NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, November 13, 2018 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 – World Pancreatic Cancer Day (Mary Ellen Oglesby)

PUBLIC HEARINGS

1. A public hearing will be held to consider amending the Municipal Code by repealing Chapter 32, Zoning Ordinance, and enacting a new Chapter 32 containing updated City zoning requirements (Seth Gunnerson). **CIP/DID #CD-0048-2018**
   a. First Reading: Ordinance repealing Chapter 32, Zoning Ordinance, and enacting a new Chapter 32 containing updated City zoning requirements.

2. A public hearing will be held to consider a change of zone for property located south of Blairs Ferry Road NE and west of Edgewood Road NE from A, Agriculture Zone District, to C-3, Regional Commercial Zone District, as requested by New Buffalo Land Co., LLC (Vern Zakostelecky). **CIP/DID #RZNE-027724-2018**
   a. First Reading: Ordinance granting a change of zone for property located south of Blairs Ferry Road NE and west of Edgewood Road NE from A, Agriculture Zone District, to C-3, Regional Commercial Zone District, as requested by New Buffalo Land Co., LLC.
   b. Discussion and Resolution of support authorizing City participation in the proposed Edgewood Town Center development project, located along and west of Edgewood Road NE between Blairs Ferry Road NE and Highway 100, under the City’s Large Site Master Plan – Economic Development Program as requested by New Buffalo Land Co., LLC.
3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Boyson Road NE East of Creekside Drive Sanitary Sewer Extension project (estimated cost is $90,000) (Dave Wallace). CIP/DID #6550068-01

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the Boyson Road NE East of Creekside Drive Sanitary Sewer Extension project.

4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 33rd Avenue SW West of Banar Avenue Sanitary Sewer Extension project (estimated cost is $190,000) (Dave Wallace). CIP/DID #6550071-02

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the 33rd Avenue SW West of Banar Avenue Sanitary Sewer Extension project.

5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (estimated cost is $630,000) (Doug Wilson). (Paving for Progress) CIP/DID #3012101-02

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project.

6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the C Street and Kirkwood Service Zones Boundary Improvements project (estimated cost is $90,000) (Bruce Jacobs). CIP/DID #2018061-01

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the C Street and Kirkwood Service Zones Boundary Improvements 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.

7. Motion to approve the minutes.
8. Resolution establishing the times and dates of regularly scheduled City Council meetings to be held in calendar year 2019. CIP/DID #CLK001-19

9. Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the Wiley Boulevard from 31st Avenue SW to 650 Feet North of 29th Avenue Roadway Improvements project. CIP/DID #301627-00

10. Resolution rescinding Resolution No. 0248-02-18 and approving on-street parking restrictions that are already in place in the downtown area. CIP/DID #60-18-021

11. Resolution amending Resolution No. 0786-06-15 to add approval for relocation assistance in an amount not to exceed $135,000 for the removal and reinstallion of advertising signs and light poles, electrical relocation, and reinstallion of the irrigation system required for the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project. CIP/DID #301446-00

12. Resolution authorizing submittal of Tax Increment Financing Indebtedness Certifications to the Linn County Auditor indicating the total debt incurred and revenues collected through June 30, 2018 within each of the City’s 26 Urban Renewal Areas. CIP/DID #OB163407

13. Resolution authorizing submittal of the Annual Urban Renewal Area Report to the Iowa Department of Management for the City’s 26 Urban Renewal Areas. CIP/DID #OB163407

14. Resolution approving and authorizing an Amendment to Loan and Disbursement Agreement with the Iowa Finance Authority and authorizing and providing for the reissuance of the City’s $6,544,000 Sewer Revenue Capital Loan Note, Series 2018 (2008 – Rate Reset). CIP/DID #OB382411

15. Resolution authorizing the Organizational Development Manager to attend The UnConference in Dallas, TX from January 16-19, 2019 at a cost of $3,887. CIP/DID #CM009-18

16. Motion authorizing publication of a public notice that on November 27, 2018 a Resolution will be considered to execute a one-year lease agreement with a one-year option for renewal with 124 Investment Corporation for property at 1233 1st Avenue SE, Suite F, for use as a Police Department Substation. CIP/DID #PD0015

17. Motion setting a public hearing date for:
   a. November 27, 2018 – to consider granting a change of zone for property located east of Council Street NE and north of Petrus Drive NE from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Jerry’s Homes, Inc. CIP/DID #RZNE-027827-2018

18. 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. November 27, 2018 – Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project (estimated cost is $9,690,000). CIP/DID #655028-13
   b. November 27, 2018 – C4 Clarifier Rehabilitation & RAS Pipe Lining project (estimated cost is $1,453,000). CIP/DID #6150032-02
c. November 27, 2018 – Noelridge Park Restroom Facility project (estimated cost is $285,000). CIP/DID #PUR1018-086

d. November 27, 2018 – FY19 Sanitary Sewer Point Repairs project (estimated cost is $190,000). CIP/DID #655996-15

19. Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:
   a. Hy-Vee Drugtown #5, 2001 Blairs Ferry Road NE (first offense – $500). CIP/DID #LIQR000142-02-2013
   b. Kwik Shop #561, 2904 Center Point Road NE (first offense – $500). CIP/DID #LIQR000076-01-2013

20. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
   a. Aldi #61, 5425 Blairs Forest Boulevard NE.
   b. Aldi #62, 1860 Edgewood Road SW.
   c. Casey’s General Store #3561, 1532 Ellis Boulevard NW.
   d. Grin N Goose, 227 2nd Avenue SE.
   e. Hy-Vee Food Store #2, 279 Collins Road NE.
   f. Jim’s Foods, 812 6th Street SW.
   g. New Pioneer Food Co-op, 3338 Center Point Road NE.
   h. Quinton’s Bar & Deli, 450 1st Street SW.
   i. Red Ginger, 2230 Edgewood Road SW.
   j. Stadium Lounge Bar & Grill, 957 Rockford Road SW.
   k. Vito’s on 42nd, 4100 River Ridge Drive NE.
   l. Williams Boulevard Service, Inc., 2601 Williams Boulevard SW.

21. Resolutions approving:
   a. Payment of bills. CIP/DID #FIN2018-01
   b. Payroll. CIP/DID #FIN2018-02

22. Resolutions approving assessment actions:
   b. Levy assessment – Solid Waste & Recycling – clean-up costs – six properties. CIP/DID #SWM-012-18
   c. Intent to assess – Water Division – delinquent municipal utility bills – 47 properties. CIP/DID #WTR111318-01
   d. Levy assessment – Water Division – delinquent municipal utility bills – 13 properties. CIP/DID #WTR092518-01
   e. Levy assessment – Water Division – delinquent municipal utility bills – 23 properties. CIP/DID #WTR100918-01

23. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
   a. Portland Cement Concrete in the Edgewood Road turn lane at Crestwood Drive NW and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of $40,500. CIP/DID #ASDP-025295-2017
   b. Sanitary sewer improvements in Crescent View 5th Addition, Phase 2 and 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $33,574.82. CIP/DID #FLPT-023172-2016
c. Storm system improvements in Crescent View 5th Addition, Phase 2 and 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $38,454.55. CIP/DID #FLPT-023172-2016

d. Storm sewer improvements in Westwind Creek 10th Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of $34,053. CIP/DID #FLPT-025432-2017

24. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
   a. Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project, final payment in the amount of $14,799.98 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $435,057.44; final contract amount is $493,332.57). CIP/DID #325008-02
   b. Otis Road SE Water Transmission Main project, final payment in the amount of $38,890.38 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $763,542.35; final contract amount is $777,807.57). CIP/DID #6250048-02
   c. Wilson Avenue SW at 6th Street Bioretention Cell Pilot project, final payment in the amount of $3,715.55 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $72,828; final contract amount is $74,310.91). CIP/DID #304474-02

25. Resolutions approving final plats:
   a. Northtowne Market Fourth Addition for land located south of Blairs Ferry Road NE and west of Rockwell Drive NE. CIP/DID #FLPT-026141-2018
   b. Stoney Point Twenty-Fifth Addition for land located north of 16th Avenue SW and west of Stoney Point Road SW. CIP/DID #FLPT-026964-2018

26. Resolutions approving actions regarding purchases, contracts and agreements:
   a. Purchase of property insurance, including $100 million in excess flood insurance, through TrueNorth Companies in the amount of $1,468,820. CIP/DID #FIN2018-37
   b. Amendment No. 2 to renew contract with Matheson Trigas Inc. for welding gases and supplies for all City departments for an annual amount not to exceed $75,000 (original contract amount was $40,000; renewal contract amount is $75,000). CIP/DID #PUR0816-030
   c. Amendment No. 6 to contract with Woodruff Construction, LLC for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services to reflect additional corrections needed for an amount not to exceed $229,121 (original contract amount was $163,700; total contract amount with this amendment is $433,912). CIP/DID #PUR0716-010
   d. Amendment No. 4 to contract with Torus Technologies, Inc. for Palo Alto firewalls for the Information Technology Department to extend the term of the contract through November 30, 2021 for an amount not to exceed $225,000 (original contract amount was $168,030; total contract amount with this amendment is $225,000). CIP/DID #1214-133
   e. Payment of $64,522.80 to Mount Mercy University Baseball for a partnership with the Cedar Rapids Parks & Recreation Department to provide Fall 2018 baseball leagues for youth in the community. CIP/DID #164048-05
   f. Payment to United Rentals (North America) Inc. in the amount of $77,383.79 for rental of pumps and hoses used by the Sewer Division in preparation for the September 2018 flooding. CIP/DID #FLT035
g. Amendment No. 2 to the Professional Services Agreement with Stanley Consultants, Inc. specifying an increased amount not to exceed $89,600 for design services in connection with the Edgewood Road (West of) Prairie Creek (South of) Sanitary Sewer Extension project (original contract amount was $275,420; total contract amount with this amendment is $365,020). CIP/DID #6550034-01

h. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed $210,107 for design services in connection with the FY19 Sanitary Sewer Master Plan Update project. CIP/DID #6550016-04

i. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed $295,554 for design services in connection with the FY19 Stormwater Master Plan Update project. CIP/DID #304355-06

j. Amendment No. 4 to the Professional Services Agreement with Fehr Graham Engineering & Environmental specifying an increased amount not to exceed $21,000 for design services in connection with the Mount Vernon Road SE from 38th Street to East Post Road Rehabilitation project (original contract amount was $162,600; total contract amount with this amendment is $221,600). (Paving for Progress) CIP/DID #3012199-01

k. Professional Services Agreement with HR Green, Inc. for an amount not to exceed $172,696 for design services in connection with the Williams Boulevard SW at Dean Road Roundabout project. CIP/DID #301972-01

l. Change Order No. 9 in the amount of $6,173.29 with L.L. Pelling Company, Inc. for the 2nd Avenue from Mays Island to 6th Street SE Pavement Rehabilitation and One-Way to Two-Way Conversion project (original contract amount was $1,126,058.50; total contract amount with this amendment is $1,315,716.58). CIP/DID #306253-03

m. Change Order No. 2 in the amount of $1,435 with Iowa Bridge & Culvert, LC for the 6th Street SW Box Culvert Extension project (original contract amount was $237,130.72; total contract amount with this amendment is $304,976.22). (Paving for Progress) CIP/DID #3012130-02

n. Change Order No. 16 in the amount of $3,800 with Rathje Construction Company for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project (original contract amount was $2,214,135.10; total contract amount with this amendment is $2,756,379.34). (Paving for Progress) CIP/DID #3012127-02

o. Change Order No. 1 in the amount of $28,460 with Gee Asphalt Systems, Inc. for the 2018 Asphalt Surface Sealing Project (original contract amount was $47,645.30; total contract amount with this amendment is $76,105.30). (Paving for Progress) CIP/DID #3012241-01

p. Change Order No. 1 in the amount of $90,327.20 with Rathje Construction Company 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 (original contract amount was $3,080,065.93; total contract amount with this amendment is $3,170,393.13). (Paving for Progress) CIP/DID #3012148-06

q. Change Order No. 1 in the amount of $312,054.61, and extending the completion date to February 20, 2019 with Miron Construction Co., Inc. for the Downtown Walkway from the Convention Center Ramp to U.S. Bank project (original contract amount was $1,598,937.75; total contract amount with this amendment is $1,910,992.36). CIP/DID #635129-02
r. Change Order No. 8 in the amount of $74,776.73 with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening, Miscellaneous project (original contract amount was $7,444,280.31; total contract amount with this amendment is $7,761,169.41). CIP/DID #301446-06
s. Change Order No. 3 in the amount of $39,458.94 with Dave Schmitt Construction Co., Inc. for the Memorial Drive SE from McCarthy Road to Mount Vernon Road SE Roadway and Utility Improvements project (original contract amount was $1,384,435.15; total contract amount with this amendment is $1,460,277.93). (Paving for Progress) CIP/DID #3012153-02
t. Change Order No. 10 in the amount of $8,701.62 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project (original contract amount was $2,961,441.41; total contract amount with this amendment is $3,136,892.43). (Paving for Progress) CIP/DID #301379-02
u. Change Order No. 6 in the amount of $9,425.04 with Rathje Construction Company for the Northwood Drive NE from Glass Road NE to South of Brookland Drive NE Roadway Reconstruction project (original contract amount was $952,423.72; total contract amount with this amendment is $1,003,692.44). (Paving for Progress) CIP/DID #3012115-03
v. Amending Resolution No. 1339-10-18 to correct the amount of the final payment to Jim Giese Commercial Roofing to $11,155.95 for the WPCF Roof Replacements: Intermediate Lift, Bioscrubber Control, Maintenance Storage, Old Lime Slaker project. CIP/DID #615246-02
w. Interagency Agreement with the Iowa Department of Inspections and Appeals for fraud investigations in the Section 8 Housing Choice Voucher Program. CIP/DID #PHA-0002-2015
x. Amendment No. 25 to the Community Development Block Grant disaster recovery housing contract with the Iowa Economic Development Authority to return program income in the amount of $35,912 for projects sold during the affordability period. CIP/DID #08-DRH-208
y. Grant application to the Iowa Department of Transportation for Iowa Clean Air Attainment Program funds to provide funding for the Ellis Boulevard and 6th Street NW Connector project. (Paving for Progress) CIP/DID #301963-00
z. Sponsorship Agreement between the City's Convention Center Complex Manager, DoubleTree Management, LLC; VenuWorks of Cedar Rapids, LLC; and North Central States Regional Carpenters for a term of three years with a total payment of $7,920. CIP/DID #FIN2018-36
aa. Sponsorship Agreement between the City's Convention Center Complex Manager, DoubleTree Management, LLC; VenuWorks of Cedar Rapids, LLC; and Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa for a term of three years with a total payment of $18,120. CIP/DID #FIN2018-35
ab. Purchase Agreement in the amount of $1 and accepting a Permanent Sanitary Sewer Easement and a Temporary Access Easement from Midwest Development Co. from vacant land located north of East Robins Road NE and west of Alburnett Road in connection with the C Avenue NE (East of) and East Robins Road (North of) Sanitary Sewer Extension project. CIP/DID #6550053-00
ac. Purchase Agreement in the amount of $5,400 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John D. Powell from land located at 1074 Edgewood Road NW in connection with the Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project. **(Paving for Progress)** CIP/DID #301689-00

ad. Purchase Agreement in the amount of $800 and accepting a Warranty Deed from Seth Leonard and Dawn Leonard from land located at 1602 M Street SW in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00

ae. Purchase Agreement in the amount of $1,135 and accepting a Warranty Deed from Cedar Rapids Medical Offices, LLC from land located at 3500 Mount Vernon Road SE in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00

af. Purchase Agreement in the amount of $650 and accepting a Warranty Deed from Goodwill Industries of the Heartland from land located at 2000 Scotty Drive SW in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00

ag. Purchase Agreement in the amount of $275 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Jackson T. Selk and Elizabeth A. Selk from land located at 975 5th Avenue SW in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00

ah. Special Warranty Deed to Cedar Valley Habitat for Humanity, Inc. to correct the previous conveyance of property located at 1100 K Street SW. CIP/DID #41-19-016

ai. Accepting a bid in the amount of $500 from Wendy Beard and approving a Quit Claim Deed for the disposition of the non-conforming vacant lot located at 523 4th Street SW. CIP/DID #PRD-027924-2018

aj. Accepting a bid in the amount of $600 from Russell and Darla Johnson and approving a Quit Claim Deed for the disposition of the non-conforming vacant lot located at 803 F Avenue NW. CIP/DID #PRD-027161-2018

ak. Rejecting all bids for the FY19 Sanitary Sewer Point Repairs project (estimated cost is $190,000). CIP/DID #655996-15

**REGULAR AGENDA**

27. Report on bids for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (estimated cost is $5,000,000) (Rob Davis). CIP/DID #3313530-21

28. Report on bids for the Sinclair Levee Plaza and Monuments project (estimated cost is $180,000) (Rob Davis). CIP/DID #3316509-73

a. Resolution awarding and approving contract in the amount of $184,582, bond and insurance of Boulder Contracting, LLC for the Sinclair Levee Plaza and Monuments project.
29. Report on bids for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project (estimated cost is $95,000) (Dave Wallace). CIP/DID #655998-04
   a. Resolution awarding and approving contract in the amount of $117,650, plus incentive up to $5,000, bond and insurance of Boomerang Corp. for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project.

30. Report on bids for the Rockhurst Drive SW Regional Detention Basin project (estimated cost is $1,200,000) (Sandy Pumphrey). CIP/DID #304079-02
   a. Resolution awarding and approving contract in the amount of $727,366.50, plus incentive up to $20,000, bond and insurance of Boomerang Corp. for the Rockhurst Drive SW Regional Detention Basin project.

31. Discussion and Resolution approving a term sheet outlining preliminary project terms and directing the City Manager to negotiate a Development Agreement with HOA Hotels LLC for the adaptive reuse of the former Guaranty Bank building and World Theatre entrance and construction of a new nine-story hotel at 222 3rd Street SE and 316 3rd Avenue SE (Caleb Mason). CIP/DID #TIF-0027-2018

**ORDINANCES**

Second and possible Third Readings

32. Ordinance enacting a new Chapter 59 of the Municipal Code, Massage Therapy Business License, to create specific regulations applicable to massage therapy businesses. CIP/DID #PD0033

33. Ordinance granting a change of zone for properties located at 1103 9th Street SE and 823 11th Avenue SE from RMF-1, Residential Multi-Family Zone District, to R-TN, Traditional Neighborhood Residence Transitional Zone District, as requested by Cedar Valley Habitat for Humanity. CIP/DID #RZNE-027647-2018
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.

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 or event should contact the City Clerk’s Office at 319-286-5060 or 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: Community Development

Presenter at Meeting: Seth Gunnerson

Contact Person: Jennifer Pratt
E-mail Address: J.Pratt@cedar-rapids.org

Cell Phone Number: 538-2552

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider amending the Municipal Code by repealing Chapter 32, Zoning Ordinance, and enacting a new Chapter 32 containing updated City zoning requirements (Seth Gunnerson). CIP/DID #CD-0048-2018

a. First Reading: Ordinance repealing Chapter 32 of the Municipal Code, Zoning Ordinance, and enacting a new Chapter 32.

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

Background: The City began the process to update Chapter 32, the Zoning Code, in March of 2016, called ReZone Cedar Rapids. The process involved intensive public outreach, comprised of stakeholder meetings, user group meetings, steering committee meetings, and open houses. The last open house was held in June of this year, and over 50 citizens attended. A Public Review Draft was published on July 3 for a 30-day public review and comment period. Open staff hours were held to allow for the discussion and answering of specific questions related to the update.

On October 16, the City Council Development Committee reviewed the draft and unanimously recommended to move the item to Council. The final Adoption Draft of the ordinance was posted on the City’s website on October 26. On November 1, the City Planning Commission reviewed the draft and unanimously recommended adoption.

The proposed ordinance adjusts the City’s approach to zoning, replacing the existing urban core area zoning with what is known as form-based zoning, also referred to as Urban Districts. The districts set specific requirements for infill development, while giving a great deal of additional flexibility and development potential. The remainder of the community is defined under Traditional or Suburban districts which are designed to better describe the character of the neighborhoods.

The new code allows a number of new uses, such as beekeeping, accessory dwelling units, live/work units, and provides for new development standards, including bicycle parking and renewable energy development.

Review and Approval procedures have been updated, and the proposed code creates a new process called a Major Design Exception which allows for consideration of projects that provide acceptable substitutes to the requirements of the code. In addition, the code gives City staff the ability to administratively approve adjustments for common issues, saving time and expense for developers.
A final Adoption Draft of the proposed ordinance and map is available at http://cms.revize.com/revize/cedarrapids/Full%20Draft%20Document_AD.pdf. The proposed effective date for the new ordinance is January 1, 2019.

City staff will continue to evaluate the code and its impact on other City ordinances. Further Council action to implement the code, including an amendment to the Future Land Use Map and adjustments to other chapters of City Code, are anticipated to be brought before the City Council in December.

A review committee is proposed to help the City evaluate the code and prioritize future amendments. The establishment of this committee and their responsibilities will be brought before the City Council at a future meeting.

**Action/Recommendation:** Staff recommends holding the First Reading of the proposed Ordinance.

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

**Time Sensitivity:** The ordinance is proposed to be effective January 1, 2019.

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA
- **Explanation:** NA

**Recommended by Council Committee:** Yes
- **Explanation:** Recommended by the Development Committee on October 16, 2018
ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING THE CEDAR RAPIDS MUNICIPAL CODE
BY REPEALING CHAPTER 32 THEREFROM AND ENACTING IN LIEU
THEREOF A NEW CHAPTER 32 ENTITLED “ZONING” REGULATING
AND RESTRICTING THE USE OF LAND AND THE SIZE, LOCATION
AND USE OF BUILDINGS AND STRUCTURES

WHEREAS, the Comprehensive Plan for the City of Cedar Rapids, EnvisionCR, calls for
the City to undertake a comprehensive update to its zoning ordinance; and

WHEREAS, a new zoning ordinance has been developed to implement the goals and
objectives of the City’s Comprehensive Plan; and

WHEREAS, on November 1, 2018, following notice and public hearing, the City Planning
Commission reviewed the proposed ordinance and unanimously recommended adoption; and

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

Section 1. The Cedar Rapids Municipal Code is hereby amended by repealing Chapter
32 therefrom and enacting in lieu thereof a new Chapter 32 entitled “Zoning” as shown by the
attachment hereto which is by this reference incorporated herein as if fully set out.

Section 2. It is the intention of the City 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 remained of this Ordinance nor any
part thereof than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict herewith are repealed

Section 4. The afore described newly enacted Chapter 32 shall be included as part of the
replacement pages of the Cedar Rapids Municipal Code and made part of said Code as provided
by law.

Section 5. This Ordinance shall be in full force and effect on January 1, 2019.
Introduced this 13th day of November 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Due to the size of the document, the proposed Chapter 32 can be found at http://cms.revize.com/revize/cedarrapids/Full%20Draft%20Document_AD.pdf.
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Vern Zakostelecky

Contact Person: Sandi Fowler          Cell Phone Number: 319-538-1062
E-mail Address: S.Fowler@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing to consider granting a change of zone for property located south of Blairs Ferry Road NE and west of Edgewood Road NE from A, Agriculture Zone District, to C-3, Regional Commercial Zone District as requested by New Buffalo Land Co., LLC.

CIP/DID #RZNE-027724-2018

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

Background: This request for rezoning was reviewed by the City Planning Commission on October 11, 2018. The Commission recommended unanimously to approve the rezoning request with an 8 to 0 vote.

The applicant is requesting to rezone 54.7 acres to allow for the construction of a mixed-use development. The property is currently zoned A, Agriculture Zone District and the request is to rezone to C-3, Regional Commercial Zone District. The property is identified as “Urban Medium Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan. The proposed development will be consistent with the goals and objective of this Land Use Typology Area designation. Please note that a Traffic Impact Study is required prior to any development on the subject property.

The Concept Plan shows:
- Total site area: 54.7 acres.
- One big box store and several small buildings.
- One street extending through the site to the west property line.
- One street going north to Blairs Ferry Rd. NE
- One access from Blairs Ferry Rd. and two accesses to Edgewood Rd. NE

A Public Hearing to allow for public input and the First Reading of the Ordinance are being held on November 13, 2018. 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 holding the public hearing and voting on the first reading of the ordinance.

Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA
Resolution Date: NA
Budget Information: NA
Local Preference Policy: (Click here to select)
   Explanation: NA
Recommended by Council Committee: (Click here to select)
   Explanation: NA

Location Map
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;

LOTS 3 TO 8, BOTH INCLUSIVE, BLOCK 1, NEW BUFFALO, LINN COUNTY, IOWA AND THE WEST HALF OF BUCKEYE STREET FROM THE NORTH LINE OF HAWKEYE STREET NORTH TO THE CENTERLINE (EXTENDED) OF THE EAST-WEST ALLEY IN BLOCK 1, NEW BUFFALO, LINN COUNTY, IOWA, AND LYING IN THE NW FRL. ¼ OF THE NE¼ OF SECTION 6-83-7, LINN COUNTY, IOWA AND ALL OF THE ALLEY LYING IN BLOCK 1, NEW BUFFALO, LINN COUNTY, IOWA, EXCEPT THE NORTH ½ OF SAID ALLEY LYING SOUTH OF LOTS 1 AND 2, SAID BLOCK 1, AND LYING IN THE NW FRL. ¼ OF THE NE¼ OF SECTION 6-83-7, LINN COUNTY, IOWA AND ALL OF THAT PART OF HAWKEYE STREET IN THE NW FRL. ¼ OF THE NE¼ OF SECTION 6-83-6, LINN COUNTY, IOWA, AND LYING NORTHERLY OF THE FOLLOWING DESCRIBED PARCEL: BEGINNING AT A POINT 23.0 FEET WEST AND 7.80 FEET SOUTH OF THE SOUTHWEST CORNER OF BLOCK 3, NEW BUFFALO, LINN COUNTY, IOWA, AND ON THE EAST LINE OF THE NW FRL. ¼ OF THE NE¼ OF SECTION 6-83-7, LINN COUNTY, IOWA; THENCE SOUTH A DISTANCE OF 52.20 FEET; THENCE N 88° 00’ W, A DISTANCE OF 277.0 FEET ON THE SOUTH LINE OF PLATTED HAWKEYE STREET TO THE NORTHWEST CORNER OF FRL. BLOCK 2 OF THE SAID PLAT OF NEW BUFFALO; THENCE N 08° 40’ W A DISTANCE OF 47.3 FEET; THENCE S 88° 59’ E 284.15 FEET TO THE POINT OF BEGINNING
Parcel 2
LOT 2, MUSIL’S FIRST ADDITION TO LINN COUNTY, IOWA, EXCEPT PARCEL A, PLAT OF SURVEY #1305 AS RECORDED IN BOOK 6177 PAGE 334 OF THE RECORDS OF THE LINN COUNTY, IOWA RECORDER ON NOVEMBER 9, 2005

Parcel 3
THAT PART OF THE SOUTH 51 ½ RODS OF THE WEST 62 RODS OF THE SW¼ NE¼, LYING NORTH OF THE RIGHT OF WAY OF THE CHICAGO, MILWAUKEE AND ST. PAUL RAILWAY, NOW CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILWAY, AND THAT PART OF THE EAST 18 RODS OF THE SOUTH 14 RODS OF THE SW¼-NE¼ Lying North of said railway, all in section 6-83-7 LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS: PART OF THE SW¼-NE¼ OF 6-83-7, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE NE¼ OF SAID SECTION 6, THENCE NORTH 1°32’55” WEST, ALONG THE WEST LINE OF SAID NE¼ 279.00 FEET TO THE NORTHERLY LINE OF THE FORMER CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC RAILROAD AND THE POINT OF BEGINNING; THENCE CONTINUING N 1°32’55” WEST, ALONG SAME SAID WEST LINE, 570.75 FEET TO THE NORTH LINE OF THE SOUTH 51 ½ RODS OF THE SW¼ NW¼ OF SAID SECTION 6; SAID POINT ALSO BEING THE SOUTHWEST CORNER OF LOT 2, MUSIL’S FIRST ADDITION TO LINN COUNTY, IOWA; THENCE N 89°47’07” EAST, ALONG THE NORTH LINE OF SAID SOUTH 51 ½ RODS, AND THE SOUTH LINE OF SAID LOT 2 AND SAID SOUTH LINE EXTENDED, 1030.43 FEET TO THE WEST LINE OF BUFFALO ROAD AND THE WEST LINE OF THE EAST 18 RODS OF THE SW¼ NE¼ OF SAID SECTION 6; THENCE SOUTH 1°31’18” EAST, ALONG THE SAID WEST LINE OF BUFFALO ROAD AND THE WEST LINE OF SAID EAST 18 RODS, 618.90 FEET TO THE NORTH LINE OF THE SOUTH 14 RODS OF SAID SW¼ NE¼ OF SAID SECTION 6; THENCE NORTH 89°47’49” EAST, ALONG THE SAID NORTH LINE OF SAID SOUTH 14 RODS, 297.08 FEET TO THE EAST LINE OF THE SW¼ NE¼ OF SAID SECTION 6; THENCE SOUTH 1°31’18” EAST, ALONG SAID EAST LINE, 98.68 FEET TO THE NORTHERLY LINE OF THE FORMER CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC RAILROAD; THENCE SOUTH 88°38’18” WEST, ALONG SAID NORTH LINE, 732.14 FEET; THENCE NORTH 75°06’55” WEST, ALONG SAID NORTH LINE, 620.00 FEET TO THE POINT OF BEGINNING, ALL SITUATED IN LINN COUNTY, IOWA.

Parcel 4
A PARCEL OF LAND SITUATED IN THE NW FRL. ¼ OF THE NE FRL. ¼ OF SECTION 6-83-7, LINN COUNTY, IOWA, INCLUDING THEREIN LOTS 1, 2, 3, 4, AND PART OF LOTS 5 AND 6 OF FRACTIONAL BLOCK 2 AND ALL THAT PART OF PLATTED HAWKEYE STREET LYING SOUTH OF AN OLD EXISTING PROPERTY LINE FENCE, AS SHOWN ON THE PLAT OF NEW BUFFALO, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 23.00 FEET WEST AND 7.80 FEET SOUTH OF THE SW CORNER OF BLOCK 3 OF THE PLAT OF NEW BUFFALO AND ON THE EAST LINE OF THE NW FRL.¼ OF THE NE ¼ OF SAID SECTION 6; THENCE SOUTH A DISTANCE OF 242.90 FEET; THENCE N 88°59’ WEST A DISTANCE OF 274.00 FEET TO THE CENTER OF THE LOCAL COUNTY ROAD; THENCE N 0°59’ WEST, A DISTANCE OF 48.00 FEET ON THE CENTER- LINE OF SAID ROAD; THENCE N 8°40’ WEST, A DISTANCE OF 197.15 FEET ON THE CENTERLINE OF SAID ROAD; THENCE SOUTH 88°59’ EAST, A DISTANCE OF 304.15 FEET TO THE POINT OF BEGINNING, SUBJECT TO PUBLIC HIGHWAY
Parcel 5

ALL THAT PART OF THE NE ¼ OF SECTION 6-83-7, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS: COMMENCING AS A POINT OF REFERENCE AT THE NE CORNER OF SAID SECTION 6; THENCE N 90° 00’ 00” W (RECORDED BEARING) ALONG THE NORTH LINE OF SAID NE ¼, 1,630.71 FEET TO THE CENTERLINE OF NEMIAH AQUILLA MILLER ROAD; THENCE S 00° 09’ 27” E ALONG SAID CENTERLINE, 821.61 FEET TO THE CENTERLINE OF BLAIRS FERRY ROAD N.E.; THENCE S 88° 11’ 53” E ALONG THE CENTERLINE OF SAID BLAIRS FERRY ROAD NE, 387.57 FEET; THENCE S 01° 48’ 07” W, 60.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF SAID BLAIRS FERRY ROAD N.E.; THENCE S 88° 11’ 53” E ALONG SAID RIGHT-OF-WAY LINE 51.75 FEET TO THE WEST RIGHT-OF-WAY LINE OF EDGEOOD ROAD N.E.; THENCE S 44° 30’ 55” E ALONG SAID WEST RIGHT-OF-WAY LINE, 166.51 FEET; THENCE S 00° 49’ 56” E ALONG SAID WEST RIGHT OF WAY LINE, 207.02 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S 00° 49’ 56” E ALONG SAID WEST RIGHT-OF-WAY LINE, 250.09 FEET; THENCE SE-LY ALONG SAID WEST RIGHT-OF-WAY LINE ON AN ARC OF 102.11 FEET OF A 5,633.51 FOOT RADIUS CURVE TO THE LEFT HAVING A CHORD DISTANCE OF 102.11 FEET BEARING S 00° 18’ 47” E; THENCE S 12° 40’ 42” W ALONG SAID RIGHT-OF-WAY LINE, 201.19 FEET; THENCE SW-LY ALONG SAID WEST RIGHT-OF-WAY LINE ON AN ARC OF 780.97 FEET OF A 5,593.51 FOOT RADIUS CURVE TO THE RIGHT, HAVING A CHORD DISTANCE OF 780.33 FEET BEARING S 06° 13’ 08” E; THENCE S 00° 13’ 09” W ALONG SAID WEST RIGHT-OF-WAY LINE, 99.45 FEET TO THE NORTH RIGHT-OF-WAY LINE OF A COUNTY ROAD; THENCE N 79° 46’ 51” W ALONG SAID NORTH RIGHT-OF-WAY LINE, 395.42 FEET TO THE WEST LINE OF THE EAST 18 RODS OF THE SW ¼ OF SAID NE ¼; THENCE N 00° 56’ 44” W ALONG SAID WEST LINE OF THE EAST 18 RODS, 1,174.03 FEET; THENCE S 89° 05’ 11” E, 297.16 FEET; THENCE N 00° 06’ 11” W, 250.81 FEET; THENCE S 88° 11’ 54” E, 23.01 FEET; THENCE S 00° 06’ 11” E, 60.03 FEET; THENCE S 88° 11’ 54” E, 231.00 FEET TO SAID POINT OF BEGINNING, EXCEPTING THEREFROM THE PUBLIC HIGHWAY AND ALL THAT PART OF VACATED BUCKEYE STREET AS SHOWN ON THE PLAT OF NEW BUFFALO, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF FORMER BLOCK 3 OF THE PLAT OF NEW BUFFALO, LINN COUNTY, IOWA; THENCE N 88° 11’ 53” W, 23.01 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N 88° 11’ 53” W, 7.00 FEET TO A POINT ON THE CENTERLINE OF VACATED BUFFALO STREET; THENCE N 0° 06’ 11” W ALONG SAID CENTERLINE, 146.89 FEET; THENCE S 88° 11’ 53” E, 7.00 FEET; THENCE S 0° 06’ 11” E, 146.89 FEET TO THE POINT OF BEGINNING

Parcel 6

PARCEL A, REVISED PLAT OF SURVEY NO. 1821, BEING A PART OF THE N.E. FRACTIONAL ¼, SECTION 6, T83N, R7W CEDAR RAPIDS, LINN COUNTY, IOWA, AS RECORDED IN BOOK 8958 PAGE 142 IN THE OFFICE OF THE LINN COUNTY RECORDER

and located south of Blairs Ferry Road NE and west of Edgewood Road NE, now zoned A, Agriculture Zone District, and as shown on the “District Map,” be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial 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. That future development under this rezoning action shall be subject to the site development plan review process as set forth in the Zoning Ordinance in effect at the time prior to issuance of building permit(s). Such Development shall meet all City development standards in effect at the time of plan submittal.

2. Subject property shall 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 13th day of November, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. ____________

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

Dated this ___th_____ day of ___October_______, 2018.

New Buffalo Land Co, LLC

[Signature]

Printed name

Chad M. Pelley

Printed title

Chad Pelley, Member, New Buffalo Land Co., LLC
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt  
E-mail Address: J.Pratt@cedar-rapids.org  
Cell Phone Number: 319-538-2552

Description of Agenda Item: REGULAR AGENDA
Discussion and Resolution of support authorizing City participation in the proposed Edgewood Town Center development project, located along and west of Edgewood Road NE between Blairs Ferry Road NE and Highway 100 under the City’s Large Site Master Plan – Economic Development Program as requested by New Buffalo Land Co. LLC (Caleb Mason).  CIP/DID #TIF-0028-2018

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 City participation in the proposed Edgewood Town Center development project being proposed by New Buffalo Land Co, LLC, a company represented by developer, Joe Ahmann.  The program qualifies under the City’s Large Site Master Plan – Economic Development Program.

The following is a summary of the proposed project:

- $50 million capital investment
- Phased, master-planned development of 55 acres
  - commercial, retail and office uses
  - development design standards
- Estimated creation of 100+ jobs

The incentive under Large Site Master Plan provides 10-year, 50% reimbursement of increased taxes which are generated by the project. Based on an estimated post-development value of $35 million, the following is an estimate of the expected total taxes collected and reimbursed taxes for the project:

- $13.1 million in total taxes generated over a 10-year period
  - $5.6 million reimbursed over a 10-year period
  - $7.5 million net taxes collected over a 10-year period

In order to provide the incentive, an Urban Renewal Area (TIF District) would be established to allow the City to collect increment taxes and rebate them under the terms of a Development Agreement. The Resolution further directs staff to initiate the process to establish a TIF district for the project.
**Action/Recommendation:** City staff recommends approval of resolution.

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

**Time Sensitivity:** NA

**Resolution Date:** November 13, 2018

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA
WHEREAS, the City of Cedar Rapids has received an application for City financial incentives from New Buffalo Land Co. LLC (the “Developer”) under the City’s Large Site Master Plan – Economic Development Program, for a master-planned development along and west of Edgewood Road NE between Blairs Ferry Rd NE and Highway 100; and

WHEREAS, the Developer is proposing substantial new construction of multi-phased commercial office and retail development with total investment of $50 million and which will result in the creation of new jobs (the “Project”); and

WHEREAS, the City Council has adopted Economic Development Programs to support such activities which promote and facilitate economic development objectives of the City, including the expansion of the City’s tax base and the creation of new jobs; and

WHEREAS, the proposed Project qualifies under the City’s Large Site Master Plan – Economic Development Program; and

WHEREAS, the Large Site Master Plan program provides a 10-year, 50% reimbursement of the increased value generated by the Project improvements; and

WHEREAS, the City Council desires to express its support for the proposed Project.

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

1. The request for City financial participation is approved, subject to establishment of an Urban Renewal Area and approval of a Development Agreement.

2. The City Manager, or designee, is authorized and directed to initiate the proceedings as provided under Chapter 403 of the Code of Iowa to establish an Urban Renewal Area to provide a mechanism for the City participation provided for herein.

3. The City Manager, or designees, is authorized and directed to negotiate a Development Agreement with the Developer which memorializes the commitment of the Developer to the proposed Project and City participation and, after the establishment of an Urban Renewal Area, the Development Agreement is to be brought back to the City Council for approval.
Attest:

ClerkSignature

MayorSignature
Council Agenda Item Cover Sheet

Submitting Department:  Public Works

Presenter at meeting:  Dave Wallace, PE

Contact Person:  Jennifer L. Winter, PE  
E-mail Address:  j.winter@cedar-rapis.org  

Cell Phone Number:  319-538-1076

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 Boyson Road NE East of Creekside Drive Sanitary Sewer Extension project (estimated cost is $90,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Boyson Road NE East of Creekside Drive Sanitary Sewer Extension project.
CIP/DID #6550068-01

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

Background:  This project will extend sanitary sewer service to 1111 and 1101 Boyson Road NE. These lots are currently on septic systems and have no access to city sanitary sewer service. The available funding for this activity is $97,250 and is subject to receipt of acceptable bids. Construction is scheduled to begin no later than January 14, 2019 and is anticipated to be completed by February 2019.

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:  Defer the project until a future time.

Time Sensitivity:  Must be acted upon by November 13, 2018 to maintain the project schedule, and which must occur ahead of the project’s November 21, 2018 bid opening.

Resolution Date:  November 13, 2018

Budget Information:  655/655000/6550068, NA

Local Preference Policy:  NA
Explantion:  NA

Recommended by Council Committee:  NA
Explantion:  NA
RESOLUTION NO. 6550068-01

WHEREAS, on October 23, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Boyson Road NE East of Creekside Drive Sanitary Sewer Extension project (Contract No. 6550068-01) 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

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE

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

Cell Phone Number: 319-538-1076

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 33rd Avenue SW West of Banar Avenue Sanitary Sewer Extension project (estimated cost is $190,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 33rd Avenue SW West of Banar Avenue Sanitary Sewer Extension project.
CIP/DID #6550071-02

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

Background: This project will extend sanitary sewer parallel to the rear lot lines for 4201-4451 33rd Avenue SW. These properties are currently on septic systems and will eventually need City sewer extended. These properties will pay a connection fee in the future at the time of connection.

The proposed sewer will also service a portion of the Bellwood Meadow development. By installing the sewer now with the Bellwood Meadow development, the City is able to save on overall easement and construction costs.

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: Defer project to the future.

Time Sensitivity: Must be acted upon November 13, 2018 to maintain the project schedule, and which must occur ahead of the project’s November 21, 2018 bid opening.

Resolution Date: November 13, 2018

Budget Information: 655, 655000, 6550071 NA

Local Preference Policy: NA
Explanations: NA

Recommended by Council Committee: NA
Explanations: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 23, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 33rd Avenue SW West of Banar Avenue Sanitary Sewer Extension project (Contract No. 6550071-02 NA) 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

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
33RD AVENUE SW WEST OF BANAR AVENUE SANITARY SEWER EXTENSION PROJECT
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

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 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (estimated cost is $630,000) (Paving for Progress).

Resolution adopting plans, specifications, form of contract and estimated cost for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project. CIP/DID #3012101-02

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

Background: This project includes replacing water main, asphalt pavement improvements, sidewalk extension, and ADA sidewalk ramp upgrades. This is the first of two construction contracts to improve 8th Avenue SW between 18th Street and Rockford Road. This first section is scheduled for 2019 construction, with the remainder to follow in 2021.

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: Council may defer, abandon or repackage the project into alternate phases.

Time Sensitivity: Must be acted upon by November 13, 2018 to maintain the project schedule, and which must occur ahead of the project’s November 14, 2018 bid opening.

Resolution Date: November 13, 2018

Budget Information: 301/301000/3012101 SLOST; 625/625000/6250051-2016061 NA; 655/655000/655996 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. 3012101-02

WHEREAS, on October 23, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 8th Avenue SW from 18th Street SW to 15th Street SW HMA Overlay and Water Main Improvement project (Contract No. 3012101-02 SLOST) 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 7970

LEG_PASSED_FAILED_7970

MayorSignature

Attest:

ClerkSignature
8TH AVENUE SW FROM 18TH STREET SW TO 15TH STREET SW
HMA OVERLAY AND WATER MAIN IMPROVEMENT PROJECT
PROJECT 3012101-02
Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Bruce Jacobs

Contact Person: Steve Hershner Cell Phone Number: (319) 538-1059
E-mail Address: SteveHe@cedar-rapids.org

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 C Street and Kirkwood Service Zones Boundary Improvements project (estimated cost is $90,000) (Bruce Jacobs).

a. Resolution adopting plans, specifications, form of contract and estimated cost for the C Street and Kirkwood Service Zones Boundary Improvements project.

CIP/DID #2018061-01

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

Background: The new Kirkwood Elevated Storage Tank is under construction to replace the previously demolished Kirkwood Standpipe. The hydraulic grade in the Kirkwood Service Area is currently maintained at 967 ft., but improvements are planned to reduce the size of the existing service area and utilize the new Kirkwood Elevated Storage Tank to help maintain a higher system pressure. Improvements include installing one pressure reducing valve and bypass, in addition to installing one check valve and bypass to separate the proposed C Street and Cedar Hills Service Zones.

Bids will be opened and publicly announced on November 28, 2018.

Action/Recommendation: The Utilities Department – Water Division staff recommends approval of the resolution adopting the plans, specifications, form of contract and estimated cost for the C Street and Kirkwood Service Zones Boundary Improvements project.

Alternative Recommendation: None

Time Sensitivity: 11-13-18

Resolution Date: 11-13-18

Budget Information:
1. Included in Current Budget Year: This item is budgeted under the FY19 Utilities Department-Water Division CIP Budget and coded to 625-625000-625884-6252018061-01.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY19 Water CIP budget includes $1,500,000 for engineering and construction of water main replacement projects under CIP number 625884. The budget for construction will be established pursuant to the completion of the initial evaluation by the Engineer.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being bid as a Capital Improvement Project using Purchasing Department standards.

**Local Preference Policy:** NA
**Explanation:** Capital Improvement Projects are exempt from Local Preference Policy.

**Recommended by Council Committee:** NA
**Explanation:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 23, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the C Street and Kirkwood Service Zones Boundary Improvements project (Contract No. 2018061-01) 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

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
CONSENT AGENDA
Resolution establishing the times and dates of regularly scheduled City Council meetings to be held in calendar year 2019.
CIP/DID #CLK001-19

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

Background: The 2019 City Council meeting schedule calls for two regular sessions per month, with the first taking place at noon on the second Tuesday of the month and the second at 5:30 p.m. on the fourth Tuesday. The November and December 2019 meetings will be moved to the first and third Tuesdays of the month due to holidays.

Action/Recommendation: Approve the resolution.

Alternative Recommendation: Don't approve the resolution and discuss options for a different Council meeting schedule.

Time Sensitivity: Departments need to know the meeting dates and times to plan for public improvement projects.

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, it is the desire of the Cedar Rapids City Council to establish the times and dates of its regularly scheduled meetings to be held in calendar year 2019.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the meeting schedule for calendar year 2019 is shown on Attachment A attached hereto.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
## PROPOSED 2019 COUNCIL MEETING DATES

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tuesday, January 8</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, January 22</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, February 12</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, February 26</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, March 12</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, March 26</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, April 9</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, April 23</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, May 14</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, May 28</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, June 11</td>
<td>12:00 noon</td>
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<tr>
<td>Tuesday, June 25</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, July 9</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, July 23</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, August 13</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, August 27</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, September 10</td>
<td>12:00 noon</td>
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<tr>
<td>Tuesday, September 24</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, October 8</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, October 22</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, November 5 *</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, November 19 *</td>
<td>5:30 p.m.</td>
</tr>
<tr>
<td>Tuesday, December 3 *</td>
<td>12:00 noon</td>
</tr>
<tr>
<td>Tuesday, December 17 *</td>
<td>5:30 p.m.</td>
</tr>
</tbody>
</table>

* Meetings changed to first and third Tuesdays of the month due to holidays
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Brenna Fall, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution adopting and levying final schedule of assessments and providing for the payment thereof for the Wiley Boulevard from 31st Avenue SW to 650 Feet North of 29th Avenue Roadway Improvements project.
CIP/DID #301627-00

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

Background: Construction has been fully completed by Price Industrial Electric for the subject project. This is a previously approved Capital Improvements Project (CIP No. 301627-07) with a total cost of completed work to date of $316,412.07. Amount proposed to be assessed to 9 benefiting properties is $272,640. The preliminary assessment amount of $272,640 was approved by City Council on November 1, 2016. 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 November 13, 2018 due to assessment schedule per State code timeline.

Resolution Date: November 13, 2018

Budget Information: 301/301000/301627 NA, 306/306000/306196 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 Wiley Boulevard from 31st Avenue SW to 650 Feet North of 29th Avenue Roadway Improvements, within the City, under contract with Price Industrial Electric of Robins, IA, which final plat and schedule was filed in the office of the Clerk on the 3rd day of May 2018 said assessments are hereby corrected by making the following changes and reductions:

<table>
<thead>
<tr>
<th>NAME OF PROPERTY</th>
<th>OWNER AND DESCRIPTION OF PROPERTY</th>
<th>PROPOSED ASSESSMENT</th>
<th>FINAL DEFICIENCY, IF ANY</th>
<th>CORRECTED ASSESSMENT</th>
<th>CONDITIONAL DEFICIENCY, IF ANY</th>
</tr>
</thead>
</table>

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, 2018; 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
NOTICE OF FILING OF THE FINAL PLAT AND SCHEDULE
OF ASSESSMENTS AGAINST BENEFITED PROPERTIES FOR
THE CONSTRUCTION OF THE WILEY BOULEVARD - 31ST AVENUE SW TO 650 FT NORTH
OF 29TH AVENUE ROADWAY IMPROVEMENTS
WITHIN THE CITY OF CEDAR RAPIDS, IOWA

TO THE PERSONS OWNING LAND LOCATED WITHIN THE DISTRICT DESCRIBED AS THE
WILEY BOULEVARD - 31ST AVENUE SW TO 650 FT NORTH OF 29TH AVENUE ROADWAY
IMPROVEMENTS WITHIN THE CITY OF CEDAR RAPIDS, IOWA:

Consisting of the properties which are described as follows:

<table>
<thead>
<tr>
<th>Property ID</th>
<th>Description</th>
<th>Property ID</th>
<th>Description</th>
<th>Property ID</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>200112701001000</td>
<td>WILEY CENTER COMMERCIAL CONDOS UNIT 1</td>
<td>200112701001003</td>
<td>WILEY CENTER COMMERCIAL CONDOS UNIT 4</td>
<td>200110100500000</td>
<td>ROADRUNNER LOT 5</td>
</tr>
<tr>
<td>200112701001001</td>
<td>WILEY CENTER COMMERCIAL CONDOS UNIT 2</td>
<td>200112600200000</td>
<td>WILEY CENTER 1ST LOT 1</td>
<td>200110100400000</td>
<td>ROADRUNNER LOT 6</td>
</tr>
<tr>
<td>200112701001002</td>
<td>WILEY CENTER COMMERCIAL CONDOS UNIT 3</td>
<td>200112600500000</td>
<td>WILEY CENTER 3RD LOT 1</td>
<td>200110100200000</td>
<td>ROADRUNNER EX RD LOT 1</td>
</tr>
</tbody>
</table>

The extent of the work completed on the Wiley Boulevard - 31st Avenue SW to 650 Ft North of 29th Avenue Roadway Improvements is as follows:

New permanent traffic signal and sidewalk ramps

You are hereby notified that the final plat and schedule of assessments against benefited properties within the District described as the Wiley Boulevard - 31st Avenue SW to 650 Ft North of 29th Avenue Roadway Improvements, for the construction of traffic signal 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 Wiley Boulevard - 31st Avenue SW to
650 Ft North of 29th 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.

Amy Stevenson
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, Amy Stevenson, 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 8th day of May, the said Council did levy special assessments for and on account of the cost of construction of the Wiley Boulevard - 31st Avenue SW to 650 Ft North of 29th Avenue Roadway Improvements, under contract with Price Industrial Electric of Robins, Iowa, on the following or portions thereof, in said Municipality, to-wit:

<table>
<thead>
<tr>
<th>Parcel Number</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>200112701001000</td>
<td>Wiley Center Commercial Condos Unit 1</td>
</tr>
<tr>
<td>200112701001003</td>
<td>Wiley Center Commercial Condos Unit 4</td>
</tr>
<tr>
<td>200112701001001</td>
<td>Wiley Center Commercial Condos Unit 2</td>
</tr>
<tr>
<td>200112600200000</td>
<td>Wiley Center 1st Lot 1</td>
</tr>
<tr>
<td>200112701001002</td>
<td>Wiley Center Commercial Condos Unit 3</td>
</tr>
<tr>
<td>200112600500000</td>
<td>Wiley Center 3rd Lot 1</td>
</tr>
<tr>
<td>200110100500000</td>
<td>Roadrunner Lot 5</td>
</tr>
<tr>
<td>200110100400000</td>
<td>Roadrunner Lot 6</td>
</tr>
<tr>
<td>200110100200000</td>
<td>Roadrunner EX Rd Lot 1</td>
</tr>
</tbody>
</table>

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

New permanent traffic signal and sidewalk ramps

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 July 1, 2018, 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 13th day of November 2018.

ClerkSignature

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 November 13, 2018.

______________________________________
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 November 13, 2018.

_______________________________________
Building Permit Official
of the City of Cedar Rapids, Iowa
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Matt Myers, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing rescinding Resolution No. 0248-02-18 and approving on-street parking restrictions that are already in place in the downtown area.
CIP/DID #60-19-021

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

Background: Resolution No. 0248-02-18, dated February 27, 2018, established No Parking, One Hour Parking and Two Hour Parking on certain streets in the downtown area, and it was amended per Resolution No. 2583-11-03 on February 27, 2018. However, Resolution No. 0248-02-18 was already rescinded in its entirety per Resolution 1145-08-18 on August 11, 2015, and therefore, should not have been amended on February 27, 2018.

Resolution No. 1145-08-18 also established on-street parking restrictions on certain downtown streets. The Traffic Engineering Division of the Public Works Department confirmed that all of the on-street parking restrictions that were established per Resolution No. 1145-08-18 are currently still in place and should stay in place.

Action/Recommendation: The Public Works Department recommends authorizing rescinding Resolution No. 0248-02-18 and approving the on-street parking restrictions downtown.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Resolution No. 2583-11-03, dated November 19, 2003, authorized establishing on-street parking restrictions on certain streets in the downtown area, and

WHEREAS, Resolution No. 1145-08-15, dated August 11, 2015, authorized rescinding Resolution No. 2583-11-03, Resolution No. 1177-6-92, and Resolution No. 1655-11-83, and

WHEREAS, Resolution No. 1145-08-15 also authorized establishing on-street parking restrictions on certain streets in the downtown area, and

WHEREAS, Resolution No. 0248-02-18, dated February 27, 2018, authorized amending Resolution No. 2583-11-03 and revising the established on-street parking restrictions, and

WHEREAS, Resolution No. 2583-11-03 cannot be amended, because it was already rescinded in its entirety by Resolution 1145-08-15, and

WHEREAS, the Traffic Engineering Division of the Public Works Department confirmed that the on-street parking restrictions that were established in the downtown area per Resolution No. 1145-08-15 still stand and are correct, and

WHEREAS, those on-street parking restrictions that were established by Resolution No. 1145-08-15 include:

1. “No Parking Anytime” on the south side of 5th Avenue SE between the 4th Street railroad tracks and 5th Street;

2. “One Hour Parking, 8:00 AM to 5:00 PM except Sunday and holidays” on the north side of 2nd Avenue SE between 7th Street and 8th Street;

3. “Two Hour Parking, 8:00 AM to 5:00 PM except Sunday and holidays” at the following locations:

   a. North side of 4th Avenue SE between 6th & 7th Street

   b. Both sides of 5th Street SE between 5th & 6th Avenue

   c. Both sides of 6th Street NE between A Avenue & 1st Avenue

   d. Both sides of 6th Street SE between 3rd & 5th Avenue

   e. West side of 7th Street NE between A Avenue & the alley between A Avenue & 1st Avenue

   f. Both sides of 7th Street SE between 1st Avenue & the alley between 4th Avenue & 5th Avenue.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 2583-11-03 is hereby rescinded in its entirety, and
BE IT FURTHER RESOLVED that the on-street parking restrictions that were established by Resolution No. 1145-08-15 and as listed herein be in the same are hereby approved.

PASSED_DAY_TAG
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing amending Resolution No. 0786-06-15, adding approval for relocation assistance in an amount not to exceed $135,000 for the removal and reinstallation of advertising signs and light poles, electrical relocation, and reinstallation of the irrigation system required for the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project.
CIP/DID #301446-00

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

Background: On June 9, 2015, Resolution No. 0786-06-15 approved payment(s) in accordance with the Compensation Commission awards for the partial acquisitions of property required for the Collins Road project. Resolution No. 0786-06-15 did not provide for approval for relocation assistance to reimburse for the removal and reinstallation of advertising signs and light poles, electrical relocation, and reinstallation of the irrigation system, not part of the eminent domain process.

Action/Recommendation: The Public Works Department recommends adopting the resolution amending Resolution No. 0786-06-15 by adding approval for relocation assistance in an amount not to exceed $135,000.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 301/301000/301446 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. 0786-06-15

WHEREAS, Resolution No. 0786-06-15 authorized the referral of partial acquisitions of properties to the Linn County Compensation Commission for needed right-of-ways, permanent easements and temporary grading easements for construction required for the Collins Road (IA 100) Phase 1 Complete Streets Project from East of Northland Avenue NE to Twixt Town Road NE project (CIP No. 301446 NA), and

WHEREAS, Resolution No. 0786-06-15 omitted the estimated relocation assistance cost for reimbursement to remove and reinstall the advertising signs and light poles, electrical relocation, and reinstallation of the irrigation system to the Linn County Compensation Commission award, and

WHEREAS, it is estimated $135,000 in relocation assistance is needed for signage and light poles removal and reinstallation, electrical relocation, and irrigation reinstallation for the following properties,

130 Collins Road NE, Cedar Rapids, IA
140 Collins Road NE, Cedar Rapids, IA
190 Collins Road NE, Cedar Rapids, IA
163 Collins Road NE, Cedar Rapids, IA
222 Collins Road NE, Cedar Rapids, IA
223 Collins Road NE, Cedar Rapids, IA
4444 1st Avenue NE, Cedar Rapids, IA

and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the amendment to Resolution No. 0786-06-15 as described herein is authorized, and

BE IT FURTHER RESOLVED that upon receipt of invoice for the foregoing properties on the project, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payments directly to CR Signs, Inc., Nelson Electric Co. and to DDM Landscape & Irrigation for an estimated amount not to exceed $135,000.
Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt  
E-mail Address: J.Pratt@cedar-rapids.org  
Cell Phone Number: 538-2552

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing submittal of Tax Increment Financing (TIF) Indebtedness Certifications to the Linn County Auditor indicating the total debt incurred and revenues collected through June 30, 2018 within each of the City’s twenty-six (26) Urban Renewal Areas.
CIP/DID #OB163407

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

Background: The Iowa State Law requires all taxing bodies that utilize Tax Increment Financing (TIF) to submit verification of funds expended and collected on an annual basis. The State provides TIF Indebtedness Certificates be completed and submitted to the County Auditor no later than December 1, 2018. A TIF Indebtedness Certificate must be completed for each of the individual Urban Renewal Areas where tax increment revenues are collected. The information included in the Certifications is comprised of the aggregate amount of debt prior to July 1, 2017, the new debt incurred during the reporting period of July 1, 2017 - June 30, 2018, the total amount of tax revenues collected in the area through June 30, 2018, and the projected tax revenues to be collected from July 1, 2018 – June 30, 2019.

It is important to note: the only expenditures listed in the TIF Indebtedness Certifications are those previously approved by the City Council. There is no obligation of additional tax revenues associated with the Certifications.

A Resolution has been prepared to authorize the City Clerk to sign and execute TIF Indebtedness Certificates for proper submission to the Linn County Auditor. The TIF Indebtedness Certifications will be submitted for each of the City’s twenty-six (26) Urban Renewal Areas, as follows:

1. 20th Avenue SW Urban Renewal Area
2. 42nd & Edgewood Urban Renewal Area
3. Apache Hose Urban Renewal Area
4. Central Business Urban Renewal Area
5. Consolidated Central Urban Renewal Area
6. Council Street Urban Renewal Area
7. Diamond V Mills Urban Renewal Area
8. Earhart Lane Urban Renewal Area
9. Fountains Urban Renewal Area
10. Grand Living Urban Renewal Area
11. Ingleside Urban Renewal Area
12. Miron Construction Urban Renewal Area
13. Muirfield SW Urban Renewal Area
14. New Pioneer Urban Renewal Area
15. Northtowne Urban Renewal Area
16. OSADA Urban Renewal Area
17. Pointe Urban Renewal Area
18. Prairie Ridge Urban Renewal Area
19. Raining Rose Urban Renewal Area
20. River Ridge North Urban Renewal Area
21. Rockwell Collins Urban Renewal Area
22. Southwest Consolidated Urban Renewal Area
23. Stone Creek Urban Renewal Area
24. Technology Park Urban Renewal Area
25. Village Urban Renewal Area
26. Westdale Urban Renewal Area

**Action/Recommendation:** City Staff recommends approval of the Resolution.

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

**Time Sensitivity:** Debt Certifications must be approved and submitted to the County by December 1, 2018.

**Resolution Date:** November 13, 2018

**Budget Information:** NA

**Local Preference Policy:** NA
   **Explanation:** NA

**Recommended by Council Committee:** NA
   **Explanation:** NA
WHEREAS, the City of Cedar Rapids, Iowa had twenty-six (26) Urban Renewal Areas identified below that include collection of tax increment as provided under State urban renewal law; and

WHEREAS, Iowa Code Section 403.19(5) requires annual filing of a certification of indebtedness for each urban renewal area with the County Auditor in order for the City to receive said tax increment revenue; and

WHEREAS, the City has incurred indebtedness through conducting activities in adoption and furtherance of the objectives of the urban renewal areas identified below as evidenced by TIF Indebtedness Certificates for each urban renewal area; and

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

1. That the City Clerk is hereby authorized and directed to sign TIF Indebtedness Certificates for the twenty-six (26) Urban Renewal Areas, as identified below, requesting that tax increment be paid to the City as provided by Iowa Code Section 403.19(2) to their respective special funds under that Section.

   1. 20th Avenue SW Urban Renewal Area
   2. 42nd & Edgewood Urban Renewal Area
   3. Apache Hose Urban Renewal Area
   4. Central Business Urban Renewal Area
   5. Consolidated Central Urban Renewal Area
   6. Council Street Urban Renewal Area
   7. Diamond V Mills Urban Renewal Area
   8. Earhart Lane Urban Renewal Area
   9. Fountains Urban Renewal Area
  10. Grand Living Urban Renewal Area
  11. Ingleside Urban Renewal Area
  12. Miron Construction Urban Renewal Area
  13. Muirfield SW Urban Renewal Area
  14. New Pioneer Urban Renewal Area
  15. Northtowne Urban Renewal Area
  16. OSADA Urban Renewal Area
  17. Pointe Urban Renewal Area
  18. Prairie Ridge Urban Renewal Area
  19. Raining Rose Urban Renewal Area
  20. River Ridge North Urban Renewal Area
  21. Rockwell Collins Urban Renewal Area
  22. Southwest Consolidated Urban Renewal Area
  23. Stone Creek Urban Renewal Area
  24. Technology Park Urban Renewal Area
  25. Village Urban Renewal Area
  26. Westdale Urban Renewal Area

2. That the City Clerk, or other appropriate City Officials, file said certifications with the Auditor of the County of Linn, Iowa as provided under Iowa Code Section 403.19(5).
## City of Cedar Rapids - Urban Renewal Debt and Revenue

### Indebtedness Certification Summary

**December 1, 2018**

<table>
<thead>
<tr>
<th>Urban Renewal Area</th>
<th>Net Debt December 1, 2017</th>
<th>Add'l Tax Revenue Inc FY20 Est</th>
<th>Appropriated Add'l Future Debt</th>
<th>Net Debt December 1, 2018</th>
<th>Tax Increment To City FY2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>20th Ave SW</td>
<td>-</td>
<td>-</td>
<td>1,066</td>
<td>1</td>
<td>$ -</td>
</tr>
<tr>
<td>42nd &amp; Edgewood</td>
<td>-</td>
<td>256,627</td>
<td>256,628</td>
<td>1</td>
<td>Max</td>
</tr>
<tr>
<td>Apache Inc</td>
<td>-</td>
<td>58,712</td>
<td>58,713</td>
<td>1</td>
<td>Max</td>
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<tr>
<td>Central Urban</td>
<td>133,565,766</td>
<td>7,070,414</td>
<td>(6,390,053)</td>
<td>121,432,099</td>
<td>Max</td>
</tr>
<tr>
<td>Consolidated Central</td>
<td>8,334,123</td>
<td>(3,151,187)</td>
<td>15,888,707</td>
<td>27,075,077</td>
<td>$ 2,370,444</td>
</tr>
<tr>
<td>Council Street</td>
<td>1,564,883</td>
<td>1,009,701</td>
<td>53,548</td>
<td>698,830</td>
<td>Max</td>
</tr>
<tr>
<td>Diamond V Mills</td>
<td>-</td>
<td>82,464</td>
<td>82,464</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>Earhart Lane</td>
<td>187</td>
<td>-</td>
<td>181</td>
<td>368</td>
<td>$ -</td>
</tr>
<tr>
<td>Fountains</td>
<td>(68,048)</td>
<td>322,512</td>
<td>390,560</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>Grand Living</td>
<td>1,282</td>
<td>98</td>
<td>1,380</td>
<td>$ -</td>
<td></td>
</tr>
<tr>
<td>Ingleside</td>
<td>(556)</td>
<td>-</td>
<td>35</td>
<td>(521)</td>
<td>$ -</td>
</tr>
<tr>
<td>Miron Construction</td>
<td>-</td>
<td>61,255</td>
<td>61,255</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>Murfied SW</td>
<td>-</td>
<td>50,386</td>
<td>50,386</td>
<td>-</td>
<td>$ -</td>
</tr>
<tr>
<td>New Pioneer</td>
<td>-</td>
<td>77</td>
<td>77</td>
<td>$ 77</td>
<td></td>
</tr>
<tr>
<td>Northwowne Market</td>
<td>45</td>
<td>43,032</td>
<td>43,797</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>OSADA</td>
<td>2,115</td>
<td>(2,911)</td>
<td>116</td>
<td>5,144</td>
<td>$ -</td>
</tr>
<tr>
<td>Pointe</td>
<td>(30,586)</td>
<td>-</td>
<td>35</td>
<td>(30,551)</td>
<td>$ -</td>
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<tr>
<td>Prairie Ridge</td>
<td>(615)</td>
<td>-</td>
<td>35</td>
<td>(480)</td>
<td>$ -</td>
</tr>
<tr>
<td>Rainaing Rose</td>
<td>482</td>
<td>197,313</td>
<td>196,831</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>River Ridge North</td>
<td>(396,635)</td>
<td>-</td>
<td>491,912</td>
<td>(404,723)</td>
<td>$ -</td>
</tr>
<tr>
<td>Rockwell Collins</td>
<td>141,247</td>
<td>276,998</td>
<td>135,151</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>Southwest Consolidated</td>
<td>(442,271)</td>
<td>26,591</td>
<td>116,258</td>
<td>(352,604)</td>
<td>$ -</td>
</tr>
<tr>
<td>Stone Creek</td>
<td>888</td>
<td>72,622</td>
<td>71,634</td>
<td>-</td>
<td>Max</td>
</tr>
<tr>
<td>Technology Park</td>
<td>(1,189,125)</td>
<td>-</td>
<td>1,074,691</td>
<td>(114,434)</td>
<td>$ -</td>
</tr>
<tr>
<td>Village</td>
<td>(5,716)</td>
<td>-</td>
<td>(7,977)</td>
<td>(13,693)</td>
<td>$ -</td>
</tr>
<tr>
<td>Westdale</td>
<td>5,225,000</td>
<td>1,538,427</td>
<td>26,651,908</td>
<td>30,240,571</td>
<td>Max</td>
</tr>
</tbody>
</table>

Total: 3,661,666 (4,171,914)
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt
E-mail Address: J.Pratt@cedar-rapids.org
Cell Phone Number: 538-2552

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing submittal of Annual Urban Renewal Area Report to the Iowa Department of Management for the City’s twenty-six (26) Urban Renewal Areas.
CIP/DID #OB163407

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

Background: The Urban Renewal Reporting Act of 2012 was adopted in the 2012 state legislative session. One requirement is submission of an Annual Urban Renewal Area report to the Department of Management by December 1, 2018, following the previous fiscal year. Specifically, House File 2460 requires that all cities, counties, and Rural Improvement Zones with active Urban Renewal Areas provide specified information concerning active Urban Renewal Areas and any associated Tax Increment Financing Districts. This includes data for each of the City’s twenty-six (26) Urban Renewal Areas related to:
• Bond debt issuances
• Infrastructure projects
• Reimbursement of property tax increment

It is important to note: the only expenditures listed in the TIF Indebtedness Certifications are those previously approved by the City Council. There is no obligation of additional tax revenues associated with the Certifications.

Staff has completed this year’s Annual Renewal Area Report for the City’s twenty-six (26) Urban Renewal Areas, so follows:

1. 20th Avenue SW Urban Renewal Area
2. 42nd & Edgewood Urban Renewal Area
3. Apache Hose Urban Renewal Area
4. Central Business Urban Renewal Area
5. Consolidated Central Urban Renewal Area
6. Council Street Urban Renewal Area
7. Diamond V Mills Urban Renewal Area
8. Earhart Lane Urban Renewal Area
9. Fountains Urban Renewal Area
10. Grand Living Urban Renewal Area
11. Ingleside Urban Renewal Area
12. Miron Construction Urban Renewal Area
13. Muirfield SW Urban Renewal Area
14. New Pioneer Urban Renewal Area
15. Northtowne Urban Renewal Area
16. OSADA Urban Renewal Area
17. Pointe Urban Renewal Area
18. Prairie Ridge Urban Renewal Area
19. Raining Rose Urban Renewal Area
20. River Ridge North Urban Renewal Area
21. Rockwell Collins Urban Renewal Area
22. Southwest Consolidated Urban Renewal Area
23. Stone Creek Urban Renewal Area
24. Technology Park Urban Renewal Area
25. Village Urban Renewal Area
26. Westdale Urban Renewal Area

The resolution authorizes the submission of the report to the Iowa Department of Management by the December 1, 2018 deadline. A summary report is attached, and the full report is on file in the City Clerk’s Office.

**Action/Recommendation:** City staff recommends approval of the Resolution.

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

**Time Sensitivity:** Urban Renewal Reporting Act of 2012 requires Annual Urban Renewal Area Report be submitted to the Iowa Department of Management by December 1, 2018.

**Resolution Date:** November 13, 2018

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Urban Renewal Area reporting requirements are in effect as of July 1, 2012 and Iowa Code Sections 331.403(3), 357H.9(2), and 384.22(2), as amended by HF 2460 (Urban Renewal Reporting Act of 2012) require that all cities, counties, and Rural Improvement Zones with active Urban Renewal Areas provide specified information concerning active Urban Renewal Areas and any associated Tax Increment Financing Districts; and

WHEREAS, annual reports from local governments are due each December 1; and

WHEREAS, the Annual Urban Renewal Area Report has been completed and a summary reported is attached hereto for the twenty-six (26) Urban Renewal Areas within the City of Cedar Rapids that include associated Tax Increment Financing Districts for the collection of tax increment as provided under State Urban Renewal Law; as follows:

1. 20th Avenue SW Urban Renewal Area
2. 42nd & Edgewood Urban Renewal Area
3. Apache Hose Urban Renewal Area
4. Central Business Urban Renewal Area
5. Consolidated Central Urban Renewal Area
6. Council Street Urban Renewal Area
7. Diamond V Milks Urban Renewal Area
8. Earhart Lane Urban Renewal Area
9. Fountains Urban Renewal Area
10. Grand Living Urban Renewal Area
11. Ingleside Urban Renewal Area
12. Miron Construction Urban Renewal Area
13. Muirfield SW Urban Renewal Area
14. New Pioneer Urban Renewal Area
15. Northtowne Urban Renewal Area
16. OSADA Urban Renewal Area
17. Pointe Urban Renewal Area
18. Prairie Ridge Urban Renewal Area
19. Raining Rose Urban Renewal Area
20. River Ridge North Urban Renewal Area
21. Rockwell Collins Urban Renewal Area
22. Southwest Consolidated Urban Renewal Area
23. Stone Creek Urban Renewal Area
24. Technology Park Urban Renewal Area
25. Village Urban Renewal Area
26. Westdale Urban Renewal Area

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to submit the Annual Urban Renewal Report to the Iowa Department of Management by December 1, 2018.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
# Annual Urban Renewal Report, Fiscal Year 2017 - 2018

## Levy Authority Summary

<table>
<thead>
<tr>
<th>Local Government Name:</th>
<th>CEDAR RAPIDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Local Government Number:</td>
<td>57G539</td>
</tr>
</tbody>
</table>

### Active Urban Renewal Areas

<table>
<thead>
<tr>
<th>Area Name</th>
<th>U.R. #</th>
<th># of TIF Taxing Districts</th>
</tr>
</thead>
<tbody>
<tr>
<td>CEDAR RAPIDS CENTRAL URBAN RENEWAL</td>
<td>57001</td>
<td>7</td>
</tr>
<tr>
<td>CEDAR RAPIDS OSADA URBAN RENEWAL</td>
<td>57004</td>
<td>2</td>
</tr>
<tr>
<td>CEDAR RAPIDS RIVER RIDGE NORTH URBAN RENEWAL</td>
<td>57005</td>
<td>2</td>
</tr>
<tr>
<td>CEDAR RAPIDS PRAIRIE RIDGE URBAN RENEWAL</td>
<td>57007</td>
<td>4</td>
</tr>
<tr>
<td>CEDAR RAPIDS TECH PARK URBAN RENEWAL</td>
<td>57008</td>
<td>9</td>
</tr>
<tr>
<td>CEDAR RAPIDS SOUTHWEST URBAN RENEWAL</td>
<td>57009</td>
<td>7</td>
</tr>
<tr>
<td>CEDAR RAPIDS INGLESIDE URBAN RENEWAL</td>
<td>57010</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS VILLAGE URBAN RENEWAL</td>
<td>57053</td>
<td>2</td>
</tr>
<tr>
<td>CEDAR RAPIDS CONSOLIDATED URBAN RENEWAL</td>
<td>57057</td>
<td>25</td>
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<tr>
<td>CEDAR RAPIDS BIOFUELS URBAN RENEWAL</td>
<td>57058</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS COUNCIL ST URBAN RENEWAL</td>
<td>57064</td>
<td>4</td>
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<tr>
<td>CEDAR RAPIDS ROCKWELL URBAN RENEWAL</td>
<td>57067</td>
<td>2</td>
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<tr>
<td>CEDAR RAPIDS POINTE URBAN RENEWAL</td>
<td>57069</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS DIAMOND V MILLS</td>
<td>57075</td>
<td>2</td>
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<tr>
<td>CEDAR RAPIDS RAINING ROSE TIF AREA</td>
<td>57076</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS WESTDALE URBAN RENEWAL</td>
<td>57077</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS FOUNTAINS URBAN RENEWAL</td>
<td>57078</td>
<td>1</td>
</tr>
<tr>
<td>CEDAR RAPIDS CITY/CEDAR RAPIDS SCH/NEW PIONEER TIF</td>
<td>57935</td>
<td>1</td>
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<tr>
<td>CEDAR RAPIDS CITY/LINN MAR SCH/NORTHTON MARKET TIF</td>
<td>57936</td>
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<tr>
<td>CEDAR RAPIDS CITY/CEDAR RAPIDS SCH/2ND &amp; EDGEWOOD TIF</td>
<td>57937</td>
<td>1</td>
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<tr>
<td>CEDAR RAPIDS CITY/COLLEGE SCH/APACHE INC TIF</td>
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<td>MIRON CONSTRUCTION URBAN RENEWAL</td>
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<tr>
<td>CEDAR RAPIDS STONE CREEK URBAN RENEWAL</td>
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<td>CEDAR RAPIDS EARKHART LANE URBAN RENEWAL</td>
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<td>CEDAR RAPIDS GRAND LIVING URBAN RENEWAL</td>
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<tr>
<td>CEDAR RAPIDS MUIRFIELD SW URBAN RENEWAL</td>
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<tr>
<td>CEDAR RAPIDS 20TH AVENUE SW URBAN RENEWAL</td>
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### TIF Debt Outstanding:

172,765,325

---

### TIF Sp. Rev. Fund Cash Balance as of 07-01-2017:

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<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>TIF Revenue</td>
<td>11,222,044</td>
</tr>
<tr>
<td>TIF Sp. Revenue Fund Interest</td>
<td>5,943,949</td>
</tr>
<tr>
<td>Property Tax Replacement Claims</td>
<td>17,499</td>
</tr>
<tr>
<td>Asset Sales &amp; Loan Repayments</td>
<td>201,161</td>
</tr>
<tr>
<td><strong>Total Revenue</strong></td>
<td>6,162,609</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rebate Expenditures</td>
<td>1,178,023</td>
</tr>
<tr>
<td>Non-Rebate Expenditures</td>
<td>10,620,870</td>
</tr>
<tr>
<td>Returned to County Treasurer</td>
<td>0</td>
</tr>
<tr>
<td><strong>Total Expenditures</strong></td>
<td>11,798,893</td>
</tr>
</tbody>
</table>

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### TIF Sp. Rev. Fund Cash Balance Amount of 06-30-2018

**Created: Mon Oct 08 16:33:05 CDT 2018**

Page 1 of 234

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### Year-End Outstanding TIF Obligations, Net of TIF Special Revenue Fund Balance:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>5,585,760</td>
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<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year-End Outstanding TIF Obligations, Net of TIF Special Revenue Fund Balance</td>
<td>155,380,672</td>
</tr>
</tbody>
</table>

---
Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Michele Tamerius

Contact Person: Casey Drew
E-mail Address: C.Drew@cedar-rapids.org

Cell Phone Number: (319) 538-1064

Description of Agenda Item: CONSENT AGENDA

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 $6,544,000 Sewer Revenue Capital Loan Note, Series 2018 (2008 – Rate Reset), of the City.

CIP/DID #OB382411; FIN2018-38

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

Background:

On October 11, 2018, the City was notified by the Iowa Finance Authority that the Series 2008 WPC SRF 20-year loan is eligible for an interest rate reduction from 3.00% to 1.75% for the remaining ten year term of the loan. This interest rate reduction will save the City $476,050.00.

Action/Recommendation:

Recommend that the resolution for the amendment to the Series 2008 SFR loan and disbursement agreement be approved.

Alternative Recommendation: None

Time Sensitivity: High

Resolution Date: 11-13-18

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION APPROVING AND AUTHORIZING AN AMENDMENT TO 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 $6,544,000 SEWER REVENUE CAPITAL LOAN NOTE, SERIES 2018 (2008 – RATE RESET), OF THE CITY

WHEREAS, the City of Cedar Rapids (hereinafter the "Issuer") previously issued its Sewer Revenue Capital Loan Note, Series 2008, dated September 10, 2008, in the amount of $10,900,000 (hereinafter the "Notes") currently outstanding in the amount of $6,544,000, pursuant to a Loan and Disbursement Agreement between Issuer, and the Iowa Finance Authority, dated of like date (the "Agreement"), for the purpose of defraying the costs of the Project (as defined in the resolution authorizing issuance of the same (hereinafter the "Resolution"); and

WHEREAS, the Iowa Finance Authority, as Original Purchaser and current holder of the Notes, has authorized a reduction in the interest rate on the Notes to 1.75%; and

WHEREAS, an Amendment to the Loan and Disbursement Agreement (hereinafter the "Amendment") has been prepared to reflect said interest rate reduction, a copy of which is attached hereto as Exhibit A; and

WHEREAS, pursuant to IRS regulations adoption of the Amendment constitutes a reissuance of the Notes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IN THE COUNTY OF LINN, STATE OF IOWA:

Section 1. That the Resolution is hereby amended to reflect the interest rate reduction to 1.75% per annum on the outstanding principal amount from and after December 1, 2018 for the remainder of the life of the Notes.

Section 2. That the Amendment in substantially in the form attached to this Resolution is hereby authorized to be executed and issued on behalf of the Issuer by the Mayor and attested by the City Clerk.

Section 3. That the Finance Director is hereby authorized to execute and deliver a Supplemental Tax Certificate in connection with the Amendment, affirming the tax covenants made by the City with respect to the Notes at the time of the issuance thereof.

Section 4. Except as amended herein, all of the other terms and conditions of the Resolution and Agreement are in all respects ratified, confirmed and approved and shall remain in full effect.
Attest:

ClerkSignature
CERTIFICATE

STATE OF IOWA
COUNTY OF LINN

I, the undersigned City Clerk of the City of Cedar Rapids, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the City showing proceedings of the Council, and the same is a true and complete copy of the action taken by the Council with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Council and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Council pursuant to the local rules of the Council and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective City offices as indicated therein, that no Council vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the City or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Council hereto affixed this 13th day of November, 2018.

Amy Stevenson, City Clerk,
City of Cedar Rapids, State of Iowa

(SEAL)
EXHIBIT A
AMENDMENT TO LOAN AND DISBURSEMENT AGREEMENT

The Loan and Disbursement Agreement (Sewer Revenue) (the “Agreement”) entered into as of September 10, 2008 by and between the City of Cedar Rapids, Iowa (the “City” or “Issuer”), and the Iowa Finance Authority, as lender (the "Lender"), relating to a loan from the Lender to the City in the original amount of $10,900,000, currently outstanding in the aggregate amount of $6,544,000, is hereby amended as follows:

1. The applicable interest rate for the Agreement shall be changed to 1.75%, effective as of December 1, 2018, and the Agreement shall thereafter be payable in accordance with the debt service schedule attached hereto and incorporated herein by this reference.

2. Except as amended herein, all of the other terms and conditions of the Agreement are in all respects ratified, confirmed and approved and shall remain in full effect.

IN WITNESS WHEREOF, we have hereunto affixed our signatures all as of the 1st day of December, 2018.

CITY OF CEDAR RAPIDS, IOWA
(SEAL)

By: Bradley G. Hart, Mayor

Attest:

Amy Stevenson, City Clerk

IOWA FINANCE AUTHORITY

By: Executive Director
Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Sue Sager

Contact Person: Jeff Pomeranz          Cell Phone Number: 319-213-8891
E-mail Address: J.Pomeranz@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing reimbursement of Organizational Development Manager, Sue Sager, for
attendance of The UnConference in Dallas, TX from January 16, 2019 to January 19, 2019 at a
cost of $3,887.00.
CIP/DID #CM009-18

EnvisionCR Element/Goal: InvestCR Goal 2: Cultivate a skilled workforce by providing
cutting-edge training and recruiting talented workers.

Background: The UnConference curriculum will build upon the work of Patrick Lencioni and The
Table Group as leaders in the field of organizational health and development. This meeting will
provide an opportunity to learn Patrick’s latest thinking around organizational health, hear from
some of the best CEOs in modern business, and network with others working to build cultures of
organizational health across the nation.

Action/Recommendation: Staff recommends approval of the resolution.

Alternative Recommendation: NA

Time Sensitivity: NA

Resolution Date: November 13, 2018

Budget Information: 101-112000

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 hereby authorized to approve the Business Travel Report for Sue Sager’s attendance of the The UnConference in Dallas, TX from January 16, 2019 to January 19, 2019 at a cost of $3,887.00. (Fund #101-112000).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen

Contact Person: Chief Jerman                  Cell Phone Number: 319-640-5518
E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Motion authorizing publication of a public notice that on Tuesday, November 27, 2018 a Resolution will be considered to execute a Lease Agreement with 124 Investment Corporation for continued use of office space located at 1233 First Avenue SE, Suite F, Cedar Rapids, IA 52402. The space is currently being used for the Police Substation, and it will continue to be used for that purpose.
CIP/DID #PD0015

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

Background: The Police Department has utilized this office space for approximately the last two years in order to provide a presence in this area, as well as a convenient location for the public, Uptown District, Wellington Heights and Mound View neighborhoods. The current lease term is near expiration and the department would like to enter into a new lease.

Action/Recommendation: The Police Department recommends that the City Council approve publication of a public notice reference this Lease Agreement.

Alternative Recommendation: N/A

Time Sensitivity: Immediate action is recommended

Resolution Date: 11/27/18

Budget Information: 521100-101-132211

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Dave Houg

Contact Person: Sandi Fowler  
E-mail Address: S.Fowler@cedar-rapids.org  
Cell Phone Number: 319-538-1062

Description of Agenda Item: Motions setting public hearings
Motion setting a Public Hearing for November 27, 2018 to consider granting a change of zone for property located east of Council Street NE and north of Petrus Drive NE from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Jerry’s Homes, Inc.

CIP/DID #RZNE-027827-2018

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

Background: This request for rezoning was reviewed by the City Planning Commission on November 1, 2018 and unanimously recommended for approval.

The applicant is requesting to rezone 2.58 acres to allow for single-family development. The property is identified as “Urban Medium-Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan. The development will be built to City standards including public streets, sidewalks, and City sanitary sewer and water. The development will have access to the future Tower Terrace Road extension, which will ultimately be developed as a Major Arterial Street that will connect I-380 to Highway 30. The development will also be accessed from Council Street NE.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on November 27, 2018. 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: (Click here to select)

Explanation: NA
Recommended by Council Committee: (Click here to select)

Explanation: NA

Location Map
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE, Cell Phone Number: 319-538-1076
E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
Motion setting public hearing date for November 27, 2018 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 on November 28, 2018 for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project (estimated cost is $9,690,000).
CIP/DID #655028-13

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

Background: This project will provide increased sanitary sewer capacity for the City's southwest service area. The project will replace and increase the existing sewer pipe from 42" to 66", which will increase its capacity by over 300%. The increased sanitary sewer capacity will be critical to providing service to proposed large-scale development on the City’s southwest growth area.

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 November 27, 2018 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: Defer project to the future

Time Sensitivity: Normal

Resolution Date: November 27, 2018

Budget Information: 655, 655000, 655028 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
PRAIRIE CREEK WEST OF 6TH STREET SW TO J STREET SW
SANITARY SEWER IMPROVEMENTS
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner

Alternate Contact Person: Steve Hershner
E-mail Address: Steve.He@cedar-rapids.org
Cell Phone Number: 538-1059/270-5219

Description of Agenda Item: Motions filing plans and specifications
Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for November 27, 2018 and advertising for bids by publishing notice to bidders for the C4 Clarifier Rehabilitation & RAS Pipe Lining project and authorizing the Utilities Director, or designee, to receive and open the bids and publicly announce the results on December 5, 2018 (estimated cost is $1,453,000).

CIP/DID #6150032-02

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

Background:
The Cedar Rapids Water Pollution Control Facility has been replacing clarifier mechanisms that are reaching their end-of-life state. Of the “C” Clarifiers at the Water Pollution Control Facility, the C4 clarifier is the only one that has not had its mechanism replaced or any rehabilitation work performed. The C4 Clarifier is currently out of service due to short-circuiting issues with the existing weirs.

The objective of the project is to replace the C4 Clarifier mechanism, walkway bridge, and weir that was installed during the original construction of the clarifier in 1995. The project will also involve minor concrete repair to the clarifier sidewalls and will include a new 2 inch concrete grout floor in the clarifier.

The RAS (Return Activated Solids) Piping connects the C4 Clarifier to the solids wetwell located at the Final Lift Station. This piping has suffered corrosion since its construction and has had to be repaired when corrosion issues caused sections of the pipe to collapse. In an effort to prevent further damage to the pipe, the RAS piping will be lined with a concrete, cast-in-place lining system.

A pre-bid meeting will be held on November 27, 2018. Bids will be opened and publicly announced on December 5, 2018.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends that the plans and specifications be filed with the City Clerk’s Office on November 13, 2018 and a Notice of Public Hearing be published on November 17, 2018. A Public Hearing is scheduled for November 27, 2018 and bids will be opened on December 5, 2018.
Budget Information:

1. **Included in Current Budget Year**: Yes. The project will be funded from the FY 2019 and 2020 Water Pollution Control Division Capital Improvement Projects budgets. The project will be coded to the following CIP funds: 553000-615-615000-x-x-6150028-NA and 553000-615-615000-x-x-6150032-NA.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison**: There is currently $1,150,000 budgeted in the FY2019 and $400,000 budgeted in the FY2020 Water Pollution Control Division CIP budget for the purchase and construction of the improvements as listed in the C4 Clarifier Rehabilitation & RAS Pipe Lining project.

3. **Purchasing Department used or Purchasing Guidelines followed**: Yes, the project is being bid as a Capital Improvement Project using Purchasing Department standards.

**Local Preference Policy**: NA
**Explanation**: Capital Improvement projects are exempt from Local Preference Policy.

**Recommended by Council Committee**: NA
**Explanation**: NA
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Brent Schlotfeldt

Contact Person: Casey Drew  
E-mail Address: C.Drew@cedar-rapids.org  
Cell Phone Number: 319-538-1064

Description of Agenda Item: Motions filing plans and specifications November 27, 2018 - Noelridge Park Restroom Facility project (estimated cost is $285,000). CIP/DID PUR1018-086; 307409

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

Background:
This project is for the construction of a new public restroom facility for Noelridge Park, 4900 Council Street NE, Cedar Rapids, Iowa. The bids will be opened on Wednesday, December 5, 2018 at 11:00 am CST.

Action/Recommendation: Set the public hearing.
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Motions filing plans and specifications

Motion setting public hearing date for November 27, 2018 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 on November 28, 2018 for the FY19 Sanitary Sewer Point Repairs project (estimated cost is $190,000).

CIP/DID #655996-15

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

Background: This project will correct sanitary sewer defects found during routine televising operations. The purpose of the project is to repair damaged areas of sanitary sewer to maintain functionality. The available funding for this activity is $211,550 and is subject to receipt of acceptable bids. Construction is scheduled to begin no later than April 22, 2019 and is anticipated to be completed by July 2019.

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 November 27, 2018 and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: Defer the project until a future time.

Time Sensitivity: Normal

Resolution Date: November 27, 2018

Budget Information: 655996 NA - $211,550

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman

Contact Person: Chief Jerman
E-mail Address: W.Jerman@cedar-rapids.org

Cell Phone Number: 319-640-5518

Description of Agenda Item: CONSENT AGENDA
Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:

a. Hy-Vee Drugtown #5, 2001 Blairs Ferry Road NE (first offense - $500).
CIP/DID #LIQR000142-02-2013

b. Kwik Shop #561, 2904 Center Point Road NE (first offense - $500).
CIP/DID #LIQR000076-01-2013

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

Background: Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

On October 9, 2018, Kelly Jo Hartwig pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. 13509721809151923599-201814292, violation of Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about September 15, 2018 on the premises at Hy-Vee Drugtown #5, 2001 Blairs Ferry Road NE.

On October 1, 2018, Tony Franklin Herb pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. 13509721809151923599-201814292, violation of Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about September 15, 2018 on the premises at Kwik Shop #561, 2904 Center Point Road NE.

Since these violations occurred after January 1, 1998 and this being the first violation of this section within a period of two (2) years, as per Iowa Code section 123.50(3)(a), as amended provides that a licensee who violates said section shall be assessed a civil penalty in the amount of $500.00;

Iowa Code section 123.39, as amended, provides that local authorities shall retain such civil penalties if the proceeding to impose the penalty is conducted by the local authority.

The City of Cedar Rapids, pursuant to the authority of the above cited sections, intends to impose a civil penalty in the amount of $500.00 to the above listed locations.
**Action/Recommendation:** Assess civil penalty (The licensees have already submitted payment of the civil penalties.)

**Alternative Recommendation:** Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

**Time Sensitivity:** The hearing was waived and the licensees have consented to the assessment of the civil penalty for the violation of State Code regarding the sale of alcohol to minors. Payment of these civil penalties has been received.

**Resolution Date:** N/A

**Budget Information:**

**Local Preference Policy:** (Click here to select)

  **Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

  **Explanation:** NA
Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman

Contact Person: Chief Jerman
E-mail Address: W.Jerman@cedar-rapids.org

Cell Phone Number: 319-640-5518

Description of Agenda Item: CONSENT AGENDA
a. Aldi #61, 5425 Blairs Forest Boulevard NE.
b. Aldi #62, 1860 Edgewood Road SW.
c. Casey’s General Store #3561, 1532 Ellis Boulevard NW.
d. Grin N Goose, 227 2nd Avenue SE.
e. Hy-Vee Food Store #2, 279 Collins Road NE.
f. Jim’s Foods, 812 6th Street SW.
g. New Pioneer Food Co-op, 3338 Center Point Road NE.
h. Quinton’s Bar & Deli, 450 1st Street SW.
i. Red Ginger, 2230 Edgewood Road SW.
j. Stadium Lounge Bar & Grill, 957 Rockford Road SW.
k. Vito’s on 42nd, 4100 River Ridge Drive NE.
l. Williams Boulevard Service, Inc., 2601 Williams Boulevard 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:

Time Sensitivity:

Resolution Date:

Budget Information:
Local Preference Policy:  (Click here to select)
Explanation: NA

Recommended by Council Committee:  (Click here to select)
Explanation: NA
Cedar Rapids Police Department Memorandum

To: Chief Jerman
From: Sgt. Wallerstedt
Subject: Beer/Liquor License Applications Calls for Service Summary
Date: 11/7/2018

<table>
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<th>Business Name/Address</th>
<th>Total Calls</th>
<th>Public Intox</th>
<th>Intox Driver</th>
<th>Disturbances</th>
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<td>0</td>
<td>1</td>
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<tr>
<td>Aldi #62</td>
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<td>1</td>
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<td>5425 BLAIRS FOREST BLVD NE</td>
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<td></td>
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<tr>
<td>Aldi #62</td>
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<td>1</td>
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<td>Casey's General Store #3561</td>
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<td>1532 ELLIS BLVD NW</td>
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<td>Grin N Goose</td>
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<td>227 2ND AVE SE</td>
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<td>812 6TH ST SW</td>
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<td>450 1ST ST SW</td>
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<td>Red Ginger</td>
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<td>0</td>
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<td>2230 EDGEWOOD RD SW</td>
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<td>Stadium Lounge Bar &amp; Grill</td>
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<td>957 ROCKFORD RD SW</td>
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<td>Vito's on 42nd</td>
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<td>4100 RIVER RIDGE DR NE</td>
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</tbody>
</table>
Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew

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

Cell Phone Number: (319) 538-1064

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:
  a. Payment of bills. CIP/DID #FIN2018-01
  b. Payroll. CIP/DID #FIN2018-02

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

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: 11-13-2018

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
WHEREAS, the attached listing of bills dated the 13th day of November 2018, has been examined and approved by the proper departments.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Finance Director be and is hereby authorized and directed to draw checks on the City Treasurer in favor of the holders thereof and for the various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

PASSED_DAY_TAG

Attest:

ClerkSignature
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.

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<thead>
<tr>
<th>Department</th>
<th>Total</th>
<th>Department</th>
<th>Total</th>
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</thead>
<tbody>
<tr>
<td>Animal Control</td>
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<td>Human Resources</td>
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<td>Aquatics Operation</td>
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<td>PW – Engineering</td>
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<td>$3,500,458.83</td>
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PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Description of Agenda Item: Intent and levy assessments

1. Resolutions approving assessment actions:
   Intent to assess – Solid Waste & Recycling – clean-up costs – six properties.

CIP/DID #SWM-015-18

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 invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "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: 11/13/2018

Budget Information:

Local Preference Policy: NA
   Explanation: NA

Recommended by Council Committee: No
   Explanation: NA
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, December 12, 2018.

MayorSignature

Attest:

ClerkSignature
## INTENT TO ASSESS 11/13/2018

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<tr>
<th>#</th>
<th>Balance Due</th>
<th>District #</th>
<th>Premise Address</th>
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<tbody>
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<td>1</td>
<td>1126 Elmhurst Dr NE</td>
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$2,006.50  Grand Total

6  Number of Properties
Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Contact Person: Steve Hershner
E-mail Address: s.hershner@cedar-rapids.org

Cell Phone Number: 319-538-1059

Description of Agenda Item: Intent and levy assessments
Resolutions approving assessment actions:

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 28, 2018 & September 25, 2018).

CIP/DID #SWM-012-18 & SWM-014-18

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. 1092-08-18 passed on August 28, 2018 & Resolution No. 1219-09-18 passed on September 25, 2018.

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: 11/13/18

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA
RESOLUTION NO. 1148-09-18

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

NIUISANCE 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
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Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 47 properties. CIP/DID #WTR111318-01

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) to the customer and property owner giving them 30 days to pay their delinquent municipal utility bill before the 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 hereby 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: 11/13/18

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 18th day of December, 2018. 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 4:00 p.m., December 18, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
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</table>
Council Agenda Item Cover Sheet

Submitting Department: Water  
Presenter at Meeting: Bruce Jacobs  
Contact Person: Steve Hershner  
Cell Phone Number: 538-1059  
E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments  
CIP/DID #WTR092518-01

EnvisionCR Element/Goal: 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 Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.  
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  
- Notice of Intent to Assess Resolution is approved by the City Council and a letter is mailed to the customer and property owner  
- Special Assessment Resolution is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 1221-09-18 on September 25, 2018.  
Following approval of the "Special Assessment" Resolution, the delinquent municipal utility 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 Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be hereby 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: 11/13/18  
Budget Information: N/A  
Local Preference Policy: NA  
   Explanation: NA  
Recommended by Council Committee: NA  
   Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

SPECIAL ASSESSMENTS

WHEREAS, the City Council of the City of Cedar Rapids, Iowa has heretofore passed a Resolution of Intent to Assess various properties in the City of Cedar Rapids, Iowa for delinquent municipal utility service charges (water, sewer and storm sewer), penalties and Iowa sales tax, and

WHEREAS, a listing of the various properties for said delinquent utility service charges has been filed with the City Clerk and notice of assessment has been given to the property owners.

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 various properties for the amounts shown on the attached listing and made a part of this resolution, 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
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<td><strong>Balance Due - High</strong></td>
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</tbody>
</table>
Council Agenda Item Cover Sheet

Submitting Department: Water
Presenter at Meeting: Bruce Jacobs
Contact Person: Steve Hershner  
Cell Phone Number: 538-1059
E-mail Address: SteveHe@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
CIP/DID #WTR100918-01

EnvisionCR Element/Goal: 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 Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment. 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
- Notice of Intent to Assess Resolution is approved by the City Council and a letter is mailed to the customer and property owner
- Special Assessment Resolution is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 1282-10-18 on October 9, 2018.

Following approval of the "Special Assessment" Resolution, the delinquent municipal utility 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 Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be hereby 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: 11/13/18
Budget Information: N/A
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

SPECIAL ASSESSMENTS

WHEREAS, the City Council of the City of Cedar Rapids, Iowa has heretofore passed a Resolution of Intent to Assess various properties in the City of Cedar Rapids, Iowa for delinquent municipal utility service charges (water, sewer and storm sewer), penalties and Iowa sales tax, and

WHEREAS, a listing of the various properties for said delinquent utility service charges has been filed with the City Clerk and notice of assessment has been given to the property owners.

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 various properties for the amounts shown on the attached listing and made a part of this resolution, 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
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<td>432 WEST POST RD NW</td>
<td>CR4</td>
</tr>
<tr>
<td>8</td>
<td>$ 239.59</td>
<td>441 LEWELLEN DR NW</td>
<td>CR4</td>
</tr>
<tr>
<td>9</td>
<td>$ 253.29</td>
<td>507 15TH ST SE</td>
<td>CR3</td>
</tr>
<tr>
<td>10</td>
<td>$ 183.00</td>
<td>512 34TH ST SE</td>
<td>CR3</td>
</tr>
<tr>
<td>11</td>
<td>$ 89.37</td>
<td>515 14TH ST SE</td>
<td>CR3</td>
</tr>
<tr>
<td>12</td>
<td>$ 508.06</td>
<td>518 16TH ST SE</td>
<td>CR3</td>
</tr>
<tr>
<td>13</td>
<td>$ 210.97</td>
<td>803 35TH ST SE #1</td>
<td>CR3</td>
</tr>
<tr>
<td>14</td>
<td>$ 153.56</td>
<td>926 12TH ST NE</td>
<td>CR1</td>
</tr>
<tr>
<td>15</td>
<td>$ 125.79</td>
<td>1011 14TH AVE SW</td>
<td>CR5</td>
</tr>
<tr>
<td>16</td>
<td>$ 303.40</td>
<td>1406 K ST SW</td>
<td>CR3</td>
</tr>
<tr>
<td>17</td>
<td>$ 103.36</td>
<td>1514 12TH AVE SE</td>
<td>CR3</td>
</tr>
<tr>
<td>18</td>
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<td>1635 9TH ST NW</td>
<td>CR1</td>
</tr>
<tr>
<td>19</td>
<td>$ 288.91</td>
<td>1648 24TH ST NW</td>
<td>CR4</td>
</tr>
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<td>20</td>
<td>$ 574.70</td>
<td>1652 ELLIS BLVD NW</td>
<td>CR1</td>
</tr>
<tr>
<td>21</td>
<td>$ 304.59</td>
<td>1712 GREENLEFE CT NW</td>
<td>CR4</td>
</tr>
<tr>
<td>22</td>
<td>$ 251.74</td>
<td>2019 JOHNSON AVE NW</td>
<td>CR5</td>
</tr>
<tr>
<td>23</td>
<td>$ 158.63</td>
<td>3043 LEONARD ST NE - REAR</td>
<td>CR2</td>
</tr>
</tbody>
</table>

$ 5,720.63 Grand Total

23 Number of Properties

$ 82.03 Balance Due - Low

$ 574.70 Balance Due - High
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Maintenance bonds
Resolution accepting Portland Cement Concrete pavement for the Edgewood Road Turn Lane at Crestwood Drive NW, and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of $40,500.
CIP/DID #ASDP-025295-2017

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

Background: This item is for acceptance of a maintenance bond from City Wide Construction Corporation for Portland Cement Concrete pavement improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer’s contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from City Wide Construction Corporation.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, City Wide Construction Corporation has filed a Maintenance Bond executed by North American Specialty Insurance Company in the sum of $40,500 for Portland Cement Concrete pavement for the Edgewood Road Turn Lane at Crestwood Drive NW, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by City Wide Construction Corporation be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve City Wide Construction Corporation of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.
2. The prevention and repair of paving undermining.
3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of City Wide Construction Corporation until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by City Wide Construction Corporation be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Maintenance bonds
Resolution accepting sanitary sewer in Crescent View 5th Addition, Phase 2 and approving 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $33,574.82.
CIP/DID #FLPT-023172-2016

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

Background: This item is for acceptance of a maintenance bond from Abode Construction, Inc. for sanitary sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer’s contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Abode Construction, Inc.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Abode Construction, Inc. has constructed sanitary sewer in Crescent View 5th Addition, Phase 2, and

WHEREAS, said work has now been completed, and Abode Construction, Inc. has filed a 2-year Maintenance Bond, executed by North American Specialty Insurance Company in the sum of $33,574.82 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Abode Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Maintenance bonds
Resolution accepting storm sewer in Crescent View 5th Addition Phase II and approving 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $38,454.55. CIP/DID #FLPT-023172-2016

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

Background: This item is for acceptance of a maintenance bond from Abode Construction, Inc. for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer’s contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Abode Construction, Inc..

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
WHEREAS, Abode Construction, Inc. has constructed storm sewer in Crescent View 5th Addition Phase 2, and

WHEREAS, said work has now been completed, and Abode Construction, Inc. has filed a 2-year Maintenance Bond, executed by North American Specialty Insurance Company in the sum of $38,454.55 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Abode Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Maintenance bonds
Resolution accepting storm sewer in Westwind Creek Tenth Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of $34,053.
CIP/DID #FLPT-025432-2017

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

Background: This item is for acceptance of a maintenance bond from Rathje Construction Company for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer’s contract price for the infrastructure improvements.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

Alternative Recommendation: If Council chooses not to accept the maintenance bond, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Rathje Construction Company has constructed storm sewer in Westwind Creek Tenth Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of $34,053 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Rathje Construction Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Accept projects
Resolution accepting project, authorizing final payment in the amount of $14,799.98 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project (original contract amount was $435,057.44; final contract amount is $493,332.57).
CIP/DID #325008-02

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

Background: Construction has been substantially completed by Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project. This is an approved Capital Improvements Project (CIP No. 325008-02) with a final construction contract amount of $493,332.57. Funding resources for this project were approved in FY19 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $14,799.98.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 325000, 325008, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project (Contract No. 325008-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Contractors Performance Bond dated July 26, 2016 in the amount of $435,057.44 covering said work filed by Rathje Construction Company and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$435,057.44</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>(5,799.70)</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>35,662.00</td>
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<td>Change Order No. 3</td>
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<td>Change Order No. 4</td>
<td>7,077.60</td>
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<td>3,935.20</td>
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<td>Change Order No. 6</td>
<td>15,233.55</td>
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<td>Change Order No. 7</td>
<td>7,569.52</td>
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<td>Change Order No. 8</td>
<td>(22,518.88)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$493,332.57</td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer’s recommendation, the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project (Contract No. 325008-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $14,799.98 to Rathje Construction Company as final payment.

The final contract price is $493,332.57 distributed as follows: $9,475.55 325-325000-32585-325008, $483,857.02 325-325000-32586-325008

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.
Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Accept projects
Resolution accepting project, authorizing final payment in the amount of $38,890.38 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the Otis Road SE Water Transmission Main project (original contract amount was $763,542.35; final contract amount is $777,807.57).
CIP/DID #6250048-02

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

Background: Construction has been substantially completed by Rathje Construction Company for the Otis Road SE Water Transmission Main project. This is an approved Capital Improvement Project (CIP No. 6250048) with a final construction contract amount of $777,807.57. Funding resources for this project were approved in FY19 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $38,890.38.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 6250048

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Otis Road SE Water Transmission Main (Contract No. 6250048-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated November 28, 2017 in the amount of $763,542.35 covering said work filed by Rathje Construction Company and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
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<tr>
<td>Change Order No. 1</td>
<td>1,625.00</td>
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<td>Change Order No. 2</td>
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<td>Change Order No. 5 Final</td>
<td>(20,381.02)</td>
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<tr>
<td>Amended Contract Amount</td>
<td>$777,807.57</td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer’s recommendation, the Otis Road SE Water Transmission Main project (Contract No. 6250048-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $38,890.38 to Rathje Construction Company as final payment.

The final contract price is $777,807.57 distributed as follows: $777,807.57 553000-625-625000-6250048

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Accept projects
Resolution accepting project, authoring final payment in the amount of $3,715.55 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the Wilson Avenue SW at 6th Street Bioretention Cell Pilot project (original contract amount was $72,828; final contract amount is $74,310.91).

CIP/DID #304474-02

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

Background: Construction has been substantially completed by Rathje Construction Company for the Wilson Avenue SW at 6th Street Bioretention Cell Pilot project. This is an approved Capital Improvements Project (CIP No. 304474-02) with a final construction contract amount of $74,310.91. Funding resources for this project were approved in FY19 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $3,715.55.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 304474, 625884 & 304990 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Wilson Avenue SW at 6th Street Bioretention Cell Pilot (Contract No. 304474-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated April 10, 2018 in the amount of $66,328 covering said work filed by Rathje Construction Company and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

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<td>Original Incentive Value</td>
<td>5,000.00</td>
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<td>Change Order No. 1</td>
<td>750.68</td>
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<tr>
<td>Change Order No. 2</td>
<td>3,366.48</td>
</tr>
<tr>
<td>Change Order No. 3 Final</td>
<td>(2,634.25)</td>
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<tr>
<td>Additional Incentive Value Final</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$74,310.91</td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer’s recommendation, the Wilson Avenue SW at 6th Street Bioretention Cell Pilot (Contract No. 304474-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $3,715.55 to Rathje Construction Company as final payment.

The final contract price is $74,310.91 distributed as follows: $70,465.91 304-304000-304886-304474, $3,845 625-625000-625884-625202018052

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature
IDALS WQI URBAN PRACTICES GRANT
PROPOSED PRACTICE LOCATIONS
Description of Agenda Item: Final plats
Resolution approving the Final Plat of Northtowne Market Fourth Addition in the City of Cedar Rapids, Linn County, Iowa, for land located south of Blairs Ferry Road NE and west of Rockwell Drive NE.

CIP/DID #FLPT-026141-2018


Background: The property owner submitted the Final Plat of Northtowne Market Fourth Addition in conformance with the standards established by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable final plat conditions and applicable requirements for final plats. The final plat contains two (2) lots, numbered Lot 1, and lettered Lot A, and a total plat area of 5.36 acres.

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

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

Time Sensitivity: NA

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF NORTHTOWNE MARKET FOURTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Two (2) lots, numbered Lot 1, and lettered Lot A, 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(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Development Agreement

, and

WHEREAS, the agreement(s) as submitted are 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(s), as noted above.

3. Said plat and dedication of said Northtowne Market Fourth Addition in 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, more specifically Lot A (Blairs Ferry Road NE and Sammi Drive NE) is hereby approved and accepted, and the dedication of the public easements for the purpose 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.
STATE OF IOWA )
COUNTY OF LINN ) ss.

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 13th day of November, 2018.

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Tyrell Gingerich

Contact Person: Sandi Fowler  
E-mail Address: s.fowler@cedar-rapids.org

Cell Phone Number: (319) 538-1062

Description of Agenda Item: Final plats
Resolution approving the Final Plat of Stoney Point Twenty-Fifth Addition in the City of Cedar Rapids, Linn County, Iowa, for land located north of 16th Avenue SW and west of Stoney Point Road SW.

CIP/DID #FLPT-026964-2018


Background: The property owner submitted the Final Plat of Stoney Point Twenty-Fifth Addition in conformance with the standards established by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable final plat conditions and applicable requirements for final plats. The final plat contains twenty-nine (29) numbered lots, numbered Lot 662 through Lot 690, and one (1) lettered lot, Lot A, and a total plat area of 10.16 acres.

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

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

Time Sensitivity: NA

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF STONEY POINT TWENTY-FIFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Twenty-nine (29) numbered lots, Lot 662 through Lot 690, and One (1) lettered lot, Lot A, 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(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Development Agreement
2. Public Improvements Petition and Assessment Agreement
3. Agreement to Construct a Temporary Rock Cul-De-Sac

, and

WHEREAS, the agreement(s) as submitted are 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(s), as noted above.

3. Said plat and dedication of said Stoney Point Twenty-Fifth Addition in 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, more specifically Lot A (Underwood Avenue SW, Grey Slate Drive SW, and Gray Slate Court SW) is hereby approved and accepted, and the dedication of the public easements for the purpose 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.
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 13th day of November, 2018.
Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew
E-mail Address: c.drew@cedar-rapids.org

Alternate Contact Person: Yvonne Aubrey
E-mail Address: y.aubrey@cedar-rapids.org

Phone Number/Ext.: 286-5097

Phone Number/Ext.: 286-5008

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing purchase of property insurance including $100 million in excess flood insurance through TrueNorth for the City of Cedar Rapids in the amount of $1,468,820.

CIP/DID #FIN2018-37

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

Background: The City of Cedar Rapids entered into an agreement with TrueNorth Companies, LLC to handle all insurance needs. TrueNorth Companies, LLC, on behalf of the City, negotiated property insurance which includes $100 million in excess flood insurance. This is a blanket policy which means it covers all buildings listed by the City.

The Policy covers reasonable and necessary costs incurred for actions to temporarily protect or preserve insured property, provided such actions are necessary due to actual, or to prevent immediately impending, insured physical loss or damage to such insured property. This Additional Coverage is subject to the deductible provisions that would have applied had the physical loss or damage occurred.

The City received funding from FEMA to rebuild buildings damaged by the 2008 flood and is required to insure buildings up to the amount FEMA has put into restoring these buildings. It is estimated that the City will have approximately $150 million in FEMA funds to restore City buildings. The $100 million in excess flood insurance along with National Flood Insurance Program premiums on each building will provide City flood coverage.

The cost of property insurance coverage including $100 million in excess flood insurance for December 1, 2017-December 1, 2018 was $1,370,634.

Action/Recommendation: City Council approve purchase of property insurance coverage include $100 million in excess flood insurance for an amount not to exceed $1,468,820.

Alternative Recommendation:

Time Sensitivity:
Resolution Date: November 13, 2018

Budget Information: Risk Management Property and Liability Fund (011)

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, TrueNorth Companies, LLC was instructed to procure property insurance that includes excess flood insurance for the period December 1, 2018 to December 1, 2019.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is authorized to issue payment to TrueNorth Companies, LLC in an amount not to exceed $1,468,820 for property insurance which includes excess flood insurance for the City of Cedar Rapids for the period of December 1, 2018 through December 1, 2019.

Funding will be from the Risk Fund budget (525107-011-011000).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Heather Mell

Contact Person: Casey Drew
E-mail Address: C.Drew@cedar-rapids.org
Cell Phone Number: 319-538-1064

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to renew contract with Matheson Trigas Inc. for welding gases and supplies for all city departments for an annual amount not to exceed $75,000 (original contract amount was $40,000; renewal contract amount is $75,000).
CIP/DID #PUR0816-030

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

Background:
Matheson Trigas Inc. provides welding gases and supplies for all city departments. This resolution is to renew the contract for the period December 1, 2018 through November 30, 2019. This is the third year of the contract; two additional one-year renewal options remain. The estimated annual amount for this renewal period shall not exceed $75,000.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 13, 2018

Budget Information: Various City department budgets

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 Matheson Trigas Inc. are parties to a contract for the annual as-needed purchase of welding gases and supplies for all City departments; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $75,000; and

WHEREAS, a summary of the contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Authorization</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial Contract</td>
<td>Signed by the CITY 11/23/16</td>
<td>12/01/2016 - 11/30/2017</td>
</tr>
<tr>
<td>Amendment No. 1 to renew Contract</td>
<td>Resolution No. 1594-11-17</td>
<td>12/01/2017 - 11/30/2018</td>
</tr>
<tr>
<td>Amendment No. 2 to renew Contract</td>
<td>Pending</td>
<td>12/01/2018 - 11/30/2019</td>
</tr>
</tbody>
</table>

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. 2 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Casey Drew
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 6 to the contract with Woodruff Construction, LLC for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services to reflect the additional costs to correct items from the audit list to meet ADA compliance for an amount not to exceed $229,121 (original contract amount was $163,700; total contract amount with this amendment is $433,912). CIP/DID #PUR0716-010

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

Background:
Woodruff Construction, LLC was awarded the contract for the Cedar Rapids Ice Arena ADA Compliance project through Resolution No. 1148-08-16. Additional items from the audit list need to be corrected to meet ADA compliance requirements. This resolution is to add $229,121 for these additional items.

Contract Summary:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$163,700</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$3,866</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$26,938</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$10,287</td>
</tr>
<tr>
<td>Amendment No. 6</td>
<td>$229,121</td>
</tr>
<tr>
<td>Total</td>
<td>$433,912</td>
</tr>
</tbody>
</table>

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 6 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 13, 2018
Budget Information: 555100-555

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
WHEREAS, the City of Cedar Rapids and Woodruff Construction, LLC are parties to a contract for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services; and

WHEREAS, both parties have agreed to amend the contract to reflect additional items that need to be corrected from the audit list to meet ADA compliance requirements in the amount of $229,121; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th></th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$163,700</td>
<td>Resolution No. 1148-08-16</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$3,866</td>
<td>Additional Work; Signed by the City 05/05/17</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$26,938</td>
<td>Additional Work; Resolution No. 0845-06-17</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$0</td>
<td>Extend completion date; Signed by the City 05/18/18</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
<td>Extend completion date; Signed by the City 08/22/18</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$10,287</td>
<td>Additional Work; Resolution No. 1290-10-18</td>
</tr>
<tr>
<td>Amendment No. 6</td>
<td>$229,121</td>
<td>Additional Work</td>
</tr>
<tr>
<td>Total</td>
<td>$433,912</td>
<td>Not to exceed, except by written amendment</td>
</tr>
</tbody>
</table>

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. 6 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Shawn Lampe

Contact Person: Julie Macauley       Cell Phone Number: (319) 929-0594
E-mail Address: j.macauley@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 4 to contract with Torus Technologies, Inc. for Palo Alto Firewalls for the Information Technology Department to extend the term of the contract through November 30, 2021 for a not to exceed amount of $225,000 (original contract amount was $168,030; contract amount with this amendment is $225,000).
CIP/DID #1214-133

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

Background: The City and Torus Technologies entered into a contract for Palo Alto Firewalls, subscriptions and support for the City. The City is in need of purchasing additional licenses on the contract. Therefore, the term is being extended to November 30, 2021 to cover the three-year term of the additional purchases. No renewal options remain and services will be rebid in the future.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: November 13, 2018

Budget Information: City department budget

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: No
Explanation: NA
WHEREAS, the City of Cedar Rapids and Torus Technologies, Inc. are parties to a contract for the purchase of Palo Alto Firewalls for the Information Technology Department; and

WHEREAS, both parties have agreed to extend the term of the contract from January 31, 2019 through November 30, 2021; and

WHEREAS, due to an increase in volume of services provided by Torus Technologies, Inc., the not to exceed amount for the extended contract period is $225,000.

WHEREAS, a summary of the contract is as follows:

<table>
<thead>
<tr>
<th>Original Contract</th>
<th>Resolution No. 0158-01-15</th>
<th>02/01/2015-01/31/2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amendment No. 1 to add items</td>
<td>Resolution No. 0841-06-15</td>
<td>Effective 06/09/2015</td>
</tr>
<tr>
<td>Amendment No. 2 to add items</td>
<td>Resolution No. 0607-05-16</td>
<td>Effective 05/10/2016</td>
</tr>
<tr>
<td>Amendment No. 3 to renew contract</td>
<td>Resolution No. 0116-01-18</td>
<td>02/01/2018-01/31/2019</td>
</tr>
<tr>
<td>Amendment No. 4 to extend contract</td>
<td>Pending</td>
<td>Effective 11/01/2018</td>
</tr>
</tbody>
</table>

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. 4 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Recreation

Presenter at Meeting: Scott Hock

Contact Person: Scott Hock
E-mail Address: S.Hock@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing payment of $64,522.80 to Mount Mercy University Baseball (MMUB) for the cooperative partnership effort with the Cedar Rapids Parks & Recreation Department to provide fall baseball leagues for youth in the community. Payment was determined based on the 2018 Partnership Agreement approved 9/12/18.
CIP/DID #164048-05

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

Background: Parks & Recreation in partnership with the Mt. Mercy Baseball team provides Iowa’s largest fall youth and high school baseball program working together to host this 8-weekend league.

In the youth program, MMUB provides the umpires for 297 games while also providing 12-15 coaches for the “free agent” teams. The Cedar Rapids Parks & Recreation Department keeps 100% of the $27,000 concession stand revenue and the registration fees are divided 60/40 in the youth program in favor of MMUB.

In the high school program, Parks & Recreation’s only role is in an administration capacity of collecting registration fees and scheduling of the games. All games take place at Mount Mercy facilities with no Parks & Recreation staff involvement. Registration fees are divided 90/10 in the high school program in favor of MMUB.

Action/Recommendation: Approve request for payment.

Alternative Recommendation: N/A

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 431306-101-164048

Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO.  LEG_NUM_TAG

WHEREAS, The Cedar Rapids Parks & Recreation Department and the Mt. Mercy University Baseball team partnered to provide a fall youth baseball league from August 25 – October 21, 2018, and

WHEREAS, the City of Cedar Rapids prepared a Partnership Agreement (164048-05) outlining the terms and conditions for this effort and a payment of $64,522.80 is owed to Mt. Mercy University for their share of the proceeds of said league,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that payment be authorized in the amount of $64,522.80, to Mt. Mercy University for their portion of proceeds as stated in Partnership Agreement 164048-05.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Fleet Maintenance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing payment to United Rentals (North America) Inc. in the amount of $77,383.79 for rental of pumps and hoses used by Sewer in preparation for the September 2018 Flood.
CIP/DID #FLT035

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

Background: The City of Cedar Rapids anticipated a flood event during the time frame of September 5-14, 2018 (Flood 1). In anticipation of and in response/preparation for this Flood 1, the Sewer division rented several 6”, 8” and 12” vac assist pumps and hoses to protect the City for up to a 20’ river crest.

Fleet Services, who facilitated the procurement and delivery of said equipment from United Rentals (North America) Inc., has received the invoice, totaling $77,383.79 and is requesting authorization to pay said vendor.

Action/Recommendation: Fleet Services recommends approval of the resolution authorizing payment to United Rentals (North America) Inc. in the amount of $77,383.79.

Alternative Recommendation: None

Time Sensitivity: normal

Resolution Date: November 13, 2018

Budget Information: Fund 071, Dept ID 071100, Project 524101 Class code 18553

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids anticipated a 20-foot river crest flood event during the time frame of September 5-14, 2018, and

WHEREAS, in response to, and in preparation for, this anticipated flood event, Fleet Services facilitated the rental from United Rentals (North America) Inc., of several 6", 8" and 12" vac assist pumps and hoses for the Sewer division, to be used to protect the City for up to a 20' river crest, and

WHEREAS, the total cost of the rental of said equipment from United Rentals (North American) Inc. is $77,383.79, and

WHEREAS, the funding for this rental is Fund 071, Dept ID 071100, Project 524101, Class Code 18553, and

WHEREAS, Fleet Services recommends authorizing payment to United Rentals (North America) Inc. in the amount of $77,383.79.

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 United Rentals (North America) Inc. in the amount of $77,383.79.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 2 to the Professional Services Agreement with Stanley Consultants, Inc. specifying an increased amount not to exceed $89,600 for design services in connection with the Edgewood Road (West of) Prairie Creek (South of) Sanitary Sewer Extension project (original contract amount was $275,420; total contract amount with this amendment is $365,020).
CIP/DID #6550034-01

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

Background: This project involves extending sanitary sewer service to Parcel A1 of the Land and Air Super Park. This amendment will allow the trunk sewer to be developed around the adjoining Alliant Mega Park, as well as easement acquisitions.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 2 of the Professional Services Agreement with Stanley Consultants, Inc. specifying an increased amount not to exceed $89,600.

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: November 13, 2018

Budget Information: 655/655000/6550034

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids entered in a Professional Services Agreement with Stanley Consultants, Inc. to provide design services for the Edgewood Road (West of) Prairie Creek (South of) Sanitary Sewer Extension project on February 14, 2017, and

WHEREAS, additional design services and easement acquisitions are needed to extend sanitary sewer to Parcel A1 of the Land and Air Super Park,

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. 2 to the Professional Services Agreement with Stanley Consultants, Inc. in the amount of $89,600 for the Edgewood Road (West of) Prairie Creek (South of) Sanitary Sewer Extension (Contract 6550034-01). A summary of the contract amendments for this contract is as follows:

<table>
<thead>
<tr>
<th>Original Contract Amount:</th>
<th>$275,420</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amendment No. 1</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$89,600</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$365,020</td>
</tr>
</tbody>
</table>

General ledger coding for this amendment to be as follows:

Fund 655, Dept ID 655000 Project 6550034 NA $89,600

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed $210,107 for design services in connection with the FY19 Sanitary Sewer Master Plan Update project.
CIP/DID #6550016-04

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

Background: The City began updating the Sanitary Sewer Master Plan in 2016 to replace the 1998 Sanitary Sewer Master Plan. The FY19 update will be the fourth year of a five-year effort to update the plan. The Sanitary Sewer Master Plan is being used to assess the function of the City’s sanitary sewer collection system, and will aid in the selection of capital improvement projects and policy recommendations. Activities to be undertaken within this next fiscal year include:
- Hydraulic model studies of C Street SW trunk sewer, 44th Street SE trunk sewer and Prairie Creek trunk sewer
- Asset Management
- Policy Support
- Capital Improvement Plan

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with HDR Engineering, Inc.

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: November 13, 2018
Budget Information: 655/655000/6550016 NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: Yes
Explanation: Infrastructure Committee Recommendation at August 16, 2016 meeting.
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(s) below, and

WHEREAS, the City Engineer has determined HDR Engineering, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed $210,107, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 6550016-04 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for FY19 Sanitary Sewer Master Plan Update (Contract 6550016-04 NA),

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Contact Person: Jennifer L. Winter, PE

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed $295,554 for design services in connection with the FY19 Stormwater Master Plan Update project.
CIP/DID #304355-06

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

Background: The City began updating the Stormwater Master Plan in 2016 to replace the 1998 Stormwater Master Plan. The FY19 update will be the fourth year of a five year effort to update the plan. The Stormwater Master Plan is being used to assess the function of the City's stormwater management system, and will aid in the selection of capital improvement projects and policy recommendations. Activities to be undertaken within this next fiscal year include:

- McLoud Run and Cedar River SE Basin Plans
- Financial Needs and Funding
- Asset Management
- Policy Support
- Capital Improvement Plan
- Green Infrastructure Framework

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with HDR Engineering, Inc.

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: November 13, 2018
Budget Information: 304/304000/304355, NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: Yes
Explanation: Infrastructure Committee Recommendation at August 16, 2016 meeting.
RESOLUTION NO. 304355-06

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 HDR Engineering, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed $295,554, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 304355-06 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for FY19 Stormwater Master Plan Update,

Fund 304, Dept ID 304000, Project 304355, NA

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 4 to the Professional Services Agreement with Fehr Graham Engineering & Environmental specifying an increased amount not to exceed $21,000 for design services in connection with the Mount Vernon Road SE from 38th Street to East Post Road Rehabilitation project (original contract amount was $162,600; total contract amount with this amendment is $221,600) (Paving for Progress).

CIP/DID #3012199-01

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

Background: This project includes pavement rehabilitation of Mount Vernon Road SE from 38th Street to East Post Road, traffic signal modifications, water main replacement, and upgrading sidewalk ramps to meet ADA requirements. This amendment provides additional services to expose existing utilities to avoid potential conflicts during construction. The amendment also provides for staking of the right-of-way along Mount Vernon Road for MidAmerican to relocate their gas main out of conflict with proposed utilities (per the franchise agreement).

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 4 of the Professional Services Agreement with Fehr Graham Engineering & Environmental specifying an increased amount not to exceed $21,000.

Alternative Recommendation: Council may defer, request modifications or abandon the additional proposed improvements.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 301/301000/3012199 SLOST; 625/625000/6250051-2017054 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, it is important to identify potential conflicts between existing and proposed utilities prior to construction, and

WHEREAS, Fehr Graham has hired Pirc-Tobin Construction, Inc. to expose existing utilities on the north side of Mount Vernon Road from 38th Street to 42nd Street to identify potential conflicts, and

WHEREAS, MidAmerican will be relocating their existing gas main to avoid future conflict, and

WHEREAS, it is in the franchise agreement with MidAmerican that the City will stake the right-of-way so that their utilities can be relocated,

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. 4 to the Professional Services Agreement with Fehr Graham Engineering & Environmental in the amount of $21,000 for the Mount Vernon Road SE from 38th Street to East Post Road Rehabilitation project (Contract 3012199-01). A summary of the contract amendments for this contract is as follows:

<table>
<thead>
<tr>
<th>Amendment No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount:</td>
<td>$162,600</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$5,500</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$9,500</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$23,000</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$21,000</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$221,600</td>
</tr>
</tbody>
</table>

General ledger coding for this amendment to be as follows:

- Fund 301, Dept ID 301000 Project 3012199 SLOST $10,500
- Fund 625, Dept ID 625000 Project 6250051-2017054 NA $10,500
MayorSignature

Attest:

ClerkSignature
MOUNT VERNON ROAD SE FROM 38TH STREET TO EAST POST ROAD REHABILITATION
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: John B. Witt, P.E., PTOE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Professional Services Agreement with HR Green, Inc. for an amount not to exceed $172,696 for design services in connection with the Williams Boulevard SW at Dean Road Roundabout project. CIP/DID #301972-01

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

Background: The intersection of Williams Boulevard and Dean Rd SW has experienced operational issues as well as recurring crash types with the existing two-way stop configuration. Due to the high traffic speeds and volumes along Williams Boulevard SW, combined with increasing volumes on Dean Road, a need for alternative traffic control treatments at the intersection is needed. An operational analysis indicated a roundabout with two eastbound lanes and a single lane for all other approaches is the most effective treatment for this intersection to reduce overall crashes, crash severity, significantly decrease overall delay, and lower traffic speeds on Williams Boulevard SW.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with HR Green, Inc.

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: November 13, 2018

Budget Information: 301/301972/301972-01 NA

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: No
Explanation: NA
RESOLUTION NO. 301972-01

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

WHEREAS, the City Engineer has determined HR Green, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed $172,696, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 301972-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the Williams Boulevard SW at Dean Road Roundabout project (Fund 301, Dept ID 301972, Project 301972-01 NA),

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
WILLIAMS BLVD SW AT DEAN ROAD
ROUNDABOUT DESIGN

PROJECT AREA

Cedar Rapids
City of Five Seasons®

PROJECT # 301972-01
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 9 in the amount of $6,173.29 with L.L. Pelling Company, Inc. for the 2nd Avenue from Mays Island to 8th Street SE Pavement Rehabilitation and One-Way to Two-Way Conversion project (original contract amount was $1,126,058.50; total contract amount with this amendment is $1,315,716.58).

CIP/DID #306253-03

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

The Valve Box near Sta. 19+20 was found to be in poor condition and was replaced.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 9 submitted by L.L. Pelling Company, 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: November 13, 2018

Budget Information: 306253, NA; 306269, NA; 3016016-18401, ADA; 625884-2017057

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation: Infrastructure Committee has reviewed and approved the schedule for converting streets from on-way to two-way traffic.
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. 9 in the amount of $6,173.29 with L.L. Pelling Company, Inc. for the 2nd Avenue from Mays Island to 8th Street SE Pavement Rehabilitation and One-Way to Two-Way Conversion project, Contract No. 306253-03. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Change Order No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>18,725.29</td>
</tr>
<tr>
<td>2</td>
<td>23,776.00</td>
</tr>
<tr>
<td>3</td>
<td>35,506.20</td>
</tr>
<tr>
<td>4</td>
<td>20,490.60</td>
</tr>
<tr>
<td>5</td>
<td>2,512.48</td>
</tr>
<tr>
<td>6</td>
<td>14,283.97</td>
</tr>
<tr>
<td>7</td>
<td>8,596.10</td>
</tr>
<tr>
<td>8</td>
<td>59,594.15</td>
</tr>
<tr>
<td>9</td>
<td>6,173.29</td>
</tr>
<tr>
<td><strong>Amended Contract Amount</strong></td>
<td><strong>$1,315,716.58</strong></td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $380 306-306000-30685-306253, $923.02 625-625000-625884-6252017057, $4,870.27 306-306000-30685-306269

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
2ND AVENUE FROM MAYS ISLAND TO 8TH STREET SE
PAVEMENT REHABILITATION AND ONE-WAY TO TWO-WAY CONVERSION
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE  
E-mail Address: j.winter@cedar-rapids.org  
Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing execution of Change Order No. 2 in the amount of $1,435 with Iowa Bridge & Culvert, LC for the 6th Street SW Box Culvert Extension project (original contract amount was $237,130.72; total contract amount with this amendment is $304,976.22) (Paving for Progress).
CIP/DID #3012130-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 2 submitted by Iowa Bridge & Culvert, LC.

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: November 13, 2018

Budget Information: 301/301000/3012130 SLOST
304/304000/304449 NA

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. 2 in the amount of $1,435 with Iowa Bridge & Culvert, LC for the 6th Street SW Box Culvert Extension, Contract No. 3012130-02. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$232,130.72</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>66,410.50</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>1,435.00</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$304,976.22</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $1,435 625-625000-625884-6252018060

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
6TH STREET SW BOX CULVERT EXTENSION PROJECT
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Justin Holland

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing execution of Change Order No. 16 in the amount of $3,800 with Rathje Construction Company for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project (original contract amount was $2,214,135.10; total contract amount with this amendment is $2,756,379.34) (Paving for Progress).
CIP/DID #3012127-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Additional trees were removed throughout the project to install various water main, storm sewer and sanitary sewer improvements. These additional trees were planted to replace the additional trees lost during construction.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 16 submitted by Rathje Construction Company.

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: November 13, 2018

Budget Information: 301/301000/3012127 SLOST
625/6250000/6250051-2015045
655/655000/6550018

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: 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. 16 in the amount of $3,800 with Rathje Construction Company for the 14th Avenue SE from 36th Street to 42nd Street Roadway and Utility Improvements project, Contract No. 3012127-02. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Change Order No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Change Order No. 1</td>
<td>183,145.50</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>51,127.93</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>920.00</td>
</tr>
<tr>
<td>Change Order No. 4</td>
<td>5,280.90</td>
</tr>
<tr>
<td>Change Order No. 5</td>
<td>78,096.03</td>
</tr>
<tr>
<td>Change Order No. 6</td>
<td>18,056.82</td>
</tr>
<tr>
<td>Change Order No. 7</td>
<td>23,221.04</td>
</tr>
<tr>
<td>Change Order No. 8</td>
<td>72,632.88</td>
</tr>
<tr>
<td>Change Order No. 9</td>
<td>7,701.40</td>
</tr>
<tr>
<td>Change Order No. 10</td>
<td>231.48</td>
</tr>
<tr>
<td>Change Order No. 11</td>
<td>23,940.66</td>
</tr>
<tr>
<td>Change Order No. 12</td>
<td>25,684.14</td>
</tr>
<tr>
<td>Change Order No. 13</td>
<td>32,457.17</td>
</tr>
<tr>
<td>Change Order No. 14</td>
<td>9,216.57</td>
</tr>
<tr>
<td>Change Order No. 15</td>
<td>6,731.72</td>
</tr>
<tr>
<td>Change Order No. 16</td>
<td>3,800.00</td>
</tr>
<tr>
<td><strong>Amended Contract Amount</strong></td>
<td><strong>$2,756,379.34</strong></td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $6,731.72 301-301000-7970-3012127

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org
Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing execution of Change Order No. 1 in the amount of $28,460 with Gee Asphalt Systems, Inc. for the 2018 Asphalt Surface Sealing Project (original contract amount was $47,645.30; total contract amount with this amendment is $76,105.30) (Paving for Progress).
CIP/DID #3012241-01

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The city added more areas for sealing.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 1 submitted by Gee Asphalt Systems, 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: November 13, 2018

Budget Information: 301-301000-3012241 SLOST

Local Preference Policy: NA
Explanation: Roadway project subject to Iowa bidding laws for public project.

Recommended by Council Committee: Yes
Explanation: Project streets included in the Paving for Progress program list.
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. 1 in the amount of $28,460 with Gee Asphalt Systems, Inc. for the 2018 Asphalt Surface Sealing Project, Contract No. 3012241-01. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$47,645.30</td>
</tr>
<tr>
<td>Change Order No.</td>
<td>28,460.00</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$76,105.30</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $28,460 301-301000-7970-3012241

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
CARRIAGE DR SW; CHAPEL DR SW; PEBBLE DR SW; BAYBERRY DR SW; EDEN LN SW; CORAL LN SW; CAMEO LN SW; BRAMBLE RD SW;
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 1 in the amount of $90,327.20 with Rathje Construction Company 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 (original contract amount was $3,080,065.93; total contract amount with this amendment is $3,170,393.13) (Paving for Progress).
CIP/DID #3012148-06

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

- The scope of work in the area changed allowing the water main to be trenched instead of bored.
- Additional PCC Pavement Repair around manhole adjustments was necessary to complete the work.
- HMA material was needed to repair deteriorated areas discovered after the existing pavement surface was milled off. These areas are to be jointly reviewed by the contractor and inspector before approval to proceed and complete the work is given by the inspector.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 1 submitted by Rathje Construction Company.

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: November 13, 2018

Budget Information:
301/301000/3012148 SLOST
625/6250000/6250051-2017021 NA
625/6250000/6250051-2018058 NA

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. 1 in the amount of $90,327.20 with Rathje Construction Company 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, Contract No. 3012148-06. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$2,990,065.93</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>90,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>90,327.20</td>
</tr>
</tbody>
</table>

Amended Contract Amount $3,170,393.13

General ledger coding for this Change Order to be as follows: $131,687 301-301000-7970-3012148, ($41,449.80) 625-625000-6250051-6252018058

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
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
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing execution of Change Order No. 1 in the amount of $312,054.61, and extending the completion date to February 20, 2019 with Miron Construction Co., Inc. for the Downtown Walkway from the Convention Center Ramp to U.S. Bank project (original contract amount was $1,598,937.75; total contract amount with this amendment is $1,910,992.36).

CIP/DID #635129-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

- Increase in traffic control, structural concrete beams, structural concrete columns, structural concrete pile caps, envelope, finishes, mechanical, electrical, and plumbing, micropiles, hydrovac excavation of micropile sleeves, and general conditions are due to the active Alliant electrical vault and duct bank which is a main feed to the downtown area. The original plans indicated the facilities were not active and could be abandoned, the issue resulted in a redesign of the location, amount and style of micropiles.
- Traffic control is required for an additional five weeks while the utility exploration / hydrovac operation and redesign take place.
- After further City review with ParkCR (the entity that will be operating the skywalk) they requested to change the door hardware to Sargent, and change the key cylinders to BEST A. The change will keep door hardware and keying mechanisms consistent throughout the skywalk system.
- The original contract called out that the existing fire detection system be disconnected by the Owner. City electricians were unable to perform the work due to scheduling conflicts. Miron was instructed to disconnect the alarm.
- After removing the alley pavement, an abandoned coal vault was discovered in the foundation of the Theater CR building. In order to properly backfill and install the structural pile cap in the location, a concrete poured in place infill will be constructed. Items include shoring the existing CMU wall, waterproofing, reinforcing and concrete infill.
Five weeks need to be added to the schedule to allow for the change in means and methods of installing the foundation system now using hydrovac equipment and additional time is required due to limited access back into the alley due to the micropiles and foundations spanning across the alleyway. The additional cost will cover the general contractors general obligated time on the project based on how it was originally bid.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 1 submitted by Miron Construction.

**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:** November 13, 2018

**Budget Information:**
- 635/635000/635129 NA..........................................................360,000
- STP Federal-Aid Grant (STP-U-1187(781)-79-57) NA.............1,440,000

**Local Preference Policy:** NA
**Explanation:** Project funding is through the federal-aid Surface Transportation Program (STP) and local preference is not allowed.

**Recommended by Council Committee:** NA
**Explanation:** NA
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. 1 in the amount of $312,054.61, and extending the completion date to February 20, 2019 with Miron Construction for the Downtown Walkway from the Convention Center Ramp to U.S. Bank, Contract No. 635129-02. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$1,598,937.75</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>312,054.61</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$1,910,992.36</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $312,054.61 635-635000-63585-635129

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing execution of Change Order No. 8 in the amount of $74,776.73 with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening, Miscellaneous project (original contract amount was $7,444,280.31; total contract amount with this amendment is $7,761,169.41).
CIP/DID #301446-06

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

- The slopes between new and old pavement to be left for the winter were going to be too steep to place an HMA wedge, so at 3 locations, new pavement was postponed until next construction season and temporary pavement was placed.
- Water main could not be placed according to the staging sequence in the plans due to testing requirements.
- Temporary pavement was needed to allow traffic to switch lanes so the water main could be completed and tested per the contract documents.
- Additional watering was needed due to dry site conditions at the time. Items were added to complete site restoration around the Hy-Vee parking lot.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 8 submitted by Pirc-Tobin 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: November 13, 2018

Budget Information:
- CIP No. 301240 (Streets*)………………………………$ 6,568,000
- CIP No. 304478 (Storm Sewer)………………………… 1,617,000
- CIP No. 306185 (Traffic Signals)………………………… 334,000
- CIP No. 625884-2013001 (Water)……………………… 533,000
- Construction Estimate……………………………………$ 9,283,000
- Incentive plus Construction Contingency………………. 1,040,000
- Construction Budget (Rounded)………………………..$10,323,000

*301240 portion of the project requires $600,000 of FY19 G.O. Bond funding. FY19 budget adoption scheduled for March 2018.

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. 8 in the amount of $74,776.73 with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to approximately 800 feet North PCC Pavement Widening Miscellaneous, Contract No. 301446-06. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$7,398,280.31</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>46,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>.00</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>(496.00)</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>137,206.86</td>
</tr>
<tr>
<td>Change Order No. 4</td>
<td>51,204.83</td>
</tr>
<tr>
<td>Change Order No. 5</td>
<td>23,136.76</td>
</tr>
<tr>
<td>Change Order No. 6</td>
<td>10,292.55</td>
</tr>
<tr>
<td>Change Order No. 7</td>
<td>20,767.37</td>
</tr>
<tr>
<td>Change Order No. 8</td>
<td>74,776.73</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$7,761,169.41</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $47,032.52 301-301000-30186-301446, $350 301-301000-30187-301446, $4,298.71 304-304000-30486-304478, $23,095.50 625-625000-625884-6252013061

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
IA 100: EAST OF NORTHLAND AVENUE NE TO EAST OF TWIXT TOWN ROAD NE AND Lindale Drive TO APPROXIMATELY 800 FEET NORTH

City of Five Seasons

Cedar Memorial Cemetery

Northland Square

Hy-Vee

Lindale Mall

Collins Crossing

Collins Square

PROJECT LOCATION
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 3 in the amount of $39,458.94 with Dave Schmitt Construction Co., Inc. for the Memorial Drive SE from McCarthy Road to Mount Vernon Road SE Roadway and Utility Improvements project (original contract amount was $1,384,435.15; total contract amount with this amendment is $1,460,277.93) (Paving for Progress).

CIP/DID #3012153-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Additional Granular Backfill was needed to replace existing trench soils that were in poor condition and cannot be used as structural backfill.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 3 submitted by Dave Schmitt Construction Co., 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: November 13, 2018

Budget Information: 301/301000/3012153 SLOST; 625/625000/6250051-2016038 NA

Local Preference Policy: NA
Explaination: NA

Recommended by Council Committee: NA
Explaination: 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. 3 in the amount of $39,458.94 with Dave Schmitt Construction Co., Inc. for the Memorial Drive SE from McCarthy Road to Mount Vernon Road SE Roadway and Utility Improvements, Contract No. 3012153-02. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$1,319,435.15</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>65,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>24,152.53</td>
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<tr>
<td>Change Order No. 2</td>
<td>12,231.31</td>
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<tr>
<td>Change Order No. 3</td>
<td>39,458.94</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$1,460,277.93</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $39,458.94 625-625000-6250051-6252016038

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
MEMORIAL DRIVE SE FROM MCCARTHY ROAD TO MOUNT VERNON ROAD
ROADWAY AND UTILITY IMPROVEMENTS PROJECT

PROJECT LOCATION
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 10 in the amount of $8,701.62 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project (original contract amount was $2,961,441.41; total contract amount with this amendment is $3,136,892.43) (Paving for Progress). CIP/DID #301379-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Design standards have changed to 12” Modified Subbase instead of the 6” Modified Subbase that was called out in the contract documents.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 10 submitted by Rathje Construction Company.

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: November 13, 2018

Budget Information: 301/301000/301379 SLOST
                        625/625000/625884-2015026 NA
                        655/655000/6550043 NA

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. 10 in the amount of $8,701.62 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project, Contract No. 301379-02. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Original Contract Amount</th>
<th>$2,952,941.41</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Incentive Value</td>
<td>8,500.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>625.00</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>42,410.95</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>1,875.00</td>
</tr>
<tr>
<td>Change Order No. 4</td>
<td>1,928.50</td>
</tr>
<tr>
<td>Change Order No. 5</td>
<td>12,570.80</td>
</tr>
<tr>
<td>Change Order No. 6</td>
<td>4,617.90</td>
</tr>
<tr>
<td>Change Order No. 7</td>
<td>18,779.75</td>
</tr>
<tr>
<td>Change Order No. 8</td>
<td>19,645.02</td>
</tr>
<tr>
<td>Change Order No. 9</td>
<td>64,296.48</td>
</tr>
<tr>
<td>Change Order No. 10</td>
<td>8,701.62</td>
</tr>
</tbody>
</table>

Amended Contract Amount $3,136,892.43

General ledger coding for this Change Order to be as follows: $8,701.62 301-301000-7970-301379

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Authorizing Change Order No. 6 in the amount of $9,425.04 with Rathje Construction Company for the Northwood Drive NE from Glass Road NE to South of Brookland Drive NE Roadway Reconstruction project (original contract amount was $952,423.72; total contract amount with this amendment is $1,003,692.44) (Paving for Progress).
CIP/DID #3012115-03

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 6 submitted by Rathje Construction Company.

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: November 13, 2018

Budget Information: 301/301000/3012115 SLOST
625/6250000/6250051-2016068 NA

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 in the amount of $9,425.04 with Rathje Construction Company for the Northwood Drive NE from Glass Road NE to South of Brookland Drive NE Roadway Reconstruction, Contract No. 3012115-03. A cost summary of the contract changes for this project is as follows:

| Original Contract Amount | $898,823.72 |
| Original Incentive Value  | 53,600.00   |
| Change Order No. 1       | 2,916.00    |
| Change Order No. 2       | 7,061.00    |
| Change Order No. 3       | 17,067.16   |
| Change Order No. 4       | 13,739.81   |
| Change Order No. 5       | 1,059.71    |
| Change Order No. 6       | 9,425.04    |

Amended Contract Amount $1,003,692.44

General ledger coding for this Change Order to be as follows: $9,425.04 301-301000-7970-3012115

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
NORTHWOOD DRIVE NE FROM GLASS ROAD TO SOUTH OF BROOKLAND DRIVE ROADWAY RECONSTRUCTION
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner  
Cell Phone Number: 538-1059/270-5219 
E-mail Address: S.hershner@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution amending Resolution No. 1339-10-18 by correcting the payment amount of $11,155.95 for the acceptance of contract 615246-02 – WPCF Roof Replacements: Intermediate Lift, Bioscrubber Control, Maintenance Storage, Old Lime Slaker project.

CIP/DID #615246-02

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

Background: On October 23, 2018, resolution 1339-10-18 was passed by City Council with the incorrect retainage amount listed. This resolution corrects the final payment amount of $11,155.95 to Jim Giese Commercial Roofing, Inc.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends that City Council approve the resolution to correct the payment amount of $11,155.95 to Jim Giese Commercial Roofing, Inc.

Alternative Recommendation: None

Time Sensitivity: 11-13-18

Resolution Date: 11-13-18

Budget Information:
1. Included in Current Budget Year. Yes, funding for the WPCF Roof Replacements: Intermediate Lift, Bioscrubber Control, Maintenance Storage, Old Lime Slaker project is included in the FY18 WPC CIP budget. Project costs will be coded to 553000-615-615000-615246.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There is currently $225,000 budgeted in the FY18 CIP budget for the construction of the WPCF Roof Replacements: Intermediate Lift, Bioscrubber Control, Maintenance Storage, Old Lime Slaker project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves.

3. Purchasing Department used or Purchasing Guidelines followed: Yes, the project is being publicly bid as a Capital Improvement Project.
Local Preference Policy: No
Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO.  LEG_NUM_TAG

WHEREAS, Resolution No. 1339-10-18 accepted the work and approved a final payment in the amount of $10,000 to Jim Giese Commercial Roofing, Inc. for the WPCF Roof Replacements: Intermediate Lift, Bioscrubber Control, Maintenance Storage, Old Lime Slaker project, and

WHEREAS, the final payment amount should be $11,155.95, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1339-10-18 be amended to reflect the correct total final payment amount of $11,155.95. To be funded from the FY2018 Water Pollution Control CIP budget and coded to 553000-615-615000-615246.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Sara Buck

Contact Person: Jennifer Pratt
E-mail Address: J.Pratt@cedar-rapids.org

Cell Phone Number: 538-2552

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing execution of an Interagency Agreement with the Iowa Department of Inspections and Appeals for fraud investigations in the Section 8 HCV Program / Public Housing Authority.
CIP/DID #PHA-0002-2015

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

Background: This resolution allows the City of Cedar Rapids to enter into an agreement to utilize the services of the Department of Inspections and Appeals for fraud investigations in the Section 8 HCV Program / Public Housing Authority.

On January 2, 2018, the City of Cedar Rapids entered into an Interagency Agreement with the Department of Investigations and Appeals (DIA), which is now expired.

According to the terms of the agreement with the DIA, the City will pay a rate of $68.25 per hour, which is modified annually, for investigations conducted pursuant to the agreement. The City’s costs are estimated at $1,000 per year, and will be paid solely from federal grant funds. The agreement shall be in effect from January 1, 2018 to December 31, 2018, and may be renewed annually for up to five years. Modifications to the agreement will be addressed on an annual basis.

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: November 13, 2018

Budget Information: The City’s costs, estimated at $1,000 per year, paid from Section 8 HCV Administrative funds.

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
WHEREAS, on January 2, 2018, the City of Cedar Rapids entered into an Interagency Agreement with the Iowa Department of Inspections and Appeals to authorize investigations in the Section 8 Housing Choice Voucher Program; and

WHEREAS, the agreement, signed on January 2, 2018 between the City of Cedar Rapids and the Iowa Department of Inspections and Appeals, has expired; and

WHEREAS, the City of Cedar Rapids and the Iowa Department of Inspections and Appeals have come to a mutual agreement as to the terms and conditions of a new Interagency Agreement for the purpose of investigations in the Section 8 Housing Choice Voucher Program,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk, or their designees, are hereby authorized to execute an Interagency Agreement and all other necessary documentation with the Iowa Department of Inspections and Appeals.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Submitting Department: Community Development - Housing

Presenter at Meeting: Sara Buck

Contact Person: Jennifer Pratt  
E-mail Address: J.Pratt@cedar-rapids.org  
Cell Phone Number: 319 538-2552

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 25 to Contract 08-DRH-208 with the Iowa Economic Development Authority to return program income in the amount of $35,912 for projects sold during the affordability period.
CIP/DID #08-DRH-208

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

Background: In April 2009, the City entered into a contract with IEDA for CDBG disaster recovery funding for a variety of housing recovery activities, including the Rental Rehabilitation Programs, Single-Family New Construction and Multi-Family New Construction. The contract has been amended previously from its original amount to add funding for additional activities, extend the contract term, or modify program guidelines.

Contract 08-DRH-208 was closed in December of 2017, but will continue to have terms of affordability. Program income received during this time must be returned to IEDA and is unable to be reallocated, due to the closing of the contract. Amendment No. 25 returns $35,912 in program income to the IEDA.

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: November 13, 2018

Budget Information: NA

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 is party to Disaster Recovery Housing Contract 08-DRH-208 with the Iowa Economic Development Authority (IEDA) for local administration of Community Development Block Grant disaster recovery housing programs; and

WHEREAS, Contract 08-DRH-208 was closed in December of 2017; and

WHEREAS, program income received by the City for this grant is unable to be reallocated and must be returned to IEDA; and

WHEREAS, IEDA has provided to the City Amendment No. 25 to Contract 08-DRH-208 returns $35,912 in program income to IEDA as required; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Mayor is authorized to execute Amendment No. 25 to Contract 08-DRH-208 with the Iowa Economic Development Authority.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing submittal of a grant application to the Iowa Department of Transportation (IDOT) for Iowa Clean Air Attainment Program (ICAAP) funds to provide funding for the Ellis Boulevard and 6th Street NW Connector project (Paving for Progress).
CIP/DID #301963-00


Background: The project will consist of improvements including pavement, sidewalk, and proposed roundabouts at Ellis Boulevard intersections with E Avenue and F Avenue. Both roundabouts will provide improved intersection operations, and consequently, reduce vehicle emissions.

Action/Recommendation: The Public Works Department recommends approval of the resolution authorizing submittal of a grant application to the IDOT for ICAAP funds for the Ellis Boulevard and 6th Street NW Connector project.

Alternative Recommendation: If the resolution is not approved, the grant application for ICAAP funds cannot be submitted.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 301/301000/301963 SLOSS

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION AUTHORIZING APPLICATION FOR A IOWA CLEAN AIR ATTAINMENT PROGRAM (ICAAP) GRANT FOR CONSTRUCTION OF ELLIS BOULEVARD AND 6TH STREET NW CONNECTOR PROJECT (CIP NO. 301963)

WHEREAS, the Iowa Department of Transportation provides Iowa Clean Air Attainment Program (ICAAP) funds on a competitive basis to transportation projects that reduce traffic congestion problems and provide air quality improvements, and

WHEREAS, the City of Cedar Rapids has identified the Ellis Boulevard and 6th Street NW Connector project as a location where emission could be reduced and funded with the ICAAP grant, and

WHEREAS, the improvements installing a roundabout will reduce emissions in the location near Ellis Boulevard and 6th Street NW, and

WHEREAS, the City of Cedar Rapids Public Works Department recommends approval of this resolution,

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

• The above noted project is hereby endorsed for submission to the ICAAP Grants program, and

• The City Council hereby commits the additional City funds necessary for construction of the project beyond the ICAAP funding, and

• The City Council hereby commits to accepting and maintaining these improvements for its useful life, and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that the City Manager and City Engineer or designee is authorized and directed to execute with signature any and all materials required for submission of the subject grant applications including any and all assurances, certifications or other document components as may be related to terms, conditions, etc. of funding agreement(s) stipulating compliance with applicable laws, regulations, etc. which may now or hereafter affect the subject provision of financial assistance.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew

Cell Phone Number: (319) 538-1064

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

Description of Agenda Item: Purchases, contracts and agreements
Sponsorship Agreement between the City’s Convention Complex Manager, DoubleTree Management, LLC (“Hilton”), VenuWorks of Cedar Rapids, LLC (“VenuWorks”) and North Central States Regional Carpenters, for a term of three years, with a total payment of $7,920.

CIP/DID # FIN2018-36

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

Background: The City’s Management Agreement (“Management Agreement”) with Hilton specifically allows Hilton to enter into agreements for goods or services that have a maximum term of one year. Agreements with a term greater than one year and not terminable at will on thirty days’ notice or less must receive prior written approval from the Owner. The term of the Agreement shall be three (3) years for one (1) vinyl wall wrap located on the front of corner section 207, totaling approximately 132 sq. ft.

Action/Recommendation: Approve the resolution

Alternative Recommendation: Table or deny the resolution

Time Sensitivity: Urgent to contract terms

Resolution Date: November 13, 2018

Budget Information: Arena operating budget

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 owns the Cedar Rapids Convention Complex ("Facility"), which will involve the sale of Advertising Sponsorships; and

WHEREAS, City has entered into a (Management Agreement") with Doubletree Management Services, LLC ("Hilton") to operate the completed Facility: and

WHEREAS, VenuWorks of Cedar Rapids, LLC ("VenuWorks") was authorized to sell advertising and promotional sponsorships in the U.S. Cellular Center Arena:

WHEREAS, the Management Agreement authorizes Hilton to enter into agreements to sell advertising and promotional sponsorships, provide that the City approve any such agreement if its term is for a period longer than one year;

WHEREAS, the U.S. Cellular Center has entered into a three-year agreement with North Central States Regional Carpenters for a vinyl wall wrap located on the front of corner section 207 in the U.S. Cellular Center Arena.

WHEREAS, the agreement requires North Central States Regional Carpenters to pay the U.S. Cellular Center a total of $7,920 for the term of the agreement.

WHEREAS, North Central States Regional Carpenters a desires to acquire such rights.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approves the Sponsorship Agreement between North Central States Regional Carpenters as noted herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Description of Agenda Item: Purchases, contracts and agreements
Sponsorship Agreement between the City’s Convention Complex Manager, DoubleTree Management, LLC (“Hilton”), VenuWorks of Cedar Rapids, LLC (“VenuWorks”) and Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa, for a term of three years, with a total payment of $18,120.

CIP/DID # FIN2018-35

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

Background: The City’s Management Agreement (“Management Agreement”) with Hilton specifically allows Hilton to enter into agreements for goods or services that have a maximum term of one year. Agreements with a term greater than one year and not terminable at will on thirty days’ notice or less must receive prior written approval from the Owner. The term of the Agreement shall be three (3) years for one (1) shared vinyl wall wrap located on the front of section 211, totaling approximately 302 sq. ft.

Action/Recommendation: Approve the resolution

Alternative Recommendation: Table or deny the resolution

Time Sensitivity: Urgent to contract terms

Resolution Date: November 13, 2018

Budget Information: Arena operating budget

Local Preference Policy: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA
WHEREAS, the city owns the Cedar Rapids Convention Complex ("Facility"), which will involve the sale of Advertising Sponsorships; and

WHEREAS, City has entered into a (Management Agreement") with Doubletree Management Services, LLC ("Hilton") to operate the completed Facility; and

WHEREAS, VenuWorks of Cedar Rapids, LLC ("VenuWorks") was authorized to sell advertising and promotional sponsorships in the U.S. Cellular Center Arena:

WHEREAS, the Management Agreement authorizes Hilton to enter into agreements to sell advertising and promotional sponsorships, provide that the City approve any such agreement if its term is for a period longer than one year;

WHEREAS, the U.S. Cellular Center has entered into a three-year agreement with Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa for a shared, vinyl wall wrap located on the front of section 211 in the U.S. Cellular Center Arena.

WHEREAS, the agreement requires Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa to pay the U.S. Cellular Center a total of $18,120 for the term of the agreement.

WHEREAS, Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa desires to acquire such rights.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approves the Sponsorship Agreement between U.S. Cellular Center and Cedar Rapids Iowa City Building Trades Council/Hawkeye Labor Council/The Building Pros of Eastern Iowa as noted herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
**Council Agenda Item Cover Sheet**

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rita Rasmussen

**Contact Person:** Jennifer L. Winter, PE  
**E-mail Address:** j.winter@cedar-rapids.org  
**Cell Phone Number:** 319-538-1076

**Description of Agenda Item:** Purchases, contracts and agreements  
Resolution authorizing execution of a Purchase Agreement in the amount of $1 and accepting a Permanent Sanitary Sewer Easement and Temporary Access Easements from Midwest Development Co. from vacant land located north of East Robins Road NE and west of Alburnett Road in connection with the C Avenue NE (East of) and East Robins Road (North of) Sanitary Sewer Extension project.  
CIP/DID #6550053-00

**EnvisionCR Element/Goal:** GrowCR Goal 3: Connect growing areas to existing neighborhoods.

**Background:** In a previous fiscal year, City Council approved funding towards the C Avenue NE (East of) and East Robins Road (North of) Sanitary Sewer Extension project.

The easements are required to accommodate the proposed sanitary sewer project and are being conveyed by Midwest Development Co. for mutual benefit and other valuable considerations.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing the execution of a Purchase Agreement in the amount of $1 and accepting a Permanent Sanitary Sewer Easement and Temporary Access Easements from Midwest Development Co.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the proposed project.

**Time Sensitivity:** Normal  
**Resolution Date:** November 13, 2018  
**Budget Information:** 655/655000/6550053 NA  
**Local Preference Policy:** NA  
**Explanation:** Local Preference Policy does not apply to the acquisition of easements.

**Recommended by Council Committee:** NA  
**Explanation:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for a Permanent Sanitary Sewer Easement and Temporary Access Easements in order to accommodate the proposed facilities, and

WHEREAS, Midwest Development Co. 411 1st Avenue SE, Ste 410, Cedar Rapids, IA 52401, OWNER, of real property known and described as:

See attached Sanitary Sewer Plat

have agreed to convey the necessary easements, from vacant land north of East Robins Road NE and west of Alburnett Road, to the City of Cedar Rapids for mutual benefit and other valuable considerations,

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 Purchase Agreement as described herein,

BE IT FURTHER RESOLVED that the Purchase Agreement and Temporary Access Easements are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED, that the Permanent Sanitary Sewer Easement be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
SANITARY SEWER PLAT

PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER SECTION 23, TOWNSHIP 84 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 23, THENCE N00°56'33"W ALONG THE WESTLY LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, A DISTANCE OF 25.00 FEET; THENCE S89°14'26"W, A DISTANCE OF 190.34 FEET; THENCE S00°03'15"E, A DISTANCE OF 25.00 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, THENCE N89°14'30"E ALONG SAID SOUTHERLY LINE, A DISTANCE OF 500.41 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINS 4,760 SQ FT MORE OR LESS.

INDEX LEGEND

Location: SE 1/4 SW 1/4 Section 23, Township 84 North, Range 7 West, Monroe Township, Linn County, Iowa
Receivers: City of Cedar Rapids
Proprietors: Midwest Development Co
Surveyors: Thomas E. Hagner
Company: HBG Engineering, LLC

NOTE:
1. BASIS OF Bearings IS GPS Measurements IN THE IOWA STATE PLANE COORDINATE SYSTEM NORTH ZONE NAD83.
2. LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET AND DECADES THEREOF.

SANITARY SEWER PLAT

PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 84 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, LINN COUNTY, IOWA

MONROE TOWNSHIP, LINN COUNTY, IOWA

1 of 1
C AVENUE NE (EAST OF) AND EAST ROBINS ROAD (NORTH OF)
SANITARY SEWER EXTENSION
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $5,400 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John D. Powell from land located at 1074 Edgewood Road NW in connection with the Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project (Paving for Progress). CIP/DID #301689-00

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

Background: City Council previously approved funding towards the Edgewood Road NW Water Main Improvements from H Ave NW to Crestwood Drive NW project.

The right-of-way and temporary easement are required to accommodate the proposed installation of a new water main. Compensation amounts proposed are based on an appraisal of the subject property provided by a qualified appraiser and a review appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $5,400 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John D. Powell.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way or temporary easement and direct City staff to abandon or reconfigure installation of the water main.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: 301/301000/301689 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 exists for additional right-of-way and a Temporary Grading Easement for Construction in order to accommodate the proposed installation of new water main, and

WHEREAS, John D. Powell, 1107 N. 19th Street, Clarksburg, VA, 26301, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary easement at 1074 Edgewood Road NW, Cedar Rapids, Linn County, Iowa, to the City of Cedar Rapids for consideration as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Right-of-Way</td>
<td>$3,370</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$ 455</td>
</tr>
<tr>
<td>Damages</td>
<td>$1,575</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$5,400</strong></td>
</tr>
</tbody>
</table>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project (Fund 301, Dept ID 301000, Project 301689 SLOST),

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 Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and
BE IT FURTHER RESOLVED that the Warranty Deed and Groundwater Hazard Statement from John D. Powell, and the Partial Release of Real Estate Mortgage from JPMorgan Chase Bank, N.A., be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
PROPERTY DESCRIPTION

A PART OF THE SOUTH 90 FEET OF LOT 15, PETROVITSKY'S SUB DIVISION OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF SECTION 24, TOWNSHIP 83 NORTH, RANGE 08 WEST OF THE 5TH P.M., CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 17, ALLIE'S FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA; THENCE NORTH 109°44'44" WEST, 90.00 FEET TO THE NORTH LINE OF SAID SOUTH 90 FEET; THENCE NORTH 88°56'01" EAST ALONG SAID NORTH LINE, A DISTANCE OF 17.00 FEET TO THE EAST LINE OF SAID LOT 15; THENCE SOUTH 109°44'44" EAST, ALONG SAID EAST LINE, A DISTANCE OF 90.00 FEET TO THE SOUTH LINE OF SAID SOUTH 90 FEET; THENCE SOUTH 88°56'01" WEST ALONG SAID SOUTH LINE, A DISTANCE OF 17.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.04 ACRES (1,530 S.F.) MORE OR LESS, SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

PREPARED FOR
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

EDGEWOOD ROAD NW
WATER MAIN IMPROVEMENTS
FROM H AVENUE NW TO
CRESTWOOD DRIVE NW

CONTRACT NUMBER 625864-20210620

DATE OF SURVEY
01-25-2016

OWNER
JOHN D POWELL

PROPERTY ADDRESS
1074 EDGEWOOD ROAD NW

LEGEND

Survey | Found | Set
--- | --- | ---
Section Corner | 1/2" Red, Yellow Cap * 19710 | O
ROW Marker | 0 | O
ROW Roll | 0 | O
Control Point | 0 | O
Plotted Distance | 0 | O
Measured Bearing & Distance | 0 | O
Recorded As | 0 | O
Deed Distance | 0 | O
Calculated Distance | 0 | O
Minimum Elevation Protection | 0 | O
Centerline | 0 | O
Section Line | 0 | O
1/4 Section Line | 0 | O
1/4 1/4 Section Line | 0 | O
Easement Line | 0 | O

PART LOT 15, PETROVITSKY'S FIRST ADDN.
RIGHT OF WAY ACQUISITION PLAT

Snyder & Associates

5005 Bowling Street S.W.
CEDAR RAPIDS, IA 52404 (319) 362-3994

Sheet 1 of 2
Pt. 1150782
FlD BK: 216 PG:

DATE: 08/03/18
PM/TECH: TWF

I hereby certify that this land 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 Professional Land Surveyor under the laws of the State of

Erin D. Griffin, RLS

License Number 19710

By: Licensee renewal done in December 31, 2019
Pages of sheets covered by this seal:
Sheet 1 of 2

Snyder & Associates

5005 Bowling Street S.W.
CEDAR RAPIDS, IA 52404 (319) 362-3994

Sheet 1 of 2
Pt. 1150782
FlD BK: 216 PG:

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Erin D. Griffin, RLS

License Number 19710

By: Licensee renewal done in December 31, 2019
Pages of sheets covered by this seal:
Sheet 1 of 2
PART LOT 15, PETROVITSKY'S FIRST ADDN.
RIGHT OF WAY ACQUISITION PLAT

Snyder & Associates
5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

UNITED STATES COURTS
CENTRAL IOWA DISTRICT
CEDAR RAPIDS DIVISION

F. P. SCHROEDER, Surveyor

Drawing No. 7214

Crestwood Drive NW

Pt. Lot 15

Petrovitsky's Subdivision of the N 1/2 SE 1/4 Sec. 24-83-08

Existing 33' R.O.W.

N 88° 56' 01" 17.00' E

Lot 15

Existing 33' R.O.W.

S 80°

Lot 15

N 1° 09' 44" W 90.00'

Petrovitsky's Subdivision of the N 1/2 SE 1/4 Sec. 24-83-08

S Line Lot 15

Point of Beginning

S 88° 56' 01" W 17.00'

Allie's First Addition

Existing 33' R.O.W.

PROPOSED 50' R.O.W.

S 1° 09' 44" E 90.00'

S 10' 04" E 1,331.56' M & P

Amanda

Court NW

SE Cor.NE 1/4 SE 1/4

Sec. 24-83-08

in Casting

Sheet 2 of 2

Date: 03/27/17

PMTECH: TWF

Sheet 2 of 2

Ink

Plot

1150782

216 PG

Date: 03/27/17

PMTECH: TWF
EDGEWOOD ROAD NW WATER MAIN IMPROVEMENTS
FROM H AVENUE NW TO CRESTWOOD DRIVE NW
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE  
E-mail Address: j.winter@cedar-rapids.org  
Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements  
Resolution authorizing execution of a Purchase Agreement in the amount of $800 and accepting a Warranty Deed from Seth Leonard and Dawn Leonard from land located at 1602 M Street SW in connection with the Curb Ramp Repair Project.  
CIP/DID #3016016-00


Background: In previous fiscal years, the City Council approved funding towards the Curb Ramp Repair Project.

The right-of-way is required to accommodate the proposed sidewalk, curb, and ramp improvements. These repairs are required per the Department of Justice settlement with the City of Cedar Rapids. The existing sidewalk and ramp are not in compliance. The compensation amount proposed is based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the Resolution authorizing execution of a Purchase Agreement in the amount of $800 and accepting a Warranty Deed from Seth Leonard and Dawn Leonard.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the proposed project.

Time Sensitivity: Normal  
Resolution Date: November 13, 2018  
Budget Information: 301/301000/3016016 NA  
Local Preference Policy: NA  
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA  
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way in order to accommodate the proposed facilities, and

WHEREAS, Seth Leonard and Dawn Leonard, 1602 M Street SW, Cedar Rapids, IA 52404, OWNERS, of real property known and described as:

See attached Right-of-Way Acquisition Plat

have agreed to convey the necessary right-of-way at 1602 M Street SW to the City of Cedar Rapids for the total sum of $800, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the additional right-of-way in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Curb Ramp Repair Project (Fund 301, Dept. ID 301000, Project 3016016, NA),

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 Purchase Agreement as described herein, and

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

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Warranty Deed and Groundwater Hazard Statement from Seth Leonard and Dawn Leonard be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
MayorSignature

Attest:

ClerkSignature
RIGHT OF WAY ACQUISITION PLAT
SIDEWALK IMPROVEMENTS
CONTRACT NO. 3016016-13
EXHIBIT "A"

PROPERTY OWNER:
SETH & DAWN LEONARD
1602 M ST. SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS:
SETH & DAWN LEONARD
1602 M ST. SW
CEDAR RAPIDS, IA 52404

LEGAL DESCRIPTION:
LOT 1, BLOCK 78, O.A. HULLS SEVENTH ADDITION TO
CEDAR RAPIDS, LINN COUNTY, IOWA

RIGHT OF WAY ACQUISITION DESCRIPTION:
The north 20 feet of the east 10 feet of Lot 1, Block 78, O.A. HULLS
SEVENTH ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA.
200 S.F.

16TH AVE. SW

N 00°05'31" W
20.00'

S 00°05'41" E
20.00'

N 00°05'41" W
10.00'

S 00°05'31" W
10.00'

LOT 1
LOT 1

ALWAYS
BLOCK 78
BLOCK 78

LOT 1
LOT 1

ALWAYS
BLOCK 78
BLOCK 78

LOT 5
LOT 5

ALWAYS
BLOCK 78
BLOCK 78

LOT 6
LOT 6

FOUND 1/2" PIPE WITH NAIL
FIND 1/2" REBAR NO GAP

140' (R)

FIND MONUMENT AS LABELED
EXISTING PROPERTY LINE
EXISTING EASEMENT
BASELINE/REBAR WITH RPC#18559
RED PLASTIC CAP
PROPOSED RIGHT OF WAY ACQUISITION
RIGHT-OF-WAY WIDTH

LEGEND

I hereby certify that this land 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.

NATHAN P. KAMIE
18659

9/12/18

Nathan P. Kami, P.E. & P.L.S.
License Number: 18659
My license renewal date is December 31, 2019.
SHEET COVERED BY THIS SEAL: THIS SHEET ONLY

SURVEY FOR:
CITY OF CEDAR RAPIDS
503 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 266-5802

JOB NUMBER:
17-015

SHEET NUMBER:
1 of 1
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org
Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $1,135 and accepting a Warranty Deed from Cedar Rapids Medical Offices, LLC from land located at 3500 Mount Vernon Road SE in connection with the Curb Ramp Repair Project.
CIP/DID #3016016-00


Background: In previous fiscal years, the City Council approved funding towards the Curb Ramp Repair Project.

The right-of-way is required to accommodate the proposed sidewalk, curb, and ramp improvements. These repairs are required per the Department of Justice settlement with the City of Cedar Rapids. The existing sidewalk and ramp are not in compliance. The compensation amount proposed is based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the Resolution authorizing execution of a Purchase Agreement in the amount of $1,135 and accepting a Warranty Deed from Cedar Rapids Medical Offices, LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the proposed project.

Time Sensitivity: Normal
Resolution Date: November 13, 2018
Budget Information: 301/301000/3016016 NA
Local Preference Policy: NA
   Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
   Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way in order to accommodate the proposed facilities, and

WHEREAS, Cedar Rapids Medical Offices, LLC, 3500 Mount Vernon Road SE, Cedar Rapids, IA 52403, OWNER, of real property known and described as:

See attached Right-of-Way Acquisition Plat

have agreed to convey the necessary right-of-way at 3500 Mount Vernon Road SE to the City of Cedar Rapids for the total sum of $1,135, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the additional right-of-way in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Curb Ramp Repair Project (Fund 301, Dept. ID 301000, Project 3016016, NA),

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 Purchase Agreement as described herein, and

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

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Warranty Deed and Groundwater Hazard Statement from Cedar Rapids Medical Offices, LLC be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
MayorSignature

Attest:

ClerkSignature
ACQUISITION PLAT
RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
SIDEWALK IMPROVEMENTS
3500 MT VERNON ROAD SE
CITY CONTRACT NO. 3016016-21
INTERSECTION 84

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN LOT 7 OF FINAL PLAT OF MANNING'S THIRD ADDITION TO THE CITY OF CEDAR RAPIDS, AS RECORDED IN BOOK 10, PAGE 285 OF THE LINN COUNTY RECORDER'S OFFICE, LINN COUNTY, IOWA, PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 24, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, THENCE NORTH 88° 24' 15" EAST, 425.82 FEET ALONG THE SOUTH LINE OF SAID SECTION 24; THENCE NORTH 01° 52' 20" WEST, 42.00 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING NORTH 01° 52' 20" WEST, 17.00 FEET ALONG THE EAST RIGHT-OF-WAY LINE OF 35TH STREET SE; THENCE NORTH 88° 24' 15" EAST, 7.00 FEET; THENCE SOUTH 01° 52' 20" EAST, 17.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF MOUNT VERNON ROAD SE; THENCE SOUTH 88° 24' 15" WEST, 7.00 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 119 SQUARE FEET OR 0.003 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA SPCS NORTH ZONE, US SURVEY FOOT (LINN COUNTY CONTROL).

PROPERTY OWNER:
CEDAR RAPIDS MEDICAL OFFICES, LLC
PO BOX 2407
SKYLAND, NC 28776

EXHIBIT "A"

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404

FOTH PROJECT NO. 15C001-01 DATE: 4/13/2018

WESLEY F. SHIMP, P.L.S.
LICENSE NUMBER: 24243

I hereby certify that this land 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 Professional Land Surveyor under the laws of the State of Iowa.

FOTH INFRASTRUCTURE & ENVIRONMENT, LLC
3500 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-0900 Fax: 319-365-0931

FOTH INFRASTRUCTURE & ENVIRONMENT, LLC
3500 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-0900 Fax: 319-365-0931

FOTH INFRASTRUCTURE & ENVIRONMENT, LLC
3500 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-0900 Fax: 319-365-0931

FOTH INFRASTRUCTURE & ENVIRONMENT, LLC
3500 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-0900 Fax: 319-365-0931
RIGHT-OF-WAY ACQUISITION
3500 MOUNT VERNON ROAD SE
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
Cell Phone Number: 319-538-1076
E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $650 and accepting a Warranty Deed from Goodwill Industries of the Heartland f/k/a Goodwill Industries of Southwest Iowa from land located at 2000 Scotty Drive SW in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00


Background: In previous fiscal years, the City Council approved funding towards the Curb Ramp Repair Project.

The right-of-way is required to accommodate the proposed sidewalk, curb, and ramp improvements. These repairs are required per the Department of Justice settlement with the City of Cedar Rapids. The existing sidewalk and ramp are not in compliance. The compensation amount proposed is based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the Resolution authorizing the execution of a Purchase Agreement in the amount of $650 and accepting a Warranty Deed from Goodwill Industries of the Heartland f/k/a Goodwill Industries of Southwest Iowa.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the proposed project.

Time Sensitivity: Normal
Resolution Date: November 13, 2018
Budget Information: 301/301000/3016016 NA
Local Preference Policy: NA
   Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
   Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way in order to accommodate the proposed facilities, and

WHEREAS, Goodwill Industries of the Heartland f/k/a Goodwill Industries of Southwest Iowa, 1410 S First Avenue, Iowa City, IA 52240, OWNER, of real property known and described as:

See attached Right-of-Way Acquisition Plat

has agreed to convey the necessary right-of-way at 2000 Scotty Drive SW to the City of Cedar Rapids for the total sum of $650, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the additional right-of-way in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Curb Ramp Repair Project (Fund 301, Dept. ID 301000, Project 3016016, NA),

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 Purchase Agreement as described herein, and

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

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Warranty Deed and Groundwater Hazard Statement from Goodwill Industries of the Heartland f/k/a Goodwill Industries of Southwest Iowa be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
PROPERTY OWNER:
GOODWILL INDUSTRIES OF SOUTHEAST IOWA
2000 SCOTTY DR. SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS:
GOODWILL INDUSTRIES OF SOUTHEAST IOWA
1410 S. FIRST AVE
Cedar Rapids, IA 52440

LEGAL DESCRIPTION:
LOT 9, WESTWOOD PLAZA FIRST ADDITION IN
THE CITY OF CEDAR RAPIDS, IOWA, Linn County, IOWA.

RIGHT OF WAY ACQUISITION DESCRIPTION:
BEGINNING AT THE NORTHEAST CORNER OF LOT 9, WESTWOOD PLAZA FIRST ADDITION IN
THE CITY OF CEDAR RAPIDS, IOWA, Linn County, IOWA.
THENCE SOUTH 03°44'56" EAST, 23.18 FEET ALONG THE WEST RIGHT OF WAY LINE OF
SCOTTY DRIVE SW;
THENCE NORTH 17°29'24" WEST, 24.23 FEET TO THE SOUTH RIGHT OF WAY LINE OF
20TH AVE SW;
THENCE NORTH 89°25'16" EAST, 6.98 FEET ALONG SAID SOUTH RIGHT OF WAY LINE AND
TO THE POINT OF BEGINNING;
DESCRIBED RIGHT OF WAY ACQUISITION Contains 61.51 A.F. and is Subject to
EASEMENTS AND OTHER RESTRICTIONS OF RECORD.

I hereby certify that this land surveying document was prepared and the needed 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.

Nathan P. Koss, P.E. & P.L.S.
18659
My License renewal date is December 31, 2019.
Sheets covered by this seal: This Sheet Only
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $275 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Jackson T. Selk and Elizabeth A. Selk from land located at 975 5th Avenue SW in connection with the Curb Ramp Repair Project.
CIP/DID #3016016-00


Background: In previous fiscal years, the City Council approved funding towards the Curb Ramp Repair Project.

The right-of-way and temporary easement are required to accommodate the proposed sidewalk, curb, and ramp improvements. These repairs are required per the Department of Justice settlement with the City of Cedar Rapids. The existing sidewalk and ramp are not in compliance. Compensation amount proposed is based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the Resolution authorizing execution of a Purchase Agreement in the amount of $275 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jackson T. Selk and Elizabeth A. Selk.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement and direct City staff to abandon or reconfigure the proposed project.

Time Sensitivity: Normal
Resolution Date: November 13, 2018
Budget Information: 301/301000/3016016 NA
Local Preference Policy: NA
   Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
   Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way and a Temporary Grading Easement for Construction in order to accommodate the proposed facilities, and

WHEREAS, Jackson T. Selk and Elizebeth A. Selk, 503 10th Street SW, Cedar Rapids, IA 52404, OWNER, of real property known and described as:

See attached Right-of-Way Acquisition Plat

have agreed to convey the necessary right-of-way and temporary easement, at 975 5th Avenue SW, to the City of Cedar Rapids for consideration as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Right-of-Way</td>
<td>$75</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$200</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$275</strong></td>
</tr>
</tbody>
</table>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the additional right-of-way and temporary easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Curb Ramp Repair Project (Fund 301, Dept. ID 301000, Project 3016016, NA),

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 Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and
BE IT FURTHER RESOLVED, that the Warranty Deed and Groundwater Hazard Statement be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
RIGHT OF WAY ACQUISITION PLAT
SIDEWALK IMPROVEMENTS
CONTRACT NO. 3016016-13
EXHIBIT "A"

PROPERTY OWNER:
JACKSON T. & ELIZABETH A. SELK
975 5TH AVE SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS:
JACKSON T. & ELIZABETH A. SELK
533 10TH ST SW
CEDAR RAPIDS, IA 52404

LEGAL DESCRIPTION:
The North Sixty (60) Feet of the West Twenty-Seven (27) Feet of Lot Two (2),
and the North Sixty (60) Feet of Lot Three (3), All in Block Fifty (50),
James C. Young's Eighth Addition to
CEDAR RAPIDS, IOWA.

RIGHT OF WAY ACQUISITION DESCRIPTION:
BEGINNING AT THE NORTHWEST CORNER OF LOT 3, BLOCK 50, JAMES C. YOUNG'S EIGHTH ADDITION TO
CEDAR RAPIDS, IOWA,
THENCE NORTH 89°43'25" EAST, 5.80 FEET ALONG THE SOUTH RIGHT OF WAY LINE OF 5TH AVENUE
SW;
THENCE SOUTH 61°18'50" WEST, 6.30 FEET TO THE EAST RIGHT OF WAY LINE OF 10TH STREET SW;
THENCE NORTH 01°15'09" WEST, 3.00 FEET ALONG SAID EAST RIGHT OF WAY LINE TO THE POINT OF
BEGINNING.
DESCRIBED RIGHT OF WAY ACQUISITION CONTAINS 9 S.F. AND IS SUBJECT TO EASEMENTS AND OTHER
RESTRICTIONS OF RECORD.

LEGEND
- FOUND MONUMENT AS LABELED
- EXISTING PROPERTY LINE
- EXISTING EASEMENT
- RED PLASTIC CAP
- PROPOSED SIDEWALK EASEMENT
- RIGHT-OF-WAY WIDTH

NORTH
SOUTH
WEAST
EAST

GRAPHIC SCALE IN FEET
SCALE 1:40

40'  20'  0  20'  40'

I hereby certify that this land 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.

NATHAN P. KASS
P.E. & P.L.S.
License Number: 16559
Date: 10/4/18

My license renewal date is December 31, 2019. 
Sheets covered by this seal: This Sheet Only

FEHR GRAHAM
ENGINEERING & ENVIRONMENTAL
©2017 FEHR GRAHAM
ILLINOIS
IOWA
WISCONSIN

CITY OF CEDAR RAPIDS
125 12TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 294-5800

SURVEY FOR
JOB NUMBER:
17-015

SHEET NUMBER:
1 of 1
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing the execution of a Special Warranty Deed from the City of Cedar Rapids to Cedar Valley Habitat for Humanity, Inc. to correct the previous conveyance of property located at 1100 K Street SW.
CIP/DID #41-19-016

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

Background: Resolution No. 0197-02-16 approved the execution of an Assignment and Assumption Agreement with Cedar Valley Habitat for Humanity, Inc., which was subsequently recorded by the Linn County Recorder for the conveyance of property located at 1100 K Street SW. After recording of the conveyance deed, the Linn County Auditor identified a portion of the property legal description was omitted. In order to correct the conveyance, the City must execute a Special Warranty Deed.

Action/Recommendation: The Public Works Department recommends adopting the resolution to execute the Special Warranty Deed to Cedar Valley Habitat for Humanity, Inc.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on September 23, 2014, the Cedar Rapids City Council adopted Resolution No. 1286-09-14 which authorized the execution of a Development Agreement with Hobart Historic Restoration, LLC for the conveyance and redevelopment of City-owned property at 1100 K Street SW for the fourth round of the City of Cedar Rapids' Single Family New Construction (SFNC) program, and

WHEREAS, on February 9, 2016, the Cedar Rapids City Council adopted Resolution No. 0197-02-16 which authorized the execution of an Assignment and Assumption Agreement with Cedar Valley Habitat for Humanity, Inc. for 1100 K Street SW, and

WHEREAS, said property was conveyed to Cedar Valley Habitat for Humanity, Inc. on June 24, 2016, and

WHEREAS, per the Linn County Auditor, a portion of the property legal description was previously omitted, and

WHEREAS, the City shall execute a Special Warranty Deed to Cedar Valley Habitat for Humanity, Inc. to correct the previous conveyance legal description error, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Special Warranty Deed from the City of Cedar Rapids be executed by the City Manager and City Clerk and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate Contact Person: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution accepting a bid in the amount of $500 from Wendy Beard and approving a Quit Claim Deed for the disposition of the non-conforming vacant lot located at 523 4th Street SW.
CIP/DID #PRD-027924-2018

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

Background: The City of Cedar Rapids acquired this parcel in 2011 through the Voluntary Property Acquisition Program and received interest from the public to dispose of this vacant lot to adjacent parcel owners. A Public Hearing was held on April 23, 2013, and Council approved the resolution to continue with the disposition of this parcel. The parcel was offered for sale by sealed bid for a minimum of 30 days to the adjacent parcel owners, with the condition that the lot must be combined with an adjacent parcel to make one tax parcel.

The City received one sealed bid which was opened at the Public Works Department on October 23, 2018. The bid was received from Wendy Beard (517 4th Street SW, Cedar Rapids, Iowa) in the amount of $500.

By disposing of this property, the City will no longer be responsible for the maintenance of the property and will attain the goal of placing this property back on the tax roll.

Action/Recommendation: The Public Works Department recommends accepting the bid and proceeding with the disposition.

Alternative Recommendation: Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal
Resolution Date: November 13, 2018
Budget Information: NA
Local Preference Policy: NA
Explanation: Does not fit criteria, therefore, does not apply.
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council desires to dispose of the real property located at 523 4th Street SW, Cedar Rapids, Iowa, and legally described as:

Rear or N-ly 44 feet of Lot 3, Block 2, A. K. Murray’s Addition to West Cedar Rapids, Linn County, Iowa

, and

WHEREAS, the City Council previously authorized the disposition of this City-owned vacant lot by sealed bid to the adjacent property owners, and

WHEREAS, said parcel shall be combined with adjacent property so as to constitute a single zoning lot, and

WHEREAS, the City of Cedar Rapids offered this property for sale by sealed bid for a period in excess of 30 days, and

WHEREAS, the City of Cedar Rapids received one offer by sealed bid on October 23, 2018, and

WHEREAS, the City of Cedar Rapids has now received a bid from Wendy Beard (517 4th Street SW, Cedar Rapids, Iowa 52404) in the amount of $500 for this real property, and

WHEREAS, the Public Works Director recommends the City Council accept the bid received from Wendy Beard for this property, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the consideration of $500 to be paid by Wendy Beard for the property to be conveyed is good, adequate, fair and valuable, and that the bid shall be accepted, and

BE IT FURTHER RESOLVED that a Quit Claim Deed from the City of Cedar Rapids, Iowa to Wendy Beard shall be executed by the City Manager and City Clerk and be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate Contact Person: Jennifer L. Winter

Cell Phone Number: 319-538-1076

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

Description of Agenda Item: Purchases, contracts and agreements
Resolution accepting a bid in the amount of $600 from Russell and Darla Johnson and approving a Quit Claim Deed for the disposition of excess City-owned property described as a nonconforming vacant lot located at 803 F Avenue NW.
CIP/DID #PRD-027161-2018

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

Background: The City of Cedar Rapids acquired this parcel in 2012 through the Voluntary Property Acquisition Program and received interest from the public to dispose of this vacant lot to adjacent parcel owners. A Public Hearing was held on August 14, 2018, and Council approved the resolution to continue with the disposition of this parcel. The parcel was offered for sale by sealed bid for a minimum of 30 days to the adjacent parcel owners, with the condition that the lot must be combined with an adjacent parcel to make one tax parcel.

The City received one sealed bid which was opened at the Public Works Department on September 28, 2018. The bid was received from Russell and Darla Johnson (807 F Avenue NW, Cedar Rapids, Iowa) in the amount of $600.

By disposing of this property, the City will no longer be responsible for the maintenance of the property and will attain the goal of placing this property back on the tax roll.

Action/Recommendation: The Public Works Department recommends accepting the bid and proceeding with the disposition.

Alternative Recommendation: Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal

Resolution Date: November 13, 2018

Budget Information: NA

Local Preference Policy: NA

Explanation: Does not fit criteria, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council desires to dispose of the real property located at 803 F Avenue NW, Cedar Rapids, Iowa, and legally described as:

The North 70 feet of Lot 1, Block 27, Brown’s Third Addition to Cedar Rapids, Linn County, Iowa,

, and

WHEREAS, the City Council previously authorized the disposition of this City-owned vacant lot by sealed bid to the adjacent property owners, and

WHEREAS, said parcel shall be combined with adjacent property so as to constitute a single zoning lot, and

WHEREAS, the City of Cedar Rapids offered this property for sale by sealed bid for a period in excess of 30 days, and

WHEREAS, the City of Cedar Rapids received one offer by sealed bid on September 28, 2018, and

WHEREAS, the City of Cedar Rapids has now received a bid from Russell and Darla Johnson (807 F Avenue NW, Cedar Rapids, Iowa 52405) in the amount of $600 for this real property, and

WHEREAS, the Public Works Director recommends the City Council accept the bid received from Russell and Darla Johnson for this property, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the consideration of $600 to be paid by Russell and Darla Johnson for the property to be conveyed is good, adequate, fair and valuable, and that the bid shall be accepted, and

BE IT FURTHER RESOLVED that a Quit Claim Deed from the City of Cedar Rapids, Iowa to Russell and Darla Johnson shall be executed by the City Manager and City Clerk and be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
MayorSignature

Attest:

ClerkSignature
PROPERTY DISPOSITION
803 F AVENUE NW
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Dave Wallace

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution rejecting all bids for the FY19 Sanitary Sewer Point Repairs project (estimated cost is $190,000).
CIP/DID #655996-15

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

Background: Bids were received on October 17, 2018 for the FY19 Sanitary Sewer Point Repairs project. Upon review of the bids received, the electronic bid form and the paper bid form were found to have different quantities listed. Two contractors used the electronic bid form and two contractors used the paper bid form provided. The low bidder changes depending on which bid form is used.

Action/Recommendation: The Public Works Department recommends approval of the Resolution rejecting all bids received on October 17, 2018 for the FY 19 Sanitary Sewer Point Repairs project.

Alternative Recommendation: None

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.

Resolution Date: November 13, 2018

Budget Information: 655996 NA - $211,550

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids received bids for the FY19 Sanitary Sewer Point Repairs project on October 17, 2018, and

WHEREAS, upon review of the bids received, the electronic bid form and the paper bid form were found to have different quantities listed, and

WHEREAS, two contractors bid from the electronic bid form and two contractors bid from the paper bid form, creating inconsistent bids, and

WHEREAS, the bid order changes depending on which bid form is used, and

WHEREAS, the Public Works Department has determined it is in the best interest of the City to reject bids and rebid the project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City shall reject the bid on this project, and

BE IT FURTHER RESOLVED that the City Council of the City of Cedar Rapids, Iowa authorizes the City Engineer to review and make appropriate design, contract, and budget modifications necessary to received bids to best address the purpose and need of the improvements.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Rob Davis, PE, ENVSP

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: REGULAR AGENDA

Bids were received on October 24, 2018 for the Czech Village Levee & Gatewells – 16th Avenue to Bowling Street SW project (estimated cost is $5,000,000). A report of bids received from the City officer conducting the bid opening is attached.

CIP/DID #3313530-21

**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 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 the Czech Village area.

The City has completed a $3.5 million utility relocation and a $2.2 million smaller subset of the Czech Village levee which included building a detour for the Cedar River Trail before the main levee segment up to 16th Avenue is bid.

It is beneficial to bid this contract to complete the levee portion of the flood control system in Czech Village.

This contract 3313530-21 is the second above ground levee to be bid on the west side of the Cedar River. It generally consists of an earthen levee and sanitary sewer gatewells. Construction is scheduled to start spring 2019 and complete fall 2020.

**Action/Recommendation:** Noted on attached bid report.

**Alternative Recommendation:** None

**Time Sensitivity:** Normal

**Resolution Date:** None

**Budget Information:** GRI

**Local Preference Policy:** NA
Explanation: NA

Recommended by Council Committee: Yes
Explanation: Flood Control Committee reviewed this project, but a vote was not requested as the project is in accordance with the adopted FCS Master Plan.
October 24, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW, Contract Number 3313530-21

Dear City Council:

Bids were received on October 24, 2018 for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project as follows:

- Peterson Contractors, Inc., Reinbeck, IA: $4,714,031.25
- Boomerang Corp., Anamosa, IA: $4,758,696.62
- Legacy Corporation, East Moline, IL: $5,089,353.00
- Rathje Construction Company, Marion, IA: $5,449,504.90
- Portzen Construction, Dubuque, IA: $5,683,871.18
- Leander Construction, Canton, IL: $7,068,000.00

The engineers cost opinion for this work is $5,000,000. 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

[Signature]
Robert Davis, P.E.
Flood Control Program Manager

RAD/cap

cc: Jennifer L. Winter, P.E., Public Works Director
    Nathan Kampman, P.E., City Engineer
CEDAR RAPIDS, IOWA
CZECH VILLAGE LEVEE & GATEWELLS
16TH AVENUE SW TO BOWLING STREET SW
FLOOD CONTROL SYSTEM

PROJECT LOCATION

SOLID WASTE AGENCY LANDFILL

PROJECT AREA LOCATION MAP
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Rob Davis, PE, ENVSP

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $184,582, bond and insurance of Boulder Contracting, LLC for the Sinclair Levee Plaza and Monuments project (estimated cost is $180,000).

CIP/DID #3316509-73

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

Background:

Boulder Contracting, LLC, Grundy Center, IA $184,582.00
Tricon General Construction, Inc., Cedar Rapids, IA $213,033.00

Boulder Contracting, LLC submitted the lowest of the bids received on October 24, 2018 for the Sinclair Levee Plaza and Monuments project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by June 21, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $184,582, bond and insurance of Boulder Contracting, LLC for the Sinclair Levee Plaza and Monuments 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 November 13, 2018 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: November 13, 2018
Budget Information: GRI
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: Was not reviewed by Flood Control Committee as plans are in accordance with FCS Master Plan
October 24, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the Sinclair Levee Plaza and Monuments, Contract Number 3316509-73

Dear City Council:

Bids were received on October 24, 2018 for the Sinclair Levee Plaza and Monuments project as follows:

Boulder Contracting, LLC, Grundy Center, IA $184,582.00
Tricon General Construction, Inc., Cedar Rapids, IA $213,033.00

The engineers cost opinion for this work is $180,000. 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

Robert Davis, P.E.
Flood Control Program Manager

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 25, 2018 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 Sinclair Levee Plaza and Monuments (Contract No. 3316509-73) 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 29, 2018 pursuant to which a public hearing was held on October 9, 2018, and

WHEREAS, the following bids were received, opened and announced on October 24, 2018 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 November 13, 2018:

Boulder Contracting, LLC, Grundy Center, IA $184,582.00
Tricon General Construction, Inc., Cedar Rapids, IA $213,033.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $184,582 331-331000-7972-3316509

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. Boulder Contracting, LLC 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 Boulder Contracting, LLC is hereby accepted and the contract for this public improvement is hereby awarded to Boulder Contracting, LLC.

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.
MayorSignature

Attest:

ClerkSignature
SINCLAIR LEVEE PLAZA AND MONUMENTS

PROJECT AREAS
Council Agenda Item Cover Sheet

Submitting Department:  Public Works

Presenter at meeting:  Dave Wallace, PE

Director:  Jennifer L. Winter, PE  
E-mail Address:  j.winter@cedar-rapids.org

Description of Agenda Item:  REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $117,650, plus incentive up to $5,000, bond and insurance of Boomerang, Corp. for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project (estimated cost is $95,000).
CIP/DID #655998-04

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

Background:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$117,650.00</td>
</tr>
<tr>
<td>Incentive up to</td>
<td>$ 5,000.00</td>
</tr>
<tr>
<td>Total</td>
<td>$122,650.00</td>
</tr>
<tr>
<td>BWC Excavating, LC, Solon, IA</td>
<td>$163,550.00</td>
</tr>
</tbody>
</table>

Boomerang Corp. submitted the lowest of the bids received on October 31, 2018 for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project. The bid is within the approved budget. Construction work is expected to begin this winter and anticipated to be completed within 35 working days.

Action/Recommendation:  The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $117,650 plus incentive up to $5,000, bond and insurance of Boomerang Corp. for A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement 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 November 13, 2018 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date:  November 13, 2018

Budget Information:  655, 655000, 655998 NA
Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
October 31, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement, Contract Number 655998-04

Dear City Council:

Bids were received on October 31, 2018 for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement, project as follows:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$117,650.00</td>
</tr>
<tr>
<td>BWC Excavating, LC, Solon, IA</td>
<td>$163,550.00</td>
</tr>
</tbody>
</table>

The engineers cost opinion for this work is $95,000. 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

Matt Feuerhelm, P.E.
Project Engineer II

MJF/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 October 9, 2018 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 A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement (Contract No. 655998-04) 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 October 13, 2018 pursuant to which a public hearing was held on October 23, 2018, and

WHEREAS, the following bids were received, opened and announced on October 31, 2018 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 November 13, 2018:

Boomerang Corp., Anamosa, IA $117,650.00
   Original Incentive Value $5,000.00
   Total Award $122,650.00

BWC Excavating, LC, Solon, IA $163,550.00

WHEREAS, general ledger coding for this public improvement shall be as follows:
$122,650 655-655000-65585-655998

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. Boomerang Corp. 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 Boomerang Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Boomerang Corp.

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

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Sandy Pumphrey, P.E.

Director: Jennifer L. Winter, PE
E-mail Address: j.winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $727,366.50, plus incentive up to $20,000, bond and insurance of Boomerang Corp. for the Rockhurst Drive SW Regional Detention Basin project (estimated cost is $1,200,000).
CIP/DID #304079-02

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

Background:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$727,366.50</td>
</tr>
<tr>
<td>Incentive up to</td>
<td>$20,000.00</td>
</tr>
<tr>
<td>Total</td>
<td>$747,366.50</td>
</tr>
<tr>
<td>Rathje Construction Company, Marion, IA</td>
<td>$814,124.35</td>
</tr>
<tr>
<td>Legacy Corporation of IL, East Moline, IL</td>
<td>$988,880.85</td>
</tr>
<tr>
<td>BWC Excavating, LC, Solon, IA</td>
<td>$1,038,491.00</td>
</tr>
<tr>
<td>JB Holland Construction, Inc., Decorah, IA</td>
<td>$1,042,636.00</td>
</tr>
<tr>
<td>Tschiggfrie Excavating Co., Dubuque, IA</td>
<td>*$1,197,396.39</td>
</tr>
<tr>
<td>Peterson Contractors, Inc., Reinbeck, IA</td>
<td>$1,225,687.60</td>
</tr>
<tr>
<td>Veit Company, Inc., Rogers, MN</td>
<td>$1,237,653.75</td>
</tr>
<tr>
<td>Connolly Construction, Inc., Peosta, IA</td>
<td>$1,338,835.40</td>
</tr>
</tbody>
</table>

*Multiplication/Addition errors found in bid

Boomerang Corp. submitted the lowest of the bids received on October 31, 2018 for the Rockhurst Drive SW Regional Detention Basin project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by November 1, 2019.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Tschiggfrie Excavating Co. was corrected to be $1,197,396.39, based on the unit prices submitted and the correct bid quantity totals.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $727,366.50 plus incentive up to $20,000, bond and insurance of Boomerang Corp. for Rockhurst Drive SW Regional Detention Basin 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 November 13, 2018 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** November 13, 2018

**Budget Information:** 304079 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
October 31, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the Rockhurst Drive SW Regional Detention Basin, Contract Number 304079-02

Dear City Council:

Bids were received on October 31, 2018 for the Rockhurst Drive SW Regional Detention Basin project as follows:

- Boomerang Corp., Anamosa, IA $727,366.50
- Rathje Construction Company, Marion, IA $814,124.35
- Legacy Corporation of IL, East Moline, IL $988,880.85
- BWC Excavating, LC, Solon, IA $1,038,491.00
- JB Holland Construction, Inc., Decorah, IA $1,042,636.00
- Tschiggfrie Excavating Co., Dubuque, IA $1,197,396.39
- Peterson Contractors, Inc., Reinbeck, IA $1,225,687.60
- Veit Company, Inc., Rogers, MN $1,237,653.75
- Connolly Construction, Inc., Peosta, IA $1,338,836.40

The engineers cost opinion for this work is $1,200,000. 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

Sandy Pumphrey, P.E.
Asst. Development Services Manager

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 October 9, 2018 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 Rockhurst Drive SW Regional Detention Basin (Contract No. 304079-02) 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 October 13, 2018 pursuant to which a public hearing was held on October 23, 2018, and

WHEREAS, the following bids were received, opened and announced on October 31, 2018 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 November 13, 2018:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$727,366.50</td>
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<td>Incentive up to</td>
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<td>$1,042,636.00</td>
</tr>
<tr>
<td>Tschiggfrie Excavating Co., Dubuque, IA</td>
<td>*$1,197,398.80</td>
</tr>
<tr>
<td>Peterson Contractors, Inc., Reinbeck, IA</td>
<td>$1,225,687.60</td>
</tr>
<tr>
<td>Veit Company, Inc., Rogers, MN</td>
<td>$1,237,653.75</td>
</tr>
<tr>
<td>Connolly Construction, Inc., Peosta, IA</td>
<td>$1,338,835.40</td>
</tr>
</tbody>
</table>

*Multiplication/Addition errors found in bid

AND WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Tschiggfrie Excavating Co. was corrected to be $1,197,398.80, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, general ledger coding for this public improvement shall be as follows:

$716,685.50 304-304000-30485-304079, $30,681 655-655000-65585-655990

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

1. The recitals contained hereinabove are found to be true and correct.

2. 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;

3. Boomerang Corp. 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;
4. Subject to registration with the Department of Labor, the Bid of Boomerang Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Boomerang Corp.

5. 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

   LEG_PASSED_FAILED_TAG

   MayorSignature

Attest:

   ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Contact Person: Jennifer Pratt
E-mail Address: J.Pratt@cedar-rapids.org

Cell Phone Number: 538-2552

Description of Agenda Item: REGULAR AGENDA
Discussion and Resolution approving a term sheet outlining preliminary project terms and directing the City Manager to negotiate a Development Agreement with HOA Hotels LLC for the adaptive reuse of the former Guaranty Bank building & World Theatre entrance and construction of a new 9-story hotel at 222 3rd Street SE and 316 3rd Avenue SE (Caleb Mason).


Background: The Resolution approves preliminary terms to be included in a Development Agreement with HOA Hotels LLC for a new downtown hotel project, which includes the renovation of the former Guaranty Bank Building and construction of a 9-story hotel on adjacent vacant land. The Developer has secured a purchase agreement for the former Guaranty Bank building, World Theatre and adjacent vacant land generally located at 222 3rd Street SE and 316 3rd Avenue SE.

For City Council’s consideration is a project term sheet which outlines the key terms and conditions of the City and Developer commitments. This will serve as the framework for the preparation of a Development Agreement which will memorialize the details. The following are key terms that will serve as the framework for preparation of a Development Agreement:

- Minimum Investment: $50.8 million
- Minimum Improvements

  **Former Guaranty Bank Building**
  - Adaptive reuse of existing 6-story, approximately 78,500 square foot historic (former Guaranty Bank) building
  - 1st Floor – restaurant, hotel lobby, back-of-house operations & offices
  - 2nd to 6th Floors – approximately 76 hotel guestrooms

  **Former World Theatre Entrance**
  - Restoration of front façade of the World Theatre lobby to serve as connection and gathering space, connecting Guaranty Bank building and new hotel

  **Former Hazard County Building**
  - Cleaned out and secured until completion of hotel projects
  - Work with the City on future redevelopment opportunities
New Hotel
- Construction of a new 9-story, approximately 84,000 square foot hotel
- 1st Floor – hotel lobby, back-of-house operations & office, shared health/fitness center
- 2nd to 8th Floors – approximately 126 hotel guestrooms
- 9th Floor – rooftop bar & private event space

+ Project Timeline:
  - Guaranty Bank and World Theater
    Commencement Date: July 1, 2019
    Completion Date: July 1, 2021
  - New Hotel
    Commencement Date: October 1, 2019
    Completion Date: July 1, 2021

+ Employment: Project to include no less than 50 full-time (or equivalent) employees

+ Developer to make meeting space available to community non-profits

+ City Participation – Estimated $13.6 million net present value
  - $3 million paid to the Developer after completion of the project
  - 20-year, 100% reimbursement of increased taxes generated by the project

The proposed project will significantly increase the number of hotel guestrooms in the downtown core, meeting a demonstrated need to draw larger conventions and events to the US Cellular Center. Based on this significant increase in hotel rooms, staff recommends that any additional hotel project seeking City support would be required to provide to the City and existing hoteliers a market study, from a firm agreed to by the City and prospective developer, demonstrating need for additional hotel rooms and capacity to perform without reducing occupancy or rate structures of existing hotels.

The next steps will include the negotiation of a Development Agreement that incorporates the above deal points. The Development Agreement will be presented to the City Council for consideration at a future meeting.

**Action/Recommendation:** City staff recommends approving the Resolution

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

**Time Sensitivity:** NA

**Resolution Date:** November 13, 2018

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has received a request from HOA Hotels LLC (the “Developer”) for City participation under the City’s Community Benefit – Economic Development Program for a proposed hotel development project generally located 222 3rd Street SE, 316 3rd Avenue SE, and adjacent vacant land; and

WHEREAS, the proposed project provides an estimated total investment of $50.8 million and consists of the following improvements:

- Conversion of the 6-story, former Guaranty Bank into an anticipated Marriott Courtyard of approximately 76 rooms
  - First floor to include a Johnny’s Italian Steakhouse restaurant
  - Historic character of the exterior to be maintained
- Restoration of the World Theatre foyer (approximately first 36 feet)
  - Leads out to a shared covered patio area
  - Serves as a unique connector between the historic hotel and the new construction
- Construction of a new, 9-story, anticipated Marriot AC hotel of approximately 126 rooms
  - Inclusion of rooftop bar (The Republic) & private event space

(the “Project”)

WHEREAS, the City Council has adopted Economic Development Programs to support such activities, which promote and facilitate economic development objectives of the City, including the expansion of the City’s tax base, creation of new jobs, and historic preservation; and

WHEREAS, the Community Benefit – Economic Development Program was established as part of the City’s Economic Development Programs to provide financial assistance for impactful projects that provide a demonstrated community benefit commensurate with the City participation therein; and

WHEREAS, the City Council has determined that the Project demonstrates an overall community benefit commensurate with the proposed financial incentives; and

WHEREAS, before a valid, legally binding development agreement (“Agreement”) may exist between the City and Developer (the “Parties”) which memorializes, among other things, City financial incentives, and commitments of the Developer with respect the Project, the terms and conditions of such Agreement must be reduced to writing and must be the subject of certain legal processes including approval by the Cedar Rapids City Council at a public meeting, and satisfying requirements of Chapter 403 of the Code of Iowa among others; and

WHEREAS, the Parties desire to outline in a project term sheet (“Term Sheet”) preliminary terms and conditions that may be included in the Agreement concerning, among other things, the commitment of the Developer with respect to the construction and maintenance of the Project and creation of jobs and commitment of the City with respect to financial incentives to induce the construction of the Project; and

WHEREAS, a Term Sheet, attached hereto as Exhibit A, has been prepared is now ready to be acted upon by City Council; and
WHEREAS, City Council finds that the construction of the proposed Project will significantly increase the number of hotel guestrooms in the City’s Downtown, meeting a demonstrated need in supporting the attraction of events, conventions, and functions of the City-owned US Cellular Center and therefore has determined it necessary that any future hotel projects proposed in the Downtown seeking City financial incentives must provide the City, and existing hoteliers, with a market study, performed by a firm mutually agreed to by the City and prospective developer, demonstrating need for additional hotel rooms and capacity to perform without reducing occupancy or rate structures of any existing hotels or hotels under construction.

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

1. The Term Sheet, attached hereto as Exhibit A, is incorporated by this reference herein and is hereby approved.

2. The Term Sheet shall serve as a framework for future negotiations of the terms and conditions that will be made part of an Agreement and does not obligate the Parties to enter into the Agreement. Any incentives or commitments on the part of the Parties with respect to the proposed Project will only be set forth in the form of Agreement approved by the Parties. Upon the terms and conditions of the Agreement being clear and definite, it will be brought to the City Council for consideration at a future date.

3. The City Manager, or designee, is authorized and directed to negotiate an Agreement with HOA Hotels LLC which will incorporate, among other things, the attached Term Sheet and do all things reasonably necessary to effectuate this Resolution.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
## EXHIBIT A

### Heart of America Group – Hotel Project
**Development Agreement Term Sheet**

**Draft 11/6/2018**

### Agreement Provision | Terms | Validation
--- | --- | ---
Development Entity | HOA Hotels LLC, an Iowa limited liability company<br>Kirk E. Whalen, Vice President | Secretary of State Cert. Agreement Signatory

### Minimum Improvements and Construction Plans

**Existing Building**
- Adaptive reuse of existing 6-story, 78,500 square foot historic (former Guaranty Bank) building into a Marriott branded hotel (targeting Courtyard)
- 1st floor – Johnny’s Italian Steakhouse restaurant, hotel lobby, back-of-house operations and offices
- 2nd to 6th floors – approximately 76 guestrooms

**New Hotel**
- Construction of a new 9-story, approximately 84,000 square foot Marriott branded hotel (targeting AC Hotel)
- 1st floor – hotel lobby, back-of-house operations and offices, shared health/fitness center
- 2nd to 8th floors – approximately 126 guestrooms
- 9th floor – rooftop bar (The Republic) & private event space

### Minimum Investment

$50.8 million

### Changes in Construction Plans

Any substantial changes to the scope and scale of the Minimum Improvements requires City Council approval through an amendment to the Agreement

### Historic Preservation

- Developer to maintain existing character of the exterior of the former Guaranty Bank building and restore front façade of World Theatre building foyer to serve as a unique connector between the historic building and new construction hotel
- Developer to clean out and secure the Muskwaki Block building (former Hazard County) at 325 2nd Ave SE until completion of hotel projects, working with the City to identify future redevelopment opportunities

### Commencement & Completion of Construction

**Existing Building**
- Commencement Date: July 1, 2019
- Completion Date: July 1, 2021

**New Hotel**
- Commencement Date: October 1, 2019
- Completion Date: July 1, 2021
| City Participation | Project Completion Grant  
City to provide $3 million Project Completion Grant to Developer after completion of the Minimum Improvements as evidence by a certificate of occupancy:  
- $1 million within 60 days of completion of the first hotel  
- $2 million within 60 days of completion of the second hotel | ED Grant Payments |
| Economic Development Grants  
City to provide 20 annual Economic Development Grants to the Developer of 100% of the tax increments generated by the Minimum Improvements | |
| Annual Appropriation | The Economic Development Grants are subject to annual appropriation by the City Council. | Annual ED Grant Payment Resolution |
| Employment | From and after July 1, 2021 (“Employment Date”) the Developer, or its tenants or occupants of the Minimum Improvements, shall collectively employ not less than 50 full time equivalent employees at the Minimum Improvements until the Termination Date. | Annual Certification |
| Reduction of Economic Development Grants | The City shall have no obligation to make an Economic Development Grant Payment in the event that the employment is below 40 full time equivalent employees. | Annual Certification |
| Assignment & Transfer | - The Development Agreement may not be assigned to another entity without the City’s prior consent.  
- Consent is not required for: financing the project, forming condo association, or leasing any/all of the Minimum Improvements. City will approve assignment of Development Agreement to Lender as additional collateral. | Memorandum of Development Agreement |
| Meeting Space | Make meeting space available to community non-profits for a set number of hours per year with the details to be memorialized in the Development Agreement | Annual Certification |
Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Amanda Grieder

Contact Person: Chief Jerman
E-mail Address: W.Jerman@cedar-rapids.org

Cell Phone Number: 319-640-5518

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and possible Third readings of the Ordinance to consider enacting a new Chapter 59 of the Municipal Code, Massage Therapy Business License, to create specific regulations applicable to massage therapy businesses.


CIP/DID #PD0033

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

Background: The Cedar Rapids Police Department has identified approximately 17 businesses offering massage services illegally. In many cases, those offering and advertising massage services are also engaged in illegal activity. When businesses are identified as operating illegally and/or allowing illegal activity to occur at the business the City of Cedar Rapids has no means of ensuring a business owner is held responsible for allowing the activity to occur. The proposed ordinance will hold business owners accountable by utilizing a two-prong approach. First, all businesses offering massage services will be required to obtain a license from the City Clerk. The licensing process provides City staff with information about the business, the ability to provide proper service related to any violations of this chapter, and allows opportunity for a corrective action plan. Second, if any business is operating without a license from the City of Cedar Rapids, and/or are engaged in illegal activity, the property may be placarded. In the event that City Staff finds probable cause of prostitution, sex trafficking, or human trafficking at the property the property may be immediately placarded. Both approaches will provide opportunity for Police Officers to address a swiftly growing problem in the City of Cedar Rapids.

The Cedar Rapids Police Department held three public outreach sessions prior to drafting the ordinance to gain feedback from Licensed Massage Therapists and various external stakeholders. Staff also formed a Focus Group at the direction of the Public Safety and Youth Services Committee which met seven times prior to proposed Chapter 59 being completed. Feedback resulted in changes to the original draft of Chapter 59 and allowing a two-year license period.

Proposed fees for licensing are below:

- $60 for a two-year license
  - Initial license fee includes three background examinations
$10 for each additional background examination

While drafting proposed Chapter 59, staff researched what other cities in Iowa were doing to address prostitution in businesses offering massage services. Below is a table outlining what various cities have done, associated costs, and how they compare to Cedar Rapids.

<table>
<thead>
<tr>
<th></th>
<th>Urbandale</th>
<th>Marion</th>
<th>Iowa City</th>
<th>Johnston</th>
<th>Clinton</th>
<th>Coralville</th>
<th>Des Moines</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fee.</td>
<td>None.</td>
<td>None.</td>
<td>None.</td>
<td>$75 for first license. $25 for renewal. Additional Background Check Fees may apply. Annual license.</td>
<td>$25 annual license.</td>
<td>City/permit for each business.</td>
<td>No license. All violations are referred to Iowa Board of Massage Therapy and investigated by Police.</td>
</tr>
<tr>
<td>Summary.</td>
<td>Requires State Massage Therapy License to be posted. No exemptions. Property may be placarded if no State Massage Therapy License is posted or if an individual is working at the business without a state license.</td>
<td>Any business engaged in illegal activity such as prostitution, human trafficking, or sex trafficking may be placarded. Anyone working without a State Massage Therapy License may have their business placarded.</td>
<td>Building Inspectors do inspections and require owners to fill out informational sheets and provide proof of a state license. Allows the City to placard business or cite individuals.</td>
<td>Requires all businesses offering massage to get a license. If no license is obtained, the City utilizes the Municipal Infraction process. Does not allow City to placard businesses.</td>
<td>Requires a license. Prohibits video surveillance in certain areas, requires patrons to register, and outlines health standards. Utilizes Municipal Infraction Process. Does not allow the City to placard the business.</td>
<td>Fees apply for a nationwide background check.</td>
<td></td>
</tr>
<tr>
<td>Reasons this Ordinance is Different from the Cedar Rapids Ordinance.</td>
<td>Urbandale does not require background checks, does not require additional information on massage therapists, does not provide notice of violation, and does not allow for corrective action prior to penalty.</td>
<td>Marion does not require background checks, does not require additional information on massage therapists, does not provide notice of violation, and does not allow for corrective action prior to penalty.</td>
<td>Building Inspectors do enforcement. Does not require background checks, does not require additional information on massage therapists, does not provide notice of violation, and does not allow for corrective action prior to penalty.</td>
<td>Cedar Rapids is offering a two year license for $60. Additionally, we have the ability to placard, file a Municipal Infraction, or cite for violations.</td>
<td>Cedar Rapids is offering a two year license for $60. Additionally, we have the ability to placard, file a Municipal Infraction, or cite for violations.</td>
<td>Does not provide notification of violations, does not allow for the business owners to submit a corrective action plan, regulates hours of the business.</td>
<td>N/A</td>
</tr>
</tbody>
</table>
**Number of Potentially Illegal Massage Therapy Businesses.**

<p>| | | | | | | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
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**Action/Recommendation:** The Police Department recommends approval of the resolution detailing fees for Massage Therapy Business Licensing.

**Alternative Recommendation:** City Council may request additional information or an amended fee schedule.

**Time Sensitivity:** Must be acted upon prior to January 1, 2019 to allow staff to begin the application process as outlined by Chapter 59.

**Resolution Date:** November 13, 2018

**Budget Information:** NA

**Local Preference Policy:** NA
   **Explanation:** NA

**Recommended by Council Committee:** NA
   **Explanation:** NA
ORDINANCE NO.  LEG_NUM_TAG

AN ORDINANCE AMENDING THE CEDAR RAPIDS MUNICIPAL CODE
BY ENACTING A NEW CHAPTER 59 ENTITLED “MASSAGE THERAPY
BUSINESS LICENSE” REGARDING THE LICENSING OF MASSAGE
THERAPY BUSINESSES IN THE CITY OF CEDAR RAPIDS, IOWA

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

   Section 1. The Cedar Rapids Municipal Code is hereby amended by adding a new
Chapter 59 as follows:

   “MASSAGE THERAPY BUSINESS LICENSE

59.01 – DEFINITIONS.

The definitions and provisions contained in this section shall govern the construction, meaning,
and application of the following words and phrases used in this chapter.

1. “Applicant” means a person or business entity engaged in the process of applying to the City
   for a Massage Therapy Business License.

2. “License” means the privilege granted by the City to operate a Massage Therapy Business.

3. “Licensee” means a person to whom the City has granted a Massage Therapy Business
   License granting the privilege to operate a Massage Therapy Business at the location
   specified in the application and License.

4. “Massage Therapist” means a person licensed to practice the health care service of the
   healing art of Massage Therapy under Iowa Code Chapter 152C.

5. “Massage Therapy” means the performance of massage, myotherapy, massotherapy,
   bodywork, bodywork therapy, or therapeutic massage including hydrotherapy, superficial hot
   and cold applications, vibration and topical applications, or other therapy which involves
   manipulation of the muscle and connective tissue of the body, excluding osseous tissue, to
   treat the muscle tonus system for the purpose of enhancing health, muscle relaxation,
   increasing range of motion, reducing stress, relieving pain, or improving circulation.

6. “Massage Therapy Business” means any business or place of business, including mobile,
   temporary, and transient businesses, wherein, or on whose behalf, any Massage Therapy is
   administered, advertised, practiced, used, given or applied.

7. "Person" means any natural individual, firm, partnership, trust, company, club, joint
   adventure, estate, association, or corporation or any group or combination acting as a unit
   and the individuals constituting such group or unit. As applied to partnerships or associations
   the word includes the partners or members thereof; and as applied to corporations it includes
   the officers, agents or employees thereof who are responsible for the act referred to. The
   singular includes the plural. The masculine gender includes the feminine and neutral
   genders.
8. “Placard” means a poster or sign for public display affixed to a structure stating that the occupation or use of the particular business or structure is illegal.

9. “City Manager” means the chief administrative officer of the City, or for purposes of this chapter, the City Manager’s designee.

59.02 – STATE AND CITY LICENSES REQUIRED.

1. No person shall operate a Massage Therapy Business, either exclusively or in connection with another business, without being licensed by the City as provided in this chapter.

2. No person shall perform Massage Therapy without a valid and current license to perform Massage Therapy issued by the Iowa Board of Massage Therapy and unless performed as part of a business with a current Massage Therapy Business License. Persons exempt from the provisions of Iowa Code Chapter 152C shall also be exempt from the requirement to have a valid Massage Therapy license.

3. Upon request by the City Manager, all individuals providing Massage Therapy shall provide a copy of their state Massage Therapy license.

59.03 – LICENSE FEE.

1. The fees for a Massage Therapy Business License in the City of Cedar Rapids will be set by City Council resolution. The fees shall be paid when an application for a License is filed.

2. An Applicant may be exempted from the City License application and renewal process if they provide proof that they have a valid Massage Therapy Business License from another Iowa municipality that engages in a similarly rigorous application, review, and renewal process, as determined by the City Manager, and the Applicant provides a copy of the license to the City Clerk. This proof of licensure must be made once every two-year period.

3. Unless revoked or suspended as provided in this chapter, Licenses will be issued for two-year terms beginning on March 1, 2019 and ending on the last day of February every two years after. If there is a material change in ownership, business name, or the services provided, the Licensee shall immediately submit an updated and revised Application.

4. Beginning on January 1 of the year in which a License is to end, the Licensee may apply to renew the License by the submittal of an application for renewal in the same manner as required for original issuance and the payment of a License fee as set by City Council resolution. Applications for renewal shall be available from the City Clerk.

59.04 – APPLICATION.

Application for a Massage Therapy Business License shall be made on forms provided by the City Clerk's Office. The application shall include:

1. The business name, the address of the property to be used as a Massage Therapy Business, and documentation establishing the Applicant’s control of the premises on which the business will be located, which shall be in the form of a lease, deed, or other document that establishes the Applicant’s control.
2. At the time of application, the Applicant shall provide the following most current and updated information as requested below in a list format to be maintained at all times concerning the applicant, owner, manager and all employees, agents, contractors, or other persons, who are or will be present on the premises to perform Massage Therapy:

   a. Name and address for each individual;

   b. Current State of Iowa Massage Therapy license number for all individuals who are or will be present on the premises to perform Massage Therapy;

   c. License number of a valid and current government issued photo ID for each individual;

   d. Descriptions of all crimes not including traffic violations, including the time, place, date, and disposition for which these individuals have been charged, or convicted of criminal offenses, for the past ten years;

   e. Descriptions of all municipal or state civil infractions, including the time, place, date, and disposition for which these individuals have been a party to for the past ten years.

3. Dates and locations of other businesses or business locations the Applicant owns or operates, or has owned or operated, as a Massage Therapy Business.

4. A statement as to whether the Applicant, owner, manager, or any person providing Massage Therapy for or at the Massage Therapy Business has ever had any license to perform Massage Therapy denied, revoked or suspended in any city, county, state, or any country and the reason for the denial, revocation or suspension.

5. Such other information as the City Manager may require for purposes of conducting a background check should the City Manager determine a background check shall be performed. The City Manager may perform, or cause to be performed, a background check, including a nationwide background check, on any Applicant, owner, manager, or person identified in response to Section 59.04(2). The Applicant may be responsible for the additional expense to complete the background check. The City Manager shall inform the Applicant of the decision to perform the nationwide background check and of the additional related expense before the check is performed, and the Applicant will have the opportunity to withdraw their application before incurring said expense.

6. The Applicant shall designate an individual to act as the Registered Manager for the Massage Therapy Business; the Registered Manager shall be a resident of Iowa, and the Applicant shall provide the address and phone number of the Registered Manager. The Registered Manager shall provide written consent to serve as an agent for service of notices and other process related to the Massage Therapy Business. The Registered Manager shall remain responsible for the conduct of the Massage Therapy Business until another person has been designated in writing by the Applicant or Licensee. The Applicant or Licensee shall promptly notify the City in writing of any change in the Registered Manager designation and shall provide the address and phone number of the new Registered Manager and effective date of any such change.

7. In the event an Applicant or Licensee intends to operate a Massage Therapy Business in multiple physical locations, a separate application is required for each individual location.
59.05 – GRANTING OR DENIAL OF LICENSE.

1. Massage Therapy Business License applications shall be reviewed by the City Manager who, after considering all of the information provided in and with the application and obtained by any background checks, shall either grant or deny the License.

2. Whenever any application for a Massage Therapy Business License shall have been denied by the City Manager no new application covering the same Applicant or any principal, member, partner, or shareholder of the same or similar applicant, if not an individual, shall be filed with the Clerk until one year shall have elapsed from the date of filing the previous application.

59.06 – CONDITIONS GOVERNING ISSUANCE.

1. Licenses shall only be issued to Applicants who have provided all the information requested in the application, have paid the License fee, meet the requirements of this chapter, and do not meet any grounds for denial of applications under Section 59.08 of this chapter.

2. During the two-year License period, the Licensee shall immediately notify the City Manager in writing of any changes to employees or individuals who perform Massage Therapy at the Massage Therapy Business.

3. The Massage Therapy Business License shall be conspicuously displayed on the business premises in a public area at all times.

59.07 – EXEMPTIONS.

1. The following persons shall not be required to obtain a Massage Therapy Business License from the City:
   
   a. Businesses which primarily employ or provide the services of persons who are licensed to practice medicine or surgery, osteopathic medicine and surgery, chiropractic, or podiatry in this state; or athletic trainers, nurses, occupational therapists, physical therapists, or physician assistants licensed, certified or registered in this state or acting under the prescription or supervision of a person licensed to practice medicine, surgery, osteopathic medicine, or chiropractic in this state;

   b. Businesses which primarily employ or provide the services of persons who are licensed, registered, or certified in another state, territory, the District of Columbia, or foreign country when incidentally and temporarily present in this state to teach a course of instruction related to Massage Therapy and body work therapy;

   c. Persons providing Massage Therapy exclusively to members of their immediate family;

   d. Persons incidentally present in this state to provide services as part of an emergency response team working in conjunction with disaster relief officials.

2. If a business that is exempted from obtaining a License under the grounds listed in Section 59.07(1) operates a Massage Therapy Business through a business or location independent of the services described in the exemptions listed above, a License is required for the independent business or location. If a person who is exempted from obtaining a License under the grounds in Section 59.07(1) also performs Massage Therapy outside the conditions of the exemptions listed above, a License is required.
59.08 – ADVERSE ACTION; GROUNDS FOR DENIAL AND REVOCATION OR SUSPENSION.

1. It shall be grounds for denial of the application or for revocation or suspension of the License if:
   a. The Applicant, Licensee, their employees, or any individual who offers Massage Therapy at an Applicant or Licensee operated business has been charged or convicted for a sex crime as defined by Iowa Code Chapter 709, for Prostitution as defined by Iowa Code Chapter 657, or who is a registered sex offender under the Iowa Code;

   b. The Applicant or Licensee has been denied a license by any other municipality;

   c. The Applicant or Licensee has been found to have not complied with state laws or municipal ordinances that may adversely impact public health or safety;

   d. The Applicant, Licensee, or any individual who offers Massage Therapy at an Applicant or Licensee operated business, has solicited or advertised, or solicits or advertises to offer services that are in violation of this chapter;

   e. The Applicant, Licensee, or any individual who offers Massage Therapy at an Applicant or Licensee business was previously, or currently has been charged or convicted of violating any municipal, state, or federal law related to the licensed activity that occurred at a Massage Therapy Business premises;

   f. The application contains false information, intentionally fails to disclose required information, or was fraudulently or deceptively prepared or submitted;

   g. The Applicant, Licensee, or any of their employees, have previously, or currently has been charged or convicted for illegal control or possession of any narcotic drugs or controlled substance on the licensed premises;

   h. The Applicant, Licensee, or any individual performing Massage Therapy fails to provide any of the information or certifications required by this chapter;

   i. The Applicant or Licensee has permitted, or permits, an individual to conduct Massage Therapy without a State Board of Massage Therapy license at any business or premises owned or operated by the Applicant or Licensee;

   j. The Applicant or Licensee has conducted, or conducts, any business on premises in a manner that does not comply with Chapters 22, 22A, 29, or 32 of the Cedar Rapids Municipal Code;

   k. The Applicant or Licensee violates, or has violated, Chapters 22, 22A, 29, or 32 of the Cedar Rapids Municipal Code;

   l. The Applicant or Licensee has any unpaid fees or bills owed to the City of Cedar Rapids;

   m. The Applicant or Licensee has previously violated, or is currently in violation of provisions of this chapter or the Iowa Code relating to Massage Therapy.
59.09 – NOTICE OF DENIAL, REVOCATION, SUSPENSION, OR CORRECTIVE ACTION.

1. Upon a determination by the City Manager that a Licensee has failed to comply with the requirements of this chapter, the City shall issue a Notice of Violation to the Licensee. Service shall be provided in accordance with Section 59.14.

2. Upon receipt of the Notice of Violation, the Licensee shall immediately cease or remedy all violations of this chapter. If the violation cannot be remedied immediately, the Licensee may submit a corrective action plan to the City Manager within ten days of receiving the Notice of Violation. The Licensee’s corrective action plan shall specify the specific actions the Licensee will implement to ensure the violations in question do not continue. This will include a timeline for the corrective actions to become effective.

3. If the Licensee submits a corrective action plan, the Licensee or their Registered Manager will meet with the City Manager within seven business days to review the facts of the case and the corrective action contemplated by the plan. After the meeting and a review of the Licensee’s corrective action plan, the City Manager shall approve or deny the contents of the plan.

4. The submission of the corrective action plan may be considered by the City Manager as cause to delay corrective action taken by the City pursuant to Section 59.11.

5. If the Licensee fails to take immediate corrective action, fails to submit a corrective action plan, fails to submit a corrective action plan that is approved by the City Manager, or fails to meet the deadlines or requirements imposed by an approved corrective action plan, the City Manager may take corrective action against the Licensee, Massage Therapy Business, or the premises used by the same pursuant to Section 59.11.

59.10 – NOTICE OF VIOLATION; CONTENTS.

The notice of violation required by this chapter shall contain:

1. The name and location of the business in question;
2. The name of the Licensee, and Registered Manager;
3. A description of what constitutes a violation of this chapter;
4. A statement that the Licensee shall cure any violation of this chapter or submit a corrective action plan to the City Manager within ten days of receiving the Notice of Violation, or the business may face License suspension, License revocation, or that the City may placard the Massage Therapy Business premises related to the violations until the Licensee and Massage Therapy Business is in full compliance with this chapter;
5. A statement pursuant to Section 59.13 of this chapter, that any aggrieved party may seek administrative appeal within ten calendar days of receiving this Notice of Violation.

59.11 – CORRECTIVE ACTION BY THE CITY.

1. If a Licensee, who has been served with a Notice of Violation, fails to comply with the requirements of the Notice of Violation and/or Section 59.09, the City may take corrective action. Such corrective action may include the suspension or revocation of the Licensee’s Massage Therapy Business License or the placing of a placard on each entrance to the property and ensuring the property is secure from access. This provision shall not be construed to impose any duty upon the City to take such corrective action.
2. If the City placards the property, the Licensee shall be responsible for all of the costs incurred in taking such action.

3. If the City placards the property, it shall be illegal for any person to remove or alter the placard, or to access or operate out of the property without written permission of the City Manager. The City Manager may, for good cause, grant access to the placarded property to specific individuals for specific times and purposes.

4. If the City has probable cause that prostitution, as defined by Chapter 725 of the Iowa Code or Human Trafficking as defined by Chapter 710 of the Iowa Code, has occurred at a property providing Massage Therapy, the Police Department may placard the property. This action may be appealed pursuant to Section 59.13 of this code section.

59.12 – REINSTATEMENT OF LICENSE, REMOVAL OF PLACARD.

1. If a License has been suspended and the City Manager determines that the Licensee and Massage Therapy Business has remedied all violations listed in the Notice of Violation, the City Manager may order that the suspension be lifted.

2. If the City placards the property subject of a License, and the City Manager determines that the Licensee and Massage Therapy Business has remedied all violations listed in the Notice of Violation, the City Manager shall order that the placards be removed from the property.

59.13 – APPEAL OF ADMINISTRATIVE DECISIONS OR ACTIONS.

1. Any person aggrieved by a decision or act of the City Manager or City under this chapter, including, but not limited to, denial of a License, a Notice of Violation, or corrective action taken by the City, shall have the opportunity for hearing before a hearing officer appointed by the City. Any aggrieved party may appeal any such decision or act by submitting a written request for a hearing to the City Clerk. All such appeals must be hand delivered, electronically delivered, or posted by mail within ten days of the decision or act of the City Manager or City. When a timely appeal has been made, the hearing shall be held pursuant to this section; any request for hearing received untimely shall not entitle the requesting party to a hearing.

2. Upon receipt of a timely request for hearing and the appointment of a hearing officer, the hearing officer shall set a hearing to be held within ten days from said receipt and, further, shall give no less than seven days’ notice to the requesting party of the time, date, and location of said hearing. The hearing may be reset by agreement of the parties, as confirmed in writing, but in no event shall the hearing be held any later than thirty days after the date of the action or decision being appealed.

3. The hearing shall be informal in nature, and the parties may be represented by counsel or appear on their own behalf. After reviewing the evidence presented, the hearing officer shall make a written ruling within five days of the hearing affirming or vacating the decision or act of the City Manager or City under this chapter.

59.14 – SERVICE OF NOTICE.

Except where expressly provided otherwise, notices required under this chapter shall be served by one or more of the following methods:

1. Mailing by both regular mail and certified mail, as defined in Iowa Code Section 618.15 (2015), to the last known address of the Licensee and/or Registered Manager;

2. Hand delivery and mailing by regular mail to the Licensee and Registered Manager;
3. Personal service on the Licensee and Registered Manager pursuant to Iowa Rule of Civil Procedure 1.305; or;

4. Any other method of providing notice that results in the notice actually being received by the Licensee and Registered Manager;

5. In the event the Licensee is a business entity, service shall be made upon the Registered Agent on file with the Iowa Secretary of State. If the Licensee is a business entity that has failed to register, or is not required to register a Registered Agent with the Iowa Secretary of State, service upon the Registered Manager shall be deemed sufficient under this chapter.

59.15 – ALTERNATIVE MEANS OF ENFORCEMENT.

1. Without negating, restricting, or otherwise limiting any conditions or sanctions imposed pursuant to this chapter, this chapter may also be enforced by any lawful means, including but not limited to the following:

   a. Prosecution as a simple misdemeanor in accordance with Chapter 1 of the Cedar Rapids Municipal Code and Chapter 364 of the Iowa Code;

   b. The filing of a Municipal Infraction in accordance with Chapter 1 of the Cedar Rapids Municipal Code and Chapter 364 of the Iowa Code.

59.16 – ADMINISTRATIVE RULES.

The City Manager is authorized to establish administrative rules not inconsistent with any ordinance to carry out the provisions of this chapter. A copy of said rules shall be on file at the Office of the City Clerk.”

Section 2. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this 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 other than that affected by such decision.

Section 3. This Ordinance shall be in full force and effect as of January 1, 2019 following its passage and publication as provided by law.

Section 4. The changes as provided in this Ordinance shall be made a 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 5. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Introduced this 23rd day of October, 2018.
MayorSignature

Attest:

ClerkSignature
WHEREAS, the City of Cedar Rapids has adopted a new Chapter 59 of the Municipal Code to allow massage therapy businesses to operate within the city of Cedar Rapids,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that in accordance with Chapter 59 of the Municipal Code, Massage Therapy Business License, the following fees and rates are established, to be effective on March 1, 2019:

**Massage Therapy Business**

- Massage Therapy Business License Fee: $60 biennially (includes three background examinations)
- Additional Background Examinations: $10 each
- Fees shall be waived for applications received prior to the March 1, 2019 effective date
- Late Fee for renewal applications submitted after license expiration date: $25

No refunds will be granted.

**PASSED_DAY_TAG**

**LEG_PASSED_FAILED_TAG**

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Dave Houg

Contact Person: Sandi Fowler
E-mail Address: S.Fowler@cedar-rapids.org
Cell Phone Number: 319-538-1062

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and possible Third Reading granting a change of zone for properties located at 1103 9th Street SE and 823 11th Avenue SE from RMF-1, Residential Multi-Family Zone District, to R-TN, Traditional Neighborhood Residence Transitional Zone District, as requested by Cedar Valley Habitat for Humanity.

CIP/DID #RZNE-027647-2018

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

Background: This request for rezoning was reviewed by the City Planning Commission on September 20, 2018 and unanimously recommended for approval.

This is a request to rezone 2 lots to the R-TN Zone District to allow for the addition of a garage to an existing single family dwelling and the construction of a new home on the adjacent lot. The property is identified as “Urban Medium-Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan.

A Public Hearing to allow for public input and the First Reading of the Ordinance was held on October 23, 2018. 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: (Click here to select)
Explanation: NA

Recommended by Council Committee: (Click here to select)
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;

NE-ly ½ or Front ½ of Lot 10, Block 49, Carpenter’s 6th Addition to the City of Cedar Rapids, Linn County, Iowa.

And

SW-ly ½ or the rear ½ of Lot 10, Block 49, Carpenter’s 6th Addition to the City of Cedar Rapids, Linn County, Iowa.

and located at 1103 9th Street SE and 823 11th Avenue SE, now zoned RMF-1, Residential Multi-Family Zone District, and as shown on the "District Map," be rezoned and changed to R-TN, Traditional Neighborhood Residence Transitional Zone District, and that the property be used for such purposes as outlined in the R-TN, Traditional Neighborhood Residence Transitional Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.
Introduced this 23rd day of October, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. __________

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

Dated this ___ day of September, 20__.

Cedar Valley Habitat for Humanity

Signature

Jeff Capps

Printed name

Executive Director

Printed title

Jeff Capps, Executive Director