocation of any structure to this area;
 2. No permits for new fencing shall be issued;
 3. No alteration of surfaces including, but not limited to patios, sidewalks, driveways, or parking areas;

4. No Rezoning, Home Occupation, Conditional Use Permit, Revised Site Development Plan, Site Development Plan, Land Use Change, Major/Minor Preliminary Plat or Subdivision shall be applied for, nor be considered by city staff or other Board/Commission;
5. No new rental registrations shall be issued.

e. Exceptions

1. Typical maintenance to structures or buildings to meet existing building and mechanical codes shall be allowed so long as the repairs do not exceed 50% of the current market value of the building or structure.
2. Development which will be located within the area Identified for Future Redevelopment within the Ellis Blvd Corridor Viable Business District and, if determined to be necessary by the City of Cedar Rapids, will incorporate and construct any element(s) of the approved Flood Control System are exempt from the standards within this Overlay District.

- f. Any permit applied for within the bounds of this overlay shall be subject to review by the Building Services Department for up to three business days.

Section 3. Separability of Provisions. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof than that affected by such decision.

Section 4. That all ordinances or parts of ordinances in conflict herewith are repealed.

Section 5. That the afore described Amended Chapter 32 shall be included as part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 6. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

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

Phone Number/Ext.: 319 286-5043

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 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.

CIP/DID #RZNE-023267-2016

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 August 25, 2016 and approval was recommended unanimously.

This property was annexed into the City of Cedar Rapids in 2016 and this request is to allow for the platting and future construction of 15 single-family residential lots on 6.36 acres. If approved, this rezoning would be an extension of the Stoney Point Meadows North housing development to the south. Since this is a request for rezoning for single-family homes, no site plan is required at this time. Detailed site plans will be submitted on a lot by lot basis at the time of application for building permits. A preliminary plat has been submitted for City Planning Commission review and approval of the plat will be contingent on future City Council approval of the rezoning request.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and recommends setting a Public Hearing for September 27, 2016.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on August 25, 2016 and recommended approval unanimously.
City Council consideration	<ul style="list-style-type: none"> A public hearing to allow for public input and the First Reading of the Ordinance was scheduled for September 27, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation:

City staff recommends approval of the Second and possible Third Reading.

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

Time Sensitivity: NA

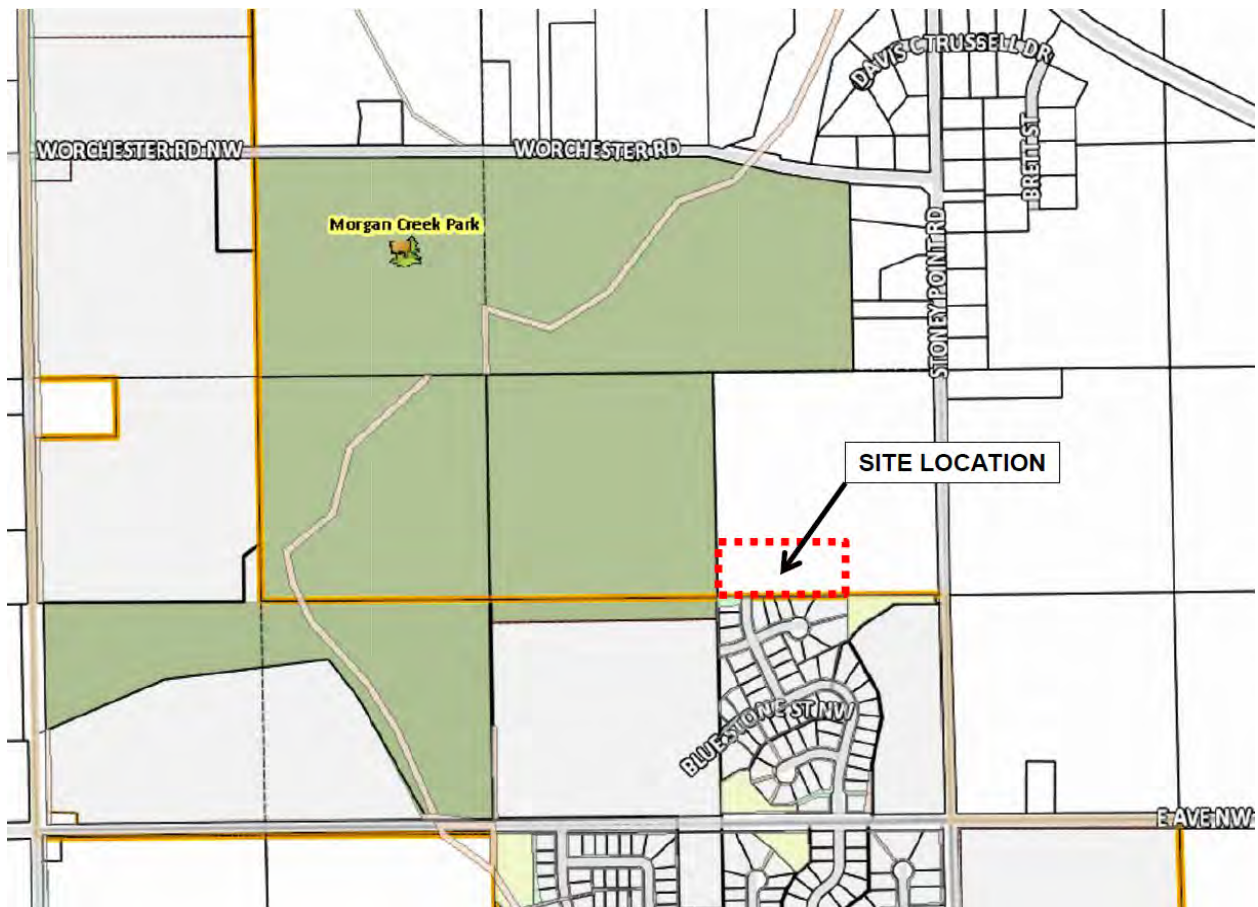
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



WTR DSD
ENG BSD
FIR STR
CLK TED
PKS
RCR
RZNE-023267-2016

ORDINANCE NO. LEG_NUM_TAG

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

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

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

THE SOUTH 380 FEET OF THE WEST 730 FEET OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 83 NORTH, RANGE 8 WEST, LINN COUNTY, IOWA, SUBJECT TO THE PUBLIC HIGHWAY

SAID PARCEL CONTAINING 6.36 ACRES, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

and located at North of E Avenue NW and west of Blue Stone Street NW, now zoned A, Agriculture Zone District, and as shown on the "District Map," be rezoned and changed to R-2, Single Family Residence, Zone District, and that the property be used for such purposes as outlined in the R-2, Single 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 27th day of September, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

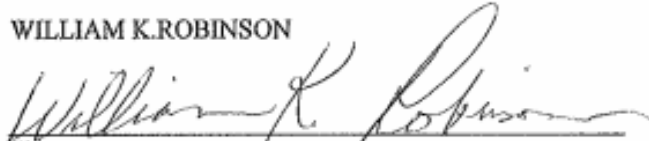
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ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. _____

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

Dated this 29th day of August, 2016.


WILLIAM K. ROBINSON


Signature

William K. Robinson
Printed name

Co owner
Printed title

DEBRA J. ROBINSON


Signature

Debra J. Robinson
Printed name

Co-Owner
Printed title