CITY OF CEDAR RAPIDS, IOWA
MINUTES OF THE CITY COUNCIL
REGULAR SESSION

February 12, 2019, 12:00 PM

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

The invocation was given by Mayor Pro Tempore Weinacht.

Pledge of Allegiance.

Good News announcements.

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

1. A public hearing was held to consider public comments regarding identification of community development needs prior to developing an Annual Action Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs for the period of July 1, 2019 to June 30, 2020 (Sara Buck). No comments or objections were heard or filed.

2. A public hearing was held to consider the vacation and disposition of public ways and grounds in and to the property described as two 2,211-square-foot parcels of excess City-owned Dostal Court right-of-way located at 4908 Dostal Court SW as requested by Community Savings Bank (Rita Rasmussen). No comments or objections were heard or filed.

   a. First Reading: Ordinance vacating public ways and grounds in and to the property described as two 2,211-square-foot parcels of excess City-owned Dostal Court right-of-way located at 4908 Dostal Court SW as requested by Community Savings Bank.

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

   Absent: Mayor Hart and Council members S. Olson and Poe

   Result: Approved.
3. A public hearing was held to consider the vacation of a 10-foot-wide Utility Easement located at 4908 Dostal Court SW as requested by Community Savings Bank (Rita Rasmussen). No comments or objections were heard or filed.

0108-02-19  

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<thead>
<tr>
<th>Date</th>
<th>Resolution</th>
<th>Council Member</th>
<th>Absent:</th>
<th>Result</th>
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<tbody>
<tr>
<td>0108-02-19</td>
<td>a. Resolution vacating a 10-foot-wide Utility Easement located at 4908 Dostal Court SW as requested by Community Savings Bank.</td>
<td>Overland</td>
<td>Hart, S. Olson, Poe</td>
<td>Approved</td>
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4. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the CEMAR Trail: Phase 1A PCC Sidewalk/Trail on H Avenue NE from the Cedar Lake Loop Trail (West of Shaver Road NE) to Oakland Road NE project (estimated cost is $1,150,000) (Brenna Fall). No comments or objections were heard or filed.

0109-02-19  

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<th>Date</th>
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<tbody>
<tr>
<td>0109-02-19</td>
<td>a. Resolution adopting plans, specifications, form of contract and estimated cost for the CEMAR Trail: Phase 1A PCC Sidewalk/Trail on H Avenue NE from the Cedar Lake Loop Trail (West of Shaver Road NE) to Oakland Road NE project.</td>
<td>Todd</td>
<td>Hart, S. Olson, Poe</td>
<td>Approved</td>
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</table>

5. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2019 Sidewalk Repair Program – Contract No. 2 project (estimated cost is $97,000) (Brenna Fall). No comments or objections were heard or filed.

0110-02-19  

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<tr>
<th>Date</th>
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<th>Council Member</th>
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<th>Result</th>
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<tbody>
<tr>
<td>0110-02-19</td>
<td>a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2019 Sidewalk Repair Program – Contract No. 2 project.</td>
<td>T. Olson</td>
<td>Hart, S. Olson, Poe</td>
<td>Approved</td>
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</table>

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Ellis Boulevard NW from I Avenue to O Avenue Pavement Rehabilitation project (estimated cost is $641,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

0111-02-19  

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<th>Date</th>
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<th>Council Member</th>
<th>Absent:</th>
<th>Result</th>
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</thead>
<tbody>
<tr>
<td>0111-02-19</td>
<td>a. Resolution adopting plans, specifications, form of contract and estimated cost for the Ellis Boulevard NW from I Avenue to O Avenue Pavement Rehabilitation project.</td>
<td>Vanorny</td>
<td>Hart, S. Olson, Poe</td>
<td>Approved</td>
</tr>
</tbody>
</table>
7. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Forest Drive SE from Grande Avenue SE to Mt. Vernon Road SE Pavement and Water Main Improvements project (estimated cost is $1,115,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

0112-02-19 a. Resolution adopting plans, specifications, form of contract and estimated cost for the Forest Drive SE from Grande Avenue SE to Mt. Vernon Road SE Pavement and Water Main Improvements project.

Council member T. Olson moved to approve; seconded by Council member Overland.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

Motion to approve the agenda.

Council member Todd moved to approve; seconded by Council member Vanorny.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

Motion to approve the consent agenda.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

8. Motion to approve the minutes.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.


Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

0114-02-19 10. Resolution authorizing the Water Plant Maintenance Manager to attend the American Water Works Association Utility Management Conference in Nashville, TN from March 4-9, 2019 for an estimated amount of $3,105.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

0115-02-19 11. Resolution authorizing a Police Officer to attend the International Association of Computer Investigative Specialists' Computer Forensic Examiner Course in Orlando, FL from April 28 to May 11, 2019 for an estimated total amount of $7,093.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.
12. Resolution setting a public hearing for February 26, 2019 to consider a 0.01-acre Underground Electric Line Easement over City-owned land generally located southwesterly of and adjacent to 77 15th Avenue SW as requested by Interstate Power and Light Company.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

13. Resolution setting a public hearing for February 26, 2019 to consider a 0.02-acre Underground Electric Line Easement over City-owned land generally located northeasterly of and adjacent to 1501 C Street SW as requested by Interstate Power and Light Company.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

14. Resolution setting a public hearing for February 26, 2019 to consider the disposition of excess City-owned property described as a 0.548-acre parcel of vacant land located southerly of and adjacent to 1600 51st Street NE as requested by McGrath Automotive Group, Inc.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

15. Resolution authorizing the mailing and publication of Notice(s) of Intent to Proceed with an approved public improvement project for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 2 project; to commence with the right-of-way and temporary easement acquisitions from a portion of agricultural property for this project; and set a public hearing date for March 26, 2019.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

16. Resolution setting a public hearing for March 26, 2019 regarding a proposed urban revitalization area for property at 245 2nd Street SW.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

17. Resolution setting a public hearing for March 26, 2019 regarding a proposed urban revitalization area for property at 1005 3rd Avenue SW and 328 Rockford Road SW.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.
18. Motions setting public hearing dates for:
   a. February 26, 2019 – to consider a change of zone from S-RM1, Suburban Residential Medium Single Unit District, to S-RMF, Suburban Residential Medium Flex District, for property located at 3016, 3010, 3004, and 2956 Center Point Road and 3007 Oakland Road NE as requested by M & W Properties, LLC, Ray M. Kluesner, Curtis Krambeer, Gary F. Wade, Richard A. and Pamela R. Kolosick and DLB Properties, LLC.

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**

   b. February 26, 2019 – to consider an amendment to the Future Land Use Map in the City’s Comprehensive Plan for property located at 3016, 3010, 3004, and 2956 Center Point Road and 3007 Oakland Road NE from U-LI, Urban-Low Intensity, to U-MI, Urban-Medium Intensity, as requested by M & W Properties, LLC, Ray M. Kluesner, Curtis Krambeer, Gary F. Wade, Richard A. and Pamela R. Kolosick and DLB Properties, LLC.

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**

   c. March 12, 2019 – to consider the fiscal year 2020 annual budget.

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**

19. 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. February 26, 2019 – 10th Street SE from 5th Avenue to 8th Avenue Pavement and Streetscaping project (estimated cost is $1,820,000).

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**

   b. February 26, 2019 – Council Street NE Improvements from Collins Road NE to South of 46th Street NE project (estimated cost is $1,350,000). (Paving for Progress)

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**

   c. February 26, 2019 – Cherokee Trail (Phase 1) from Stoney Point Road to Sharon Lane NW project (estimated cost is $425,000).

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   Absent: Mayor Hart and Council members S. Olson and Poe
   Result: **Approved.**
20. Motion assessing a civil penalty for violation of State Code regarding the sale of tobacco/vapor products to minors against:
   a. Fas Mart #5147, 1430 1st Avenue NE (first offense – $300).
   
   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   
   Absent: Mayor Hart and Council members S. Olson and Poe
   
   Result: **Approved.**

21. Motion assessing a civil penalty for violation of State Code regarding the sale of alcohol to minors against:
   a. Casey’s General Store #2763, 641 Edgewood Road NW (first offense – $500).
   
   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   
   Absent: Mayor Hart and Council members S. Olson and Poe
   
   Result: **Approved.**

22. Motion approving the beer/liquor/wine applications of:
   a. Bushwood Sports Bar and Grill, 350 Edgewood Road NW.
   b. Cedar Rapids Residence Inn, 1900 Dodge Road NE.
   c. Cheddar’s Casual Cafe, 161 Collins Road NE.
   d. Daisy’s Garage, 5240 Edgewood Road NE (permanent transfer to 5420 Edgewood Road NE, Suite #100 – formerly The Weather Vane).
   e. Game On, 4655 Tower Terrace Road NE (new).
   f. Hy-Vee Drugtown #5, 2001 Blairs Ferry Road NE.
   g. Kwik Shop #560, 3301 J Street SW.
   h. Kwik Shop #561, 2904 Center Point Road NE.
   i. Kwik Shop #563, 1001 1st Avenue SW.
   j. Kwik Shop #565, 4201 Center Point Road NE.
   k. La Taqueria Grill Bar, 2665 Edgewood Parkway SW (new – formerly Silver Star Saloon).
   l. Lucky’s on 16th, 86 16th Avenue SW.
   m. Moco Game Room & Hot Dog Bar, 1600 E Avenue NE (new – formerly Dick’s Tap & Shake Room).
   n. Nick’s Bar & Grill, 4958 Johnson Avenue NW (5-day license for an event at the Teamsters Hall, 5000 J Street SW).
   o. Sammy’s Lounge, 5519 Center Point Road NE.
   p. St Andrews Golf Club, 1866 Blairs Ferry Road NE.
   q. St Pius & St Elizabeth Ann Seton School, 4901 Council Street NE (5-day license for an event).
   r. Target T-1768, 1030 Blairs Ferry Road NE.
   s. Thew Brewing Company, 301 2nd Avenue SW.
   t. Ting’s Red Lantern, 540 Boyson Road NE.
   u. Townsquare Media, 240 Greenwich Avenue NE, Greenwich, CT (5-day license for an event at the DoubleTree, 350 1st Avenue NE, Exhibit Halls A/B/C).
   v. Village Meat Market & Cafe, 92 16th Avenue SW.

   Council member Hoeger moved to approve; seconded by Council member T. Olson.
   
   Absent: Mayor Hart and Council members S. Olson and Poe
   
   Result: **Approved.**
23. Resolutions approving:

- **0122-02-19**
  
  a. Payment of bills.
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

- **0123-02-19**
  
  b. Payroll.
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

24. Resolution thanking the following individual:

- **0124-02-19**
  
  a. Vote of thanks to Heather Woodard for serving on the Section 8 Housing Choice Voucher (HCV) Program Resident Advisory Board.
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

25. Resolutions approving assessment actions:

- **0125-02-19**
  
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

- **0126-02-19**
  
  b. Intent to assess – Water Division – delinquent municipal utility bills – 64 properties.
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

- **0127-02-19**
  
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

26. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

- **0128-02-19**
  
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**

- **0129-02-19**
  
  b. Storm sewer in Bellwood Meadow Estates First Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of $118,636.
  
  Council member Hoeger moved to approve; seconded by Council member T. Olson.
  
  Absent: Mayor Hart and Council members S. Olson and Poe
  
  Result: **Approved.**
### 0130-02-19

<table>
<thead>
<tr>
<th>c.</th>
<th>Water system improvements in Bellwood Meadow Estates First Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of $87,007.50.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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### 0131-02-19

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<tr>
<th>d.</th>
<th>Water system improvements at Reconserv of Iowa and 2-year Maintenance Bond submitted by BWC Excavating, L.C. in the amount of $141,500.</th>
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<tbody>
<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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</table>

27. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:

### 0132-02-19

<table>
<thead>
<tr>
<th>a.</th>
<th>4th Street SE and 12th Avenue SE Intersection Improvements Phase 1 project, final payment in the amount of $14,273.99 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was $278,046.35; final contract amount is $285,479.27).</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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### 0133-02-19

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<tr>
<th>b.</th>
<th>Czech Village Parking Lot Restoration project, final payment in the amount of $12,289.67 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was $236,396.80; final contract amount is $245,793.37).</th>
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<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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### 0134-02-19

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<thead>
<tr>
<th>c.</th>
<th>Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project, final payment in the amount of $25,929.88 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was $556,385.75; final contract amount is $518,597.53). (Paving for Progress)</th>
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<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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### 0135-02-19

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<th>d.</th>
<th>Midway Drive NW North of Johnson Avenue Storm Inlet Safety Improvements project, Change Order No. 1 (Final) deducting the amount of $1,858.66, final payment in the amount of $6,104.57 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $128,950; final contract amount is $122,091.34).</th>
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<tr>
<td></td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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</table>
e. Northwood Drive NE from Glass Road NE to South of Brookland Drive NE Roadway
Reconstruction project, Change Order No. 8 (Final) deducting the amount of
$37,465.53, final payment in the amount of $47,735.31 and 4-year Performance Bond
submitted by Rathje Construction Company (original contract amount was
$952,423.72; final contract amount is $954,706.16). (Paving for Progress)

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

f. Northwood Drive NE from South of Brookland Drive NE to 42nd Street NE Roadway
Reconstruction project, Change Order No. 7 (Final) deducting the amount of
$80,194.48, final payment in the amount of $39,510.20 and 4-year Performance Bond
submitted by Rathje Construction Company (original contract amount was
$779,706.40; final contract amount is $790,204.04). (Paving for Progress)

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

g. Sinclair Detention Basin, Final Grading and Paving project, final payment in the
amount of $39,805.29 and 4-year Performance Bond submitted by Boomerang Corp.
(original contract amount was $707,587; final contract amount is $796,105.76).

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

h. Traffic Signal Modifications at Quaker Oats Exit and B Avenue NE (For Quaker Oats
Flood Wall Project) project, final payment in the amount of $3,062.50 and 4-year
Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount
was $61,250; final contract amount is $61,250).

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

28. Resolutions approving final plats:

a. Airport Commerce Park Eighteenth Addition for land located west of 6th Street SW and
north of Wright Brothers Boulevard SW.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

b. Novey Second Addition for land located west of Feather Ridge Road and north of
Blairs Ferry Road.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

c. TH Development Third Addition for land located west of 6th Street SW and south of
76th Avenue SW.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.
<table>
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<tr>
<th>Resolution ID</th>
<th>Date</th>
<th>Description</th>
<th>Result</th>
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<tbody>
<tr>
<td>0143-02-19</td>
<td>0143-02-19</td>
<td>a. Contract with HDR Engineering Inc. for consulting services for the Czech Village/NewBo Area Action Plan for the Community Development Department for an amount not to exceed $94,000.</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0144-02-19</td>
<td>b. Amendment No. 1 to the contract with ProSource Technologies, LLC for the Right of Way Acquisition Services – First Avenue East project for the Engineering Division to reflect the cost to add work on Phases 4B and 5 for First Avenue East and CEMAR Phase 3 for an amount not to exceed $180,245 (original contract amount was $137,484; total contract amount with this amendment is $317,729).</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0145-02-19</td>
<td>c. Fleet Services Division purchase of a tandem axle dump truck from Truck Country in the amount of $191,777.</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0146-02-19</td>
<td>d. Contract with B.G. Brecke, Inc. for HVAC services for the Cedar Rapids Ice Arena for an annual amount not to exceed $50,000.</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0147-02-19</td>
<td>e. User Agreement to pay quarterly invoices for use of the Iowa On-Line Warrants and Articles System.</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0148-02-19</td>
<td>f. Fleet Services Division purchase of two 2019 Toro Groundsmaster 4100-D riding mowers and accessories from MTI Distributing for a total of $136,633.01 for use by Ellis Park and the Urban Core division.</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0149-02-19</td>
<td>g. Amendment No. 4 to renew contract with Rehrig Pacific Company for containers for collection of garbage, recycling and yard waste for the Solid Waste &amp; Recycling Division for an annual amount not to exceed $150,000 (original contract amount was $230,000; renewal contract amount is $150,000).</td>
<td>Approved</td>
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<td>Council member Hoeger moved to approve; seconded by Council member T. Olson.</td>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>0150-02-19</td>
<td>h. Contract with Woodruff Construction, LLC for Veterans Memorial Stadium decking replacement for the Cedar Rapids Kernels for an amount not to exceed $106,500.</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0151-02-19</td>
<td>i. Professional Services Agreement with Anderson-Bogert Engineers &amp; Surveyors, Inc. for an amount not to exceed $122,034 for design services in connection with the 3rd Avenue Improvements from 5th Street SE to 19th Street SE project. (Paving for Progress)</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0152-02-19</td>
<td>j. Professional Services Agreement with Foth Infrastructure and Environment LLC for an amount not to exceed $469,338 for design services in connection with the Williams Boulevard SW Improvements from City Limits (South) to 16th Avenue SW project.</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0153-02-19</td>
<td>k. Change Order No. 17 in the amount of $783 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 $2,757,162.34). (Paving for Progress)</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0154-02-19</td>
<td>l. Change Order No. 8 Final Revision deducting the amount of $107,758.36, plus 25.5 working days, with Boomerang Corp. for the 16th Avenue SE from 4th Street SE to 5th Street SE Pavement Improvements project (original contract amount was $1,259,525.92; total contract amount with this amendment is $1,186,779.44). (Paving for Progress)</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0155-02-19</td>
<td>m. Change Order No. 5 in the amount of $875 with Dave Schmitt Construction Co., Inc. for the 27th Avenue SW from 3rd Street to J Street, Outlook Drive SW and 29th Avenue SW Roadway Improvements; 2018 Pavement Milling project (original contract amount was $597,542; total contract amount with this amendment is $673,449.37). (Paving for Progress)</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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<tr>
<td>0156-02-19</td>
<td>n. Change Order No. 3 in the amount of $19,600.61 with RJN Group, Inc. for the Automated Sanitary Sewer Flow and Rainfall Monitoring project (original contract amount was $544,600; total contract amount with this amendment is $595,354.21).</td>
<td>Council member Hoeger moved to approve; seconded by Council member T. Olson. Absent: Mayor Hart and Council members S. Olson and Poe</td>
<td>Result: <strong>Approved.</strong></td>
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</table>
o. Change Order No. 7 in the amount of $7,257.20, plus nine working days, with Rathje Construction Company for the CEMAR Trail: Phase 1C and H Avenue NE and 16th Street NE from Oakland Road to D Avenue PCC Pavement with HMA Resurfacing and PCC Sidewalk/Trail project (original contract amount was $1,659,070.64; total contract amount with this amendment is $1,921,657.74). (Paving for Progress)

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.

p. Change Order No. 3 in the amount of $4,684.95 with Rathje Construction Company for the Center Point Road NE from 29th Street to 32nd Street Paving 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 $3,284,073.08). (Paving for Progress)

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.

q. Change Order No. 4 in the amount of $8,546.15 with Rathje Construction Company for the E Avenue NW from Iowa Highway 100 to Stoney Point Road project (original contract amount was $4,748,175.30; total contract amount with this amendment is $4,797,835.80). (Paving for Progress)

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.

r. Change Order No. 11 in the amount of $5,419.10 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 $7,807,001.95).

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.

s. Change Order No. 1 in the amount of $164,389.10 with Rathje Construction Company for the J Avenue Water Treatment Plant Site Improvements project (original contract amount was $947,548; total contract amount with this amendment is $1,111,937.10).

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.

t. Change Order No. 6 in the amount of $57,301.57, plus 32 calendar days, 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 $1,583,981.64). (Paving for Progress)

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

Absent: Mayor Hart and Council members S. Olson and Poe

Result: Approved.
u. Change Order No. 12 in the amount of $905.90 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 3,141,122.63). (Paving for Progress)

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

v. Change Order No. 3 in the amount of $13,461.30 with WRH, Inc. for the Quaker Oats Flood Control System project (original contract amount was $14,450,000; total contract amount with this amendment is $14,864,205.58).

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

w. Change Order No. 12 in the amount of $4,651.40 with Rathje Construction Company for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (original contract amount was $3,473,561.65; total contract amount with this amendment is $3,825,509.45). (Paving for Progress)

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

x. Change Order No. 1 in the amount of $68,364.29 with WRH, Inc., for the WPCF Primary Sludge Screen Process Improvements project (original contract amount was $857,300; total contract amount with this amendment is $925,664.29).

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

y. Change Order No. 1 Final in the amount of $10,889.35 with Rathje Construction Company for the Wright Brothers Court SW Sanitary Sewer Point Repairs project (original contract amount was $38,950; total contract amount with this amendment is $49,839.35).

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

z. Amendment No. 1 to the agreement with VenuWorks of Cedar Rapids L.L.C. for the management of the Cedar Rapids Ice Arena, extending the contract through June 30, 2021.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

aa. Grant agreement with the Iowa Department of Transportation (IDOT) for the Railroad Revolving Loan and Grant Program – Targeted Job Creation Fund in the amount of $1,028,000 for the Cedar River Quaker Oats Flood Control System project.

Council member Hoeger moved to approve; seconded by Council member T. Olson.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.
### Amendment No. 2 to the Development Agreement

Amendment No. 2 to the Development Agreement with United Fire & Casualty Company and United Real Estate Holdings, LLC for the construction of a 10-story office building and renovation of the American Building at 101 and 107 2nd Street SE and 121 1st Avenue SE.

**Council member Hoeger moved to approve; seconded by Council member T. Olson.**

**Absent:** Mayor Hart and Council members S. Olson and Poe

**Result:** Approved.

### Agreement to Construct a Temporary Rock “Turn Around”

Agreement to Construct a Temporary Rock “Turn Around” for land located west of Honey Grove Road SE and north of Highway 30 in Linn County as requested by Daniel J. and Debra K. Bahr.

**Council member Hoeger moved to approve; seconded by Council member T. Olson.**

**Absent:** Mayor Hart and Council members S. Olson and Poe

**Result:** Approved.

### Purchase Agreement

- **ad.** Purchase Agreement in the amount of $2,265 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from the D.F. Jones Enterprises, L.L.C. from land located at 1666 29th Street NE in connection with the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project. (Paving for Progress)

  **Council member Hoeger moved to approve; seconded by Council member T. Olson.**

  **Absent:** Mayor Hart and Council members S. Olson and Poe

  **Result:** Approved.

- **ae.** Purchase Agreement in the amount of $700 and accepting a Warranty Deed and Temporary Grading Easement for Construction from PDP Properties, LLC from land located at 3601 Mount Vernon Road SE in connection with the Curb Ramp Repair Project.

  **Council member Hoeger moved to approve; seconded by Council member T. Olson.**

  **Absent:** Mayor Hart and Council members S. Olson and Poe

  **Result:** Approved.

- **af.** Purchase Agreement in the amount of $450 and accepting a Warranty Deed from Czech Partners, LLC from land located at 4330 Czech Lane NE in connection with the Curb Ramp Repair Project.

  **Council member Hoeger moved to approve; seconded by Council member T. Olson.**

  **Absent:** Mayor Hart and Council members S. Olson and Poe

  **Result:** Approved.

- **ag.** Purchase Agreement in the amount of $5,200 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Randall P. and Stephanie A. Mease from land located at 1716 O Avenue NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. (Paving for Progress)

  **Council member Hoeger moved to approve; seconded by Council member T. Olson.**

  **Absent:** Mayor Hart and Council members S. Olson and Poe

  **Result:** Approved.
ah. **Purchase Agreement in the amount of $4,175 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from William J. and Peggy D. Swick from land located at 1537 Hillside Drive NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. (Paving for Progress)**

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<tr>
<th>Council member Hoeger moved to approve; seconded by Council member T. Olson.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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ai. **Purchase Agreement in the amount of $4,985 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Larry D. and Susan K. Wagamon from land located at 2139 O Avenue NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. (Paving for Progress)**

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<th>Council member Hoeger moved to approve; seconded by Council member T. Olson.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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aj. **Accepting a Tax Sale Deed from Linn County for the total acquisition of real property located at 1520 6th Street NW in connection with the Cedar River Flood Control System project.**

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<th>Council member Hoeger moved to approve; seconded by Council member T. Olson.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<tr>
<td>Result: <strong>Approved.</strong></td>
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ak. **Accepting a Tax Sale Deed from Linn County for the total acquisition of real property located at 1527 2nd Avenue SE.**

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<th>Council member Hoeger moved to approve; seconded by Council member T. Olson.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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30. **Report on bids for the WPCF Laboratory Improvements project (estimated cost is $725,000) (Steve Hershner).**

31. **Report on bids for the 12th Avenue SE Roadway and Utility Improvements from 17th Street to 400' East of 19th Street project (estimated cost is $840,000) (Doug Wilson). (Paving for Progress)**

0180-02-19

a. **Resolution awarding and approving contract in the amount of $825,888.95, plus incentive up to $20,000, bond and insurance of Pirc-Tobin Construction, Inc. for the 12th Avenue SE Roadway and Utility Improvements from 17th Street to 400' East of 19th Street project.**

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<th>Council member Overland moved to approve; seconded by Council member Todd.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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32. Report on bids for the US Cellular Center ADA Compliance project (estimated cost is $359,000) (Jeff Koffron).

0181-02-19 a. Resolution awarding and approving contract in the amount of $344,000, bond and insurance of Peak Construction Group, Inc. for the US Cellular Center ADA Compliance project.

Council member Vanorny moved to approve; seconded by Council member Hoeger.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

0182-02-19 33. Presentation and Resolution authorizing execution of an Easement Agreement with United Real Estate Holdings, LLC and Andy Schumacher for the construction and maintenance of an enhanced landscaping project located at 211 2nd Street SE (Bill Micheel).

Council member Overland moved to approve; seconded by Council member Todd.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

0183-02-19 34. Presentation and Resolution authorizing execution of a Professional Services Agreement with T.Y. Lin International for an amount not to exceed $3,287,086 for design services in connection with the FCS Riverfront and Bridge Improvements project (Rob Davis and Jen Winter).

Council member Hoeger moved to approve; seconded by Council member Vanorny.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

35. Ordinance relating to collection of tax increment within the proposed Edgewood Town Center Urban Renewal Area.

Council member Overland moved the approval of the Ordinance on its second reading; seconded by Council member Todd.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

36. Ordinance amending Chapter 6 of the Municipal Code, City Administration, to revise the Civil Service Commission appointment terms specified in Section 6.01.

Council member Vanorny moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Hoeger.
Absent: Mayor Hart and Council members S. Olson and Poe
Result: Approved.

Public comments were heard.

Council comments were heard.
Motion to adjourn.

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<th>Council member Overland moved to approve; seconded by Council member Todd.</th>
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<td>Absent: Mayor Hart and Council members S. Olson and Poe</td>
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<td>Result: <strong>Approved.</strong></td>
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City Council adjourned at 12:59 p.m. to meet Tuesday, February 26, 2019 at 5:30 p.m.

Amy Stevenson, City Clerk