

MINUTES OF THE CITY COUNCIL
CITY OF CEDAR RAPIDS, IOWA

August 12, 2009, 5:30 PM

Council met in Regular Session in the AEGON USA Auditorium, 4333 Edgewood Road NE. Present Mayor Halloran, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon and Wieneke. Also present were City Manager Prosser and City Attorney Flitz. Absent, Council member Shey.

The invocation was given by Council member Kris Gulick.

Mayor Halloran thanked everyone in the community for their good wishes before and after her surgery and stressed the importance of asking questions, testing and checkups regarding cancer.

Recognition of Purchasing Services for receiving the Universal Public Purchasing Certification Council (UPPCC) Agency Certification Award in the Small Agency category. (Casey Drew)

Public comments were heard.

Council member Podzimek moved to approve the agenda; seconded by Council member McGrane. Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran. Motion carried.

A public hearing was held to consider amending Chapter 18 of the Municipal Code, Historic Preservation, to correct a clerical error which omitted an exemption from the "Demolition Review Process" for structures considered an imminent threat to public health and safety. Comments and objections were heard. No objections were filed.

Ordinance No. _____, being an Ordinance amending Chapter 18 of the Municipal Code, Historic Preservation, to correct a clerical error which omitted an exemption from the "Demolition Review Process" for structures considered an imminent threat to public health and safety, was presented and read the first time.

Council member Fagan moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection as required by law, to be considered for action at a later date; seconded by Council member Podzimek. Nay, Council members Gulick, McGrane, Shields and Wieneke. **Motion failed.**

A public hearing was held to consider the specifications, form of contract and estimated cost for the WPC Elevator Repairs project (Engineer's estimated cost is \$110,000). No comments or objections were heard or filed.

0746-08-09, adopting specifications, form of contract and estimated cost for the WPC Elevator Repair project. (flood)

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the J Avenue CO2 System Improvements project (Engineer's estimated cost is \$682,000), No comments or objections were heard or filed.

0747-08-09, adopting plans, specifications, form of contract and estimated cost for the J Avenue CO2 System Improvements project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Oakland Road NE from 29th Street to K Avenue (Extended) Sidewalk project (Bid opening to be held at the Iowa Department of Transportation on August 18, 2009) (Engineer's estimated cost is \$135,000) No comments or objections were heard or filed.

0748-08-09, adopting plans, specifications, form of contact and estimated cost for the Oakland Road NE from 29th Street to K Avenue (Extended) Sidewalk project.

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the FHWA Retaining Wall project for repair of the Coe Road NE retaining wall (Bid opening to be held at the Iowa Department of Transportation on August 18, 2009) (Engineer's estimated cost is \$300,000) No comments or objections were heard or filed.

0749-08-09, adopting plans, specifications, form of contact and estimated cost for the FHWA Retaining Wall project. (flood)

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the FHWA Bridge and Roadway Repair Projects for bridge-related flood repairs at various locations (Bid opening to be held at the Iowa Department of Transportation on August 18, 2009) (Engineer's estimated cost is \$650,000) No comments of objections were heard or filed.

0750-08-09, adopting plans, specifications, form of contact and estimated cost for the FHWA Bridge and Roadway Repair Projects. (flood)

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the FHWA Roadway Project Group #1 for street-related flood repairs at various locations (Bid opening to be held at the Iowa Department of Transportation on August 18, 2009) (Engineer's estimated cost is \$70,000) No comments or objections were heard or filed.

0751-08-09, adopting plans, specifications, form of contact and estimated cost for the FHWA Roadway Project Group #1. (flood)

A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost the U.S. Cellular Center Flood Recovery project (Engineer's estimated cost is \$780,000).
Flood

0752-08-09, adopting plans, specifications, form of contract and estimated cost for the U.S. Cellular Flood Recovery project. (flood)

A public hearing was held to consider the Resolution of Necessity (Proposed) for the construction of the East Post Road over Indian Creek Bridge Replacement project. No comments or objections were heard or filed.

0753-08-09, adopting, without amendment, the Resolution of Necessity (Proposed) for the East Post Road over Indian Creek Bridge Replacement project.

Council member Podzimek moved to approve the consent agenda; seconded by Council member Wieneke. All motions were adopted with all Council members and Mayor Halloran voting "Aye" unless noted. Motion carried.

Motion to approve minutes.

Motions setting public hearing/hearing dates for:

- a. August 26, 2009 - to consider enacting a new Chapter 42A of the Municipal Code, Aggressive Solicitation, pertaining to begging or solicitation of money, by placing certain limitations on the means by which such activity occurs in order to protect public safety;
- b. August 26, 2009 - to consider amending Chapter 61 of the Municipal Code, Traffic Regulations, by adding Section 61.137A relating to civil seizure and impoundment of motor vehicles and providing a fine for the violation thereof;
- c. August 26, 2009 - to consider the vacation of Lot A, Westgate Unit Six (adjacent to 303 Stoney Point Road SW) as requested by Richard E. and Susan M. Enyart;
- d. August 26, 2009 - to consider the disposition of Lot A, Westgate Unit Six (adjacent to 303 Stoney Point Road SW) as requested by Richard E. and Susan M. Enyart;
- e. August 26, 2009 - to consider the vacation of an 85-square foot right-of-way parcel located in front of 4202 1st Avenue NE as requested by Cedar Memorial Park Cemetery Association, Inc.;
- f. August 26, 2009 - to consider the disposition of an 85-square foot right-of-way parcel located in front of 4202 1st Avenue NE as requested by Cedar Memorial Park Cemetery Association, Inc.;
- g. August 26, 2009 - to consider the disposal of excess City-owned property at 929 10th Street SE;
- h. August 26, 2009 - to consider a change of zone for property at 213, 217, 219, 221 and 225 5th Avenue SW and 511 3rd Street SW from RMF-2 Multiple Family Residence Zone District to C-2 Community Commercial Zone District as requested by Cedar Rapids Jaycees, Inc., Cedar Rapids Jaycee Charities and Doris Hunter; and
- i. August 26, 2009 - a hearing to consider the denial of the beer/liquor/wine renewal application of GSG Food Mart LLC, D/B/A Discount Liquor, 3132 First Avenue NE.

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for August 26, 2009 and advertising for bids by publishing notice to bidders for the Vinton Ditch at Westwood Drive NW Channel Improvements project and authorizing the City Engineer, or designee, to receive and open the bids and publicly announce the results on August 27, 2009 (Engineer's estimate of cost is \$82,000).

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for August 26, 2009 and advertising for bids by publishing notice to bidders for the Raising Seminole Valley Vertical Wells project and authorizing the Utilities Director, or designee, to receive and open the bids and publicly announce the results on September 10, 2009 (Engineer's estimate of cost is \$241,500).
(flood)

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for August 26, 2009 and advertising for bids by publishing notice to bidders for the Cedar River Bank Stabilization project and authorizing the Utilities Director, or designee, to receive and open the bids and publicly announce the results on September 10, 2009 (Engineer's estimate of cost is \$864,000).
(flood)

Motion approving the beer/liquor/wine applications of:

- a. Cancun #2, 555 Gateway Place SW;
- b. Carlos O' Kelly's, 2635 Edgewood Road SW;
- c. Cedar Rapids Marriott, 1200 Collins Road NE;
- d. Dostal Catering, 1211 Wiley Blvd SW;
- e. Dry Heat BBQ, 5741 C Street SW Suite D;
- f. Harvheez, Inc, 325 2nd Avenue SE (5 day Beer Permits for concert events on August 14, 21, 28 and September 4, 2009 between Volume and Teeghan's);
- g. Hawkeye Convenience Store-Wiley, 2330 Wiley Blvd SW;
- h. Hill Brothers Jiffy Mart, 1904 Mt Vernon Road SE;
- i. Just Coz, 402-406 6th Street SW (new-formerly Tommy's);
- j. Karma, 616 2nd Avenue (new-new owners);
- k. St Jude Church Corp., 50 Edgewood Road NW (5 day Beer Permit for events on August 14-16, 2009); and
- l. Tilted Kilt Pub & Eatery, 1140 Blairs Ferry Road NE (Outdoor Service for events on August 17 and September 24, 2009).

Resolutions were adopted with all Council members and Mayor Halloran voting "Aye" unless noted:

0754-08-09, approving bills.

0755-08-09, approving payroll.

0756-08-09, appointing Korlin Kazimour (effective through June 30, 2015) and Nancy Evans (effective through June 30, 2012) to the Civil Service Commission.

0757-08-09, appointing Jacqueline Nickolaus (effective through June 30, 2012) and John Riccolo (effective through June 30, 2012) and reappointing Steve Caves (effective through June 30, 2012), Steve Dummermuth Sr. (effective through June 30, 2012) and Mark Long (effective through June 30, 2012) to the Self-Supported Municipal Improvement District.

0758-08-09, appointing James Halverson (effective through June 30, 2012) and Michael Tertinger (effective through June 30, 2011) and reappointing Lana Baldus (effective through June 30, 2012) to the City Planning Commission.

0759-08-09, reappointing Thomas Day (effective through June 30, 2012) James Meier-Gast (effective through June 30, 2012) and Brian Rogers (effective through June 30, 2012) to the Plumbing Board of Appeals.

0760-08-09, appointing Lori Haskell (no expiration date) and Lt. Jeff Hembera (no expiration date) to serve on the Parking Violations Administrative Review Panel.

0761-08-09, appointing Council member Monica Vernon and reappointing Brian Fagan, Kay Halloran and Jerry McGrane to the Corridor Metropolitan Planning Organization and designating all remaining Council members as alternates.

0762-08-09, appointing John Schnipkoweit as alternate City of Cedar Rapids citizen representative to the Corridor Metropolitan Planning Organization.

0763-08-09, extending a vote of thanks to Dennis McMenimen for serving as a member of the Library Board of Trustees.

0764-08-09, extend a vote of thanks to Mary Latuska and Walter Deeds for serving as members of the Parking Violations Administrative Review Panel.

0765-08-09, extending a vote of thanks to James Piersall for serving as a member of the Civil Service Commission.

0766-08-09, extending a vote of thanks to Jon Dusek and Stan White for serving as a member of the Self-Supported Municipal Improvement District Commission (SSMID).

0767-08-09, extending a vote of thanks to Pat Shey for serving on the Corridor Metropolitan Planning Organization.

0768-08-09, extending a vote of thanks to Todd Bergen for serving on the Airport Commission.

0769-08-09, intent to assess for Solid Waste & Recycling clean up costs at 2 properties.

0770-08-09, levy assessments for Solid Waste & Recycling clean up costs at 4 properties.

0771-08-09, intent to assess for Utilities Department delinquent municipal utility bills at 28 properties.

0772-08-09, levy assessments for Utilities Department delinquent municipal utility bills at 8 properties.

0773-08-09, levy assessments for Utilities Department delinquent municipal utility bills at 6 properties.

0774-08-09, authorizing execution of Amendment No. 1 to the Professional Services Agreement with Applied Technologies, Inc. specifying an increased amount not to exceed \$46,800 for additional design services for the Anaerobic Biogas System Project (total contract price with this amendment is \$380,600).

0775-08-09, approving the Iowa Power Fund Contract with Iowa Office of Energy Independence for a feasibility study in the amount of \$238,406.50.

0776-08-09, approving the Library purchase for reproduction of archived microfilm lost in flood with Heritage Microfilm in the amount of \$182,450. (flood)

0777-08-09, authorizing the sale of a 1996 wheelchair accessible light-duty bus valued at approximately \$200 to Master Cab of Iowa for \$1 for the provision of wheelchair accessible taxi service.

0778-08-09, awarding and approving contract in the amount of \$687,560.75 plus incentive up to \$65,600, bond and insurance of D.W. Zinser Company for the Kirkwood Boulevard SW, from Kirkwood Court SW to Highway 30/151 & Miller Avenue SW Re-Alignment, Phase I project (Engineer's estimated cost is \$825,000).

0779-08-09, awarding and approving contract in the amount of \$219,274.27, bond and insurance of Rathje Construction Company for the FHWA Roadway Project Group #2 (Engineer's estimated cost is \$450,000). (flood)

0780-08-09, authorizing execution of a purchase Agreement in the amount of \$1.00 and accepting an Easement for Sanitary Sewer from Diamond V Mills, Inc. from land located south of 60th Avenue SW and east of 26th Avenue SW in connection with the Sanitary Sewer Extension from Willow Creek Drive SW to South of 60th Avenue and West of 26th Street project.

0781-08-09, authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors Inc. in an amount not to exceed \$243,000 for design services in connection with the 18th Street SW from Wilson Avenue to 16th Avenue Roadway Extension project.

0782-08-09, authorizing execution of Professional Services Agreement with Shive-Hattery, Inc. in an amount not to exceed \$168,152 for planning services in connection with the Cedar Rapids Comprehensive Trails Master Plan.

0783-08-09, authorizing execution of Change Order No. 2 in the amount of \$9,966.50 with Taylor Construction Inc. for the 2nd, 3rd, 8th, 12th and 16th Avenue Bridges Over the Cedar River, Expansion Joint and Miscellaneous Repairs project (total contract price with this amendment is \$744,203.50).

0784-08-09, authorizing execution of Change Order No. 4 in the amount of \$50,573.80 with Horsfield Construction Inc. for the 60th Avenue SW from Edgewood Road SW to 6th Street SW Improvements – Phase 2 project (total contract price with this amendment is \$4,239,619.70).

0785-08-09, authorizing execution of an Iowa Clean Air Attainment Program (ICAAP) Agreement with the Iowa Department of Transportation (IDOT) in an amount not to exceed \$312,000 in connection with the 2009 East Side Traffic Signal Upgrading project.

0786-08-09, authorizing execution of an Offer and Acceptance Agreement to purchase a parcel of land for wetland mitigation in the amount of \$92,500 from Iowa Land and Building Company from vacant land located on the east side of 18th Street SW, north of 33rd Avenue SW (just south of the stream running through the area) in connection with the 6th Street SW Bridge over Prairie Creek project.

0787-08-09, awarding and approving contract in the amount of \$565,900, bond and insurance of Price Industrial Electric, Inc. for the Cedar Rapids Seminole Valley Wellfield Electric Distribution Upgrade project (Engineers estimate of cost is \$711,560).

0788-08-09, amending Resolution No. 0438-05-09 with JCG Land Services, Inc. to reflect an expanded scope of work for an increased amount not to exceed \$92,322.22. (flood)

0789-08-09, authorizing execution of an Agreement with Oracle USA, Inc. for software support services for the City's financial and human resource management systems for an annual amount of \$308,984.30.

0790-08-09, accepting the Water system improvements in Applewood Hills Estates 3rd Addition and approving Maintenance Bond submitted by Schrader Excavating & Grading Co., Inc. in the amount of \$24,076.

0791-08-09, accepting the Water system improvements in Stoney Point Heights 17th Addition and approving Maintenance Bond submitted by Schrader Excavating & Grading Co., Inc. in the amount of \$30,408.

0792-08-09, accepting the 6th Street SW from 66th Avenue to 76th Avenue Pavement Rehabilitation project, final payment in the amount of \$35,913.51 to LL Pelling Company, Inc. (Final contract amount is \$718,270.12).

0793-08-09, accepting the Edgewood Road NE at 42nd Street and 42nd Street NE at Center Point Road Improvements project, final payment in the amount of \$10,977.95 to LL Pelling Company, Inc. (Final contract amount is \$219,558.99).

0794-08-09, approving the Final Plat of Nove's First Addition located south of 76th Avenue SW and east of Tissel Hollow Road.

0795-08-09, approving the Final Plat of Cedar Ridge Place 4th Addition located south of Woodstone Lane SW and west of Kirkwood Boulevard SW.

0796-08-09, accepting an Easement for Water Main from Richard H. Bailey and Leona E. Bailey from land at 2000 Rockford Road SW in connection with the Rockford Road SW Loop Closure project.

0797-08-09, accepting an Easement for Sanitary Sewer from Four Oaks Family and Children's Services from land at 45 Miller Avenue SW in connection with the Kirkwood Boulevard SW from Kirkwood Court SW to Highway 30 and Miller Avenue SW Re-Alignment project.

0798-08-09, authorizing execution of a Permanent Gas Easement in the amount of \$1.00 and other valuable consideration to MidAmerican Energy Company from the 6th Street right-of-way located south of the Hawkeye Downs parcel at 4400 6th Street SW (south entrance) in connection with the 6th Street SW Bridge over Prairie Creek project.

0799-08-09, approving the installation of 2-hour parking signs on the north side of Town House Drive NE, between Coventry Lane NE and Wenig Road NE.

0800-08-09, approving the installation of stop signs along Burch Avenue NW, stopping 22nd Street NW and each leg of 21st Street NW at the offset intersection.

0801-08-09, approving the installation of a school crosswalk on the north leg of 21st Street NW at the intersection with Burch Avenue NW and the installation of a school crosswalk with adult crossing guard on the east leg of Burch Avenue NW at the intersection with 22nd Street NW.

0802-08-09, rescinding Resolution No. 1800-9-90 and Resolution No. 1742-9-92, both of which established No Parking on the north side of Hollywood Boulevard NE, and establishing a new No Parking – Student Loading Zone 8 AM to 5 PM School Days on the north side of Hollywood Boulevard NE from the Wright Elementary School parking lot driveway westerly to east limits of the restricted

parking area for the established school crosswalk and from the west limits of the school crosswalk westerly to Sherman Street NE, as requested by Wright Elementary School.

0803-08-09, rescinding Resolution No. 1470-10-73 which established No Parking Anytime on the west side of Council Street NE from the north property line of Wright School southerly for 250 feet and rescinding a portion of Resolution No. D-2695, which established No Parking on the east side of Sherman Street between Miami Drive NE and Hollywood Boulevard NE.

0804-08-09, establishing No Parking Anytime on the east side of Council Street NE from the north entrance of Wright Elementary School to 100 feet south of Hollywood Boulevard NE and on both sides of Hollywood Boulevard NE from Council Street NE to the south entrance to Wright Elementary School.

0805-08-09, approving the removal of the school crosswalk on the west leg of 1st Avenue West at 21st Street NW and relocation of the school crosswalk and authorized adult school crossing guard on the east leg of 1st Avenue West at Cleveland Street NW to 430 feet east of Cleveland Street NW.

0806-08-09, accepting refund from the Union Pacific Railroad Company in the amount of \$4,636.81 for overpayment on surface repair of the railroad crossing on 3rd Avenue SE (Iowa Crossing No. 10038).

0807-08-09, accepting refund from the Union Pacific Railroad Company in the amount of \$613.51 for overpayment on surface repair of the railroad crossing on 4th Avenue SE (Iowa Crossing No. 9250).

0808-08-09, authorizing final payment to the Union Pacific Railroad Company in the amount of \$763.85 for surface repair of the railroad crossing on 5th Avenue SE (Iowa Crossing No. 10039)

0809-08-09, authorizing final payment to the Union Pacific Railroad Company in the amount of \$533.14 for surface repair of the railroad crossing on 8th Avenue SE (Iowa Crossing No. 4509)

0810-08-09, accepting refund from the Union Pacific Railroad Company in the amount of \$713.46 for overpayment on surface repair of the railroad crossing on Wilson Avenue SW (Iowa Crossing No. 8037).

0811-08-09, authorizing execution of a Sub-Recipient Agreement with Community Housing Initiatives (CHI) for implementation of \$1,193,337 in funding for the Neighborhood Stabilization Program (NSP). (flood)

0812-08-09, authorizing execution of a Grant Agreement with the Iowa Finance Authority (IFA) for the receipt of \$2,297,617 in State Jumpstart 3 funding and \$625,000 in reallocated State Jumpstart 2 funding for the total amount of \$2,922,617. (flood)

0813-08-09, authorizing execution of Amendment #4 to the Administrative Services Agreement with the Affordable Housing Network, Inc. (AHNI) to allow utilization of \$2,297,617 in State Jumpstart 3 Program funds and \$625,000 in reallocated State Jumpstart 2 Program funds. (flood)

0814-08-09, amending prior declarations of official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the City for certain original expenditures paid in connection with specified projects.

Discussion: (Marty Hoeger)

0815-08-09, authorizing City participation in the amount of \$40,000 for a proposed single-family development as requested by JJJ Enterprises. (flood)

Discussion: (Richard Luther)

0816-08-09, regarding economic development participation for a production facility expansion for H.J. Heinz Company LP (Quality Chef Foods) on property at the northeasterly intersection of Highway 30 and C Street SW within the Technology Urban Renewal Area.

Discussion: (Vern Zakostelecky)

0817-08-09, approving the Preliminary Site Development Plan for property north of Blairs Ferry Road NE and south of Windy Meadow Circle east of Milburn Road NE as requested by Country Creek, LLC.

Discussion: (Vern Zakostelecky)

0818-08-09, approving the Major Preliminary Plat of Ridgewood Meadows Eleventh Addition for property north of Blairs Ferry Road NE and south of Windy Meadow Circle east of Milburn Road NE as requested by Country Creek, LLC.

Council member Fagan moved to remove from the table, the resolution supporting a five year commitment to Entrepreneurial Development Center, Inc. in the amount of \$500,000; seconded by Council member Wieneke. Abstain, Council member Gulick (Conflict of interest due to employment)

Discussion was held.

0819-08-09, supporting a five year commitment to Entrepreneurial Development Center, Inc. in the amount of \$500,000. Abstain, Council member Gulick (Conflict of interest due to employment)

Report on bids for the Cedar Rapids Police Department Flood Recovery project. (Sandy Pumphrey) (flood)

Bids were received August 6, 2009:

Knutson Construction Services Midwest, Inc.	\$1,911,000.00
Woodruff Construction LLC	\$1,929,700.00
Kleiman Construction, Inc.	\$1,978,739.00
Miron Construction Co., Inc.	\$2,002,936.00
Garling Construction, Inc.	\$2,066,000.00
Carl A. Nelson & Company	\$2,115,000.00
Rinderknecht Associates, Inc.	\$2,127,000.00
Weitz Industrial LLC	\$2,140,000.00
Tricon General Construction	\$2,161,300.00
Neumann Brothers, Inc.	\$2,182,500.00
Larson & Larson Construction, LLC	\$2,302,000.00

were referred to the Public Works Department, Police Department and Novak Design Group, PLC.

0820-08-09, authorizing execution of a management agreement with Republic Parking System Inc. for a 60 month term to manage the City's parking system (Fee for Year 1 - \$90,000 and Year 2-5 - \$80,000). Nay, Council members McGrane and Shields.

Ordinances were adopted with all Council members and Mayor Halloran voting "Aye" unless noted:

Ordinance No. 028-09, being an Ordinance granting a change of zone for property between C Street SW and Muirfield Drive SW, north of Prairie Rose Drive SW from RMF-1 Multiple Family Residence Zone District to C-MU Commercial Mixed Use Zone District as requested by Abode Construction, Inc., was presented and read the second time.

Council member Podzimek moved the approval of the Ordinance on its second reading; seconded by Council member Fagan. Approved, Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Council member Podzimek moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon. Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Ordinance No. 029-09, being an Ordinance granting a change of zone for property south of Highway 30 and west of Ely Road SW from R-1 Single Family Residence Zone District to R-2

Single Family Residence Zone District as requested by Sevig Development, L.C., was presented and read the second time.

Council member Podzimek moved the approval of the Ordinance on its second reading; seconded by Council member Wieneke. Approved, Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Council member Podzimek moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member McGrane. Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Ordinance No. 030-09, being an Ordinance granting a change of zone for property at 1820 West Post Road SW from A Agriculture Zone District to C-3 Regional Commercial Zone District as requested by the Loyal Order of the Moose, Cedar Rapids Lodge # 304, was presented and read the second time.

Council member Podzimek moved the approval of the Ordinance on its second reading; seconded by Council member Vernon. Approved, Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Council member Podzimek moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon. Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Ordinance No. 031-09, being an Ordinance granting a change of zone for property south of Blairs Ferry Road NE and west of Ushers Ferry Road NE from A Agriculture Zone District to R-T Single Family Transitional Residence Zone District as requested by Land, Logs & Timber, LLC., was presented and read the second time.

Council member Fagan moved the approval of the Ordinance on its second reading; seconded by Council member Podzimek. Approved, Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Council member Podzimek moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vernon. Ayes, Council members Fagan, Gulick, McGrane, Podzimek, Shields, Vernon, Wieneke and Mayor Halloran.

Various comments and concerns were expressed by the City Council and City Manager on a variety of topics. Discussions were held.

City Council adjourned at 7:50 PM to meet Wednesday, August 19, 2009 at 5:30 PM.

Ann Ollinger, City Clerk