May 22, 2018, 5:30 PM

City Council met in Regular Session in the Cedar Rapids City Hall Council Chambers, 101 First Street SE, Cedar Rapids, Iowa. Present, Mayor Bradley G. Hart, Council members Marty Hoeger, Tyler Olson, Scott Overland, Ann Poe, Dale Todd, Ashley Vanorny and Susie Weinacht. Also present were Acting City Manager Casey Drew and City Attorney Jim Flitz. Absent, Council member Scott Olson.

The invocation was given by Public Safety Chaplain Ken Glandorf.

Pledge of Allegiance.

Good News announcements.

Mayor Hart and Council member Weinacht presented a Proclamation recognizing May 28, 2018 as Memorial Day.

Resolutions and motions were adopted with all Council members and Mayor Hart voting “Aye” unless noted.

1. A public hearing was held to consider the Fiscal Year 2018 Budget Amendment (Casey Drew). No comments or objections were heard or filed.

   0591-05-18

   a. Resolution adopting the Fiscal Year 2018 Budget Amendment.

   | Council member Overland moved to approve; seconded by Council member Poe. |
   | Absent: Council member S. Olson. |
   | Result: Approved. |

2. A public hearing was held to consider a request by Transamerica Life Insurance Company for an Urban Revitalization Area designation for the redevelopment of property generally located at 6300 and 6400 C Street SW (Caleb Mason). No comments or objections were heard or filed.

   0592-05-18

   a. Resolution approving the Transamerica Urban Revitalization Area Plan.

   | Council member Hoeger moved to approve; seconded by Council member T. Olson. |
   | Absent: Council member S. Olson. |
   | Result: Approved. |

   b. First Reading: Ordinance establishing the Transamerica Urban Revitalization Area designation.

   | Council member Weinacht 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 Vanorny. |
   | Absent: Council member S. Olson. |
   | Result: Approved. |
3. A public hearing was held to consider the disposition of City-owned property at 101 and 109 3rd Avenue SE and 312 1st Street SE and inviting competitive redevelopment proposals (Caleb Mason). No comments or objections were heard or filed.

<table>
<thead>
<tr>
<th>0593-05-18</th>
<th>a. Resolution authorizing the continuation of the disposition of City-owned property at 101 and 109 3rd Avenue SE and 312 1st Street SE and inviting competitive redevelopment proposals.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Council member T. Olson moved to approve; seconded by Council member Weinacht.</td>
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<tr>
<td></td>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td></td>
<td>Result: <strong>Approved.</strong></td>
</tr>
</tbody>
</table>

4. A public hearing was held to consider the disposition of a 0.21-acre parcel of vacant City-owned land located westerly of and adjacent to 3300 C Street SW as requested by Iowa Electric Light and Power Company (Rita Rasmussen). No comments or objections were heard or filed.

<table>
<thead>
<tr>
<th>0594-05-18</th>
<th>a. Resolution authorizing the disposition of a 0.21-acre parcel of vacant City-owned land located westerly of and adjacent to 3300 C Street SW as requested by Iowa Electric Light and Power Company.</th>
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<tbody>
<tr>
<td></td>
<td>Council member Vanorny moved to approve; seconded by Council member Hoeger.</td>
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<tr>
<td></td>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td></td>
<td>Result: <strong>Approved.</strong></td>
</tr>
</tbody>
</table>

5. A public hearing was held to consider Electric Line Easements in connection with the rebuilding and upgrading of existing facilities over City-owned land generally located from 12th Avenue SW to former 19th Avenue SW and between A Street and D Street SW as requested by Interstate Power and Light Company (Rita Rasmussen). No comments or objections were heard or filed.

<table>
<thead>
<tr>
<th>0595-05-18</th>
<th>a. Resolution authorizing execution of Electric Line Easements in connection with the rebuilding and upgrading of existing facilities over City-owned land generally located from 12th Avenue SW to former 19th Avenue SW and between A Street and D Street SW as requested by Interstate Power and Light Company.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Council member Todd moved to approve; seconded by Council member Overland.</td>
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<tr>
<td></td>
<td>Absent: Council member S. Olson.</td>
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<td></td>
<td>Result: <strong>Approved.</strong></td>
</tr>
</tbody>
</table>

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the 3rd Avenue from 1st Street SW to west of 1st Street SE Pavement Rehabilitation project (estimated cost is $1,460,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

<table>
<thead>
<tr>
<th>0596-05-18</th>
<th>a. Resolution adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue from 1st Street SW to west of 1st Street SE Pavement Rehabilitation project.</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>Council member T. Olson moved to approve; seconded by Council member Weinacht.</td>
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<td></td>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td></td>
<td>Result: <strong>Approved.</strong></td>
</tr>
</tbody>
</table>
7. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the E Avenue NW from Iowa Highway 100 to Stoney Point Road project (estimated cost is $5,720,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

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<tbody>
<tr>
<td>0597-05-18</td>
<td>Resolution adopting plans, specifications, form of contract and estimated cost for the E Avenue NW from Iowa Highway 100 to Stoney Point Road project.</td>
</tr>
<tr>
<td></td>
<td>Council member Poe moved to approve; seconded by Council member Hoeger.</td>
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<tr>
<td></td>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td></td>
<td>Result: <strong>Approved.</strong></td>
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</table>

8. A public hearing was held to consider the proposed specifications, form of contract and estimated cost for the Wayfinding Signage Installation in the MedQuarter District project (estimated cost is $150,000) (Matt Myers). No comments or objections were heard or filed.

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<tr>
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<tbody>
<tr>
<td>0598-05-18</td>
<td>Resolution adopting specifications, form of contract and estimated cost for the Wayfinding Signage Installation in the MedQuarter District project.</td>
</tr>
<tr>
<td></td>
<td>Council member Overland moved to approve; seconded by Council member T. Olson.</td>
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<tr>
<td></td>
<td>Absent: Council member S. Olson.</td>
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</table>

Public comments were heard.

Motion to defer Item No. 19 (Resolution authorizing staff to accept applications for the appointment to the Affordable Housing Commission, which includes representation from local social service providers, professional housing service providers, and general community representation) to a meeting in June.

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<thead>
<tr>
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<tr>
<td></td>
<td>Council member Vanorny moved to approve; seconded by Council member Todd.</td>
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<td></td>
<td>Absent: Council member S. Olson.</td>
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<td></td>
<td>Result: <strong>Approved.</strong></td>
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Motion to approve the agenda.

<table>
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<tr>
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<tr>
<td></td>
<td>Council member Weinacht moved to approve; seconded by Council member Todd.</td>
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<td>Absent: Council member S. Olson.</td>
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<td>Result: <strong>Approved.</strong></td>
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Motion to approve the consent agenda.

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<td>Absent: Council member S. Olson.</td>
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9. Motion to approve the minutes.

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<td>Absent: Council member S. Olson.</td>
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<td>Result: <strong>Approved.</strong></td>
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</table>
10. Resolution authorizing and providing for the issuance of $28,340,000 General Obligation Bonds, Series 2018A, levying a tax to pay said bonds, and approving the tax exemption certificate and continuing disclosure certificate.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**

11. Resolution authorizing and providing for the issuance of $8,730,000 Taxable General Obligation Bonds, Series 2018B, levying a tax to pay said bonds, and approving the continuing disclosure certificate.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**

12. Resolution authorizing and providing for the issuance and securing the payment of $18,075,000 Sewer Revenue Bonds, Series 2018C, and providing for a method of payment of the bonds which includes approval of the tax exemption certificate and continuing disclosure certificate.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**

13. Resolution authorizing and providing for the issuance and securing the payment of $14,595,000 Water Revenue Bonds, Series 2018D, and providing for a method of payment of the bonds which includes approval of the tax exemption certificate and continuing disclosure certificate.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**

14. Resolution approving and authorizing an amendment to the loan and disbursement agreement by and between the City of Cedar Rapids and the Iowa Finance Authority, and authorizing and providing for the reissuance of the $39,390,000 Water Revenue Capital Loan Note, Series DWSRF (2008), of the City.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**

15. Resolution establishing the City’s new financial institution depository limits.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved.**
0605-18 16. Resolution authorizing letters of support for applications to the Iowa Department of Public Health for medical cannabidiol manufacturer licenses in the city of Cedar Rapids.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

0607-18 18. Resolution approving the lending area where NFC Cedar Rapids, LLC will fund neighborhood housing revitalization programs.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

0608-18 20. Resolution establishing “No Stopping, Standing or Parking Anytime” on the west side of Wenig Road NE from the Kennedy High School bus exit to 120 feet to the south.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

0609-18 21. Resolution establishing a 0.93-acre parcel of land as additional right-of-way in order to accommodate existing and future roadway and bridge abutment maintenance and improvements located along the westerly right-of-way line of 26th Street SW.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

0610-18 22. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the 29th Street Drive SE from 1st Avenue to Tama Street Roadway Improvements project. (Paving for Progress)  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.

0611-18 23. Resolution rescinding Resolution 0496-04-18 and revising the final amount to be assessed for the FY 2016 Sidewalk and Ramp Repair Program – Contract No. 2 project.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.
Resolution authorizing the elimination of the classification of Classification and Labor Relations Program Manager and the creation of a new Human Resources Generalist position effective June 2, 2018.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

Resolution setting a public hearing for June 12, 2018 to consider the vacation and disposition of public ways and grounds in and to the property described as a 20-foot by 80-foot alley located northeasterly of and adjacent to 600 1st Street SE as requested by Clock House LLC.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

Motions setting public hearing dates for:

a. June 12, 2018 – to consider public comments regarding identification of community development needs, program funding for development of proposed activities, and specific budget allocations for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, prior to adopting an Annual Action Plan for the period of July 1, 2018 to June 30, 2019.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

b. June 12, 2018 – to consider granting a change of zone for property located at 818 1st Avenue NW from I-1, Light Industrial Zone District, to C-3, Regional Commercial Zone District, as requested by John Jakobsen.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

c. June 12, 2018 – to consider granting a change of zone for property located at 605 Boyson Road NE from O-S, Office/Service Zone District, to PUD-2, Planned Unit Development Two Zone District, as requested by Midwest Development Co.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

d. June 12, 2018 – to consider amending the Future Land Use Map for property located southeast of Williams Boulevard, northeast of Highway 30 and west of Banar Drive SW from U-HI, Urban High Intensity, to U-MI, Urban Medium Intensity, as requested by Todd Wood, Bellon-Africa Family Farms, LC, Terra Enterprises, LLC and JPM Enterprises, Inc.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.
e. June 12, 2018 – to consider granting a change of zone for property located southeast of Williams Boulevard, northeast of Highway 30 and west of Banar Drive SW from A, Agriculture Zone District, to C-3, Regional Commercial Zone District, and RMF-1, Residential Multi-Family Zone District, as requested by Todd Wood, Bellon-Africa Family Farms, LC, Terra Enterprises, LLC and JPM Enterprises, Inc.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

f. June 26, 2018 – to consider amending the Van Meter Urban Revitalization Area and Plan.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

27. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
   a. June 12, 2018 – 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (estimated cost is $600,000). (Paving for Progress)

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

   b. June 12, 2018 – Joint Communications Network: Old Orchard Knolls, College Farms, and Beaver Hollow Sanitary Sewer Pump Station Project Build Out project (estimated cost is $215,000).

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

   c. June 12, 2018 – Fire Station Generator Replacement project (estimated cost is $240,000).

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

   d. June 12, 2018 – Hughes Park Improvements – Phase 1 project (estimated cost is $324,000 for base bid and $2,900 for alternate bid).

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: Approved.

28. Motion approving the beer/liquor/wine applications of:
   a. Avacentre – Cedar Rapids, 2121 Bowling Street SW.
   b. Axel’s Sports Grill, 951 Blairs Ferry Road NE (permanent transfer to 588 Boyson Road NE, Suites 124 and 126).
   c. Brewhemia, 1202 3rd St SE.
   d. Casa Las Glorias, 2245 Blairs Ferry Road NE.
e. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SW).  
f. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre Cedar Rapids, 475 1st Street SW).  
g. Cedar Screamer Zip Line, 1325 1st Street SE and 116 14th Avenue SE (new – 6-month seasonal license).  
h. Chrome Horse Slophouse & Saloon (3rd Street), 1201 3rd Street SE (5-day permit for an event at Black Stock Motorcycle Company, 611 2nd Avenue SE).  
i. Chrome Horse Slophouse & Saloon (3rd Street), 1201 3rd Street SE (5-day permit for an event at McGrath Powersports, 4645 Center Point Road NE).  
j. CVS/Pharmacy #8526, 4116 Center Point Road NE.  
k. CVS/Pharmacy #8532, 2711 Mount Vernon Road SE.  
l. Doubletree by Hilton Cedar Rapids Convention Complex, 350 1st Avenue NE.  
m. Mount Mercy University, 1330 Elmhurst Drive NE.  

29. Resolutions approving:  
a. Payment of bills.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.  

0614-05-18  
b. Payroll.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.  

0615-05-18  
c. Transfer of funds.  
Council member Poe moved to approve; seconded by Council member T. Olson.  
Absent: Council member S. Olson.  
Result: Approved.  

0616-05-18
30. Resolution thanking the following individual:
   **0617-05-18**
   a. Vote of thanks to Ashlyn Lincoln for serving on the Cedar Rapids ADA Advisory Committee.
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**

31. Resolution approving the special event application for:
   **0618-05-18**
   a. St. Ludmila’s Kolach Festival (includes road closures) on June 8, 2018.
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**

32. Resolutions approving assessment actions:
   **0619-05-18**
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**
   
   **0620-05-18**
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**

33. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
   **0621-05-18**
   a. 2018 Tree and Vegetation Removal Project, final payment in the amount of $3,284.02 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $64,700; final contract amount is $65,680.30). (Paving for Progress)
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**
   
   **0622-05-18**
   b. Emergency Storm Sewer Repair at 1427 11th St NW project, Change Order No. 1 (final) deducting the amount of $25,032.62 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was $150,000; final contract amount is $124,967.38).
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**
   
   **0623-05-18**
   c. C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace project, Change Order No. 4 (Final) in the amount of $20,176.83, final payment in the amount of $30,000 and 5-year Performance Bond submitted by Horsfield Construction, Inc. (original contract amount was $2,180,979.80; final contract amount is $2,550,673.65).
      
      Council member Poe moved to approve; seconded by Council member T. Olson.
      
      Absent: Council member S. Olson.
      
      Result: **Approved.**
34. Resolution approving a final plat:
   0624-05-18
   a. Hitop First Addition to Linn County, Iowa, for land located east of 34th Street SW and south of Walford Road.
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

35. Resolutions approving actions regarding purchases, contracts and agreements:
   0625-05-18
   a. Amendment No. 1 to the contract with Confluence, Inc. for right-of-way planning and specifications manual for the Community Development Department to reflect the additional cost for design of a pocket park for an amount not to exceed $27,500 (original contract amount was $199,800; total contract amount with this amendment is $227,300).
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

   0626-05-18
   b. Amendment No. 1 to renew the contract with Commercial Appraisers of Iowa, Inc. for appraisal services for the Engineering Division for an annual amount not to exceed $50,000 (original contract amount was $75,000; renewal contract amount is $50,000).
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

   0627-05-18
   c. Amendment No. 1 to renew the contract with Hattery Real Estate Appraisals, LLC for appraisal review services for the Engineering Division for an annual amount not to exceed $50,000 (original contract amount was $50,000; renewal contract amount is $50,000).
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

   0628-05-18
   d. Contract with ProCircular, Inc. for managed security services for the Information Technology Department for an amount not to exceed $413,125.
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

   0629-05-18
   e. Contract with Connerley Construction for Ellis Pool Deck Concrete Repairs for the Parks and Recreation Department for an amount not to exceed $68,998.
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**

   0630-05-18
   f. Purchase order in the amount of $258,287 to Alfa Laval, Inc. for the on-site machine reconditioning of one Winklepress Type WPNK High Solids 2.0 meter belt filter press at the Water Pollution Control Facility.
   
   Council member Poe moved to approve; seconded by Council member T. Olson.
   Absent: Council member S. Olson.
   Result: **Approved.**
g. Letter of Agreement Renewal with B.G. Brecke, Inc. for an estimated amount of $425,000 for the Repair of Water Service Lines FY19 project (original contract amount was $258,540; renewal contract amount is $425,000).

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

h. Change Order No. 3 to the contract with Garling Construction, Inc. for the Police Station & Shooting Range ADA Compliance project for the Facilities Maintenance Services Division to reflect the cost for additional work for an amount not to exceed $80,032.19 (original contract amount was $327,900; total contract amount with this amendment is $417,924.11).

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

i. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed $163,756 for design services in connection with the 10th Street SE from 5th Avenue to 8th Avenue Pavement and Streetscaping project.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

j. Amendment No. 3 to the Professional Services Agreement with Foth Infrastructure & Environment, LLC specifying an increased amount not to exceed $26,345 for engineering design services in connection with the Johnson Avenue NW Improvements from 1st Avenue SW to Midway Drive NW project (original contract amount was $590,965; total contract amount with this amendment is $761,356). (Paving for Progress)

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

k. 28E Shared Area Radio Agreement with the Joint Emergency Communications Services Association, Linn County and the City of Marion.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

l. Interagency Agreement with the Neighborhood Finance Corporation to address housing and neighborhood revitalization issues.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.

m. Sponsorship Agreement between the City’s Convention Complex Manager, DoubleTree Management, LLC; VenuWorks of Cedar Rapids, LLC; and Bernatello’s Pizza Inc., for a term of three years with a total payment of $30,000.

Council member Poe moved to approve; seconded by Council member T. Olson.
Absent: Council member S. Olson.
Result: **Approved**.
### 0638-05-18

n. Development Agreements, Loan Agreements and related instruments in conjunction with amendments to CDBG Disaster Recovery Funding Grant 08-DRH-008 with the Iowa Economic Development Authority for MFNC Round 6 projects with Schissel, LLC and Newbo Development Group, LLC.

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

Absent: Council member S. Olson.

Result: **Approved.**

### 0639-05-18

o. Resolution authorizing execution of a Special Warranty Deed and First Amendment to the Development Agreement with Ellis Landings, LLC for properties located at 1871 and 1895 Ellis Blvd NW.

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

Absent: Council member S. Olson.

Result: **Approved.**

### 0640-05-18

p. Purchase Agreement in the amount of $3,200 and accepting a Warranty Deed for right-of-way and Temporary Grading Easement for Construction from Lee Crawford Quarry Co., Inc. for vacant land located on the northeast corner at the intersection of E Avenue NW and Stoney Point Road in connection with the E Avenue NW from Iowa Highway 100 to Stoney Point Road project. (Paving for Progress)

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

Absent: Council member S. Olson.

Result: **Approved.**

### 0641-05-18

q. Purchase Agreement in the amount of $10,000 and accepting a Warranty Deed for right-of-way and Temporary Grading Easement for Construction from Lee Crawford Quarry Co., Inc. for vacant land located on the northwest corner at the intersection of E Avenue NW and Stoney Point Road in connection with the E Avenue NW from Iowa Highway 100 to Stoney Point Road project. (Paving for Progress)

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

Absent: Council member S. Olson.

Result: **Approved.**

### 0642-05-18

r. Accepting a Warranty Deed, Groundwater Hazard Statement and Affidavit of Succession and Identity from Hames Homes, LLC for street right-of-way adjoining property at 2800 West Post Road SW in conjunction with conditions of Plat of Survey No. 2242 approval.

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

Absent: Council member S. Olson.

Result: **Approved.**

### 0643-05-18

s. Accepting a Warranty Deed, Groundwater Hazard Statement and Concrete Sidewalk Petition and Assessment Agreement from Troy Zimmerman for street right-of-way adjoining property at 2341 Coldstream Avenue NE in conjunction with conditions of Plat of Survey No. 2246 approval.

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

Absent: Council member S. Olson.

Result: **Approved.**
t. Terminating an Agreement to Participate in Zika Avenue NW Improvements with T.J. Berthel Enterprises Development LLC and accepting in its place a Petition and Assessment Agreement for future improvements from the Sugar Creek Villa Homeowners Association.

<table>
<thead>
<tr>
<th>Council member Poe moved to approve; seconded by Council member T. Olson.</th>
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</thead>
<tbody>
<tr>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>

36. Report on bids for the Center Point Road NE from 29th Street to 32nd Street Pavement Rehabilitation and Oakland Road NE from H Avenue to 32nd Street One-Way to Two-Way Conversion project (estimated cost is $2,670,000) (Doug Wilson). (Paving for Progress)

37. Report on bids for the Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project (estimated cost is $590,000) (Doug Wilson). (Paving for Progress)

0645-05-18

a. Resolution awarding and approving contract in the amount of $531,385.75, plus incentive up to $25,000, bond and insurance of Pirc-Tobin Construction, Inc. for the Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Poe.</th>
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<tbody>
<tr>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>

38. Report on bids for the NW Water Treatment Plant HVAC Improvements – Building 20 project (estimated cost is $1,890,000) (Steve Hershner).

0646-05-18

a. Resolution awarding and approving contract in the amount of $1,628,500, bond and insurance of Unzeitig Construction Company for the NW Water Treatment Plant HVAC Improvements – Building 20 project.

<table>
<thead>
<tr>
<th>Council member Overland moved to approve; seconded by Council member Todd.</th>
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<tbody>
<tr>
<td>Absent: Council member S. Olson.</td>
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<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>

0647-05-18

39. Discussion and Resolution authorizing the Finance Department to issue payment of $1,041,064.24 to DoubleTree by Hilton for calendar year 2017 for the Convention Center and Arena capital reserve set aside funds and operating funds (Casey Drew).

<table>
<thead>
<tr>
<th>Council member Overland moved to approve; seconded by Council member Poe.</th>
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</thead>
<tbody>
<tr>
<td>Absent: Council member S. Olson.</td>
</tr>
<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>


**DIED FOR LACK OF A MOTION.**

<table>
<thead>
<tr>
<th>Absent: Council member S. Olson.</th>
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<tr>
<td>Result: <strong>Failed.</strong></td>
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</table>
41. Discussion and possible first reading of an Ordinance granting a change of zone for property located at 804 44th Street SE from R-1, Single Family Residence Zone District, to I-1, Light Industrial Zone District, as requested by Michael Odell (Vern Zakostelecky).

**DIED FOR LACK OF A MOTION.**
Absent: Council member S. Olson.
Result: *Failed.*

026-18 42. Ordinance granting a change of zone for property at 765 Boyson Road NE from O-S, Office/Service Zone District, to PUD-2, Planned Unit Development Two Zone District, as requested by Boyson Road Development LLC.

| Council member Hoeger moved the approval of the Ordinance on its second reading; seconded by Council member Todd.  
| Absent: Council member S. Olson.  
| Result: *Approved.*  
| Council member Weinacht 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 Overland.  
| Absent: Council member S. Olson.  
| Result: *Adopted.* |

Public comments were heard.

Motion to adjourn.

| Council member Todd moved to approve; seconded by Council member Vanorny.  
| Absent: Council member S. Olson.  
| Result: *Approved.* |

City Council adjourned at 7:44 p.m. to meet Tuesday, June 12, 2018 at 12 noon.

Amy Stevenson, City Clerk