“Cedar Rapids is a vibrant urban hometown – a beacon for people and businesses invested in building a greater community now and for the next generation.”

NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, June 11, 2019 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
  - Presentation – Cedar Rapids Entrepreneur Program (Jasmine Almoayyed, Megan Isenberg and Maurice Davis)
  - Presentation – Entrepreneurial Development Center (Jasmine Almoayyed and Curt Nelson)
  - Presentation – Small Business Development Center (Jasmine Almoayyed and Scott Swenson)

PUBLIC HEARINGS

1. A public hearing will be held to consider amending Chapter 18 of the Municipal Code, Historic Preservation, to designate the Witwer Grocery Company Building at 905 3rd Street SE as a local historic landmark under Subsection 18.04.B (Lauren Freeman). CIP/DID #HPC-0003-2019
   a. First Reading: Ordinance amending Chapter 18 of the Municipal Code, Historic Preservation, to designate the Witwer Grocery Company Building at 905 3rd Street SE as a local historic landmark under Subsection 18.04.B.

2. A public hearing will be held to consider the disposition of City-owned properties at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW, and inviting competitive redevelopment proposals (Lauren Freeman). CIP/DID #DISP-0027-2019
   a. Resolution authorizing the continuation of the disposition of City-owned properties at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW, and inviting competitive redevelopment proposals.
3. A public hearing will be held to consider the establishment of the proposed Iowa Fluid Power Urban Revitalization Area for property at 1610 Blairs Ferry Road NE and adjacent vacant land as requested by Iowa Fluid Power (Caleb Mason). CIP/DID #URTE-0030-2019
   b. First Reading: Ordinance establishing the Iowa Fluid Power Urban Revitalization Area for property at 1610 Blairs Ferry Road NE and adjacent vacant land.

4. A public hearing will be held to consider amending Chapter 31 of the Municipal Code, Subdivisions, to clarify and update requirements relating to costs for the observation of construction, costs for materials testing, maintenance surety requirements, and procedural items related to the Development Services Department (Nate Kampman). CIP/DID #49-19-010
   a. First Reading: Ordinance amending Chapter 31 of the Municipal Code, Subdivisions, to clarify and update requirements relating to costs for the observation of construction, costs for materials testing, maintenance surety requirements, and procedural items related to the Development Services Department.

5. A public hearing will be held to consider the plans, specifications, form of contract and estimated cost for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 project (estimated cost is $104,010) (Steve Hershner). CIP/DID #2020037-01
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 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.

6. Motion to approve the minutes.

7. Resolution authorizing a Letter of Agreement with the American Federation of State, County and Municipal Employees. CIP/DID #HR0046

8. Resolution establishing all-way stop control at the intersection of 2nd Avenue and 5th Street SE. CIP/DID #306253-00
9. Resolution establishing right-of-way on several City-owned vacant parcels located within the 12th Avenue SW corridor to support future utility, traffic and roadway needs. CIP/DID #3313200-00

10. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 2020 Sanitary Sewer Service Replacement Project. CIP/DID #6550057-00

11. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project. (Paving for Progress) CIP/DID #3012094-00

12. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project. (Paving for Progress) CIP/DID #3012148-00

13. Resolution setting a public hearing for June 25, 2019 to consider an Easement for Storm Sewer and a Detention Basin Easement on City-owned property at 900 76th Avenue Drive SW as requested by Kirkwood Community College. CIP/DID #ESCY-028232-2019

14. Resolution setting a public hearing for June 25, 2019 to consider the vacation of a 1,655-square-foot access easement at 136 38th Street Drive SE and the disposition of the property as requested by Seafood Property No. 8, LLC. CIP/DID #PRD-028357-2019

15. Resolution setting a public hearing for July 9, 2019 to consider the Resolution of Necessity (Proposed) for the construction of the Peace Avenue NW Improvements from Midway Drive to Jacolyn Drive project. (Paving for Progress) CIP/DID #3012152-00

16. Resolution setting a public hearing for July 23, 2019 regarding the proposed Future Line Urban Revitalization Area for property at 550 60th Avenue SW. CIP/DID #URTE-0031-2019

17. Resolution determining the necessity and setting dates of a public hearing for July 23, 2019, consultation with affected taxing entities, and referral to the City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the West Side Corporate Park Urban Renewal Area for property generally located along and east of 6th Street SW between Walford Road SW, Tharp Road SW, and Interstate 380. CIP/DID #TIF-0033-2019

18. Motions setting public hearing dates for:
   a. June 25, 2019 – to consider a change of zone for property located at 1100 C Street SW from T-R1, Traditional Residential Single Unit District, to T-MC, Traditional Mixed-Use Center District, as requested by the City and Omer S. Ali. CIP/DID #RZNE-028905-2019
   b. July 23, 2019 – to consider an Ordinance relating to the collection of tax increments within the proposed West Side Corporate Park Urban Renewal Area generally located along and east of 6th Street SW between Walford Road SW and Tharp Road SW. CIP/DID #TIF-0033-2019
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. June 25, 2019 – Jones Park – Main Park Drive Asphalt Overlay project (estimated cost is $200,000). CIP/DID #PUR0519-254
   b. June 25, 2019 – Adirondack Drive NE from Wasatch Court to south of McKinsie Court Pavement Replacement project (estimated cost is $180,000). (Paving for Progress) CIP/DID #3012288-01
   c. June 25, 2019 – 3rd Avenue Bridge Plantings project (estimated cost is $170,000). CIP/DID #321613-01

20. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
   a. Bop’s Pizza, 921 Blairs Ferry Road NE (new – new construction).
   b. Casey’s General Store #2763, 641 Edgewood Road NW.
   c. Casey’s General Store #2766, 380 33rd Avenue SW.
   d. Casey’s General Store #2772, 3349 Mount Vernon Road SE.
   e. Casey’s General Store #2773, 3625 Edgewood Road SW.
   f. Casey’s General Store #2787, 1661 32nd Street NE.
   g. Casey’s General Store #2850, 5655 C Street SW.
   h. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW).
   i. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW).
   j. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW).
   k. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW).
   l. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at McGrath Power Sports, 4645 Center Point Road NE).
   m. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at Black Stock Motorcycle Company, 611 2nd Avenue SE).
   n. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at Black Stock Motorcycle Company, 611 2nd Avenue SE).
   o. El Mercadito, 700 1st Avenue NW.
   p. Hotel at Kirkwood, 7725 Kirkwood Boulevard SW.
   q. Hy-Vee Food & Drugstore #6, 4035 Mount Vernon Road SE.
   r. Hy-Vee Food Store #3, 20 Wilson Avenue SW.
   s. Hy-Vee Food Store #4, 1556 1st Avenue NE.
   t. Hy-Vee Food Store #5, 3235 Oakland Road NE.
   u. Hy-Vee Food Store #7, 5050 Edgewood Road NE (5-day license for an event at Ushers Ferry Lodge, 5925 Seminole Valley Trail NE).
   v. Local Pour, 302 3rd Avenue SW (expanding permanent outdoor service area).
   w. Los Compadres Mexican Bar & Grill, 2825 6th Street SW.
   x. The Map Room, 416 3rd Street SE.
   y. McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW (5-day license for an event).
   z. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW.
   aa. New Shack Tavern, 2545 Old River Road SW.
   ab. Nick’s Bar & Grill, 4958 Johnson Avenue NW (5-day license for an event for the Grand Lodge of Iowa A.F. & A.M. at the History Center parking lot, 810 2nd Avenue SE).
ac. The Pig & Porter, 1028 3rd Street SE.
ad. Rodina, 1507 C Street SW (adding permanent outdoor service area).
ae. Rolling Taps Beer Coe, 1895 U.S. Highway 169, Winterset (5-day license for an event at Transamerica, 6400 C Street SW).
af. Skyzone Cedar Rapids, 5515 Council Street NE (new).
ah. Walmart #2716, 3601 29th Avenue SW.
ai. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event at Metro Harley Davidson, 2415 Westdale Drive SW).

21. Resolutions approving:
a. Payment of bills. CIP/DID #FIN2019-01
b. Payroll. CIP/DID #FIN2019-02

22. Resolutions appointing, reappointing and thanking the following individuals:
a. Reappointing Ashley Balius, Dedric Doolin, Laura O’Leary, Carrie Slagle, Phoebe Trepp, Robin Tucker and Leslie Wright (effective through June 30, 2022) to the Affordable Housing Commission. CIP/DID #CDF-0040-2018
b. Appointing Mary Meisterling and reappointing Carroll Reasoner (effective through June 30, 2022) to the Airport Commission. CIP/DID #OB541939
c. Reappointing William Vernon (effective through June 30, 2024) to the Board of Adjustment. CIP/DID #OB26303
d. Appointing Anna Yeagle and reappointing David Baker (effective through June 30, 2022) to the Cedar Rapids Board of Ethics. CIP/DID #OB232112
e. Reappointing Sarah Coleman and Richard Good (effective through June 30, 2022) to the Building/Fire Board of Appeals. CIP/DID #OB375368
f. Appointing Suzy McGrane-Hop (effective through June 30, 2020) and reappointing John Albert Jr., Timothy Charles and Okpara Rice (effective through June 30, 2022) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission. CIP/DID #OB720222
g. Appointing Jennifer Cunningham and reappointing Jared Hills (effective through June 30, 2024) to the City Band Commission. CIP/DID #OB631365
h. Appointing Linda Langston and reappointing Karl Cassell, Samantha Dahlby and Daniel Seufferlein (effective through June 30, 2022) to the City Planning Commission. CIP/DID #OB572803
i. Reappointing Anthony Arrington and Esaie Toingar (effective through June 30, 2022) to the Civil Rights Commission. CIP/DID #OB629963
j. Reappointing Craig Byers, Stephanie Jelinek and Ana McClain (effective through June 30, 2022) to the Czech Village-New Bohemia Self-Supported Municipal Improvement District Commission. CIP/DID #CD-0013-2015
k. Reappointing Dawn Jaffray, Linda Mattes, David Sorg and Fred Timko (effective through June 30, 2022) to the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission. CIP/DID #OB572853
l. Reappointing John Feltes (effective through June 30, 2022) to the Electrical Board of Appeals. CIP/DID #OB572823
m. Appointing Kevin Curl, Julie Hubbell and Holly Warth and reappointing Ashley Balius, Carly Henderson, Brian Johnson, Ronald Lower, Allan Pierson, Marcus Ramirez, Tyanna Stephenson and Eric Wullner as members (effective through June 30, 2020) and appointing Kelzye Bedwell as an alternate representative (effective through June 30, 2020) to the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302
n. Appointing Jennifer Cunningham (effective through June 30, 2022) and Ryan Russell (effective through June 30, 2020) and reappointing Ronald Mussman (effective through June 30, 2022) to the Cedar Rapids Historic Preservation Commission. CIP/DID #OB691376

o. Appointing Rick Monthie (effective through June 30, 2021) and reappointing Albert Aossey and Lana Baldus (effective through June 30, 2022) to the Housing Code Board of Appeals. CIP/DID #OB372485

p. Appointing Chad Finn and reappointing Bret Brecke (effective through June 30, 2022) to the Mechanical Board of Appeals. CIP/DID #OB572849

q. Appointing Charles Crawley (effective through June 30, 2020), Jorel Robinson (effective through June 30, 2022) and Thomas Sandersfeld (effective through June 30, 2020) and reappointing Donald Clow, Jeffrey McLaud and Deborah Schroeder (effective through June 30, 2022) to the Parks, Waterways & Recreation Commission. CIP/DID #OB1187380

r. Appointing Joseph Latta and reappointing John Pint and Brian Rogers (effective through June 30, 2022) to the Plumbing Board of Appeals. CIP/DID #OB572851

s. Appointing Jason Rogers (effective through June 30, 2022) to the Cedar Rapids Stormwater Commission. CIP/DID #OB566514

t. Appointing Michael McElmeel and reappointing Kristin Delfs (effective through June 30, 2022) to the Veterans Memorial Commission. CIP/DID #OB572854

u. Appointing Maria Moore (effective through June 30, 2020) and Elizabeth Rhoads Read (effective through June 30, 2022) and reappointing Lynn Ocken (effective through June 30, 2022) to the Visual Arts Commission. CIP/DID #OB572855

v. Appointing Katherine Read and reappointing Kelsey Logan (effective through June 30, 2022) to the Cedar Rapids Wellbeing Advisory Committee. CIP/DID #CM001-16

w. Vote of thanks to Marcia Rogers for serving on the Airport Commission. CIP/DID #OB541939

x. Vote of thanks to Amy Johnson for serving on the Cedar Rapids Board of Ethics. CIP/DID #OB232112

y. Vote of thanks to Kathy McCauley for serving on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission. CIP/DID #OB720222

z. Vote of thanks to Susan Millar for serving on the City Band Commission. CIP/DID #OB631365

aa. Vote of thanks to Richard Pankey for serving on the City Planning Commission. CIP/DID #OB572803

ab. Vote of thanks to Patricia Ellison for serving on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission. CIP/DID #OB572853

ac. Vote of thanks to Steven Nylin, Christopher Poole and Crystal Walter for serving as members and to Ryan Fitzpatrick for serving as an alternate representative on the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302

ad. Vote of thanks to Todd McNall and Mark Stoffer Hunter for serving on the Cedar Rapids Historic Preservation Commission. CIP/DID #OB691376

ae. Vote of thanks to Doug Hamilton for serving on the Mechanical Board of Appeals. CIP/DID #OB572849

af. Vote of thanks to Lindsey Podzimek for serving on the Parks, Waterways & Recreation Commission. CIP/DID #OB1187380

ag. Vote of thanks to Michael Hessenius for serving on the Plumbing Board of Appeals. CIP/DID #OB572851

ah. Vote of thanks to Justin Gehrts for serving on the Cedar Rapids Stormwater Commission. CIP/DID #OB566514
ai. Vote of thanks to William Stamats for serving on the Visual Arts Commission. CIP/DID #OB572855

aj. Vote of thanks to Mindi Dixson for serving on the Cedar Rapids Wellbeing Advisory Committee. CIP/DID #CM001-16

23. Resolutions approving assessment actions:
   a. Levy assessment – Solid Waste & Recycling – cleanup costs – four properties. CIP/DID #SWM-004
   b. Intent to assess – Water Division – delinquent municipal utility bills – 30 properties. CIP/DID #WTR061119-01

24. Resolution accepting subdivision improvements and approving Maintenance Bond:
   a. Water system improvements in Tech Place 6th Addition and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of $44,044.80. CIP/DID #2019017-01

25. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
   a. 27th Street NE at CEMAR Trail Storm Inlet Repair project, 4-year Performance Bond submitted by Venture Concrete, LLC (original contract amount was $28,635; final contract amount is $27,100.89). CIP/DID #304429-05
   b. Bever Avenue SE East of Bever Lane Storm Sewer Replacement project, final payment in the amount of $4,779.50 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $97,610; final contract amount is $95,590.10). CIP/DID #304485-01
   c. Demolition of Two Properties and 2-year Performance Bond submitted by Kelly Demolition & Excavating LLC (original contract amount was $51,450; final contract amount is $51,450). CIP/DID #PUR1118-109
   d. FY 18 Sidewalk Repair Program – Contract No. 2 project, final payment in the amount of $9,397.59 and 4-year Performance Bond submitted by Hunt Construction Company, Inc. (original contract amount was $152,076.80; final contract amount is $187,951.71). CIP/DID #3017018-02
   e. Hubbard Ice Demolition project, Change Order No. 2 in the amount of $18,000, final payment in the amount of $21,451.38 and 2-year Performance Bond submitted by D.W. Zinser Company (original contract amount was $389,900; final contract amount is $447,027.50). CIP/DID #PUR0518-178
   f. Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project, final payment in the amount of $180,512.54 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was $3,365,161.65; final contract amount is $3,610,250.90). CIP/DID #3012116-03
   g. Veterans Memorial Stadium Decking Replacement project, Amendment No. 3 in the amount of $3,104, final payment in the amount of $6,614.90 and 2-year Performance Bond submitted by Woodruff Construction, LLC (original contract amount was $106,500; final contract amount with this amendment is $132,298). CIP/DID #PUR1218-126

26. Resolution approving a final plat:
   a. Frake’s Deer Run Woods First Addition for land located south of Pioneer Avenue SE and west of 42nd Street SE. CIP/DID #FLPT-028674-2019
27. Resolutions approving actions regarding purchases, contracts and agreements:

a. Contract with Capital Sanitary for a Citywide janitorial supply program for an annual amount not to exceed $200,000. CIP/DID #PUR0119-147

b. Amendment No. 1 to renew the contract with Harms Oil Company for fuel products and services for the Fleet Services Division for two years for an annual amount not to exceed $3,800,000. CIP/DID #PUR0517-238

c. Fleet Services Division purchase of five tandem axle chassis from Truck Country in the amount of $529,370. CIP/DID #PUR0419-231

d. Amendment No. 2 to the contract with Vermont Systems, Inc. for recreation software to add the purchase of point-of-sale equipment as needed for an additional amount not to exceed $20,000 (original contact amount was $30,378; total contract amount with this amendment is $61,165). CIP/DID #PUR0518-192

e. Amendment No. 5 to renew contract with Brown Supply Inc. for as-needed purchases of sewer castings for the Sewer Division for an annual amount not to exceed $100,000 (original contact amount was $50,000; renewal contract amount is $100,000). CIP/DID #PUR0415-218

f. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed $143,780 for engineering services in connection with the Downtown River Wall Improvements project. CIP/DID #322503-01

g. Amendment No. 1 to the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed $17,600 for the modified scope of work for the WPCF Effluent Return Pipeline Replacement project (original contract amount was $49,208; total contract amount with this amendment is $66,808). CIP/DID #6150019-01

h. Change Order No. 9 in the amount of $14,722.46 with Dave Schmitt Construction Company, Inc. for the PCC Sidewalk, PCC Pavement, and Traffic Signals Phase 4A project on 1st Avenue E. from 325’ S. of 34th Street – 40th Street; on 40th Street Drive S.E. from 1st Avenue E. to 350’ E. of 1st Avenue E.; on 38th Street from 150’ W. of 1st Avenue E. to 300’ E of 1st Avenue E project (original contract amount was $2,014,159.41; total contract amount with this amendment is $2,068,097.98). CIP/DID #301240-10

i. Change Order No. 8 in the amount of $232,862.89, plus 14 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 $1,830,831.14). (Paving for Progress) CIP/DID #3012153-02

j. Letter of support for an Iowa Energy Office grant application for a coalition of eastern Iowa communities to hire a consultant to assist in the creation of an Electric Vehicle Readiness Plan. CIP/DID #CD-0056-2019

k. Agreement with the City of Marion to provide wastewater treatment services at the Water Pollution Control facilities. CIP/DID #WPC06-11-19

l. Accepting a Right-of-Entry and Access Agreement from Rick Stickle and Marsha Stickle for land located at 550 Stickle Drive NE in connection with the Army Corps of Engineers’ Cedar River Flood Risk Management Project. CIP/DID #3314200-00

m. Accepting a Right-of-Entry and Access Agreement from Cedar Lake Development Co. and Rick Stickle for land located east of 550 Stickle Drive NE in connection with the Army Corps of Engineers’ Cedar River Flood Risk Management Project. CIP/DID #3314200-00

n. Settlement & Release Agreement resolving two pending lawsuits with Seafood Property No. 8, LLC, in connection with the condemnation of a portion of the property at 3801 1st Avenue SE and a special assessment for sidewalks abutting the property, and authorizing payment in the amount of $74,550. CIP/DID #301240-00
o. Purchase Agreement in the amount of $102,500 to Spencer Rick and Josh O’Connor for real property located at 80 22nd Avenue SW in connection with the Cedar River Flood Control System project. (Flood) CIP/DID #3313200-00

p. Purchase Agreement in the amount of $5,550 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Peter Chihak from land located at 2200 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) CIP/DID #3012121-00

q. Purchase Agreement in the amount of $1,360 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Dianne Ellison and Archie Ellison from land located at 3220 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) CIP/DID #3012121-00

r. Purchase Agreement in the amount of $1,755 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Brian Weber from land located at 2400 N 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) CIP/DID #3012121-00

REGULAR AGENDA

28. Report on bids for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project (estimated cost is $2,000,000) (Doug Wilson). (Paving for Progress) CIP/DID #301951-01

   a. Resolution awarding and approving contract in the amount of $1,962,695.54, plus incentive up to $10,000, bond and insurance of Rathje Construction Company for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project.

29. Report on bids for the Valley Brook Drive SE Storm Sewer Improvements project (estimated cost is $100,000) (Dave Wallace). CIP/DID #304476-01

   a. Resolution awarding and approving contract in the amount of $65,778, bond and insurance of Midwest Concrete, Inc. for the Valley Brook Drive SE Storm Sewer Improvements project.
ORDINANCES

Second and possible Third Readings

30. Ordinance granting a change of zone for property located south of Wright Brothers Boulevard SW and east of Earhart Lane SW from A-AG, Agriculture District, to S-RLF, Suburban Residential Low Flex District, and S-MC, Suburban Mixed-Use Community Center District, as requested by Krivanek Farm, LLC and Deborah A. and David Krivanek. CIP/DID #RZNE-028154-2019

31. Ordinance granting a change of zone from S-MC, Suburban Mixed-Use Community Center District, to S-MR, Suburban Mixed-Use Regional Center District, for property at 2727 16th Avenue SW as requested by the City. CIP/DID #RZNE-028649-2018

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: Lauren Freeman

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 an ordinance amending Chapter 18 of the Municipal Code, Historic Preservation, to designate the Witwer Grocery Company Building at 905 3rd Street SE, as a local historic landmark under Subsection 18.04.B. (Lauren Freeman) CIP/DID #HPC-0003-2019

a. First Reading: Ordinance amending Chapter 18 of the Municipal Code, Historic Preservation, to designate the Witwer Grocery Company Building at 905 3rd Street SE, as a local historic landmark under Subsection 18.04.B. CIP/DID #HPC-0003-2019


Background: The Witwer Grocery Company Building, known more recently as the Bottleworks Loft Condominiums, has been requested for local historic landmark designation by the condominium board in a joint application with a Historic Preservation Commissioner. The application was reviewed by the Historic Preservation Commission at its meeting on February 14, 2019, and unanimously recommended for approval as a local historic landmark. The HPC discussion focused on the following points:

- The Witwer building was built in 1946 and listed on the National Register of Historic Places under Criteria A in 1998, which notes its historic connection to industrial corridor development in Cedar Rapids, such as:
  o Last multi-story factory/warehouse built along any of the Cedar Rapids’ railroad industrial corridors.
  o Built at the end of World War II and became an important, locally-owned grocery wholesaler in Cedar Rapids
  o Housed many different modern food processing operations, as well as packaging facilities, cold storage areas, a bottling works, and general warehousing space.
- In 2008, the Witwer building was adapted in was is now known as Bottleworks Loft Condominiums. The developers involved with the project remained consistent with the National Register guidelines to retain the building’s historic integrity. The building remains on the Register.
The local landmark nomination was advanced to the State Historic Preservation Office (SHPO) for comment. SHPO’s comments were received on April 24, 2019, which recommended proceeding in the local landmark designation process for the Witwer building.

On May 16, 2019, the City Planning Commission unanimously recommended approval of the local historic landmark status for this property.

If the Witwer Grocery Company Building is granted local historic landmark status, the Historic Preservation Commission will review proposals for modification to the exterior of the structure through the Certificate of Appropriateness (COA) process. This is the same process used in local historic districts.

The following is the local landmark designation timeline for the Witwer building:

- February 14, 2019 - HPC recommendation
- April 24, 2019 - SHPO comments received
- May 16, 2019 - CPC recommendation
- June 11, 2019 - City Council Public Hearing and possible first reading of Ordinance
- June 25, 2019 - Possible second and third reading of Ordinance

**Action/Recommendation:** City staff recommends approval of the First Reading of the ordinance.

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

**Time Sensitivity:** NA

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
AN ORDINANCE AMENDING CHAPTER 18 OF THE MUNICIPAL CODE, HISTORIC PRESERVATION, TO DESIGNATE THE WITWER GROCERY COMPANY BUILDING AT 905 3RD STREET SE AS A LOCAL HISTORIC LANDMARK UNDER SUBSECTION 18.04.B.

WHEREAS, the condominium board who legally acts as the owner of the building has requested this designation to protect and preserve the property for future generations to view and enjoy; and

WHEREAS, on February 14, 2019, the Cedar Rapids Historic Preservation Commission reviewed and recommended approval of the property located at 905 3rd Street SE as a local historic landmark, due to its listing on the National Register of Historic Places and its significance in this community; and

WHEREAS, the State Historic Preservation Office provided comment on the Local Historic Landmark designation for this property in a letter to the City dated April 24, 2019; and

WHEREAS, on May 16, 2019, the City Planning Commission reviewed and recommended approval of this application, in accordance with the requirements of Chapter 18, Section 18.05 of the Municipal Code of Cedar Rapids, Iowa.

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 deleting Subsection 18.04.B and enacting in its place, a new Subsection 18.04.B as follows:

"B. The following properties are designated as local historic landmarks:
   1. 845 1st Avenue SE – The Ausdacie Building (Ord. No. 007-15)
   2. 42 7th Avenue SW – Iowa Wind Mill and Pump Company Office and Warehouse (Ord. No. 062-17)
   3. 525 Valor Way SW – Cedar Rapids Milk Condensing Company (Ord. No. 063-17)
   4. 525 A Avenue NE – Grace Episcopal Church (Ord. No. 006-18)
   5. 1228 3rd Avenue SE – The Perkins House (Ord. No. 001-19)
   6. 905 3rd Street SE – Witwer Grocery Company Building (Ord. No. ___-19)

Section 2. 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 a decision.

Section 3. This Ordinance shall be in full force and effect from and after 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 part of ordinances in conflict herewith are repealed.

Introduced this 11th day of June, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Lauren Freeman

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 the disposition of City-owned property at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW, and inviting competitive redevelopment proposals (Lauren Freeman). CIP/DID #DISP-0027-2019
  a. Resolution authorizing the continuation of the disposition of City-owned properties at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW, and inviting competitive redevelopment proposals. CIP/DID #DISP-0010-2017


Background: The action initiates a request for proposals (RFP) for City-owned properties at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW. The Development Committee reviewed and made a recommendation on May 15, 2019 to proceed with the competitive disposition process and inviting development proposals for this property.

The objectives of the Request for Proposals are as follows:

1. Financially viable redevelopment based on current market conditions
2. Multi-story design of at least 2-stories
3. Urban design that enhances the character of the neighborhood
4. Coordination of parking needs with area property owners

The proposals received will be evaluated based on the following evaluation criteria:

1. Developer Capacity and Project Feasibility
   a. Capacity, experience, and capability of the Proposer with similar projects
   b. Marketing Feasibility
   c. Financial feasibility
   d. Timeline for redevelopment and build-out

2. Community Benefit
   a. Quality or architecture and design
   b. Innovative sustainability features in the site and building design
   c. Inclusion of housing options

3. Economic impact
a. Overall project investment
b. Jobs created or retained
c. Amenities or services provided

The following is the RFP timeline:

May 15, 2019       City Council Development Committee
June 11, 2019       Public Hearing & Resolution to invite competitive proposals
July 12, 2019       11:00 a.m. - Proposal Deadline
July 16, 2019       Stakeholder panel selects proposal
July 23, 2019       City Council consideration of preferred Developer

**Action/Recommendation:** City staff recommends adopting the Resolution.

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

**Time Sensitivity:** NA

**Resolution Date:** June 11, 2019

**Budget Information:** NA

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

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

WHEREAS, the Cedar Rapids City Council has determined it is in the public’s interest to initiate the disposition of the City-owned parcel with local property address at 400 2nd Street SW, 207 4th Avenue SW, and 217 4th Avenue SW, and legally as described as follows:

NW-ly 37 ½ feet of Lot 1, Block 19, Village or Town of Kingston, Linn County, Iowa; and

The East 35 feet of Lot 2, Block 19, West Cedar Rapids, Formerly Village or Town of Kingston, Linn County, Iowa; and

SW-ly 35 feet of Lot 3, Block 19, Village or Town of Kingston, Linn County, Iowa.

(the “Property”)

WHEREAS, the property is located in the Consolidated Central Urban Renewal Area; and

WHEREAS, the City Council has set forth objectives for the Property through a request for proposal (RFP), which will be available at the City’s Community Development Department and on the City’s website; and

WHEREAS, on June 11, 2019 in the City Council Chambers, 3rd Floor City Hall, 101 First Street SE, Cedar Rapids, Iowa, the Cedar Rapids City Council, after notice as required by law, held a public hearing to consider the disposition of the property; and

WHEREAS, the disposition and redevelopment of the Property is in accordance with the Urban Renewal Plan for the Consolidated Central Urban Renewal Area.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council hereby authorizes the continuation of the disposition of excess City-owned property, described herein, and staff is to do all things reasonably necessary to invite competitive development proposals for the Property.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
PUBLIC HEARINGS
A public hearing will be held to consider the establishment of the proposed Iowa Fluid Power Urban Revitalization Area for property at 1610 Blairs Ferry Road NE and adjacent vacant land as requested by Iowa Fluid Power (Caleb Mason). CIP/DID #URTE-0030-2019

a. Resolution approving the Iowa Fluid Power Urban Revitalization Area Plan. CIP/DID #URTE-0030-2019

b. First Reading: Ordinance establishing the Iowa Fluid Power Urban Revitalization Area. CIP/DID #URTE-0030-2019

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

Background: The action establishes an Urban Revitalization Area designation. On March 26, 2019, the City Council authorized incentives for the Iowa Fluid Power expansion project under the City’s Local Match – Economic Development Program. IFP was approved for State funding through the High Quality Jobs Program, which requires local match. The following is a summary of the project:

+ $5.75 million capital investment
  o $1.75 million construction
  o $1.1 million machinery & equipment
  o $2.9 million research & development
+ Construction of a 45,000 sq. ft. building addition and conversion of 10,000 sq. ft. of warehouse space to office space
+ Creation of 12 new jobs (8 qualify under HQJ Wage threshold)

The standard incentive under the Local Match program provides a declining scale exemption of the increase (new) in value resulting from the investment. The average annual exemption is 44% on the increased value.

Action/Recommendation: City staff recommends adopting the Resolution.
Alternative Recommendation: City Council may table and request additional information.
Time Sensitivity: NA
Resolution Date: June 11, 2019
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA
RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION APPROVING THE
IOWA FLUID POWER URBAN REVITALIZATION AREA PLAN

WHEREAS, Chapter 404 of the Code of Iowa allows the Cedar Rapids City Council to designate areas of Cedar Rapids as urban revitalization areas and provide for the exemption from taxation value added by improvements within the revitalization area in accordance with an urban revitalization area plan; and

WHEREAS, it is hereby found and determined that one or more areas, as defined in Chapter 404, Code of Iowa, exist within the City of Cedar Rapids, and rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an urban revitalization area under Chapter 404.1 of the Code of Iowa and has caused there to be a proposed Urban Revitalization Plan (the “Plan”) for the revitalization area described as the Iowa Fluid Power Urban Revitalization Area (the “Urban Revitalization Area”) described therein which proposed Plan is attached hereto as Exhibit 1; and

WHEREAS, the proposed Urban Revitalization Area is described as follows:

Lot 12, excepting therefrom the West 20 feet and the S-ly 10 feet of Lot 12, and all of Lot 13, except the S-ly 10 feet of Lot 13, Cook’s Industrial Addition to Cedar Rapids, Iowa; and

West 20 feet of Lot 12, except the L-ly 10 feet of said Lot, and all of Lots 10 and 11, Cook’s Industrial Addition to Cedar Rapids, Iowa, excepting from Lot 10 and West 98 feet and Parcel A, Plat of Survey No. 743 recorded on February 1, 2000, in Book 4042, Page 420 of the records of the Linn County, Iowa Recorder; and

Parcel B, Plat of Survey No. 742 as recorded in Book 4042, at Page 421 of the records of the Linn County, Iowa Recorder on February 1, 2000 being part of Lot A, Cook’s Industrial Addition to Cedar Rapids, Linn County, Iowa; and

Parcel A, Plat of Survey No. 2139 as recorded in Book 9835 Page 573 of the records of the Linn County, Iowa Recorder on May 19, 2017, being part of Lot A of Cook’s Industrial Addition to Cedar Rapids, Iowa.
WHEREAS, after having published a notice and notifying all owners and occupants living the Revitalization Area in accordance with Chapter 404, on June 11, 2019 the City Council held the required Public Hearing on the establishment of the Urban Revitalization Area in connection with the said proposed Project as required by Chapter 404 of the Code of Iowa; and

WHEREAS, the City Council hereby finds that said proposed Project and Plan satisfy eligibility qualifications in accordance with criteria of Chapter 404.1 of the Code of Iowa; and

WHEREAS, the City Council hereby finds that the revitalization of property in the Plan area is consistent with the conforms to the City’s Comprehensive Plan, EnvisionCR, by encouraging infill redevelopment, and expanding efforts to support businesses; and

WHEREAS, the rehabilitation, conservation, redevelopment, and economic development or combination thereof as contemplated by the Plan and the fulfillment of the Plan generally is necessary in the interest of the public health, safety, or welfare of the residents of the City.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, Iowa, that the City Council follows:

1. That the Plan for the Iowa Fluid Power Revitalization Area, as attached hereto as Exhibit 1 and by reference herewith is made a part of this Resolution, is hereby approved and adopted.

2. The construction of an addition and expansion of an existing commercial/industrial building at 1610 Blairs Ferry Road is hereby given prior approval in all respects in accordance with the Plan.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Iowa Fluid Power
Urban Revitalization Plan

Public Hearing: June 11, 2019
Adopted by Resolution No. __________
Urban Revitalization Plan

1.0 INTRODUCTION

1.1 Background
The Urban Revitalization Act, Chapter 404 of the Code of Iowa (the “Code”), is intended to encourage development, redevelopment, and revitalization within a designated area of a city by authorizing property tax development incentives to the private sector. Qualified real estate within a designated area may be eligible to receive a total or partial exemption from property taxes on improvements for a specified number of years, with the goal of providing communities with a long-term increase or stabilization in the local tax base by encouraging rehabilitation and additions or new construction, which might not otherwise occur.

The Cedar Rapids City Council (“City Council”) has adopted an Economic Development Strategic Plan and corresponding Economic Development Program, which outlines and guides the City of Cedar Rapids’ (“City”) use of financial incentives. The Economic Development Programs promote and incent, among other things, infill redevelopment, urban housing, creation high-quality jobs, expansion of targeted industries, historic preservation, and construction of sustainable buildings, which are LEED certified.

The Act provides that a City Council may designate an area of the City as a revitalization area, if that area meets one of the following definitions:

1. An area in which there is a predominance of buildings or improvements, whether residential or nonresidential, which by reason of dilapidation, deterioration, obsolescence, inadequate provision for ventilation, light, air, sanitation, or open spaces, high density of population and overcrowding, the existence of conditions which endanger life or property by fire and other causes or a combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime, and which is detrimental to the public health, safety, or welfare.

2. An area which by reason of the presence of a substantial number of deteriorated or deteriorating structures, predominance of defective or inadequate street layout, incompatible land use relationships, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the actual value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or a combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, or welfare in its present condition and use.

3. An area in which there is a predominance of buildings or improvements which by reason of age, history, architecture or significance should be preserved or restored to productive use.

4. An area in which is appropriate as an economic development area as defined in section 403.17.

5. An area designated as appropriate for public improvements related to housing and residential development, or construction of housing and residential development, including single or multifamily housing.

With the adoption of this Iowa Fluid Power Revitalization Plan (“Plan”), the City Council is designating the Iowa Fluid Power Urban Revitalization Area (“Area” or “Revitalization Area”) as being a qualified revitalization area under § 404.1(4) of the Code.
The City Council of the City of Cedar Rapids, Iowa (“City”) finds that the rehabilitation, conservation, redevelopment, economic development, or a combination thereof of the Area is necessary in the interest of the public health, safety, and welfare of the residents of the City and that the Area substantially meets the criteria established in Section 404.1 of the Code of Iowa as being a qualified revitalization area.

Section 404.2 of the Code requires that a city prepare a plan to govern activities within the proposed revitalization area. The balance of this document is intended to set out the elements of a plan as mandated by State law.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area is described as:

Lot 12, excepting therefrom the West 20 feet and the S-ly 10 feet of Lot 12, and all of Lot 13, except the S-ly 10 feet of Lot 13, Cook’s Industrial Addition to Cedar Rapids, Iowa; and

West 20 feet of Lot 12, except the L-ly 10 feet of said Lot, and all of Lots 10 and 11, Cook’s Industrial Addition to Cedar Rapids, Iowa, excepting from Lot 10 and West 98 feet and Parcel A, Plat of Survey No. 743 recorded on February 1, 2000, in Book 4042, Page 420 of the records of the Linn County, Iowa Recorder; and

Parcel B, Plat of Survey No. 742 as recorded in Book 4042, at Page 421 of the records of the Linn County, Iowa Recorder on February 1, 2000 being part of Lot A, Cook’s Industrial Addition to Cedar Rapids, Linn County, Iowa; and

Parcel A, Plat of Survey No. 2139 as recorded in Book 9835 Page 573 of the records of the Linn County, Iowa Recorder on May 19, 2017, being part of Lot A of Cook’s Industrial Addition to Cedar Rapids, Iowa.

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 5.04 acres in size. The revitalization, and exemption as contemplated by this Plan, is applicable to all of the property assessed as commercial, multi-residential or residential within the Plan area.

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, consists of the following parcels:

<table>
<thead>
<tr>
<th>GPN/Address</th>
<th>Deed Holder</th>
<th>Land Value*</th>
<th>Improvement Value*</th>
<th>Total Assessed Value*</th>
</tr>
</thead>
<tbody>
<tr>
<td>1610 Blairs Ferry Rd NE</td>
<td>Blairs Buildings LLC</td>
<td>$288,800</td>
<td>$1,756,600</td>
<td>$2045,400</td>
</tr>
<tr>
<td>140410100500000</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>0 Vacant Land NE</td>
<td>Blairs Buildings LLC</td>
<td>$298,800</td>
<td>$0</td>
<td>$298,800</td>
</tr>
<tr>
<td>140410100900000</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Values are 2019 Assessed Values
4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning
The current property is zoned I-LI, Light Industrial District which permits construction of light industrial uses, such as light manufacturing, distribution and warehousing. A map of the zoning designation is attached hereto as Exhibit B.

4.2 City Services
The area is located within the City’s corporate limits and within current service areas for street maintenance, police and fire. The property within the Area is served by private garbage collection services. City infrastructure, including potable water, sanitary sewer, storm sewer, and public street network services the Plan area. Other private infrastructure – gas, electric, and telecommunication – serve the Plan area.

4.3 Applicable Property
This Plan, and the tax exemption allowed herein, is applicable to any rehabilitation, redevelopment or new construction and related site improvements and applies to the following property classifications in the Plan area: commercial, residential, and multi-residential.

Any additional development or expansion within the property described in Section 2.0 of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure consistency with the City Council goals, which include: creating/retaining high quality jobs, significant increase in property valuation, infrastructure connectivity, infill and affordable housing, and expansion of target industries.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN
The Urban Revitalization Project shall remain so designated for a period of no less than one (1) year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN
Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

+ revisions to the Urban Revitalization Area boundary;
+ eligible projects;
+ tax exemption schedules;
+ relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code.

7.0 REVENUE BONDS
The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all, or any part, of any interest in land, buildings, or improvements which are suitable
for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner of may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this Plan. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the “Application”) accompanied by a report of the total must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The application shall contain but not be limited to the following information:

1. The nature of the improvement.
2. The cost of the improvement project.
3. The estimated or actual date of completion.
4. The tenants that occupied the owner’s building on the date the City adopted the Plan.
5. The exemption scheduled outlined in Section 8.2 being elected by the project.

The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

For prior approval and non-prior approval applications, the City Council shall approve an application submitted for exemption if:

1. The project, as determined by the City Council, is in conformance with this Plan;
2. The project is located with the Plan Area;
3. The improvements were made during the time the Area was so designated;
4. The project has been issued a building permit (if required) from the City; and
5. The project is in compliance with all City
6. Any other legal requirement(s).

All approved applications shall be forwarded by the City to the City Assessor’s Office (“Assessor”) by March 1 for review and final determination of eligibility by the Assessor, pursuant to § 404.5 of the Code. The Assessor shall make a physical review of all properties with approved applications. The Assessor shall determine the increase in actual value for tax purposes due to the improvements and notify the application of the determination, which may be appealed to the local board of review pursuant to § 441.37 of the Code.

After the initial tax exemption is granted, the Assessor shall continue to grant the tax exemption for the time period specified on the approved application. The tax exemptions for
the succeeding years shall be granted without the owner(s) having to file an application for ensuing years.

8.2 Tax Exemption Schedules

8.2.1 Schedule 1 - Residential Exemption:

All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent (115%) of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars ($20,000) and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1 of the Code.

8.2.2 Schedule 2 - Ten Year Declining Exemption:

All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Percentage of Exemption</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>80%</td>
</tr>
<tr>
<td>2</td>
<td>70%</td>
</tr>
<tr>
<td>3</td>
<td>60%</td>
</tr>
<tr>
<td>4</td>
<td>50%</td>
</tr>
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<td>5</td>
<td>40%</td>
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<td>6</td>
<td>40%</td>
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<td>7</td>
<td>30%</td>
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<tr>
<td>8</td>
<td>30%</td>
</tr>
<tr>
<td>9</td>
<td>20%</td>
</tr>
<tr>
<td>10</td>
<td>20%</td>
</tr>
</tbody>
</table>

8.2.3 Schedule 3 - Three-Year Exemptions:

All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 Schedule 4 - 10-Year Qualified Residential Exemption:

All qualified real estate assessed as any of the following is eligible to receive one hundred percent (100%) exemption from taxation on the actual value added by the improvements for a period of ten (10) years:

(a) Residential property;

(b) Commercial Property if the commercial property consists of three or more separate living quarters with at least seventy-five percent (75%) of the space used for residential purposes;

(c) Multi-residential property if the multi-residential property consists of three or more separate living quarters with at least seventy-five (75%) of the space used for residential purposes.
8.2.5 Election of Schedule:

The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions

(a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.

(b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%), or at least ten percent (10%) in the case of real property assessed as residential property or which have, in the case of land upon which is located more than one building and not assessed as residential property, increased the actual value of the buildings to which the improvements have been made by at least fifteen percent.

(c) “Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.

(d) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION

The property within the revitalization area consists of only vacant land, no relocation is required.

10.0 PRIOR APPROVAL

The following are project(s) which given prior approval, which are located within the revitalization area:

1. Iowa Fluid Power – expansion of an existing commercial building at 1610 Blairs Ferry Rd NE including related site improvements.
EXHIBIT A:
MAP OF URBAN REVITALIZATION AREA
EXHIBIT B: ZONING

Revitalization Area
ORDINANCE NO. LEG_NUM_TAG

ORDINANCE ESTABLISHING THE
IOWA FLUID POWER URBAN REVITALIZATION AREA

WHEREAS, Chapter 404 of the Code of Iowa allows the Cedar Rapids City Council to enact ordinances designating areas of Cedar Rapids as urban revitalization areas; and

WHEREAS, such urban revitalization areas, once designated, allow for qualified real estate located within such areas to be eligible for exemption from taxation based on the actual value added by improvements thereto; and

WHEREAS, Chapter 17A of the Cedar Rapids Municipal Code establishes the procedures to be followed in the designation of urban revitalization areas in Cedar Rapids in accordance with Chapter 404 of the Code of Iowa; and

WHEREAS, in accordance with both Chapter 404 of the Code of Iowa and Chapter 17A of the Cedar Rapids Municipal Code, and following public hearing and notice as required by applicable law, the Cedar Rapids City Council has adopted a Resolution No. _____-06-19 establishing the Iowa Fluid Power Urban Revitalization Area ("Iowa Fluid Power Revitalization Area") for the property legally described herein below; and

WHEREAS, the terms and conditions of Resolution No. _____-06-19 are by this reference incorporated herein as if set out in full.

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

Section 1. The Recitals contained herein above are hereby adopted by this reference and incorporated herein.

Section 2. The Iowa Fluid Power Revitalization Area for the property with local property address of Iowa Fluid Power and legally described as:

Lot 12, excepting therefrom the West 20 feet and the S-ly 10 feet of Lot 12, and all of Lot 13, except the S-ly 10 feet of Lot 13, Cook’s Industrial Addition to Cedar Rapids, Iowa; and

West 20 feet of Lot 12, except the L-ly 10 feet of said Lot, and all of Lots 10 and 11, Cook’s Industrial Addition to Cedar Rapids, Iowa, excepting from Lot 10 and West 98 feet and
Parcel A, Plat of Survey No. 743 recorded on February 1, 2000, in Book 4042, Page 420 of the records of the Linn County, Iowa Recorder; and

Parcel B, Plat of Survey No. 742 as recorded in Book 4042, at Page 421 of the records of the Linn County, Iowa Recorder on February 1, 2000 being part of Lot A, Cook’s Industrial Addition to Cedar Rapids, Linn County, Iowa; and

Parcel A, Plat of Survey No. 2139 as recorded in Book 9835 Page 573 of the records of the Linn County, Iowa Recorder on May 19, 2017, being part of Lot A of Cook’s Industrial Addition to Cedar Rapids, Iowa.

(“Revitalization Area”) is established as a revitalization area pursuant to Iowa Code § 404.1(4) and § 404.1(5) (2019), as well as a new revitalization area as contemplated by Cedar Rapids Municipal Code Section 17A.06, though it will not be added as a new division to the existing listing of previously established areas contained within said section.

Section 3. All qualified real estate within the Iowa Fluid Power Revitalization Area shall be eligible to receive an exemption from taxation as provided for in Iowa Code Section 404.3 (2019).

Section 4. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof than that affected by such decision.

Section 5. All ordinances or parts of ordinances in conflict herewith are repealed.

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

Introduced this 11th day of June, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nathan Kampman, 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

Public Hearing to consider amending Chapter 31 of the Municipal Code (Subdivisions) to clarify and update requirements relating to costs for the observation of construction, costs for materials testing, maintenance surety requirements, and procedural items related to the Development Services Division.

CIP/DID #49-19-010

First Reading: Ordinance amending Chapter 31 of the Municipal Code (Subdivisions) to clarify and update requirements relating to costs for the observation of construction, costs for materials testing, maintenance surety requirements, and procedural items related to the Development Services Division.

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

Background: Public Works staff has recently researched the performance of public infrastructure constructed as part of private development projects. The research has shown a high rate of premature pavement failures within the first few years on development-related public improvements.

City staff is recommending updates to the Subdivision Ordinance to help provide consistent construction observation, documentation and materials testing for development related public improvements. The proposed ordinance changes would help to fund dedicated staff members responsible for quality control testing and onsite construction observation. The changes are summarized as follows:

- The developer will be required to pay for the cost of construction observation and material testing associated with the public infrastructure being built with a project. This cost will be invoiced to the developer monthly on a time and material basis. The cost will be capped at a maximum of 5% of the total construction cost of the project. All invoiced inspection and testing costs must be paid prior to City Council acceptance of the project.
- The maintenance bond period for utilities (storm sewer, sanitary sewer, water distribution) will be changed from two (2) years to four (4) years to match the maintenance bond period for the street surface improvements.
- Enforcement of the above updates to the Subdivision Ordinance would begin on January 1, 2020
The Development Services Department is also recommending changes to the Subdivision Ordinance to reflect how subdivision plat and plan review responsibilities have moved from other departments to Development Services since its inception in 2012. Several ordinance enforcement provisions are also being recommended to more closely align with the City’s Zoning Ordinance. The changes in this paragraph would begin to be enforced immediately after City Council approval.

**Action/Recommendation:** The Public Works Department recommends adopting the Ordinance.

**Alternative Recommendation:** If the Ordinance is not adopted, Chapter 31 of the Municipal Code (Subdivisions) would remain outdated and dedicated staff for construction observation of public infrastructure constructed in conjunction with private development projects would not be added. In addition, the maintenance surety period would not be updated to 4-years for storm sewer, sanitary sewer, and water main.

**Time Sensitivity:** Minimal

**Resolution Date:** n/a

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** The City Council Infrastructure Committee heard a presentation on the proposed updates to Chapter 31 of the Municipal Code (Subdivisions) on April 16, 2019 and recommended the proposals move forward to City Council.
ORDINANCE NO. 49-19-010

AN ORDINANCE AMENDING CHAPTER 31 (SUBDIVISIONS) OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CERTAIN LANGUAGE THEREFROM AND ENACTING NEW LANGUAGE IN LIEU THEREOF.

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

Section 1. That Chapter 31 of the Cedar Rapids Municipal Code, be and the same is hereby repealed, and the following new chapter enacted as a substitute.

CHAPTER 31 - SUBDIVISIONS

31.01 - GENERAL PROVISIONS.

(a) Short Title. This Ordinance shall be known as the "Subdivision Ordinance" of the City of Cedar Rapids, Iowa.

(b) Purpose. The purpose of this Ordinance is to provide minimum standards for the design, development, and improvement of all Subdivisions so existing land uses will be considered, so adequate provisions are made for public facilities and services, and so growth occurs in an orderly manner consistent with the Comprehensive Plan and City Design Standards; and to promote the public health, safety and general welfare of the citizens of the City.

Pursuant to the authority of Chapter 354 of the State Code (current edition) and applicable 28E Agreements with other jurisdictions, the City shall review Subdivisions outside its corporate limits.

(c) Application.

1. The owner of land desiring to subdivide into two (2) or more parts for the purpose of conveying property within the area the City has review authority, shall cause plats of such area to be made in the form and containing the information as set forth herein before placing the plat on record or conveying any Lots.

2. Plats shall be prepared according to Iowa Code Chapter 355, Standards for Land Surveying.

3. The creation of Parcels of land for the purpose of conveying to owners of adjoining land(s) shall not be subject to the requirements of this Ordinance provided the following requirements are met:

   A. The Parcel remaining that is not being conveyed to the adjoining land owner(s) still meets the requirements of the Zoning Ordinance or any other applicable code or regulation.

   B. The Parcel being conveyed shall be combined with the existing adjoining Parcel onto one deed.
(d) **Classification of Subdivision.** Before any land is subdivided, the Applicant shall apply for, and secure approval of, the proposed action in accordance with the State Code and the following:

1. **Minor Subdivision —** A Minor Subdivision is applicable in the case of the subdivision of land into four or fewer Lot(s) designated by number and any number of Lot(s) designated by letter.
   
   A. Preliminary Plat – A preliminary plat is not required for a Minor Subdivision
   
   B. Final Plat - The Final Plat shall be submitted to the Development Services Division and processed as provided for in Section 31.05 of this Ordinance.

2. **Major Subdivision —** A Major Subdivision is applicable when more than four Lots designated by number are created.
   
   A. Application and Preliminary Plat - The Preliminary Plat and application form shall be submitted to the Development Services Division for review by City staff and the City Planning Commission. The Development Services Division will forward a report with recommendations, comments and revisions identified by City Staff to the Applicant. Upon submittal of an Acceptance of Conditions Form and all other required documents the Preliminary Plat is then officially approved, conditionally approved, or disapproved by City Planning Commission resolution as provided for in Section 31.04 of this Ordinance.
   
   B. Final Plat - The Final Plat shall be submitted to the Development Services Division as provided for in Section 31.05 of this Ordinance.

3. **Plat of Survey —** A Plat of Survey may be used for the subdivision of land for one of the following purposes:
   
   A. Convey property ownership prior to future Development.
   
   B. Vacate public right-of-way.
   
   C. Allow for property line adjustments.
   
   D. For a single division of land where no public improvements or dedication of right-of-way is required. If right-of-way dedication is required the dedication shall be completed by acquisition plat prior to City approval of the Plat of Survey.
   
   E. If a Final Plat is required by Linn County then a Final Plat will be required without approval of a Preliminary Plat.
   
   F. As required by the Linn County Auditor to address the ownership of land. In this case, the Linn County Auditor shall provide written notice of the requirement for a Plat of Survey to the City Clerk.
   
   G. Other situations as determined appropriate by the Development Services Division.

Except as provided for in 31.01(e) and 31.06(g) development or division of lots created by using a Plat of Survey shall not be allowed until a Final Plat for the property has been recorded in the Office of the Linn County Recorder.

(e) **Exemptions.** The City shall be exempt from the procedural requirements of this Ordinance.

(f) **Fees Established.** The City Council may establish fees by resolution for the review and processing of documents necessitated by this Ordinance. If and when such fees are
established a submittal shall not be considered unless the appropriate fee has been submitted to the City.

(g) **Building Permits.** At the recommendation of the Development Services Division, a Building Permit(s) may be issued for a tract or parcel of land after approval of a Preliminary Plat. The proposed Lot(s) for which a Building Permit(s) has(have) been issued shall be included in the first Final Plat recorded subsequent to the issuance of the Building Permit(s). The ownership of the proposed Lot(s) shall not be transferred prior to recording a Final Plat including the proposed Lot(s).

The Applicant may be required to provide additional information regarding the proposed building(s) and Improvements; and construction staking may be required to locate the proposed building(s).

(h) **Variances.** Where, in the case of a proposed Subdivision, it can be shown strict compliance with the requirements of this Ordinance will result in hardship to the Applicant, the City Council may vary, modify, or waive the requirements so substantial justice may be done and the public interest secured. Provided, however, such variance, modification or waiver will not have the effect of nullifying the intent and purpose of this Ordinance. In no case shall any variance or modification be more than minimum easing of the requirements as necessary to eliminate the hardship. In so granting a variance, the City Council may impose such additional conditions as are necessary to substantially secure the objectives of the requirements so varied, modified, or waived. The Applicant shall provide adequate written justification for a variance. Variances shall not adversely affect public health, safety or welfare, or City operations and maintenance of public infrastructure.

(i) **Progress.** Missing or incomplete submittal materials at any point in the subdivision processes may, at the discretion of City Staff, halt progress toward completion of the process.

(j) **Enforcement, violations and penalties.**

1. It shall be the duty of the Development Services Division to enforce this chapter and to bring to the attention of the City Attorney any violations or lack of compliance herewith.

2. Appropriate actions and proceedings may be taken by law or in equity to prevent any violation of this chapter; to prevent unlawful construction; to recover damages; to restrain, correct, or abate a violation; and to prevent illegal occupancy of a building, structure or premises, and these remedies shall be in addition to the penalties described in Chapter 1 of this Code.

3. Any person who fails to perform an act required by this chapter or who commits an act prohibited by this chapter shall be guilty of a municipal infraction punishable by a civil penalty as provided by Chapter 1 of this Code.

4. No building permits or certificates of occupancy shall be issued for any plat prepared, parcel or plat of land divided, or improvements constructed contrary to the provisions of this chapter.

5. No owner or agent of an owner of land shall transfer or sell any lot or parcel divided from a larger parcel except where in compliance with this chapter.

6. Nothing contained herein shall in any way limit the City’s right to any other remedies available to the City for the enforcement of this chapter.

7. Subdivision plats and plans of improvements may be rejected for processing under this chapter when the applicant has another subdivision in process and with respect thereto is failing or refusing to meet the requirements of this chapter.

8. Approval of a subdivision plan or plat may be revoked if following approval, is found to not comply with this chapter.
31.02 - SUBDIVISION ORDINANCE DEFINITIONS.

(a) Wherever used in this Ordinance and printed with an initial capital letter, the terms listed below will have the meanings indicated. Words using the present tense shall include the future; the singular shall include the plural; the plural shall include the singular; the masculine gender shall include the feminine; the term "shall" is always mandatory, and the term "may" is permissive.

1. **Acceptance of Conditions Form**: A submittal by the deed holder of the property of a standard City form that states that the deed holder agrees to the City's recommended conditions of approval.

2. **Applicant**: A proprietor or subdivider of land proposed to be subdivided, or their authorized representative.

3. **Approval Submittal**: A submittal, made as set forth in this Ordinance and the Design Standards Manual, of documents to be reviewed and approved by the City.

4. **Building Official**: That position as established by Section 33.04 of the Cedar Rapids Municipal Code.

5. **Check Submittal**: A submittal, made as set forth in this Ordinance and the Design Standards Manual, of documents to be reviewed by City Staff.

6. **City**: The City of Cedar Rapids, Iowa.

7. **City Council**: The City Council of the City of Cedar Rapids, Iowa.

8. **City Engineer**: That position as established by Section 5.09 of the Cedar Rapids Municipal Code.

9. **City Planning Commission**: That body as established by Section 6.03 of the Cedar Rapids Municipal Code and the State Code.

10. **City Staff**: An employee or a group of employees of the City of Cedar Rapids, Iowa.

11. **City Traffic Engineering Manager**: That position, as established by Section 5.14 of the Cedar Rapids Municipal Code.

12. **City Zoning Ordinance**: Chapter 32 of the Cedar Rapids Municipal Code.

13. **Civil Engineer**: A professional engineer licensed in the State of Iowa to practice civil engineering.

14. **Comprehensive Plan**: The plan or series of plans prepared by the City or by the Corridor Metropolitan Planning Organization to guide the Development and redevelopment of the City and the surrounding area. It may include a Major Street Plan, Land Use Policy Plan, Open Space Plan, and other applicable plans available through the Department of Community Development.

15. **Corridor Metropolitan Planning Organization**: The organization formerly known as the Linn County Regional Planning Commission.

16. **Design Standards**: The current engineering design standards and sidewalk policy as approved by the City Council.

17. **Development**: The improvement of land from its existing state.
18. Development Review Schedule: The schedule of submittal deadlines and meeting dates for review of proposed subdivisions and other development proposals.

19. Development Services Division: The City of Cedar Rapids division designated to enforce the Subdivision Ordinance.

20. Easement: The right to use land for a specific purpose granted by the owner to another party.

21. Final Plat: The graphical representation of the subdivision of land, prepared by a Land Surveyor, having a number or letter designation for each lot within the plat and a succinct name or title that is unique for Linn County.

22. Improvements: Changes to land, including public and private facilities and infrastructure, necessary to comply with the requirements of this Ordinance.

23. Land Surveyor: A professional land surveyor licensed in the State of Iowa to practice land surveying.


25. Lot: A tract or parcel of land represented and identified by number or letter designation on an official plat.

26. Major Street Plan: The Corridor Metropolitan Planning Organization Major Street Plan and Cedar Rapids Major Street Rights-of-Way Resolution, which establishes locations and widths of major streets within the boundaries of the Cedar Rapids and the Metropolitan Area.

27. Major Subdivision: A Subdivision creating more than four (4) lots designated by number.

28. Minor Subdivision: A Subdivision creating four (4) or fewer lots designated by number and any number of lots designated by letter.

29. Official Copy: A copy of a document certified by a Land Surveyor and/or Civil Engineer submitted as part of Check Submittal or Approved Submittal for a Final Plat or Improvement plans.


32. Plat of Survey: The graphical representation of a survey of one or more Parcels of land required as a result of the division of land, including a complete and accurate description of each Parcel within the plat, prepared by a Land Surveyor.

33. Preliminary Plat: A schematic plan for the Subdivision of land, prepared by a Civil Engineer, Land Surveyor, or Landscape Architect, representing a proposed Minor Subdivision or Major Subdivision.

34. Right-of-Way: A tract or parcel of land within which streets, sidewalks, utilities, drainageways, or other special uses are located or intended to be located.

35. Special Flood Hazard Area: Land identified by the United States Federal Emergency Management Agency as having a special flood or mudflow, and/or flood related erosion hazard, as shown on a flood hazard boundary map or flood insurance rate map.

37. **Subdivision**: Land divided into two or more parcels or lots.

38. **Tract**: An aliquot part of a section, a lot within an official plat, or a government lot.

39. **Unimproved Street**: A street which does not meet current Design Standards for the roadway classification.

(025-10)

### 31.03 - MINIMUM STANDARDS FOR THE DESIGN OF SUBDIVISIONS.

(a) **Standards Prescribed.** The standards set forth in this Ordinance shall be considered the minimum standards necessary to protect the public health, safety, and general welfare and provide for orderly Development.

(b) **Plat to Conform to Comprehensive Plan.** The arrangement, character, extent, width, and location of all streets and the general nature and extent of the lots proposed shall conform to, and not interfere with, carrying out all elements of the Comprehensive Plan.

(c) **Improvements to Meet City Standards.** Public Improvements designed and constructed in, association with a Final Plat shall meet the requirements set forth in this Ordinance, the Design Standards, and the construction documents approved by the Development Services Division.

(d) **Street Standards.** Streets shall be established in conformance with the requirements of the Design Standards and shall provide for orderly development and appropriate traffic conditions for all users.

1. **Major Streets** - Where a Final Plat encompasses or adjoins the location of a major street, the plat shall provide for such major street. Major streets right-of-way widths shall not be less than as specified in the Major Street Plan and under current City major street rights-of-way resolution.

2. **Private Streets** - Some streets may be owned and maintained privately if approved by the City Council. The private street Improvements shall be designed in accordance with the requirements set forth in the Design Standards.

3. The Final Plat shall include provisions setting forth requirements, in a form acceptable to the Development Services Division, for the responsibilities for ownership and maintenance of the private street Improvements.

(e) **Lot Standards.** Lots in Subdivisions shall be designed in accordance with the requirements of City Zoning Ordinance for the zoning district in which the lot is located and the Design Standards.

(025-10)

### 31.04 - PROCEDURES AND SUBMITTAL REQUIREMENTS FOR PRELIMINARY PLATS.

(a) **Discussion of Requirements.** Before preparing a Preliminary Plat, the Applicant may schedule an appointment and meet with Development Services Division to discuss the review and approval of a Preliminary Plat and any applicable site specific issues or concerns.

(b) **Requirements of the Preliminary Plat.** Prior to subdividing land, the Applicant shall submit to Development Services Division, the required materials as specified in the Preliminary Plat Submittal Checklist for a Major Subdivision. A preliminary plat is not required for a Minor Subdivision.
(c) **Review and Approval Procedure.**

1. Upon receipt of a complete application for a Preliminary Plat, the Development Services Division shall review the proposal in accordance with the Development Review Schedule. The scope of the review will include compliance with applicable City codes, and the Comprehensive Plan.

2. In the case of a Major Subdivision, a signed Acceptance of Conditions Form, Preliminary Plat and staff report with recommended conditions shall be forwarded to the City Planning Commission. The City Planning Commission shall consider the Preliminary Plat, staff reports, and public input and shall approve, conditionally approve, or disapprove the Preliminary Plat. In case of disapproval, the City Planning Commission shall give the justification for their decision. The Acceptance of Conditions may be revised with additional conditions by the City Planning Commission.

3. Prior to consideration of a Preliminary Plat, the following items shall be submitted to the Development Services Division:
   
   A. A signed Acceptance of Conditions Form.
   
   B. If the Preliminary Plat is modified by the City Planning Commission, the modification(s) shall be made to the Preliminary Plat prior to approval.

4. The Development Services Division shall affix an electronic stamp and signature to the approved Preliminary Plat and furnish copies to the Applicant and applicable City Departments.

(d) **Appeal to City Council.** The applicant or any interested person may appeal, in writing, setting forth the reasons for such appeal to the City Council. Such appeal shall be filed with the City Clerk within ten (10) days after action by the City Planning Commission or the Development Services Division as provided under Subsection (c), above. The appeal shall be placed on the next available regular City Council meeting after the appeal is filed. The City Council shall review the Preliminary Plat, the City Planning Commission or the Development Services Division action(s), and the basis of appeal. After consideration, the City Council may, by Resolution, approve, approve with revisions, or disapprove said appeal.

For Preliminary Plats where the City Planning Commission recommends conditions of approval or revisions to the preliminary plat contrary to recommended conditions, City policy or City Standards, the Preliminary Plat shall automatically be placed on the next available City Council agenda for consideration. After consideration, the City Council may, by Resolution, approve, approve with revisions, or disapprove said appeal.

(e) **Dedication of Temporary Easements Prior to Final Platting.** After approval of a Preliminary Plat by City Council, the Applicant may be required to dedicate temporary easements over portions of the Preliminary Platted area. When public improvements are or will be constructed within 300 feet of the boundary of an approved Preliminary Plat, (when measured perpendicular to the boundary line of the Preliminary Plat), the Development Services Division will determine the need for temporary easements, for the purpose of extending public improvements to adjacent lands. The easements will be temporary and shall be vacated upon completion of the improvements for the area affected.

Preparation of the temporary easement agreement, construction documents, and the construction costs shall be the responsibility of the adjacent landowner requesting City improvements. The design of the proposed facilities shall provide for the proposed development of the approved Preliminary Plat for the area through which the facilities are being constructed. The Applicant shall be responsible for an appropriate connection fees in effect at the time of connections to the public facilities.
(f) **Duration of Approved Preliminary Plat.** An approved Preliminary Plat shall be valid for two years after the date of City Council, City Planning Commission, or Development Services Division approval. If no final plats have been recorded at the Linn County Recorder's Office prior to expiration of the two-year approval period, the Applicant may request a one year extension of the approval period, unless otherwise approved by the City.

The approval of the Preliminary Plat shall be extended for a period of five years from the recordation date of the most recent consecutive Final Plat from within the approved Preliminary Plat.

Prior to the expiration of an approved Preliminary Plat, the Applicant may make application to the City Planning Commission for additional extensions. The number of extensions requested is not limited by the Ordinance. The application shall be reviewed by the Development Services Division. A recommendation shall be made to City Planning Commission recommending approval, conditional approval or, disapproval of the requested extension.

If the Preliminary Plat expires prior to City Planning Commission action on the requested extension the following shall apply:

1. No Final Plat shall be considered until City Planning Commission acts on the requested extension, and
2. The Applicant shall be required to submit a new Preliminary Plat for review and approval, subject to the requirements in effect at the time of submittal.

(025-10)

**31.05 - PROCEDURES AND SUBMITTAL REQUIREMENTS FOR FINAL PLATS.**

(a) **Requirements of the Final Plat.** If the Applicant desires to proceed with the division of land, for a Minor or Major Subdivision, the Applicant shall submit a Final Plat to the Development Services Division as follows:

1. The Final Plat shall be in substantial conformance with the Preliminary Plat as approved by the City Council, City Planning Commission, or Development Services Division.
2. The Final Plat shall be in conformance with the requirements as set forth in the State Code, the Zoning Ordinance, and the Design Standards.
3. The Final Plat shall be submitted in accordance with the requirements of the Development Review Schedule.

(b) **Review and Approval Procedure.**

1. The Applicant shall submit a Check Submittal to the Development Services Division.
2. The Development Services Division shall review the submittal for compliance with the requirements of a Final Plat. Following the review, comments shall be returned to the Applicant's representative.
3. Following comments from the Development Services Division, the Applicant shall make revisions and submit an Approval Submittal.
4. Following receipt of an Approval Submittal, Development Services Division shall place the Final Plat on the City Council agenda for consideration.
(c) **Procedures for Recordation of Final Plats.** The following procedure shall be followed in order to record a Final Plat:

1. Following notification of City Council approval, the Applicant shall complete the steps necessary for submittal of the Final Plat documents to the Office of the Linn County Recorder for recordation purposes within one year of the City Council approval or the Final Plat approval shall be considered revoked. Prior to expiration of the one-year limit, the Applicant may make application to the City Council for a one-year extension. The number of extensions requested is not limited by this Ordinance. The application shall be reviewed by Development Services Division. A recommendation shall be made to City Council to approve, conditionally approve, or disapprove the request. If the Final Plat expires prior to recordation, the Final Plat shall not be recorded until City Council acts on an extension requested in accordance with this Ordinance.

2. Following recordation of the Final Plat documents, the Applicant shall transmit copies of the recorded Final Plat drawing to the City Assessor, City Building Official, City Clerk, City Engineer, and Development Services Division. If copies of the recorded Final Plat drawing are not received by the City departments as noted, within 14 days of recordation, the Building Official may withhold building permits or certificates of occupancy until receipt of copies of the documents as required.

(d) **General Requirements of the Land to be Final Platted.** All land platted as part of a Final Plat considered by the City Council shall conform to the following:

1. If the land being platted is not within or contiguous to the City, the property owner shall submit an application for voluntary annexation and an agreement to annex to the City.

2. If the land being platted is within 300 feet of, or within a distance which is halfway to the next City street from, an Unimproved Street or a street currently identified for Improvements in the City Capital Improvements Program, the property owner shall submit a petition and assessment agreement for street paving Improvements.

3. The property owner shall construct sanitary sewer and provide a connection for each lot in accordance with City standard specifications. The sanitary sewer lines shall be extended through the development where necessary so as to provide for continuous future development. If existing and adequate sanitary sewer are not reasonably accessible as determined by the Development Services Division, the following shall apply, unless otherwise provided for in the approved Preliminary Plat:

   A. The property owner shall receive written approval for private waste disposal systems for the Lot(s) of the Subdivision from the Linn County Health Department and the Building Official, prior to City Council approval of a Final Plat.

   If the approvals, as noted, cannot be obtained, those portions of an approved Preliminary Plat which cannot be served by City sanitary sewer collection facilities shall not be Final Platted.

   B. Prior to approval of a Final Plat by City Council, the property owner shall submit an agreement requiring the property owners of the Lot(s) of the Subdivision to connect to City sanitary sewer facilities within three years after it is made available to the Lot(s).
C. Prior to approval of a Final Plat by City Council, the owner shall submit a petition and assessment agreement for sanitary sewer collection facilities.

4. If required and prior to final plat approval by City Council, the property owner shall submit a petition and assessment agreement for traffic signals set forth by the City Traffic Engineering Manager and in accordance with the City's assessment policy in effect at the time of final platting.

5. The property owner shall be responsible to construct and maintain a temporary turnaround at the end of public streets constructed as part of a final plat. The facility shall be designed in accordance with the Design Standards and constructed per the approved drawings and specifications. If permanent paving is not extended through the temporary turnaround within one year, the property owner will be responsible for the construction of a dust free surface on the turnaround. A temporary turnaround easement will be provided by the property owner.

All agreements as required in items 1-4 above shall be included in the Final Plat bound documents prior to City Council consideration and shall be recorded with any approved Final Plat.

(025-10)

Editor's note— For purposes of classification, the provisions within subsections 31.05(b) and (c) have been renumbered. As per ordinance, the content within these subsections remains unchanged. 31.06 - IMPROVEMENTS.

(a) Improvements Required.

1. The Applicant shall, at their expense, construct the improvements required by this Ordinance. The required Improvements shall be designed in accordance with the requirements set forth in the Design Standards. Plans and specifications shall be approved by the Development Services Division prior to commencing construction of the proposed Improvements. The proposed Improvements shall be constructed in accordance with the approved plans and specifications.

2. Easements shall be provided for public utilities and overland drainage.

(b) Review and Approval Procedure.

1. The Applicant shall submit improvement plans to the Development Services Division in accordance with the requirements set forth in the Design Standards.

2. The Development Services Division shall review the submittal for compliance with the Design Standards. Following the review, comments shall be returned to the Applicant's representative.

3. Following notification from the Development Services Division, the Applicant shall provide an Approval Submittal.

4. Following receipt of an Approval Submittal, the Development Services Division shall approve the documents.

(c) Mandatory Pre-Construction Meeting.

1. Prior to starting any construction activities on projects which contain public improvements that require acceptance by the City Council, the Applicant shall
attend a Pre-Construction meeting scheduled through the Public Works Department. The agenda for the Pre-Construction meeting shall at a minimum cover the following topics:

A. Identify the General Contractor and any Sub-contractors working on public improvements associated with the Development;

B. Verify that the Applicant has provided the Contractor with City approved construction documents for the Development;

C. Verify which improvements are to be accepted as Public Improvements and what inspections will be needed and provide copies of pertinent inspection checklists; and

D. Verify all necessary permits have been issued for the Development.

(d) **Observation of Construction.** The construction of improvements may be observed by City Staff to verify compliance with the approved plans, technical specifications and details. In addition, materials testing may be performed by the City. The cost of such observation and testing shall be the responsibility of the Applicant. The cost shall be the actual cost of the observation and testing to the City up to a maximum of 5% of the construction costs of the improvements. The Applicant shall be invoiced for these costs monthly on a time and materials basis. All invoiced observation and material testing costs shall be due to the City prior to approval of the improvements by the City Council.

If construction occurs prior to the Development Services Division approval of the construction documents, the Applicant shall be responsible for those costs to review the construction which has occurred, and correct any items which do not comply with the approved construction documents.

(e) **Completion of Improvements.** Prior to City Council consideration of the Final Plat, all improvements shall be constructed by the Applicant and approved by the Public Works Department, or a suitable surety shall be provided by the Applicant in accordance with Section 31.06(f).

(f) **Performance Surety Permitted.** In lieu of the requirement the improvements be completed prior to the approval of the Final Plat, the Applicant may enter into an agreement to complete the Improvements intended to be publically owned and maintained. The elements of the agreement shall include the following:

1. The Improvements shall be constructed in accordance with the approved construction documents.

2. The improvements shall be completed within two (2) years of the date of City Council approval of the agreement.

3. The number of building permits and certificates of occupancy to be issued prior to the completion of the improvements shall be specified in the agreement.

4. One or more of the following financial instruments shall be provide in a form acceptable to the City Council. The amount of the Surety shall be one-hundred and twenty percent (120%) of the opinion of probable construction cost as approved by the Development Services Division in the form of:

   A. Irrevocable letter of credit.

   B. Surety bond.

   C. Escrow account.

   D. Assessment agreement. The assessment agreement shall be applicable to provide for the construction of Improvements that lie within or provide service to the area included in the Final Plat, or Improvements that would
normally be assessed to the property included in the Final Plat pursuant to the assessment policies of the City.

(g) **Maintenance Surety Required.** Prior to receiving Final Plat approval, the contractor responsible for installing the publicly owned and maintained improvements shall provide a maintenance bond to the City in the amount of one-hundred percent (100%) of the contract for the publicly owned and maintained improvements. A bond for street surface improvements shall be for a period of four (4) years. Bonds for improvements related to sanitary sewer, storm sewer, or water distribution facilities shall be for a period of four (4) years. City Council approval of maintenance bonds shall occur concurrently when all publicly owned and maintained improvements are constructed and approved by the Public Works Department.

(h) **Sidewalks Associated with the Final Platted Area.** Sidewalks shall be constructed along the public street frontage of a Lot prior to final certificate of occupancy issuance for a structure on the lot. The sidewalks shall be designed in accordance with the Design Standards and constructed in accordance with the construction documents approved by the Development Services Division. The cost of the construction shall be the responsibility of the property owner(s). Sidewalk construction may be deferred per the current Sidewalk Installation Policy. In the case of a deferral, the Applicant shall include a completed Assessment Agreement, in a form acceptable to the City Engineer, in the Final Plat bound documents.

If the sidewalks within the area final platted are not constructed within five years of the Final Plat recordation, the City Engineer may include the construction of the remaining sidewalks in a public contract, prior to construction of a structure(s) on the platted lot(s). The cost of the construction shall be assessed to the adjoining property owner(s). The Applicant may request a deferral of the construction of the sidewalks per the current Sidewalk Installation Policy.

(i) **Street Signage Associated with the Final Platted Area.** The Applicant shall be responsible for the preparation of a street signage plan. The street signage plan shall be reviewed and approved by the City Traffic Engineering Division as a part of the final plat review process. The costs associated with the preparation of the plan and the design, fabrication and installation of the signage shall be the responsibility of the Applicant. All street signage shall be designed per current Design Standards and the Manual on Uniform Traffic Control Devices. For signs to be installed on public property, full payment shall be provided to the City by the Applicant prior to Final Plat approval, or an appropriate Performance Surety as set forth in Section 31.06(e) shall be provided. For signs to be installed on private property, verification by the City of acceptable sign installation shall occur prior to issuance of any Final Certificate of Occupancy for the site.

(j) **Street Lighting Associated with the Final Platted Area.** The Applicant shall be responsible for the preparation of a street lighting plan. The costs associated with the preparation of the plan and the design, fabrication and installation of the street lights shall be the responsibility of the Applicant. All street lights shall be designed per current Design Standards. The street lighting plan shall be reviewed and approved by the utility company servicing the facilities and the City Traffic Engineering Division. Proof of payment of the costs associated with the construction of the street lighting facilities and appurtenances shall be provided prior to Final Plat approval, or an appropriate Performance Surety, as set forth in Section 31.06(e), shall be provided.

(k) **Storm Water Management Fee.** A Storm Water Management Fee shall be paid to the City by the Applicant. The area for the basis of payment shall be the area included within the Final Plat, to the nearest hundredth of an acre. The fee shall be established by City Council and shall be due prior to Final Plat approval. The fee may be waived for the area(s) within a Final Plat meeting at least one of the following criteria:
1. Lots with existing non-accessory building structures compatible with the proposed land use.
2. Area within the floodway.
3. Lots which are designated by letter and proposed for future Development.
4. Areas of existing street right-of-way or roadway easement areas.

The City Engineer shall determine the applicability of the waiver.

(l) **City Participation in Storm Sewer Facilities.** The City shall reimburse to the Applicant a portion of the cost of the storm sewer pipe, as set forth in the Design Standards Manual.

(m) **City Participation in Public Improvements.** The City may require the design and construction of public Improvements with the ability to service lands other than the immediately adjoining land. In this case, the City may pay the incremental difference above and beyond those requirements for Improvements to provide service to the Subdivision as determined appropriate by the Development Services Division.

(060-12)

**31.07 - PROCEDURES AND SUBMITTAL REQUIREMENTS FOR PLATS OF SURVEY**

(a) **Requirements of the Plat of Survey.** The Applicant shall submit the Plat of Survey to the Development Services Division:

1. The Plat of Survey shall be in conformance with the requirements as set forth in the State Code and the City Zoning Ordinance.
2. The Plat of Survey shall not be filed for record with the Linn County Recorder until such plat has been reviewed and approved pursuant to this chapter.

(b) **Review and Approval Procedure.**

1. The Applicant shall submit the proposed Plat of Survey to the Development Services Division.
2. The Development Services Division shall review the submittal for compliance with the requirements of a Plat of Survey and if necessary return comments to the Applicant.
3. Following the above notification, the Applicant shall submit a revised Plat of Survey for approval.
4. Following approval by the Development Services Division, the Applicant may proceed with recordation of the Plat of Survey.
5. Following receipt of required revisions or disapproval from the Development Services Division, the Applicant shall not proceed with the division of the land included in the Plat of Survey, unless the requirements of this Ordinance are met.

(025-10)

**Section 2.** 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 a decision.
Section 3. This Ordinance shall be in full force and effect from and after 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 ordinance or part of ordinances in conflict herewith are repealed.

Introduced this 11th day of June, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner

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

Cell Phone Number: (319) 538-1059

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 Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 project (estimated cost is $104,010) (Steve Hershner).

a. Resolution adopting plans, specifications, form of contract and estimated cost for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 project.

CIP/DID #2020037-01

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

Background: The work will consist of removing and/or replacing blow off completes, replacing existing fire hydrants, valves, and tees, and replacing blow off completes with fire hydrants located within the public right-of-way. The Contractor shall also perform the appurtenant work necessary to make a complete job, consisting of: pavement removal; excavation; sheet, brace, and support the adjoining ground or structures where necessary; handle all drainage or ground water; provide barricades, guards, and warning lights; flush and test the replacement; repair sewer and drain lines disturbed by the replacement; backfill and compact the excavation; restore the surface; remove and dispose of surplus excavated material; and perform final clean-up of the work site.

Bids will be opened and publicly announced on June 19, 2019.

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 Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 project.

Alternative Recommendation: None

Time Sensitivity: 6-11-19

Resolution Date: 6-11-19
**Budget Information:**

1. **Included in Current Budget Year:** This item is budgeted under the FY20 Utilities Department-Water Division CIP Budget and coded to 625-625000-625884-6252020037-01.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY20 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 May 28, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Replacement of Fire Hydrants, Valves, and Blow Off Completes FY20 project (Contract No. 2020037-01) 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: Human Resources

Presenter at Meeting: NA-Consent

Contact Person: Teresa Feldmann  Cell Phone Number: 319-432-1434

E-mail Address: T.Feldmann@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing a letter of agreement with the American Federation of State, County, Municipal Employees (AFSCME).
CIP/DID #HR0046

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

Background: A Letter of Agreement has been reached with the American Federation of State, County, Municipal Employees (AFSCME) representing certain employees within the City of Cedar Rapids. The Letter of Agreement contains the following financial provisions:

Wages: 2.75% Across the board increase for fiscal year 2020

Action/Recommendation: Approve resolution authorizing City Manager and clerk to sign the contract.

Alternative Recommendation: N/A

Time Sensitivity: American Federation of State, County, Municipal Employees (AFSCME) ratified this contract; the City Council is required to approve the agreement

Resolution Date: June 11, 2019

Budget Information:

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, the City of Cedar Rapids, Iowa has negotiated a Letter of Agreement for the term July 1, 2019 to June 30, 2020, with the American Federation of State, County, Municipal Employees (AFSCME), Local 620 as bargaining agent certified by the Public Employment Relations Board for certain employees of the City of Cedar Rapids.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized and directed to sign said Letter of Agreement with the American Federation of State, County, Municipal Employees (AFSCME), Local 620, effective July 1, 2019 to June 30, 2020.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: John Witt, P.E., PTOE

Contact Person: Jen Winter
E-mail Address: J.Winter@cedar-rapids.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution establishing all-way stop control at the intersection of 2nd Avenue and 5th Street SE. CIP/DID #306253-00

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

Background: The Traffic Engineering Division of the Public Works Department reviewed the intersection of 2nd Avenue and 5th Street SE to determine if a change in stop control is warranted. The warrant analysis determined the intersection does justify a change in stop control from a two-way stop to an all-way stop.

Action/Recommendation: The Traffic Engineering Division of the Public Works Department recommends establishing all-way stop control at the intersection of 2nd Avenue and 5th Street SE, due to meeting the all-way stop warrant criteria.

Alternative Recommendation: Should Council not approve the resolution, the intersection will remain as is.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: N/A

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 Public Works Department completed a study of the existing stop control at the intersection of 2nd Avenue and 5th Street SE, and

WHEREAS, the warrant analysis determined the intersection justifies a change in stop control from a two-way stop to an all-way stop, and

WHEREAS, the Public Works Department recommends establishing all-way stop control at the intersection of 2nd Avenue and 5th Street SE, due to meeting the all-way stop warrant criteria.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that all-way stop control be installed at the intersection of 2nd Avenue and 5th Street SE.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
ESTABLISH ALL-WAY STOP CONTROL AT THE INTERSECTION OF 2ND AVENUE AND 5TH STREET SE
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 establishing right-of-way on several City-owned vacant parcels located within the 12th Avenue SW corridor, from Hamilton Street SW to 14th Avenue SW, to support future utility, traffic and roadway needs.

CIP/DID #3313200-00


Background: The City acquired several parcels in the early 1970s for the 12th Avenue Improvement project. At that time, no right-of-way was established. Establishing right-of-way on several City-owned vacant parcels will support future utility, traffic and roadway needs.

Action/Recommendation: The Public Works Department recommends designating a portion of City owned vacant parcels as right-of-way to support future utility, traffic and roadway needs.

Alternative Recommendation: Not proceed with designating right-of-way from City-owned vacant parcels and direct City staff to redesign right-of-way needs.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 331/331000/331200

Local Preference Policy: NA
   Explanation: Local Preference Policy does not apply to designating right-of-way.

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

WHEREAS, the Public Works Director has determined a need for the right-of-way in consideration with multiple vacant city owned properties to support future utility, traffic and roadway needs, and

WHEREAS, the City of Cedar Rapids is the owner of the real properties described as:

Lot 4, except that part described in Book 1898, Page 602, and all of Lot 5 and part of Lots 6 and 7 (except P.O.S. #1675), Block 5, J. M. Mays Third Addition to West Cedar Rapids by Act of 1855, Linn County, Iowa

AND

Lots 6 and 7 and the Northwesterly 47 feet of Lot 8, Block 13, L.S. Mays Addition to West Cedar Rapids, Linn County, Iowa

AND

Lots 11, 12, 13, 14, 15 and 16 Millers Subdivision of Lots One, Two & Three (1, 2 & 3) of Block Thirteen 13 of L.S. Mays Addition to West Cedar Rapids, Iowa

AND

Lots 1 and 2, Block 1, W. L. Wellers First Subdivision in West Cedar Rapids, Linn County, Iowa

, and

WHEREAS, the Public Works Director recommends the City designate the above referenced properties as right-of-way for future development,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the right-of-way hereby be established and thereafter filed with the City of Cedar Rapids Finance Director.
ESTABLISH 12TH AVENUE SW RIGHT-OF-WAY

ESTABLISH 12TH AVENUE SW RIGHT-OF-WAY
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. 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: CONSENT AGENDA
Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 2020 Sanitary Sewer Service Replacement Project.
CIP/DID #6550057-00

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

Background: In preparation for Paving for Progress road projects, the condition of sanitary sewer services located beneath proposed pavement improvements are televised to inspect their condition. In cases where bituminous fiber (Orangeburg) or damaged sanitary sewer services are found, they are removed and replaced within the public right-of-way to protect the public’s investment in the new road surface. This project will replace Orangeburg/broken sanitary sewer services in advance of road projects on J Avenue NE, 19th Street NE, Jacolyn Drive NW, and 40th Street SE.

When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on preliminary assessment schedule under the column “Council Valuations”. Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels 1 through 12 shown on the attached plat are recommended to use the City Assessor property value.

Action/Recommendation: The Public Works Department recommends adoption of the resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 2020 Sanitary Sewer Service Replacement Project.
**Alternative Recommendation:** If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

**Time Sensitivity:** Normal

**Resolution Date:** June 11, 2019

**Budget Information:** 655/655000/6550057 NA

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

**Recommended by Council Committee:** NA
  **Explanation:** NA
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS

Resolution #1
Stating need for improvements

Resolution #2
Fixing value of lots

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4
Setting public hearing

Step 5A
Public Hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #5)
D. Abandon Assessment Project (End)

FINAL ASSESSMENT ACTIONS

Resolution #8
Awarding construction contract and approving contract, bonds and insurance.

Resolution #7
Adopting bid documents and ordering bids.

Resolution #6
Directing preparation of bid documents.

Resolution #9
Accepting project and fixing amount to be assessed.

Resolution #10
Levying Final Assessment

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.
CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT

Resolution #1
Stating need for improvements

Resolution #2
Fixing value of lots

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4
Setting public hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #6)
D. Abandon Assessment Project (End)

Description
This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION FIXING VALUE OF LOTS AND ADOPTING PRELIMINARY PLAT
AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PRELIMINARY
PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE 2020
SANITARY SEWER SERVICE REPLACEMENT PROJECT
(CIP No. 6550057-00)

WHEREAS, this Council after full investigation has arrived at a determination of the value
of each lot located within the 2020 Sanitary Sewer Service Replacement Project, said valuation
being set forth in a preliminary schedule entitled “Preliminary Assessment Schedule”, under the
column therein headed “Property Valuation”, and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and
estimate of cost, together with preliminary plans and specifications, for the construction of the
2020 Sanitary Sewer Service Replacement Project, and this Council has fixed the valuations of
the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of
assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the
case of lots consisting of multiple parcels that the parcels have been assembled into a single unit
for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and
specifications appear to be proper for the purpose intended, and

WHEREAS, said improvements will be constructed according to the Cedar Rapids
Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same
is adopted as the valuation of the lots, with the proposed public improvements completed, within
the boundaries of said improvements and the Clerk is hereby directed to deliver the same to
Jennifer L. Selby, the Engineer for said project, said Engineer to insert said values in the schedule
of assessments which is to be prepared and filed with this Council, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and
preliminary plans and specifications be and the same are hereby adopted as the proposed plat,
schedule, estimate of cost and preliminary plans and specifications for said improvements and
are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said
improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries
of said 2020 Sanitary Sewer Service Replacement Project.
Attest:

ClerkSignature
2020 SANITARY SEWER SERVICE REPLACEMENT PROJECT

J AVENUE NE, OAKLAND TO MAPLEWOOD

JACOLYN DRIVE NW, MIDWAY TO E

19TH STREET NE, 1ST AVENUE TO C AVENUE

40TH STREET SE, MT VERNON TO SOUTTER
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. 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: CONSENT AGENDA
Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project (Paving for Progress).
CIP/DID #3012094-00

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

Background: This project includes pavement reconstruction at the intersection of 29th Street NE and Center Point Road, drainage improvements, sanitary sewer, water main, traffic signals and one-way to two-way traffic conversion between J Avenue and 29th Street. The assessments will cover the cost of removing and replacing bituminous fiber sanitary sewer services (Orangeburg) from the city right-of-way to protect the investment in the street. This is the second major project in a sequence of construction contracts to improve Center Point Road between Coe Road and 32nd Street. Construction for this section is planned for 2020.

When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on preliminary assessment schedule under the column “Council Valuations”. Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels 1 through 4 shown on the attached plat are recommended to use the City Assessor property value.

Action/Recommendation: The Public Works Department recommends adoption of the resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project.
Alternative Recommendation: The alternative would be to use general obligation bonds or abandon this portion of the project.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 301/301000/3012094 SLOST; 625/625000/6250051-2017023-01 NA

Local Preference Policy: NA
   Explanation: NA

Recommended by Council Committee: NA
   Explanation: NA
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS

Resolution #1
Stating need for improvements

Resolution #2
Fixing value of lots

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4
Setting public hearing

Step 5A
Public Hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)

A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #5)
D. Abandon Assessment Project (End)

Resolution #6
Directing preparation of bid documents.

Resolution #7
Adopting bid documents and ordering bids.

Bidding

Construction

Resolution #8
Awarding construction contract and approving contract, bonds and insurance.

FINAL ASSESSMENT ACTIONS

Resolution #9
Accepting project and fixing amount to be assessed.

Resolution #10
Levying Final Assessment

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.
CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT

Resolution #1
Stating need for improvements

Description
This step initiates the special assessment process.

Resolution #2
Fixing value of lots

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Resolution #4
Setting public hearing

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

Step 6A
Public Hearing

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION FIXING VALUE OF LOTS AND ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PRELIMINARY PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE CENTER POINT ROAD NE FROM 29TH STREET TO J AVENUE INTERSECTION RECONSTRUCTION AND ONE-WAY TO TWO-WAY CONVERSION (CIP No. 3012094-00)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project, said valuation being set forth in a preliminary schedule entitled “Preliminary Assessment Schedule”, under the column therein headed “Property Valuation”, and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and specifications appear to be proper for the purpose intended, and

WHEREAS, said improvements will be constructed according to the Cedar Rapids Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same is adopted as the valuation of the lots, with the proposed public improvements completed, within the boundaries of said improvements and the Clerk is hereby directed to deliver the same to Shoemaker & Haaland, the Engineer for said project, said Engineer to insert said values in the schedule of assessments which is to be prepared and filed with this Council, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and preliminary plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and preliminary plans and specifications for said improvements and are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries of said Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project.
Attest:

ClerkSignature
CENTER POINT ROAD NE FROM 29TH STREET TO J AVENUE INTERSECTION
RECONSTRUCTION AND ONE-WAY TO TWO-WAY CONVERSION
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. 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: CONSENT AGENDA
Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project (Paving for Progress).

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

Background: This project includes asphalt pavement resurfacing, water main, and ADA sidewalk ramp improvements. The assessments will pay for removing and replacing bituminous fiber sanitary sewer services (Orangeburg) from the city right-of-way to protect the investment in the street. This project is a continuation of a series of contracts to improve Oakland and Old Marion Road from H Avenue to C Avenue. Construction for this project is scheduled for 2020.

When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on preliminary assessment schedule under the column “Council Valuations”. Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels 1 through 6 shown on the attached plat are recommended to use the City Assessor property value.

Action/Recommendation: The Public Works Department recommends adoption of the resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. This portion of the project will have to be funded by General Obligation Bond funding or be abandoned.
Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 301/301000/3012148 SLOST; 625/625000/6250051-2016066 NA; 306/306000/306277 NA

Local Preference Policy: NA
   Explanation: NA

Recommended by Council Committee: NA
   Explanation: NA
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS

Resolution #1 Stating need for improvements

Resolution #2 Fixing value of lots

Resolution #3 Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4 Setting public hearing

Step 5A Public Hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #5)
D. Abandon Assessment Project (End)

CONSTRUCTION

Resolution #6 Directing preparation of bid documents.

Resolution #7 Adopting bid documents and ordering bids.

Bidding

Resolution #8 Awarding construction contract and approving contract, bonds and insurance.

Construction

FINAL ASSESSMENT ACTIONS

Resolution #9 Accepting project and fixing amount to be assessed.

Resolution #10 Levying Final Assessment

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.
CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT

Resolution #1
Stating need for improvements

Description
This step initiates the special assessment process.

Resolution #2
Fixing value of lots

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Resolution #4
Setting public hearing

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

Step 6A
Public Hearing

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #6)
D. Abandon Assessment Project (End)
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION FIXING VALUE OF LOTS AND ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PRELIMINARY PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE OLD MARION ROAD NE FROM SOUTH OF REGENT STREET TO C AVENUE PAVEMENT REHABILITATION PROJECT
(CIP No. 3012148-00)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project, said valuation being set forth in a preliminary schedule entitled “Preliminary Assessment Schedule”, under the column therein headed “Property Valuation”, and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and specifications appear to be proper for the purpose intended, and

WHEREAS, said improvements will be constructed according to the Cedar Rapids Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same is adopted as the valuation of the lots, with the proposed public improvements completed, within the boundaries of said improvements and the Clerk is hereby directed to deliver the same to Ament Design, the Engineer for said project, said Engineer to insert said values in the schedule of assessments which is to be prepared and filed with this Council, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and preliminary plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and preliminary plans and specifications for said improvements and are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries of said Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project.
MayorSignature

Attest:

ClerkSignature
OLD MARION ROAD NE FROM SOUTH OF REGENT STREET TO C AVENUE PAVEMENT REHABILITATION

PROJECT #3012148
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

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

Description of Agenda Item: CONSENT AGENDA
Resolution setting a public hearing for June 25, 2019 to consider the execution of an easement for storm sewer and a detention basin easement on City-owned property located at 900 76th Avenue Drive SW as requested by Kirkwood Community College f/k/a Area Ten Community College.
CIP/DID #ESCY-028232-2019

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

Background: The City of Cedar Rapids has received a request from Kirkwood Community College f/k/a Area Ten Community College for a Storm Sewer and Detention Basin Easement to accommodate the expansion of their facility. The existing City detention basin will be expanded to accommodate the new development. Kirkwood agrees to maintain the basin.

Kirkwood Community College has paid a $250 application fee and $29,395 for the easements.

In order for the City to proceed with the granting of easements on City-owned land, in accordance with Iowa Code, City Council must hold a public hearing, providing the opportunity for public input on the questions to grant easements on City-owned land. Subsequently, City Council shall vote on a resolution authorizing the granting of easements, or vote to not encumber the City-owned land with the easements.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Easement for Storm Sewer agreement and a Detention Basin Easement agreement with Kirkwood Community College f/k/a Area Ten Community College.

Alternative Recommendation: Deny Kirkwood Community College f/k/a Area Ten Community College’s request.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

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

RESOLUTION SETTING PUBLIC HEARING FOR JUNE 25, 2019
TO CONSIDER EXECUTION OF AN EASEMENT FOR STORM SEWER
AGREEMENT AND A DETENTION BASIN EASEMENT AGREEMENT

WHEREAS, the City of Cedar Rapids City Council has received a request from Kirkwood Community College f/k/a Area Ten Community College for an easement for storm sewer and a detention basin easement on City-owned property located at 900 76th Avenue Drive SW and legally described as follows:

Parcel ‘A’ & Parcel ‘B’, Plat of Survey #1741 as shown in Book 10270, Page 220 and recorded on December 28, 2018 at the Office of the Linn County Recorder,

and

WHEREAS, the terms of the resolution executing the Easement for Storm Sewer agreement and Detention Basin Easement agreement will include the following:

1. Kirkwood Community College f/k/a Area Ten Community College has paid a $250 application fee and $29,395 for the easements.

2. Kirkwood Community College f/k/a Area Ten Community College shall pay publication and recording costs.

3. Kirkwood Community College f/k/a Area Ten Community College agrees to be responsible for the maintenance of said easements.

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

A public hearing shall be held in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa, at 4:00 p.m. on June 25, 2019 to consider a resolution regarding the execution of an Easement for Storm Sewer agreement and Detention Basin Easement agreement as requested by Kirkwood Community College f/k/a Area Ten Community College.

BE IT FURTHER RESOLVED that the City Clerk is directed to public notice of said public hearing in accordance with applicable law.
MayorSignature

Attest:

ClerkSignature
DETENTION BASIN AND STORM SEWER EASEMENTS

76TH AVE DR SW
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution setting a public hearing for June 25, 2019 to consider the vacation of an access easement totaling 1,655 square feet contained within and property disposition of Lot 3, Emerald Isle Addition to Cedar Rapids, Iowa located at 136 38th Street Drive SE as requested by Seafood Property No. 8, LLC.

CIP/DID #PRD028357-2019

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

Background: Seafood Property No. 8, LLC has requested Lot 3, Emerald Isle Addition to Cedar Rapids, Iowa be disposed to Seafood Property No. 8, LLC as outlined in the Settlement and Release Agreement between the City and Seafood No. 8, LLC. In addition, the City shall vacate an existing Access Easement located within Lot 3. Lot 3 will be joined with the adjacent property located at 3801 1st Avenue SE owned by Seafood Property No. 8, LLC.

Action/Recommendation: The Public Works Department recommends passing a resolution to set a public hearing to consider vacating this Access Easement and disposition of Lot 3, Emerald Isle Addition to Cedar Rapids, Iowa to Seafood Property No. 8, LLC.

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

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

RESOLUTION SETTING PUBLIC HEARING FOR JUNE 25, 2019 TO CONSIDER VACATION OF AN ACCESS EASEMENT AND PROPERTY DISPOSITION OF LOT 3, EMERALD ISLE ADDITION TO CEDAR RAPIDS, IOWA

WHEREAS, the City of Cedar Rapids City Council has received a request from Seafood Property No. 8, LLC for the vacation of an access easement totaling 1,655 square feet contained within vacant land proposed to be disposed legally described as follows:

Lot 3, Emerald Isle Addition to Cedar Rapids, Iowa

, and

WHEREAS, the terms of the resolution will include the following:

1. Seafood Property No. 8, LLC has paid the application fee of $1,000.
2. Seafood Property No. 8, LLC shall pay all publication and recording costs.
3. The property will be combined with the adjacent property known as 3801 1st Avenue SE owned by Seafood Property No. 8, LLC.

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

A public hearing shall be held in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa, at 4:00 p.m. on June 25, 2019 to consider this access easement vacation and property disposition as requested by Seafood Property No. 8, LLC.

BE IT FURTHER RESOLVED that the City Clerk is directed to public notice of said public hearing in accordance with applicable law.
Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Douglas F. Wilson, 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 setting a public hearing for July 9, 2019 to consider the Resolution of Necessity (Proposed) for the construction of the Peace Avenue NW Improvements from Midway Drive to Jacolyn Drive project (Paving for Progress).

CIP/DID #3012152-00

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

Background: This project includes roadway reconstruction, water main and drainage improvements. The assessment is to pay for the cost of removing and replacing a bituminous fiber sanitary sewer service (Orangeburg) within the public right-of-way to protect the investment in the street.

When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess adjacent lands for benefit they receive. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for July 9, 2019 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.
2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date
4. Abandon the special assessment
**Action/Recommendation:** The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on July 9, 2019 to receive public comments.

**Alternative Recommendation:** If resolution is not adopted, the assessment will not proceed. The project will then require alternate funding, or this portion of the project will be abandoned.

**Time Sensitivity:** Normal

**Resolution Date:** June 11, 2019

**Budget Information:** 301/301000/3012152 SLOST; 625/625000/6250051-2017027 NA

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

**Recommended by Council Committee:** NA
**Explanation:** NA
FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS

PRELIMINARY ASSESSMENT ACTIONS

Resolution #1
Stating need for improvements

Resolution #2
Fixing value of lots

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4
Setting public hearing

Step 5A
Public Hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #5)
D. Abandon Assessment Project (End)

NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS

Construction

Resolution #3
Awarding construction contract and approving contract, bonds and insurance.

Bidding

Resolution #7
Adopting bid documents and ordering bids.

Resolution #6
Directing preparation of bid documents.

FINAL ASSESSMENT ACTIONS

Resolution #9
Accepting project and fixing amount to be assessed.

Resolution #10
Levy Final Assessment

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.
CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT

Resolution #1
Stating need for improvements

Resolution #2
Fixing value of lots

Resolution #3
Adopting preliminary assessment schedule, plans and cost estimate.

Resolution #4
Setting public hearing

Step 5A
Public Hearing

Resolution #5
(Act on A, B, C, or D @ Council Meeting with Public Hearing)
A. Adopt Preliminary Assessment without Amendment (Go to Reso #6)
B. Adopt Preliminary Assessment with Amendment (Go to Reso #6)
C. Deferred for Later Consideration (Return to Reso #6)
D. Abandon Assessment Project (End)

Description
This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.
RESOLUTION NO.  LEG_NUM_TAG

RESOLUTION SETTING A PUBLIC HEARING DATE FOR JULY 9, 2019
TO CONSIDER THE RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the Peace Avenue NW Improvements from Midway Drive to Jacolyn Drive project as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the Peace Avenue NW Improvements from Midway Drive to Jacolyn Drive project in Cedar Rapids, Iowa.

Said District containing the properties to be assessed is set out and described in the following "Notice to Property Owners".

Said improvements within said District are located and described in the "Notice to Property Owners.

The method of construction shall be by contract.

Costs of said improvements will be assessed to the properties within the boundaries of the District. No property shall be assessed more than it is benefited by the improvement nor more than 25% of its value on the date of its assessment. Said assessment may include a ten percent Default and Deficiency Fund, as authorized by Section 384.44, State Code of Iowa.

A plat and schedule and estimate of costs are now on file in the Office of the Clerk as required by law.

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid for from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, State Code of Iowa, and/or from such other funds of said Municipality as may be legally used for such purpose.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 p.m., on the 9th day of July, 2019 at Council Chambers, City Hall, 3rd Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of the hearing
on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the Peace Avenue NW Improvements from Midway Drive to Jacolyn Drive project of the types and in the location as follows:

<table>
<thead>
<tr>
<th>GPN</th>
<th>Legal Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>13252-34001-00000</td>
<td>CEDARCREST HEIGHTS 1ST STR/LB 1</td>
</tr>
</tbody>
</table>

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

Removal and replacement of existing bituminous fiber (Orangeburg) sanitary sewer services, located beneath Peace Avenue NW within the boundaries of the public right of way.

The Cedar Rapids City Council will meet at 12:00 p.m., on the 9th day of July, 2019 at the Cedar Rapids Council Chambers, 3rd floor of City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Amy Stevenson  
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)
PEACE AVENUE NW IMPROVEMENTS FROM MIDWAY DRIVE TO JACOLYN DRIVE

PROJECT AREA

PEACE AVE NW

PROJECT #3012152
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 setting a public hearing for July 23, 2019 regarding the proposed Future Line Urban Revitalization Area for property at 550 60th Avenue SW. CIP/DID #URTE-0031-2019

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

Background: The action initiates the establishment of an Urban Revitalization Area designation. On May 14, 2019, the City Council authorized incentives for the Future Line LLC project under the City’s Local Match – Economic Development Program in order to secure State funding through the High Quality Jobs program. Future Line was approved for State funding, which requires local match. The following is a summary of the project:

The following is a summary of the proposed project:

- $3.98 million total capital investment
  - $2.8 million - building construction & site prep
  - $1.1 million - machinery & equipment, and furnishing
- Construction of a new, 30,000 square foot industrial building
- Retention of 23 local jobs
- Creation of 14 new jobs, 10 which qualify under the State High Quality Wage

The City’s participation can be provided through the City’s Local Match Economic Development Program, which is a 10-year, declining scale exemption of the increased value generated by the improvements, averaging to 44% exempted per year. The existing site is vacant, undeveloped property valued at $452,700. With the proposed investment, the post-development value is estimated to be $2.4 million, an increase of $2.0 million. At this increased value, the following is an estimate of the taxes and exemption:

- $905,730 gross taxes generated over a 10-year period
  - $310,630 in taxes exempted over a 10-year period
  - $595,100 in net taxes paid by Developer

Action/Recommendation: City staff recommends adopting the Resolution.

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

Time Sensitivity: NA

Resolution Date: April 23, 2019
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA
RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, 
IOWA SETTING A PUBLIC HEARING REGARDING THE PROPOSED 
FUTURE LINE URBAN REVITALIZATION AREA FOR PROPERTY AT 550 
60TH AVENUE SW

WHEREAS, Chapter 404 of the Code of Iowa allows the Cedar Rapids City Council to 
designate areas of Cedar Rapids as urban revitalization areas and provide for the exemption from 
taxation value added by improvements within the revitalization area in accordance with an urban 
revitalization area plan; and

WHEREAS, it is hereby found and determined that one or more areas, as defined in 
Chapter 404, Code of Iowa, exist within the City of Cedar Rapids, and rehabilitation, conservation, 
redevelopment, development, or combination thereof, of these areas are necessary in the interest 
of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below 
satisfies the eligibility criteria for designation as an urban revitalization area under Chapter 404.1 
of the Code of Iowa and has caused there to be a proposed Urban Revitalization Plan (the “Plan”) 
for the revitalization area described as the Future Line Urban Revitalization Area (the “Urban 
Revitalization Area”) described therein which proposed Plan is attached hereto as Exhibit 1; and

WHEREAS, the proposed Urban Revitalization Area is described as follows:

SW ¼ SW ¼ Section 9-82-7, Linn County, Iowa except the North 810.95 feet therefrom 
and further except all of The Lumber Yard First Addition to the City of Cedar Rapids, Linn 
County, Iowa, and also except the Public Highway

WHEREAS, the Iowa statutes requires the City Council to hold a Public Hearing on the 
proposed Plan for the Area subsequent to notice thereof by publication in a newspaper having 
general circulation within the City, which notice shall be published by the 30th day prior to the 
Public Hearing; and

WHEREAS, the Iowa statutes further requires City Council to send notice no later than 
30th day prior to the Public Hearing to all owners on record of the real property, including tenants, 
occupants living within Revitalization Area and tenants living within the proposed Area, of the 
Public Hearing.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Cedar Rapids, 
Iowa, that the City Council follows:

1. That a Public Hearing shall be held on the proposed Plan before the City Council 
at its meeting which commences at 4:00 P.M. on Tuesday, July 23, 2019, in the 
Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa.

2. The City Clerk is hereby authorized and directed to file said Plan, attached hereto 
as Exhibit 1, for public review and publish required notice of said Public Hearing in 
the Cedar Rapids Gazette as provided for under Section 404.2(3) of the Code of 
Iowa.
3. The City Clerk is authorized and directed to cause a notice of such Public Hearing to be sent by ordinary mail addressed to all owners on record of the real property, tenants, and occupants living within Urban Revitalization Area.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
EXHIBIT 1

CEDAR RAPIDS
City of Five Seasons®

Future Line
Urban Revitalization Plan

Public Hearing: July 23, 2019
Adopted by Resolution No. __________
Urban Revitalization Plan

1.0 INTRODUCTION

1.1 Background
The Urban Revitalization Act, Chapter 404 of the Code of Iowa (the “Code”), is intended to encourage development, redevelopment, and revitalization within a designated area of a city by authorizing property tax development incentives to the private sector. Qualified real estate within a designated area may be eligible to receive a total or partial exemption from property taxes on improvements for a specified number of years, with the goal of providing communities with a long-term increase or stabilization in the local tax base by encouraging rehabilitation and additions or new construction, which might not otherwise occur.

The Cedar Rapids City Council (“City Council”) has adopted an Economic Development Strategic Plan and corresponding Economic Development Program, which outlines and guides the City of Cedar Rapids’ (“City”) use of financial incentives. The Economic Development Programs promote and incent, among other things, infill redevelopment, urban housing, creation high-quality jobs, expansion of targeted industries, historic preservation, and construction of sustainable buildings, which are LEED certified.

The Act provides that a City Council may designate an area of the City as a revitalization area, if that area meets one of the following definitions:

1. An area in which there is a predominance of buildings or improvements, whether residential or nonresidential, which by reason of dilapidation, deterioration, obsolescence, inadequate provision for ventilation, light, air, sanitation, or open spaces, high density of population and overcrowding, the existence of conditions which endanger life or property by fire and other causes or a combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime, and which is detrimental to the public health, safety, or welfare.

2. An area which by reason of the presence of a substantial number of deteriorated or deteriorating structures, predominance of defective or inadequate street layout, incompatible land use relationships, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the actual value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or a combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, or welfare in its present condition and use.

3. An area in which there is a predominance of buildings or improvements which by reason of age, history, architecture or significance should be preserved or restored to productive use.

4. An area in which is appropriate as an economic development area as defined in section 403.17.

5. An area designated as appropriate for public improvements related to housing and residential development, or construction of housing and residential development, including single or multifamily housing.

With the adoption of this Future Line Revitalization Plan (“Plan”), the City Council is designating the Future Line Urban Revitalization Area (“Area” or “Revitalization Area”) as being a qualified revitalization area under § 404.1(4) of the Code.
The City Council of the City of Cedar Rapids, Iowa (“City”) finds that the rehabilitation, conservation, redevelopment, economic development, or a combination thereof of the Area is necessary in the interest of the public health, safety, and welfare of the residents of the City and that the Area substantially meets the criteria established in Section 404.1 of the Code of Iowa as being a qualified revitalization area.

Section 404.2 of the Code requires that a city prepare a plan to govern activities within the proposed revitalization area. The balance of this document is intended to set out the elements of a plan as mandated by State law.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area is described as:

SW ¼ SW ¼ Section 9-82-7, Linn County, Iowa except the North 810.95 feet therefrom and further except all of The Lumber Yard First Addition to the City of Cedar Rapids, Linn County, Iowa, and also except the Public Highway

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 3.98 acres in size. The revitalization, and exemption as contemplated by this Plan, is applicable to all of the property assessed as commercial, multi-residential or residential within the Plan area.

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, consists of the following parcels:

<table>
<thead>
<tr>
<th>GPN/Address</th>
<th>Deed Holder</th>
<th>Land Value*</th>
<th>Improvement Value*</th>
<th>Total Assessed Value*</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 Vacant Land SW 190935301100000</td>
<td>Brett Wilson</td>
<td>$452,700</td>
<td>$0</td>
<td>$452,700</td>
</tr>
</tbody>
</table>

*Values are 2019 Assessed Values

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The current property is zoned I-LI, Light Industrial District which permits construction of light industrial uses, such as light manufacturing, distribution and warehousing. A map of the zoning designation is attached hereto as Exhibit B.

4.2 City Services

The area is located within the City’s corporate limits and within current service areas for street maintenance, police and fire. The property within the Area is served by private garbage collection services. City infrastructure, including potable water, sanitary sewer, storm sewer, and public street network services the Plan area. Other private infrastructure – gas, electric, and telecommunication – serve the Plan area.

4.3 Applicable Property

This Plan, and the tax exemption allowed herein, is applicable to any rehabilitation, redevelopment or new construction and related site improvements and applies to the following property classifications in the Plan area: commercial, residential, and multi-residential.
Any additional development or expansion within the property described in Section 2.0 of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure consistency with the City Council goals, which include: creating/retaining high quality jobs, significant increase in property valuation, infrastructure connectivity, infill and affordable housing, and expansion of target industries.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN

The Urban Revitalization Project shall remain so designated for a period of no less than one (1) year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN

Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

+ revisions to the Urban Revitalization Area boundary;
+ eligible projects;
+ tax exemption schedules;
+ relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code.

7.0 REVENUE BONDS

The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all, or any part, of any interest in land, buildings, or improvements which are suitable for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner of may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this Plan. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the “Application”) accompanied by a report of the total must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed.
The application shall contain but not be limited to the following information:

1. The nature of the improvement.
2. The cost of the improvement project.
3. The estimated or actual date of completion.
4. The tenants that occupied the owner’s building on the date the City adopted the Plan.
5. The exemption scheduled outlined in Section 8.2 being elected by the project.

The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

For prior approval and non-prior approval applications, the City Council shall approve an application submitted for exemption if:

1. The project, as determined by the City Council, is in conformance with this Plan;
2. The project is located with the Plan Area;
3. The improvements were made during the time the Area was so designated;
4. The project has been issued a building permit (if required) from the City; and
5. The project is in compliance with all City
6. Any other legal requirement(s).

All approved applications shall be forwarded by the City to the City Assessor’s Office ("Assessor") by March 1 for review and final determination of eligibility by the Assessor, pursuant to § 404.5 of the Code. The Assessor shall make a physical review of all properties with approved applications. The Assessor shall determine the increase in actual value for tax purposes due to the improvements and notify the application of the determination, which may be appealed to the local board of review pursuant to § 441.37 of the Code.

After the initial tax exemption is granted, the Assessor shall continue to grant the tax exemption for the time period specified on the approved application. The tax exemptions for the succeeding years shall be granted without the owner(s) having to file an application for ensuing years.

8.2 Tax Exemption Schedules

8.2.1 Schedule 1 - Residential Exemption:
All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent (115%) of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars ($20,000) and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1 of the Code.

8.2.2 Schedule 2 - Ten Year Declining Exemption:
All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the
partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Percentage of Exemption</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>80%</td>
</tr>
<tr>
<td>2</td>
<td>70%</td>
</tr>
<tr>
<td>3</td>
<td>60%</td>
</tr>
<tr>
<td>4</td>
<td>50%</td>
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<td>40%</td>
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<td>40%</td>
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<td>30%</td>
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<td>8</td>
<td>30%</td>
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<td>9</td>
<td>20%</td>
</tr>
<tr>
<td>10</td>
<td>20%</td>
</tr>
</tbody>
</table>

8.2.3 Schedule 3 - Three-Year Exemptions:
All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 Schedule 4 - 10-Year Qualified Residential Exemption:
All qualified real estate assessed as any of the following is eligible to receive one hundred percent (100%) exemption from taxation on the actual value added by the improvements for a period of ten (10) years:
(a) Residential property;
(b) Commercial Property if the commercial property consists of three or more separate living quarters with at least seventy-five percent (75%) of the space used for residential purposes;
(c) Multi-residential property if the multi-residential property consists of three or more separate living quarters with at least seventy-five (75%) of the space used for residential purposes.

8.2.5 Election of Schedule:
The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions
(a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.
(b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%), or at least ten percent (10%) in the case of real property assessed as residential property or which have, in the case of land upon which is located more than one building and
not assessed as residential property, increased the actual value of the buildings to which the improvements have been made by at least fifteen percent.

(c) “Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.

(d) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION
The property within the revitalization area consists of only vacant land, no relocation is required.

10.0 PRIOR APPROVAL
The following are project(s) which given prior approval, which are located within the revitalization area:

1. Future Line – construction of a new light industrial building and related site improvements on vacant commercial property located at 550 60th Avenue SW.
EXHIBIT A:
MAP OF URBAN REVITALIZATION AREA
EXHIBIT B: ZONING

Revitalization Area
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: CONSENT AGENDA
Resolution determining the necessity and setting dates of a public hearing for July 23, 2019, consultation with affected taxing entities, and referral to the City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the West Side Corporate Park Urban Renewal Area for property generally located along and east of 6th Street SW between Walford Road SW, Tharp Road SW, and Interstate 380. CIP/DID #TIF-0033-2019

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

Background: The action initiates the process to establish an Urban Renewal Area/TIF district. The City has been approved for a Revitalizing Iowa’s Sound Economy (RISE) Grant through the Department of Transportation for the construction of public road improvement to 6th Street SW between Tharp Road and Walford Road SW. The RISE Grant was leveraged by the West Side Transport Corporate headquarters along 6th St SW.

The West Side Transport project was previously approved for standard financial incentives through an Urban Revitalization Tax Exemption, though the project has not been constructed. Based on the leveraging of the State RISE Grant, the mechanism for providing the incentive to the project will be through TIF in order to include provisions in a development agreement for threshold jobs associated with qualifying for the RISE Grant. In addition, the TIF collected within the district will serve as local match to the State funds. The following is a timeline for the establishment of the Urban Renewal Area/TIF District

- June 11 Resolution Setting a Public Hearing
- June 28 Consultation with affected taxing agencies
- July 18 City Planning Commission
- July 23 Public Hearing & 1st Ordinance Reading
- August 13 2nd and 3rd Ordinance Reading

Action/Recommendation: City staff recommends approval of resolution.

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

Time Sensitivity: NA

Resolution Date: June 11, 2019

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

RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A PUBLIC HEARING, CONSULTATION WITH AFFECTED TAXING ENTITIES, AND REFERRAL TO PLANNING COMMISSION FOR A REPORT AND RECOMMENDATION ON THE PROPOSED URBAN RENEWAL PLAN FOR THE WEST SIDE CORPORATE PARK URBAN RENEWAL AREA FOR PROPERTY GENERALLY LOCATED ALONG AND EAST OF 6TH STREET SW BETWEEN WALFORD ROAD SW, THARP ROAD SW, AND INTERSTATE 380.

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa Law and has caused there to be prepared a proposed Urban Renewal Plan (the “Plan”) for the West Side Corporate Park Urban Renewal Area (the “Area” or “Urban Renewal Area”) described therein which proposed Plan is attached hereto as Exhibit 1; and

WHEREAS, this proposed Urban Renewal Area includes and consists of an area of approximately 251 acres, more or less, generally located between along and east of 6th Street SW between Walford Road SW, Tharp Road SW and Interstate 380 as illustrated in Exhibit A, and described as:

The SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa

The South 200 feet of the SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying west of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa

The South 200 feet of the SE ¼ SE ¼ of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian lying east of Lot 1 of Dar – T Second Addition to Linn County, Iowa

The East 230 feet of the SE ¼ SE ¼ of Section 29 and NE ¼ NE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Lot 1 of Dar – T Second Addition to Linn County, Iowa

All that part of the road right way of 6th Street SW in Sections 28, 29, 32, and 33, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying South of the north right of way line Walford Road SW and lying North of the south right of way line of Tharp Road SW

The NW ¼ NW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa and west of Interstate 380

West Side Corporate Park First Addition in the City of Cedar Rapids, Linn County, Iowa,
West Side Corporate Park Second Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Third Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Fifth Addition in the City of Cedar Rapids, Linn County, Iowa

The NW ¼ SW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying south of West Side Corporate Park Fifth Addition in the City of Cedar Rapids, Linn County, Iowa and west of Interstate 380

Lot B, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the Tharp Road SW right of way in the SW ¼ SW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying west of Lot B, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the 6th Street SW right of way in the SW ¼ SW ¼ of Section 33 and SE ¼ SE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying north of the north line and its westerly extension of Lot A, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the Tharp Road SW right of way in the NE ¼ SE ¼ and SE ¼ SE ¼, all in of Section 32, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of Lot 1, Klouda Second Addition to Linn County, Iowa, all containing 127 acres, more or less.

WHEREAS, the Iowa statutes require the City Council to submit the proposed Plan for the Urban Renewal Area to the Planning Commission for review and recommendation as to its conformity with the General Plan for the development of the City as a whole prior to City Council approval of such Plan, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Plan; and

WHEREAS, the Iowa statutes further require the City Council to notify all affected taxing entities of the consideration being given to the proposed Plan for the Urban Renewal Area and to hold a consultation with such taxing entities with respect thereto, and further provides that the designated representative of each affected taxing entity may attend the consultation and make written recommendations for modifications to the proposed division of revenue included as a part thereof, to which the City shall submit written responses as provided in Section 403.5, as amended; and

WHEREAS, the Iowa statutes further require the City Council to hold a Public Hearing on the proposed Plan for the West Side Corporate Park Urban Renewal Area subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the Urban Renewal Area covered by the Urban Renewal Plan, and shall outline the general scope of the Urban Renewal project under consideration, with a copy of said notice also being mailed to each affected taxing entity;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:
1. That the consultation on the proposed Plan required by Section 403.5 of the Code of Iowa, as amended, shall be held on Friday, June 28, 2019, in the Kranse Conference Room, 2nd Floor City Hall, 101 First Street SE, Cedar Rapids, Iowa, at 10:30 A.M., and the Economic Development Analyst, or his delegate, is hereby appointed to serve as the designated representative of the City for purposes of conducting the consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5.

2. That the City Clerk is authorized and directed to cause a notice of such consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1), along with a copy of this Resolution and the proposed Plan, the form of consultation notice is attached hereto as Exhibit 2.

3. That a public hearing shall be held on the proposed Plan before the City Council at its meeting which commences at 4:00 P.M. on July 23, 2019, in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa.

4. That the proposed Plan for the West Side Corporate Park Urban Renewal Area be submitted to the City Planning Commission for review and recommendation as to its conformity with the City’s Comprehensive Plan, EnvisionCR, which provides for the development of the City as a whole, with such recommendation to be submitted in writing to this Council within thirty (30) days of the date hereof.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Exhibit 1

URBAN RENEWAL PLAN

for the

WEST SIDE CORPORATE PARK

URBAN RENEWAL AREA

As Approved by City Council

Resolution No. ________

Community Development Department
City Hall
101 First Street SE
Cedar Rapids, Iowa 52401
INTRODUCTION

This Urban Renewal Plan (the "Urban Renewal Plan") has been prepared by the City of Cedar Rapids, Iowa (the "City") to provide for the development of the West Side Corporate Park Urban Renewal Area (the "Project Area") of the City, and to stimulate, through public actions, financings and commitments, private investment in the urban renewal Project Area. In order to achieve these objectives, the City shall undertake the urban renewal actions specified in this Urban Renewal Plan, pursuant to the powers granted to it under Chapters 403 and 15A of the Code of Iowa, 2019, as amended (the "Code").

I. URBAN RENEWAL PLAN OBJECTIVES

The City has designated the Project Area as an "economic development area" as defined under Chapter 403. The primary objectives of this Urban Renewal Plan for the Project Area are as follows:

1. To stimulate through public action and commitment, private investment in new commercial, and industrial properties and expansions;
2. To plan and provide sufficient land for new and expanding private development;
3. To attract new businesses to the City and to encourage the expansion of existing City businesses;
4. To create new jobs;
5. To provide a more marketable and attractive investment climate through the use of various federal, state and local incentives;
6. To ensure that the Project Area is adequately served with public facilities, roadways, trails, utilities and services; and
7. To achieve a diversified, well-balanced economy providing a desirable standard of living, creating job opportunities for City residents and strengthening the property tax base of the City.

II. DESCRIPTION OF PROJECT AREA

The Project Area is an "urban renewal area" as defined in the Code and is located within the City of Cedar Rapids, Linn County, Iowa. The boundaries of the Project Area are illustrated on the Project Area Map attached hereto as Attachment A.

The Project Area consists of an approximately 127 acres, more or less, in the City of Cedar Rapids, Iowa and being described as follows:

The SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa

The South 200 feet of the SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying west of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa
The South 200 feet of the SE ¼ SE ¼ of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian lying east of Lot 1 of Dar – T Second Addition to Linn County, Iowa

The East 230 feet of the SE ¼ SE ¼ of Section 29 and NE ¼ NE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Lot 1 of Dar – T Second Addition to Linn County, Iowa
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The NW ¼ NW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa and west of Interstate 380

West Side Corporate Park First Addition in the City of Cedar Rapids, Linn County, Iowa,

West Side Corporate Park Second Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Third Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa

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All of the 6th Street SW right of way in the SW ¼ SW ¼ of Section 33 and SE ¼ SE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying north of the north line and its westerly extension of Lot A, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the Tharp Road SW right of way in the NE ¼ SE ¼ and SE ¼ SE ¼, all in of Section 32, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of Lot 1, Klouda Second Addition to Linn County, Iowa, all containing 127 acres, more or less.

**III. PROJECT AREA ACTIVITIES**

As a means of assisting in the development of the Project Area and fulfilling the objectives of this Urban Renewal Plan, the City may determine:

1. To undertake and carry out urban renewal project activities through the execution of contracts and other instruments;

2. To arrange for or cause to be provided the construction or repair of public infrastructure improvements, including street, water, sanitary sewer and storm sewer systems, traffic signals, and public utilities or other facilities in connection with urban renewal projects;
3. To acquire property through a variety of means (purchase, lease, exchange, condemnation, donation or otherwise) and to hold, clear or prepare the property for redevelopment;

4. To dispose of property so acquired (by sale, lease, exchange or otherwise) for purposes of private redevelopment;

5. To provide financing to pay a portion of the cost of construction of new facilities and developments;

6. To undertake or cause to be undertaken the construction of specific site improvements, such as grading and site preparation activities, access roads and parking, fencing, utility connections and related activities, in connection with the disposition of property;

7. To make loans or grants to private persons or businesses for economic development purposes and for the creation of affordable housing on such terms as may be determined by the City Council;

8. To borrow money and provide security therefor;

9. To establish and enforce controls, standards and restrictions on land use and buildings;

10. To make or have made surveys and plans necessary for the implementation of the urban renewal program and specific urban renewal project activities;

11. To use tax increment financing to provide for necessary physical improvements and infrastructure, and to fund other urban renewal project costs; or

12. To use any and all other powers, without limitation, granted by the Code to develop and provide for improved economic conditions in the City of Cedar Rapids, Iowa.

IV. SPECIAL FINANCING ACTIVITIES

To meet the objectives of this Urban Renewal Plan and to encourage private investment in and the development of the Project Area, the City may determine to provide financial assistance to qualified private businesses through the making of loans or grants under Chapter 15A of the Code and through the use of tax increment financing under Chapter 403 of the Code.

A. Chapter 15A Loans or Grants. The making of loans or grants of public funds to private businesses within the Project Area may be deemed necessary or appropriate for economic development purposes (as defined in Chapter 15A of the Code) and to aid in the planning, undertaking and carrying out of urban renewal project activities authorized under this Urban Renewal Plan and the Code. Accordingly, in furtherance of the objectives of this Urban Renewal Plan, the City may determine to issue general obligation bonds, tax increment revenue bonds or other such obligations, or loan agreements for the purpose of making loans or grants of public funds to private businesses located in the Project Area. Alternatively, the City may determine to use available funds, including tax increment revenues from the Project Area, for making such loans or grants. In determining qualifications of recipients and whether to make any such individual loan or grant, the City shall consider, among other things, one or more of the factors set forth in Section 15A.1 of the Code on a case-by-case basis.

B. Tax Increment Financing. The City intends to utilize tax increment financing as a means to help pay for the costs associated with the development of the Project Area. General obligation bonds, tax increment revenue bonds or other such obligations or loan agreements may be issued by the City, and tax increment reimbursement may be sought for, among other things, the following costs (if and to the extent incurred by the City):

1. The construction of public improvements, such as streets, sanitary sewers, storm sewers, water mains, trails or sidewalks;
2. The funding of the "local match" required under State programs providing financial assistance to private developers; and

3. Provide loans or grants for the development of low-to-moderate income housing; and

4. The making of loans or grants to private businesses under Chapter 15A and 403 of the Code, including debt service payments on any bonds or notes issued to finance such loans or grants.

Nothing herein shall be construed as a limitation on the power of the City to exercise any lawful power granted to the City under Chapter 15A, Chapter 403, Chapter 404, Chapter 427B, or any other provision of the Code in furtherance of the objectives of this Urban Renewal Plan.

V. PROPERTY ACQUISITION

All of the properties, besides existing public right-of-way or planned right-of-way, located within the Project Area are privately owned and the City does not presently intend to acquire any land in the Project Area for purposes of private development, other than property that will be dedicated and platted to the City for right-of-way. Areas may be identified for acquisition in the future for the following purposes:

1. To provide sites for needed private and public improvements or facilities in proper relationship to the projected demand for such facilities and in accordance with accepted criteria for the development of such facilities;

2. To assemble land into parcels of adequate size and shape to meet contemporary development needs and standards and to allow new construction to meet the objectives of this Urban Renewal Plan; or

3. To acquire any and all interests in any property within the Project Area which in any way dominates or controls usage of other real property proposed to be acquired.

VI. CLEARANCE AND DISPOSITION OF PROPERTY

All of the properties located within the Project Area are privately owned and the City does not presently intend to clear or dispose of property in the Project Area. If the City makes improvements in preparation for redevelopment or transfer of land to private developers, all improvements will be accomplished in accordance with the goals and objectives of this Urban Renewal Plan and in concert with other actions to ensure timely improvement of the land.

The City may advertise and solicit development proposals, may negotiate directly with prospective developers, and may dispose of all or a portion of any property acquired by it for the purpose of redevelopment in accordance with the goals and objectives of this Urban Renewal Plan. The property so disposed of may include vacated right-of-way and other lands under public ownership which are not needed for public purposes.

The City may subdivide, vacate or otherwise change the recorded arrangement of property under its control to accomplish the goals and objectives of this Urban Renewal Plan.

VII. LAND USE DEVELOPMENT & ZONING

The planning criteria to be used to guide the physical development of the Project Area are those standards and guidelines contained within the City’s Comprehensive Plan – EnvisionCR approved on January 27, 2015, as amended from time to time. Included in EnvisionCR is an adopted Future Land Use Map, attached hereto as Attachment B, which outlines the future land uses in the Project Area. The Project Area incorporates two future land uses – Urban Medium Intensity and Urban High Intensity, both of which are suitable for industrial and commercial growth.
In addition, as of January 1, 2019, the City has implemented a new Zoning Ordinance replacing Chapter 32 – Zoning of the City Code. A map of the zoning for the Project Area is attached hereto as Attachment C.

VIII. DEVELOPER REQUIREMENTS

In consideration of the efforts to be made by the City in furthering the development of the Project Area, developers who purchase land in the Project Area may be required to observe the land use requirements of this Urban Renewal Plan and to enter into a contractual agreement with the City in order to assure that the objectives of this Urban Renewal Plan are furthered or achieved.

1. Developers will not be permitted to defer the start of construction for a period longer than that required to prepare architectural plans, obtain satisfactory financing, and the review and approval of such plans by the City in order to establish their conformance with the provisions of this Urban Renewal Plan. In addition, it is expected that the following provisions will be included in agreements with developers:
   2. Developers will submit plans and schedules for the proposed development to the City and will keep the City informed regarding progress on implementing these plans;
   3. Any land purchased from the City can only be used for the purpose of development, and not for speculation;
   4. Any ownership parcel made up in part of land acquired from the City will be built upon and improved in conformity with the objectives and provisions of this Urban Renewal Plan;
   5. Construction of improvements will be initiated and completed within a reasonable time; and
   6. There will be no discrimination against any person or group of persons on account of race, creed, color, national origin or ancestry in the sale, lease, sublease, transfer, use of enjoyment of the premises therein conveyed, nor will the developers themselves, or any claiming under or through them, establish or permit such practices of discrimination or segregation with respect to the selection, location, number, use or occupancy of tenants, lessees, or sub lessees in the premises therein conveyed.

The contract and other disposition documents to be executed by the developer will set forth, in detail, the provisions, standards and criteria for achieving the objectives and land use requirements established in this Urban Renewal Plan.

IX. PROJECT AND CITY INDEBTEDNESS

The City may agree to make economic development grants any developer purchasing land for development in the Project Area in consideration for certain employment commitments and other covenants expected to be made by the developer. As such, the eventual level of City participation in both private and public improvements for the economic development of the Project Area cannot be fully determined at this time. However, the City has identified several projects, as identified in Section XIV herein, which propose the use of tax increments.

At the present time, it is anticipated that future City tax increment collections for project-related activities within the Project Area will not exceed $3,155,000 in aggregate amount during the term of this Urban Renewal Plan. Proceeds of such tax increment collections are currently expected to be used to make economic development grants to the developer, and to fund public improvements along Edgewood Road NE and administrative-related costs incurred in connection with the identified projects in the Project Area.

Currently, the City of Cedar Rapids’ outstanding general obligation indebtedness is $271,585,000 (as of Fiscal Year 2019 beginning July 1, 2018). The Constitution of the State of Iowa limits the amount of City debt outstanding at any time to no more than five (5) percent of the
value (as shown by the last certified state and county tax list) of all taxable property within the City. The City’s constitutional debt limit is $557,695,117 as of July 1, 2018 (FY2019).

X. STATE AND LOCAL REQUIREMENTS

All provisions necessary to conform to state and local law will be complied with by the City in implementing this Urban Renewal Plan and its supporting documents.

XI. SEVERABILITY

In the event one or more provisions contained in this Urban Renewal Plan shall be held for any reason to be invalid, illegal, unauthorized or unenforceable in any respect, such invalidity, illegality, or lack of authorization or enforceability shall not affect any other provision of this Urban Renewal Plan, and this Urban Renewal Plan shall be construed and implemented as if such provisions had never been contained herein.

XII. AMENDMENT OF URBAN RENEWAL PLAN

This Urban Renewal Plan may be amended from time to time to respond to development opportunities. Any such amendment shall conform to the requirements of Chapter 403 of the Code. Any change affecting any property or contractual right will be effectuated only in accordance with applicable state and local law.

XIII. EFFECTIVE DATE

This Urban Renewal Plan shall be effective upon adoption by the City Council of the City of Cedar Rapids, Iowa, and shall remain in full force and effect until amended or rescinded by the City Council. However, the use of tax increment financing revenues (including the amount of loans, advances, indebtedness or bonds which qualify for payment from the division of revenue provided in Section 403.19 of the Code) by the City for activities carried out under this Urban Renewal Plan shall be limited as deemed appropriate by the City Council and consistent with all applicable provisions of law, including Iowa Code Section 403.17(10).

XIV. PROPOSED URBAN RENEWAL PROJECT ACTIVITIES

Development Agreements
The following are private redevelopment projects in the Project Area which being induced by grants and loans provided through the use of tax increments:

<table>
<thead>
<tr>
<th>Project</th>
<th>Description &amp; Rationale</th>
<th>Tax Increment</th>
</tr>
</thead>
<tbody>
<tr>
<td>West Side Transport</td>
<td>Construction of a new corporate headquarters facility for West Side Transportation</td>
<td>City to provide a reimbursement of 50% of the tax increments generated by the improvements for a period of 10-years for each respective separately assessed building constructed as part of the project. The estimated total reimbursement of tax increments is expected to be $1,275,000.</td>
</tr>
</tbody>
</table>

Public Improvements
Use of tax increments within the Project Area for improvements to streets, highways, avenues, public ways, and public grounds; installation of street lighting fixtures, connections and facilities; installation and repair of traffic signals and control devices; construction, reconstruction, and repair of sidewalks and pedestrian underpasses and overpasses; improvement and repair of bridges, culverts, retaining walls, viaducts, underpasses, grade crossing separations, and approaches; construction, reconstruction, repair, and relocation of sanitary sewer, storm sewer, water, and fiber optic infrastructure;
<table>
<thead>
<tr>
<th>Project</th>
<th>Description &amp; Rationale</th>
<th>Tax Increment</th>
</tr>
</thead>
<tbody>
<tr>
<td>6th Street SW right-of-way improvements</td>
<td>3,000 linear feet of turn lanes and pavement tapering along 6th Street SW between Walford Road SW and Tharp Road SW including northbound right turn lanes and southbound left turn lanes. A portion of the project will include a Revitalizing Iowa’s Sound Economy (RISE) Grant funds through the Iowa Department of Transportation (I-DOT).</td>
<td>The estimated total tax increments is expected to be utilized in furtherance of the project is $1,878,000. The amount will be reduced by grand funds through the RISE Grant program of the I-DOT.</td>
</tr>
</tbody>
</table>

**Administration**
The City expects to use tax increments for ongoing legal, consulting, recording, publication, administration and oversight of eligible projects, housing market analysis, project financial gap analysis reports, real estate appraisals, and other miscellaneous fees associated with projects occurring within the Project Area. Current administrative expenses are estimated to be $2,000.
ATTACHMENT A
WEST SIDE CORPORATE PARK
URBAN RENEWAL AREA BOUNDARY

June 4, 2019

Bridges, Culverts, Pedestrian Structures

Parcels

1:9,600

0 0.075 0.15 0.3 mi

0 0.125 0.25 0.5 km
LEGAL DESCRIPTION

The SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa

The South 200 feet of the SW ¼ SW ¼ of Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian lying west of Hughes Group First Addition in the City of Cedar Rapids, Linn County, Iowa
The South 200 feet of the SE ¼ SE ¼ of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian lying east of Lot 1 of Dar – T Second Addition to Linn County, Iowa

The East 230 feet of the SE ¼ SE ¼ of Section 29 and NE ¼ NE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying south of Lot 1 of Dar – T Second Addition to Linn County, Iowa

All that part of the road right way of 6th Street SW in Sections 28, 29, 32, and 33, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying South of the north right of way line Walford Road SW and lying North of the south right of way line of Tharp Road SW

The NW ¼ NW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa and west of Interstate 380

West Side Corporate Park First Addition in the City of Cedar Rapids, Linn County, Iowa,

West Side Corporate Park Second Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Third Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Fourth Addition in the City of Cedar Rapids, Linn County, Iowa

West Side Corporate Park Fifth Addition in the City of Cedar Rapids, Linn County, Iowa
The NW ¼ SW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying south of West Side Corporate Park Fifth Addition in the City of Cedar Rapids, Linn County, Iowa and west of Interstate 380

Lot B, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the Tharp Road SW right of way in the SW ¼ SW ¼ of Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian lying west of Lot B, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the 6th Street SW right of way in the SW ¼ SW ¼ of Section 33 and SE ¼ SE ¼ of Section 32, all in Township 82 North, Range 7 West of the 5th Principal Meridian lying north of the north line and its westerly extension of Lot A, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

All of the Tharp Road SW right of way in the NE ¼ SE ¼ and SE ¼ SE ¼, all in of Section 32, Township 82 North, Range 7 West of the 5th Principal Meridian lying north of Lot 1, Klouda Second Addition to Linn County, Iowa, all containing 127 acres, more or less.
West Side Corporate Park URA
Base Values
Base Year January 2018

<table>
<thead>
<tr>
<th>#</th>
<th>GPN</th>
<th>Deed Holder</th>
<th>Class</th>
<th>Land</th>
<th>Improvement</th>
<th>Exemption</th>
<th>Total</th>
<th>Taxable</th>
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<tr>
<td>1</td>
<td>193322601300000</td>
<td>WEST SIDE PROPERTY 103 LLC</td>
<td>A</td>
<td>10,800</td>
<td>-</td>
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<td>10,800</td>
<td>6,062</td>
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<tr>
<td>2</td>
<td>193322601500000</td>
<td>WEST SIDE PROPERTY 104 LLC</td>
<td>C</td>
<td>8,000</td>
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<td></td>
<td>8,000</td>
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<td>A</td>
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<td>-</td>
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<td>7,200</td>
<td>4,042</td>
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<td>193322601200000</td>
<td>I-380 FLEX-SPACE LLC</td>
<td>C</td>
<td>722,800</td>
<td>3,309,800</td>
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<td>4,032,600</td>
<td>3,629,340</td>
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<tr>
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<td>193325100800000</td>
<td>TWIN BRIDGES TRUCK CITY INC</td>
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<td>13,700</td>
<td>-</td>
<td></td>
<td>13,700</td>
<td>7,690</td>
</tr>
<tr>
<td>6</td>
<td>193325101100000</td>
<td>WEST SIDE PROPERTY 103 LLC</td>
<td>C</td>
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<td>668,300</td>
<td>-</td>
<td>1,385,300</td>
<td>1,246,770</td>
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<td>7</td>
<td>193325100300000</td>
<td>BREWHOUSE LLC*</td>
<td>C</td>
<td>924,000</td>
<td>5,019,900</td>
<td>(525,600)</td>
<td>5,418,300</td>
<td>4,876,470</td>
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<tr>
<td>8</td>
<td>193325101400000</td>
<td>IOWA BEER &amp; BEVERAGE CO</td>
<td>C</td>
<td>120,000</td>
<td>-</td>
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<td>120,000</td>
<td>108,000</td>
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<tr>
<td>9</td>
<td>193332600200000</td>
<td>WEST SIDE PROPERTY 103 LLC*</td>
<td>C</td>
<td>1,288,500</td>
<td>553,800</td>
<td>(221,300)</td>
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<td>1,458,900</td>
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<td>10</td>
<td>193332600300000</td>
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<td>-</td>
<td>-</td>
<td>32,800</td>
<td>18,411</td>
</tr>
</tbody>
</table>

3,844,800  9,551,800  (746,900)  12,649,700  11,360,176

*properties are receiving Urban Revitalization Tax Exemption

Key:
R - Residential
C - Commercial
A - Agricultural
O - Other
NOTICE OF A CONSULTATION TO BE HELD BETWEEN THE CITY OF CEDAR RAPIDS, STATE OF IOWA AND ALL AFFECTED TAXING ENTITIES CONCERNING THE PROPOSED URBAN RENEWAL PLAN FOR THE WEST SIDE CORPORATE PARK URBAN RENEWAL AREA IN THE CITY OF CEDAR RAPIDS, STATE OF IOWA

The City of Cedar Rapids, State of Iowa will hold a consultation with all affected taxing entities, as defined in Section 403.17(1) of the Code of Iowa, as amended, commencing at 10:30 A.M. on June 28, 2019, in the Kranse Conference Room, 2nd Floor City Hall, 101 First Street SE, Cedar Rapids, Iowa concerning a proposed Urban Renewal Plan, a copy of which is attached hereto.

Each affected taxing entity may appoint a representative to attend the consultation. The consultation may include a discussion of the estimated growth in valuation of taxable property included in the proposed Urban Renewal Area, the fiscal impact of the division of revenue on the affected taxing entities, the estimated impact on the provision of services by each of the affected taxing entities in the proposed Urban Renewal Area, and the duration of any bond issuance included in the Amendment.

The designated representative of any affected taxing entity may make written recommendations for modifications to the proposed division of revenue no later than seven days following the date of the consultation. The Economic Development Analyst, or his delegate, as the designated representative of the City of Cedar Rapids, State of Iowa, shall submit a written response to the affected taxing entity, no later than seven days prior to the public hearing on the proposed Urban Renewal Plan, addressing any recommendations made by that entity for modification to the proposed division of revenue.

This notice is given by order of the City Council of the City of Cedar Rapids, State of Iowa, as provided by Section 403.5 of the Code of Iowa, as amended.

Dated this 11th day of June, 2019.

__________________________
City Clerk, City of Cedar Rapids, State of Iowa
Exhibit 3

NOTICE OF PUBLIC HEARING TO CONSIDER APPROVAL OF A PROPOSED URBAN RENEWAL PLAN FOR THE WEST SIDE CORPORATE PARK URBAN RENEWAL AREA IN THE CITY OF CEDAR RAPIDS, STATE OF IOWA

The City Council of the City of Cedar Rapids, State of Iowa, will hold a public hearing before itself at its meeting which commences at 4:00 P.M. on July 23, 2019 in the Council Chambers, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to consider adoption of a proposed Urban Renewal Plan (the “Plan”) concerning an Urban Renewal Area in the City of Cedar Rapids, State of Iowa, legally described as follows:

<Legal Description>

The City of Cedar Rapids, State of Iowa is the local public agency which, if such Plan is approved, shall undertake the urban renewal activities described in such Plan.

The general scope of the urban renewal activities under consideration in the Plan is to promote the growth and retention of qualified industries and businesses in the Urban Renewal Area through various public purpose and special financing activities outlined in the Plan. To accomplish the objectives of the Plan, and to encourage the further economic development of the Urban Renewal Area, the Amendment provides that such special financing activities may include, but not be limited to, the making of loans or grants of public funds to private entities under Chapter 15A of the Code of Iowa. The City also may reimburse or directly undertake the installation, construction and reconstruction of substantial public improvements, including, but not limited to, street, water, sanitary sewer, storm sewer or other public improvements. The Plan provides that the City may issue bonds or use available funds for purposes allowed by the Plan, as amended, and that tax increment reimbursement of the costs of urban renewal projects may be sought if and to the extent incurred by the City. The Plan also possible public infrastructure improvements to be undertaken by the City, and provides that the Plan may be amended from time to time.

Any person or organization desiring to be heard shall be afforded an opportunity to be heard at such hearing.

This notice is given by order of the City Council of the City of Cedar Rapids, State of Iowa, as provided by Section 403.5 of the Code of Iowa.

Dated this 11th day of June, 2019.

City Clerk, City of Cedar Rapids, State of Iowa
Motions setting public hearings

A motion setting a public hearing for June 25, 2019 to consider a change of zone from T-R1, Traditional Residential Single Unit District to T-MC, Traditional Mixed-Use Center Zone District for property located at 1100 “C” Street SW as requested by the City of Cedar Rapids, Applicant and Omer S. Ali, Titleholder.

CIP/DID #RZNE-028905-2019

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 June 6, 2019. The Commission recommended unanimously to approve the rezoning request with a 7 to 0 vote.

This is a request to rezone a parcel from T-R1, Traditional Residential Single Unit Zone District to T-MC, Traditional Mixed-Use Center Zone District on the currently adopted zoning map. The City adopted a new Zoning Ordinance and Zoning Map on January 1, 2019. Prior to adoption of the new map the subject property was zoned O-S, Office/Service Zone District. The property was inadvertently assigned a residential zoning designation as a result of a mapping error. The property owner has requested the property be restored to a commercial designation. 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 rezoning will be consistent with the goals and objective of this Land Use Typology Area designation.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on June 25, 2019. 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 adoption of the motion 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
Motion setting a public hearing for July 23, 2019 to consider an Ordinance relating to the collection of tax increments within the proposed West Side Corporate Park Urban Renewal Area generally located along and east of 6th Street SW between Walford Rd SW and Tharp Rd SW.

CIP/DID #TIF-0033-2019

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

Background: The action initiates the process to establish an Urban Renewal Area/TIF district. The City has been approved for a Revitalizing Iowa’s Sound Economy (RISE) Grant through the Department of Transportation for the construction of public road improvements to 6th Street SW between Tharp Road and Walford Road SW. The RISE Grant was leveraged by the West Side Transport Corporate headquarters along 6th St SW.

The West Side Transport project was previously approved for standard financial incentives through an Urban Revitalization Tax Exemption, although minimal improvements have been constructed. Based on the leveraging of the State RISE Grant, the mechanism for providing the incentive to the project will be through TIF in order to include provisions in a development agreement for threshold jobs associated with qualifying for the RISE Grant. The following is a timeline for the establishment of the Urban Renewal Area/TIF District:

- June 11  Resolution Setting a Public Hearing
- June 28  Consultation with affected taxing agencies
- July 18  City Planning Commission
- July 23  Public Hearing & 1st Ordinance Reading
- August 13 2nd and 3rd Ordinance Reading

Action/Recommendation: City staff recommends approval of resolution.

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

Time Sensitivity: NA

Resolution Date: June 11, 2019

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Steve Krug

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

Cell Phone Number: 319-538-8256

Description of Agenda Item: Motions filing plans and specifications
June 25, 2019 - Jones Park-Main Park Drive Asphalt Overlay project (estimated cost is $200,000).
CIP/DID PUR0519-254; 307069

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

Background:
This project is to construct an asphalt overlay on the main drive at Jones Park. Bids will be
opened at 11:00 am CDT on Wednesday, June 26, 2019.

Action/Recommendation: Set the public hearing.
Description of Agenda Item: Motions filing plans and specifications
Motion setting public hearing date for June 25, 2019 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 June 26, 2019 for the Adirondack Drive NE from Wasatch Court to south of McKinsie Court Pavement Replacement (estimated cost is $180,000) (Paving for Progress).
CIP/DID #3012288-01

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

Background: This project will include pavement improvements. Repairs are needed to reconstruct portions of roadway that have failed, and other portions with potential to fail, due to undermining. Construction will begin in the summer of 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 June 25, 2019 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: The alternative to this project is to defer construction of the project until a later season and risk further pavement failure, direct staff to repackage the project into multiple smaller projects, or abandon the project.

Time Sensitivity: Normal
Resolution Date: June 25, 2019
Budget Information: 301/301000/3012288 SLOST
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
ADIRONDACK DRIVE NE FROM WASATCH COURT TO SOUTH OF MCKINSIE COURT PAVEMENT REPLACEMENT
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. 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: Motions filing plans and specifications  
Motion setting public hearing date for June 25, 2019 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 June 26, 2019 for the 3rd Avenue Bridge Plantings project (estimated cost is $170,000).

CIP/DID #321613-01

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

**Background:** This project provides trees and perennials for planters on the 3rd Avenue Bridge. This is part of a larger project to make the bridge a more pedestrian and bicycle friendly space. Installation is planned for fall 2019 and spring 2020, following the completion of pavement and structural improvements to the bridge, currently underway.

**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 June 25, 2019 and advertising for bids by posting notice to bidders for the project.

**Alternative Recommendation:** Council may direct Public Works to defer, abandon, or repackage the work into multiple phases.

**Time Sensitivity:** Normal

**Resolution Date:** June 25, 2019

**Budget Information:** 321/321000/321613 NA

**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: Deputy Chief Jonker

Contact Person: Chief Jerman

Cell Phone Number: 319-640-5518

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

Description of Agenda Item: CONSENT AGENDA

a. Bop’s Pizza, 921 Blairs Ferry Road NE (new – new construction).
b. Casey’s General Store #2763, 641 Edgewood Road NW.
c. Casey’s General Store #2766, 380 33rd Avenue SW.
d. Casey’s General Store #2772, 3349 Mount Vernon Road SE.
e. Casey’s General Store #2773, 3625 Edgewood Road SW.
f. Casey’s General Store #2787, 1661 32nd Street NE.
g. Casey’s General Store #2850, 5655 C Street SW.
h. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SW).
i. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SW).
j. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SW).
k. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre - Cedar Rapids, 475 1st Street SW).
l. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at McGrath Power Sports, 4645 Center Point Road NE).
m. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at Black Stock Motorcycle Company, 611 2nd Avenue SE).
n. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE (5-day permit for an event at Black Stock Motorcycle Company, 611 2nd Avenue SE).
o. El Mercadito, 700 1st Avenue NW.
p. Hotel at Kirkwood, 7725 Kirkwood Boulevard SW.
q. Hy-Vee Food & Drugstore #6, 4035 Mount Vernon Road SE.
r. Hy-Vee Food Store #3, 20 Wilson Avenue SW.
s. Hy-Vee Food Store #4, 1556 1st Avenue NE.
t. Hy-Vee Food Store #5, 3235 Oakland Road NE.
u. Hy-Vee Food Store #7, 5050 Edgewood Road NE (5-day License for an event at Ushers Ferry Lodge, 5925 Seminole Valley Trail NE).
v. Local Pour, 302 3rd Avenue SW (expanding permanent outdoor service area).
w. Los Compadres Mexican Bar & Grill, 2825 6th Street SW.
x. The Map Room 416 3rd Street SE.
y. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (5-day license for an event).
z. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW.
aa. New Shack Tavern, 2545 Old River Road SW.
bb. Nick’s Bar & Grill, 4958 Johnson Avenue NW, (5-day license for an event for the Grand Lodge of Iowa A.F. & A.M. at the History Center Parking lot, 810 2nd Avenue SE).
c. The Pig & Porter, 1028 3rd Street SE.
d. Rodina, 1507 C Street SW (adding permanent outdoor service area).
ee. Rolling Taps Beer Coe, 1895 US Highway 169, Winterset (5 day license for an event at Transamerica, 6400 C Street SW).
f. Skyzone Cedar Rapids, 5515 Council Street NE (new).
h. Walmart #2716, 3601 29th Avenue SW.
i. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event at Metro Harley Davidson, 2415 Westdale Drive 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: Lt. Fields
Subject: Beer/Liquor License Applications Calls for Service Summary
Date: 06/4/2019

<table>
<thead>
<tr>
<th>Business Name/Address</th>
<th>Total Calls</th>
<th>Public Intox</th>
<th>Disturbances</th>
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<tbody>
<tr>
<td>Bop's Pizza</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>921 Blairs Ferry RD NE</td>
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<td></td>
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<tr>
<td>Casey's General Store #2766</td>
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<td>1</td>
<td>2</td>
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<tr>
<td>380 33RD AVE SW</td>
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<td></td>
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<tr>
<td>Casey's General Store #2772</td>
<td>337</td>
<td>0</td>
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<tr>
<td>3349 MT VERNON RD SE</td>
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<td></td>
<td></td>
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<tr>
<td>Casey's General Store #2773</td>
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<td>0</td>
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<td>3625 EDGEWOOD RD SW</td>
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<tr>
<td>Casey's General Store #2787</td>
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<td>3</td>
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<tr>
<td>1661 32ND ST NE</td>
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<tr>
<td>Casey's General Store #2850</td>
<td>53</td>
<td>0</td>
<td>0</td>
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<tr>
<td>5655 C ST SW</td>
<td></td>
<td></td>
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<tr>
<td>Cedar Rapids Jaycees</td>
<td>35</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>225 5TH AVE SW</td>
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<td>225 5TH AVE SW</td>
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<td>Cedar Rapids Jaycees</td>
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<td>225 5TH AVE SW</td>
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<td>Chrome Horse Slophouse &amp; Saloon</td>
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<td>1</td>
<td>0</td>
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<tr>
<td>1201 3RD ST SE</td>
<td></td>
<td></td>
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<tr>
<td>Chrome Horse Slophouse &amp; Saloon</td>
<td>35</td>
<td>1</td>
<td>0</td>
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<td>1201 3RD ST SE</td>
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<td>Business Name</td>
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<tr>
<td>Chrome Horse Slophouse &amp; Saloon</td>
<td>Bar</td>
<td>1201 3RD ST SE</td>
<td></td>
</tr>
<tr>
<td>El Mercadito</td>
<td>Restaurant</td>
<td>700 1ST AVE NW</td>
<td></td>
</tr>
<tr>
<td>Hotel at Kirkwood</td>
<td>Hotel</td>
<td>7725 KIRKWOOD BLVD SW</td>
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<tr>
<td>Hy-Vee Food &amp; Drugstore #6</td>
<td>Grocery Store</td>
<td>4035 MT VERNON RD SE</td>
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<td>Hy-Vee Food Store #3</td>
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<td>20 WILSON AVE SW</td>
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<tr>
<td>Hy-Vee Food Store #4</td>
<td>Grocery Store</td>
<td>1556 1ST AVE NE</td>
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<td>Hy-Vee Food Store #5</td>
<td>Grocery Store</td>
<td>3235 OAKLAND RD NE</td>
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<tr>
<td>Hy-Vee Food Store #7</td>
<td>Grocery Store</td>
<td>5050 EDGEWOOD RD NE</td>
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</tr>
<tr>
<td>Local Pour</td>
<td>Bar</td>
<td>302 3RD AVE SW</td>
<td></td>
</tr>
<tr>
<td>Los Compadres Mexican Bar &amp; Grill</td>
<td>Restaurant</td>
<td>2825 6TH ST SW</td>
<td></td>
</tr>
<tr>
<td>Map Room, The</td>
<td>Bar</td>
<td>416 3RD ST SE</td>
<td></td>
</tr>
<tr>
<td>National Czech &amp; Slovak Museum &amp; Library</td>
<td>Museum</td>
<td>1400 INSPIRATION PL SW</td>
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<td>New Shack Tavern</td>
<td>Bar</td>
<td>2545 OLD RIVER RD SW</td>
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<tr>
<td>Pig &amp; Porter, The</td>
<td>Bar</td>
<td>1028 3RD ST SE</td>
<td></td>
</tr>
<tr>
<td>Rodina</td>
<td>Bar</td>
<td>1507 C ST SW</td>
<td></td>
</tr>
<tr>
<td>Rolling Taps Beer Coe</td>
<td>Bar</td>
<td>1895 US Highway 169</td>
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<tr>
<td>Skyzone Cedar Rapids</td>
<td>Restaurant</td>
<td>5515 COUNCIL ST NE</td>
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<tr>
<td>Walmart #2716</td>
<td>Grocery Store</td>
<td>3601 29TH AVE SW</td>
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</tr>
<tr>
<td>Wild Hog Saloon &amp; Eatery</td>
<td>Restaurant</td>
<td>350 Commercial DR</td>
<td></td>
</tr>
</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 #FIN2019-01
  b. Payroll. CIP/DID #FIN2019-02

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: 6-11-2019

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the attached listing of bills dated the 11th day of June 2019, 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

LEG_PASSED_FAILED_TAG

MayorSignature

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.

<table>
<thead>
<tr>
<th>Department</th>
<th>Total</th>
<th>Department</th>
<th>Total</th>
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<tbody>
<tr>
<td>Animal Control</td>
<td>$23,619.69</td>
<td>Human Resources</td>
<td>$18,139.61</td>
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<td>Aquatics Operation</td>
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<td>Information Technology</td>
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<td>Attorney</td>
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<td>Joint Communications</td>
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<td>Building Services Division</td>
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<td>Parks Operations</td>
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<td>CR Public Library</td>
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<td>Public Works</td>
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<td>City Manager</td>
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<td>PW – Engineering</td>
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<td>Civil Rights</td>
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<td>Purchasing Services</td>
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<td>Clerk</td>
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<td>Recreation</td>
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<td>Comm Develop – DOD</td>
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<td>Sewer Operations</td>
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<td>Street Operations</td>
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<td>Traffic Engineering</td>
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<td>Finance – Analysts</td>
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<td>Utilities</td>
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<td>Financial Operations</td>
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<td>Utilities – Solid Waste</td>
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<td>Fire</td>
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<td>Veterans Memorial</td>
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<td>Five Seasons Parking</td>
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<td>Water Operations</td>
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<td>Fleet Maintenance</td>
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<td>Water Pollution Control</td>
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<tr>
<td>Golf Operations</td>
<td>$40,220.45</td>
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</table>

Grand Total $3,505,165.66

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest: ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Amy Stevenson

Contact Person: Amy Stevenson        Phone Number: 319-286-5061
E-mail Address: AmyS@cedar-rapids.org

Description of Agenda Item: Boards and commissions
Resolutions appointing, reappointing and thanking the following individuals:
  a. Reappointing Ashley Balius, Dedric Doolin, Laura O'Leary, Carrie Slagle, Phoebe Trepp,
     Robin Tucker and Leslie Wright (effective through June 30, 2022) to the Affordable
     Housing Commission.

  b. Appointing Mary Meisterling and reappointing Carroll Reasoner (effective through June
     30, 2022) to the Airport Commission.

  c. Reappointing William Vernon (effective through June 30, 2024) to the Board of
     Adjustment.

  d. Appointing Anna Yeagle and reappointing David Baker (effective through June 30, 2022)
     to the Cedar Rapids Board of Ethics.

  e. Reappointing Sarah Coleman and Richard Good (effective through June 30, 2022) to the
     Building/Fire Board of Appeals.

  f. Appointing Suzy McGrane-Hop (effective through June 30, 2020) and reappointing John
     Albert Jr., Timothy Charles and Okpara Rice (effective through June 30, 2022) to the
     Cedar Rapids Medical Self-Supported Municipal Improvement District Commission.

  g. Appointing Jennifer Cunningham and reappointing Jared Hills (effective through June
     30, 2024) to the City Band Commission.

  h. Appointing Linda Langston and reappointing Karl Cassell, Samantha Dahlby and Daniel
     Seufferlein (effective through June 30, 2022) to the City Planning Commission.

  i. Reappointing Anthony Arrington and Esaie Toingar (effective through June 30, 2022) to
     the Civil Rights Commission.

  j. Reappointing Craig Byers, Stephanie Jelinek and Ana McClain (effective through June
     30, 2022) to the Czech Village-New Bohemia Self-Supported Municipal Improvement
     District Commission.

CIP/DID #CD-0013-2015

CIP/DID #OB572853

l. Reappointing John Feltos (effective through June 30, 2022) to the Electrical Board of Appeals.

CIP/DID #OB572823

m. Appointing Kevin Curl, Julie Hubbell and Holly Warth and reappointing Ashley Balius, Carly Henderson, Brian Johnson, Ronald Lower, Allan Pierson, Marcus Ramirez, Tyanna Stephenson and Eric Wullner as members (effective through June 30, 2020) and appointing Kelzye Bedwell as an alternate representative (effective through June 30, 2020) to the Grants and Programs Citizens Advisory Committee.

CIP/DID #OB534302

n. Appointing Jennifer Cunningham (effective through June 30, 2022) and Ryan Russell (effective through June 30, 2020) and reappointing Ronald Mussman (effective through June 30, 2022) to the Cedar Rapids Historic Preservation Commission.

CIP/DID #OB691376

o. Appointing Rick Monthie (effective through June 30, 2021) and reappointing Albert Aossey and Lana Baldus (effective through June 30, 2022) to the Housing Code Board of Appeals.

CIP/DID #OB372485

p. Appointing Chad Finn and reappointing Bret Brecke (effective through June 30, 2022) to the Mechanical Board of Appeals.

CIP/DID #OB572849

q. Appointing Charles Crawley (effective through June 30, 2020), Jorel Robinson (effective through June 30, 2022) and Thomas Sandersfeld (effective through June 30, 2020) and reappointing Donald Clow, Jeffrey McLaud and Deborah Schroeder (effective through June 30, 2022) to the Parks, Waterways & Recreation Commission.

CIP/DID #OB1187380

r. Appointing Joseph Latta and reappointing John Pint and Brian Rogers (effective through June 30, 2022) to the Plumbing Board of Appeals.

CIP/DID #OB572851

s. Appointing Jason Rogers (effective through June 30, 2022) to the Cedar Rapids Stormwater Commission.

CIP/DID #OB566514

t. Appointing Michael McElmeel and reappointing Kristin Delfs (effective through June 30, 2022) to the Veterans Memorial Commission.

CIP/DID #OB572854

u. Appointing Maria Moore (effective through June 30, 2020) and Elizabeth Rhoads Read (effective through June 30, 2022) and reappointing Lynn Ocken (effective through June 30, 2022) to the Visual Arts Commission.

CIP/DID #OB572855

v. Appointing Katherine Read and reappointing Kelsey Logan (effective through June 30, 2022) to the Cedar Rapids Wellbeing Advisory Committee.

CIP/DID #CM001-16

w. Vote of thanks to Marcia Rogers for serving on the Airport Commission.

CIP/DID #OB541939

x. Vote of thanks to Amy Johnson for serving on the Cedar Rapids Board of Ethics.

CIP/DID #OB232112

y. Vote of thanks to Kathy McCauley for serving on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission.

CIP/DID #OB720222

z. Vote of thanks to Susan Millar for serving on the City Band Commission.

CIP/DID #OB631365
aa. Vote of thanks to Richard Pankey for serving on the City Planning Commission.
CIP/DID #OB572803

bb. Vote of thanks to Patricia Ellison for serving on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission.
CIP/DID #OB572853

c. Vote of thanks to Steven Nylin, Christopher Poole and Crystal Walter for serving as members and to Ryan Fitzpatrick for serving as an alternate representative on the Grants and Programs Citizens Advisory Committee.
CIP/DID #OB534302

d. Vote of thanks to Todd McNall and Mark Stoffer Hunter for serving on the Cedar Rapids Historic Preservation Commission.
CIP/DID #OB691376

e. Vote of thanks to Doug Hamilton for serving on the Mechanical Board of Appeals.
CIP/DID #OB572849

ff. Vote of thanks to Lindsey Podzimek for serving on the Parks, Waterways & Recreation Commission.
CIP/DID #OB1187380

g. Vote of thanks to Michael Hessenius for serving on the Plumbing Board of Appeals.
CIP/DID #OB572851

hh. Vote of thanks to Justin Gehrts for serving on the Cedar Rapids Stormwater Commission.
CIP/DID #OB566514

ii. Vote of thanks to William Stamats for serving on the Visual Arts Commission.
CIP/DID #OB572855

jj. Vote of thanks to Mindi Dixson for serving on the Cedar Rapids Wellbeing Advisory Committee.
CIP/DID #CM001-16

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

Background: Many board and commission terms expire on June 30, 2019. This agenda includes appointments, reappointments and votes of thanks for several boards and commissions.

Action/Recommendation: Approve resolutions as presented.

Alternative Recommendation:

Time Sensitivity: None

Resolution Date: June 11, 2019

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
ACCOUNTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Affordable Housing Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ashley Balius</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Dedric Doolin</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Laura O'Leary</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Carrie Slagle</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Phoebe Trepp</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Robin Tucker</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Leslie Wright</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s reappointment of Ashley Balius, Dedric Doolin, Laura O’Leary, Carrie Slagle, Phoebe Trepp, Robin Tucker and Leslie Wright to the Affordable Housing Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Airport Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mary Meisterling</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Carroll Reasoner</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Mary Meisterling and reappointment of Carroll Reasoner to the Airport Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the Board of Adjustment for the term as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>William Vernon</td>
<td>07/01/2019</td>
<td>06/30/2024</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s reappointment of William Vernon to the Board of Adjustment for the term indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Cedar Rapids Board of Ethics for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>David Baker</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Anna Yeagle</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Anna Yeagle and reappointment of David Baker to the Cedar Rapids Board of Ethics for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Building/Fire Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sarah Coleman</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Richard Good</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s reappointment of Sarah Coleman and Richard Good to the Building/Fire Board of Appeals for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>John Albert Jr.</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Timothy Charles</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Suzy McGrane-Hop</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Okpara Rice</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Suzy McGrane-Hop and reappointment of John Albert Jr., Timothy Charles and Okpara Rice to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the City Band Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jennifer Cunningham</td>
<td>07/01/2019</td>
<td>06/30/2024</td>
</tr>
<tr>
<td>Jared Hills</td>
<td>07/01/2019</td>
<td>06/30/2024</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Jennifer Cunningham and reappointment of Jared Hills to the City Band Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the City Planning Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Karl Cassell</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Samantha Dahlby</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Linda Langston</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Daniel Seufferlein</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Linda Langston and reappointment of Karl Cassell, Samantha Dahlby and Daniel Seufferlein to the City Planning Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Civil Rights Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony Arrington</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Esaie Toingar</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Anthony Arrington and Esaie Toingar to the Civil Rights Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Czech Village-New Bohemia Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Craig Byers</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Stephanie Jelinek</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Ana McClain</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's reappointment of Craig Byers, Stephanie Jelinek and Ana McClain to the Czech Village-New Bohemia Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

Attest:

MayorSignature

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individuals to serve on the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dawn Jaffray</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Linda Mattes</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>David Sorg</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Fred Timko</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s reappointment of Dawn Jaffray, Linda Mattes, David Sorg and Fred Timko to the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby reappoint the following individual to serve on the Electrical Board of Appeals for the term as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>John Feltes</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s reappointment of John Feltes to the Electrical Board of Appeals for the term indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

WHEREAS, the Citizen Participation Plan Community Block Grant & Home Investment Partnership Program states that each private non-profit neighborhood association that satisfies certain geographical parameters shall be entitled, but not required, to submit for City Council consideration one regular and one optional alternate representative to be a voting member of the Grants and Programs Citizens Advisory Committee; and

WHEREAS, the Mound View Neighborhood Association has informed City staff that it has chosen not to have representation on the Grants and Programs Citizens Advisory Committee this year.

NOW THEREFORE I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Grants and Programs Citizens Advisory Committee for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Members</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ashley Balius</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Kevin Curl</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Carly Henderson</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Julie Hubbell</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Brian Johnson</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Ronald Lower</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Allan Pierson</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Marcus Ramirez</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Tyanna Stephenson</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Holly Warth</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Eric Wullner</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
</tbody>
</table>

Alternate Representatives

<table>
<thead>
<tr>
<th>Members</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kelzye Bedwell</td>
<td>07/01/2019</td>
<td>06/30/2020</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Kevin Curl, Julie Hubbell and Holly Warth and reappointment of Ashley Balius, Carly Henderson, Brian Johnson, Ronald Lower, Allan Pierson, Marcus Ramirez, Tyanna Stephenson and Eric Wullner as members and appointment of Kelzye Bedwell as an alternate representative to the Grants and Programs Citizens Advisory Committee for the terms indicated above is hereby given.
Attest:

ClerkSignature

MayorSignature
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Cedar Rapids Historic Preservation Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jennifer Cunningham</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Ronald Mussman</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Ryan Russell</td>
<td>06/11/2019</td>
<td>06/30/2020</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Jennifer Cunningham and Ryan Russell and reappointment of Ronald Mussman to the Cedar Rapids Historic Preservation Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Housing Code Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Albert Aossey</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Lana Baldus</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Rick Monthie</td>
<td>06/11/2019</td>
<td>06/30/2021</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Rick Monthie and reappointment of Albert Aossey and Lana Baldus to the Housing Code Board of Appeals for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Mechanical Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bret Brecke</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Chad Finn</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Chad Finn and reappointment of Bret Brecke to the Mechanical Board of Appeals for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
**APPOINTMENT**

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Parks, Waterways & Recreation Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donald Clow</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Charles Crawley</td>
<td>06/11/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Jeffrey McLaud</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Jorel Robinson</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Thomas Sandersfeld</td>
<td>06/11/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Deborah Schroeder</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

**RESOLUTION NO. LEG_NUM_TAG**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Charles Crawley, Jorel Robinson and Thomas Sandersfeld and reappointment of Donald Clow, Jeffrey McLaud and Deborah Schroeder to the Parks, Waterways & Recreation Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Plumbing Board of Appeals for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Joseph Latta</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>John Pint</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Brian Rogers</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Joseph Latta and reappointment of John Pint and Brian Rogers to the Plumbing Board of Appeals for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Cedar Rapids Stormwater Commission for the term as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jason Rogers</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Jason Rogers to the Cedar Rapids Stormwater Commission for the term indicated above is hereby given.

PASSED

Attest:

Clerk

Mayor

LEG TABLED
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Veterans Memorial Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kristin Delfs</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Michael McElmeel</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Michael McElmeel and reappointment of Kristin Delfs to the Veterans Memorial Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Visual Arts Commission for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maria Moore</td>
<td>06/11/2019</td>
<td>06/30/2020</td>
</tr>
<tr>
<td>Lynn Ocken</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Elizabeth Rhoads Read</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Maria Moore and Elizabeth Rhoads Read and reappointment of Lynn Ocken to the Visual Arts Commission for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
APPOINTMENT

I, Bradley G. Hart, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint and reappoint the following individuals to serve on the Cedar Rapids Wellbeing Advisory Committee for the terms as indicated or until a successor is appointed and qualified:

<table>
<thead>
<tr>
<th>Members</th>
<th>Term Beginning</th>
<th>Term Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kelsey Logan</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
<tr>
<td>Katherine Read</td>
<td>07/01/2019</td>
<td>06/30/2022</td>
</tr>
</tbody>
</table>

RESOLUTION NO.  LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor’s appointment of Katherine Read and reappointment of Kelsey Logan to the Cedar Rapids Wellbeing Advisory Committee for the terms indicated above is hereby given.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Marcia Rogers has devoted considerable time and effort as a member of the Airport Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Marcia Rogers for serving as a member of the Airport Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Amy Johnson has devoted considerable time and effort as a member of the Cedar Rapids Board of Ethics,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Amy Johnson for serving as a member of the Cedar Rapids Board of Ethics.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Kathy McCauley has devoted considerable time and effort as a member of the Cedar Rapids Medical Self-Supported Municipal Improvement Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Kathy McCauley for serving as a member of the Cedar Rapids Medical Self-Supported Municipal Improvement Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Susan Millar has devoted considerable time and effort as a member of the City Band Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Susan Millar for serving as a member of the City Band Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Richard Pankey has devoted considerable time and effort as a member of the City Planning Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Richard Pankey for serving as a member of the City Planning Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Patricia Ellison has devoted considerable time and effort as a member of the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Patricia Ellison for serving as a member of the Downtown Cedar Rapids Self-Supported Municipal Improvement District Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Steven Nylin, Christopher Poole and Crystal Walter have devoted considerable time and effort as members and Ryan Fitzpatrick has devoted considerable time and effort as an alternate representative of the Grants and Programs Citizens Advisory Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Steven Nylin, Christopher Poole and Crystal Walter for serving as members and to Ryan Fitzpatrick for serving as an alternate representative of the Grants and Programs Citizens Advisory Committee.

PASSED_DAY_TAG
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Todd McNall and Mark Stoffer Hunter have devoted considerable time and effort as members of the Cedar Rapids Historic Preservation Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Todd McNall and Mark Stoffer Hunter for serving as members of the Cedar Rapids Historic Preservation Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Doug Hamilton has devoted considerable time and effort as a member of the Mechanical Board of Appeals,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Doug Hamilton for serving as a member of the Mechanical Board of Appeals.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
WHEREAS, Lindsey Podzimek has devoted considerable time and effort as a member of the Parks, Waterways & Recreation Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Lindsey Podzimek for serving as a member of the Parks, Waterways & Recreation Commission.

PASSED_DAY

LEG_PASSED_FAILED

MayorSignature

Attest:

ClerkSignature

LEG_TABLED
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Michael Hessenius has devoted considerable time and effort as a member of the Plumbing Board of Appeals,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Michael Hessenius for serving as a member of the Plumbing Board of Appeals.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Justin Gehrts has devoted considerable time and effort as a member of the Cedar Rapids Stormwater Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Justin Gehrts for serving as a member of the Cedar Rapids Stormwater Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, William Stamats has devoted considerable time and effort as a member of the Visual Arts Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to William Stamats for serving as a member of the Visual Arts Commission.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Mindi Dixson has devoted considerable time and effort as a member of the Cedar Rapids Wellbeing Advisory Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Mindi Dixson for serving as a member of the Cedar Rapids Wellbeing Advisory Committee.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG
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).

(Notice: The Intent to Assess Resolution was approved at the Council Meeting on April 23, 2019).

CIP/DID #SWM-004-19

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. 0445-04-19 passed on April 23, 2019.

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: 6/11/19

Budget Information:

Local Preference Policy: NA
Explanation: NA

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

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

NUISANCE ABATEMENTS

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

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
<table>
<thead>
<tr>
<th>#</th>
<th>Balance Due</th>
<th>District</th>
<th>Premise Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>330.00</td>
<td>3</td>
<td>518 16(^{th}) St SE</td>
</tr>
<tr>
<td>2</td>
<td>610.00</td>
<td>3</td>
<td>945 N St SW</td>
</tr>
<tr>
<td>3</td>
<td>272.00</td>
<td>2</td>
<td>2349 B Ave NE</td>
</tr>
<tr>
<td>4</td>
<td>272.00</td>
<td>1</td>
<td>120 17(^{th}) St NE</td>
</tr>
</tbody>
</table>

$1,484.00  Grand Total

4  Number of Properties
Council Agenda Item Cover Sheet

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

Description of Agenda Item: Intent and levy assessments
Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 30 properties.
CIP/DID #WTR061119-01

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 deliquent 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: 6/11/19
Budget Information: N/A
Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
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 23rd day of July 2019. Notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:00 p.m., July 23, 2019.

Attest:

ClerkSignature
<table>
<thead>
<tr>
<th>#</th>
<th>Balance Due</th>
<th>Premise Address</th>
<th>District #</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>$65.74</td>
<td>242 11TH ST NW</td>
<td>CR5</td>
</tr>
<tr>
<td>2</td>
<td>$106.80</td>
<td>320 30TH STREET DR SE</td>
<td>CR2</td>
</tr>
<tr>
<td>3</td>
<td>$192.12</td>
<td>325 5TH ST NW</td>
<td>CR3</td>
</tr>
<tr>
<td>4</td>
<td>$151.42</td>
<td>367 31ST STREET DR SE</td>
<td>CR2</td>
</tr>
<tr>
<td>5</td>
<td>$53.75</td>
<td>501 B AVE NW</td>
<td>CR3</td>
</tr>
<tr>
<td>6</td>
<td>$230.77</td>
<td>640 39TH ST NE</td>
<td>CR2</td>
</tr>
<tr>
<td>7</td>
<td>$190.22</td>
<td>709 16TH ST SE</td>
<td>CR3</td>
</tr>
<tr>
<td>8</td>
<td>$232.80</td>
<td>727 DOWS RD SE</td>
<td>COUNTY</td>
</tr>
<tr>
<td>9</td>
<td>$101.92</td>
<td>807 ELLIS BLVD NW</td>
<td>CR1</td>
</tr>
<tr>
<td>10</td>
<td>$161.11</td>
<td>941 OAKLAND RD NE</td>
<td>CR1</td>
</tr>
<tr>
<td>11</td>
<td>$151.31</td>
<td>1040 H AVE NW</td>
<td>CR4</td>
</tr>
<tr>
<td>12</td>
<td>$105.67</td>
<td>1244 21ST AVE SW</td>
<td>CR5</td>
</tr>
<tr>
<td>13</td>
<td>$65.72</td>
<td>1265 16TH AVE SW</td>
<td>CR5</td>
</tr>
<tr>
<td>14</td>
<td>$124.22</td>
<td>1329 10TH ST NW</td>
<td>CR4</td>
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<tr>
<td>15</td>
<td>$130.79</td>
<td>1602 13TH AVE SE</td>
<td>CR3</td>
</tr>
<tr>
<td>16</td>
<td>$38.55</td>
<td>1829 ROSEHILL DR SW</td>
<td>CR5</td>
</tr>
<tr>
<td>17</td>
<td>$1,169.42</td>
<td>1900 STONEY POINT RD SW</td>
<td>CR5</td>
</tr>
<tr>
<td>18</td>
<td>$107.66</td>
<td>2006 WASHINGTON AVE SE</td>
<td>CR5</td>
</tr>
<tr>
<td>19</td>
<td>$227.72</td>
<td>2022 SUGAR CREEK DR NW #A</td>
<td>CR4</td>
</tr>
<tr>
<td>20</td>
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<td>21</td>
<td>$126.37</td>
<td>2208 MT VERNON RD SE</td>
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</tr>
<tr>
<td>22</td>
<td>$301.00</td>
<td>2715 DALEWOOD AVE SE</td>
<td>CR3</td>
</tr>
<tr>
<td>23</td>
<td>$63.98</td>
<td>2810 COREY CT SW #3</td>
<td>CR5</td>
</tr>
<tr>
<td>24</td>
<td>$61.03</td>
<td>2849 OLD RIVER RD SW</td>
<td>CR5</td>
</tr>
<tr>
<td>25</td>
<td>$99.81</td>
<td>2901 OLD RIVER RD SW</td>
<td>CR5</td>
</tr>
<tr>
<td>26</td>
<td>$53.58</td>
<td>3004 CENTER POINT RD NE</td>
<td>CR1</td>
</tr>
<tr>
<td>27</td>
<td>$79.66</td>
<td>3120 WILSON AVE SW #6</td>
<td>CR5</td>
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<tr>
<td>28</td>
<td>$266.71</td>
<td>3524 WATER POINT RD SW</td>
<td>CR5</td>
</tr>
<tr>
<td>29</td>
<td>$172.51</td>
<td>3815 LEXINGTON DR NE #A</td>
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<td>5808 UNDERWOOD AVE SW</td>
<td>CR4</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>$5,272.99</th>
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</tr>
</thead>
<tbody>
<tr>
<td>30</td>
<td>Number of Properties</td>
</tr>
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<td>$38.55</td>
<td>Balance Due - Low</td>
</tr>
<tr>
<td>$1,169.42</td>
<td>Balance Due - High</td>
</tr>
</tbody>
</table>
Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner

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

Cell Phone Number: 538-1059

Description of Agenda Item: Maintenance bonds
Water system improvements installed in Tech Place 6th Addition and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of $44,044.80. CIP/DID #2019017-01

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

Background: Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service. This bond helps to insure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Jerry’s Homes, was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Tech Place 6th Addition (Project No. 2019017). The Contractor, Connolly Construction, Inc. has installed 712 feet of 8-inch DIP water main, services and appurtenances on Prairie Rose Drive SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed for Tech Place 6th Addition (Project No. 2019017) and the Contractor’s 2-year Maintenance Bond (IAC 589090) in the amount of $44,044.80 submitted by Connolly Construction.

Alternative Recommendation: There is no alternative recommendation but an alternative action is not to accept this project. If this project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this project.

Time Sensitivity: None, routine item

Resolution Date: 6/11/2019

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, Jerry’s Homes, was granted permission by the Utilities Department - Water Division to install 712 lineal feet of 8-inch DIP water main, services and appurtenances on Prairie Rose Drive SW, all in Tech Place 6th Addition (Project No. 2019017), to the City of Cedar Rapids, and

WHEREAS, said work has now been completed and Connolly Construction, Inc. of Peosta, Iowa, as Principal, has filed a 2-year Maintenance Bond (IAC 589090) executed by Merchants Bonding Company (Mutual), as Surety, in the sum of $44,044.80 (Forty Four Thousand Forty Four Dollars and 80/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains, services and appurtenances installed in Tech Place 6th Addition (Project No. 2019017) be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Connolly Construction, Inc., Iowa, as Principal, and executed by Merchants Bonding Company (Mutual), as Surety, be 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 and approving the 4-year Performance Bond submitted by Venture Concrete, LLC for the 27th Street NE at CEMAR Trail Storm Inlet Repair project (original contract amount was $28,635; final contract amount is $27,100.89).
CIP/DID #304429-05

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

Background: Construction has been substantially completed by Venture Concrete, LLC for the 27th Street NE at CEMAR Trail Storm Inlet Repair project. This is an approved Capital Improvements Project (CIP No. 304429-05) with a final construction contract amount of $27,100.89. 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 submitted by Venture Concrete, LLC.

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 (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: June 11, 2019

Budget Information (if applicable): 304429

Local Preference Policy: NA
Explanation:

Recommended by Council Committee: N/A
Explanation (if necessary):
RESOLUTION NO. 304429-05

WHEREAS, the City Engineer certifies construction contract work on the 27th Street NE at CEMAR Trail Storm Inlet Repair project (Contract No. 304429-05), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated December 18, 2018 in the amount of $28,635 covering said work filed by Venture Concrete, LLC and executed by Western National Mutual Insurance Co. 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>$28,635.00</td>
</tr>
<tr>
<td>Change Order No. 1 Final</td>
<td>(1,534.11)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$27,100.89</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 27th Street NE at CEMAR Trail Storm Inlet Repair project (Contract No. 304429-05) be and the same is hereby accepted as being substantially completed.

The final contract price is $27,100.89 distributed as follows: $27,100.89 304-304000-30485-304429

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 $4,779.50 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the Bever Avenue SE East of Bever Lane Storm Sewer Replacement project (original contract amount was $97,610; final contract amount is $95,590.10).

CIP/DID #304485-01

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 Bever Avenue SE East of Bever Lane Storm Sewer Replacement project. This is an approved Capital Improvements Project (CIP No. 304485-01) with a final construction contract amount of $95,590.10. 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 $4,779.50.

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: June 11, 2019

Budget Information: 304, 304000, 304485 NA: $160,000

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 Bever Avenue SE East of Bever Lane Storm Sewer Replacement (Contract No. 304485-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated October 9, 2018 in the amount of $97,610 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>$97,610.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>3,295.00</td>
</tr>
<tr>
<td>Change Order No. 2 Final</td>
<td>(5,314.90)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$95,590.10</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 Bever Avenue SE East of Bever Lane Storm Sewer Replacement (Contract No. 304485-01) 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 $4,779.50 to Rathje Construction Company as final payment.

The final contract price is $95,590.10 distributed as follows: $95,590.10 304-304000-30485-304485

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: Purchasing

Presenter at Meeting: John Riggs

Contact Person: Kevin Ciabatti  
E-mail Address: K.Ciabatti@cedar-rapids.org  
Cell Phone Number: 319-423-2786

Description of Agenda Item: Accept projects Demolition of Two Properties acceptance of project and 2-Year Performance Bond submitted by Kelly Demolition & Excavating LLC (original contract amount was $51,450; final contract amount is $51,450). 
CIP/DID #PUR1118-109

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

Background:
This project is for the demolition of two properties. City Council awarded the project to Kelly Demolition & Excavating LLC by Resolution No. 0028-01-19. The Building Services Division has certified that the Contract work has been substantially completed in accordance with the approved specifications.

A Performance Bond dated January 8, 2019 in the amount of $51,450 covering said work filed by Kelly Demolition & Excavating LLC and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to accept the project and begin the two-year correction period.

Action/Recommendation: Recommend Council approve the resolution.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: June 11, 2019

Budget Information:

Local Preference Policy: Yes  
Explanation: 

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

WHEREAS; the City of Cedar Rapids, Iowa and Kelly Demolition & Excavating LLC are parties to a Contract for the demolition of two properties project, authorized by Resolution No. 0028-01-19; and

WHEREAS, the contract work has been substantially completed project in accordance with the approved specifications; and

WHEREAS, the final cost of this project is $51,450 and funding for these services is covered under the budget, the GL coding 3012149 NA and 3012130 SLOST; and

WHEREAS, a Performance Bond, dated January 8, 2019 in the amount of $51,450 covering said work filed by Kelly Demolition & Excavating LLC and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date.

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 $9,397.59 and approving the 4-year Performance Bond submitted by Hunt Construction Company, Inc. for the FY 18 Sidewalk Repair Program – Contract No. 2 project (original contract amount was $152,076.80; final contract amount is $187,951.71).
CIP/DID #3017018-02

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

Background: Construction has been substantially completed by Hunt Construction Company, Inc. for the FY 2018 Sidewalk Repair Program – Contract No. 2 project. This is an approved Capital Improvements Project (CIP No. 3017018-02) with a final construction contract amount of $187,951.71. Funding resources for this project were approved in FY 19 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 $9,397.59.

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: June 11, 2019

Budget Information: 301/301000/3017018 NA

Local Preference Policy: No
Explanation: NA

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

WHEREAS, the City Engineer certifies construction contract work on the FY 18 Sidewalk Repair Program – Contract No. 2 (Contract No. 3017018-02), 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 $150,076.80 covering said work filed by Hunt Construction Company, Inc. and executed by Hunt Construction Company, Inc. 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>Original Contract Amount</th>
<th>$150,076.80</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Incentive Value</td>
<td>2,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>12,536.00</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>41,726.60</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>3,700.00</td>
</tr>
<tr>
<td>Change Order No. 4</td>
<td>20.00</td>
</tr>
<tr>
<td>Change Order No 5 Final-revised</td>
<td>(22,107.69)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$187,951.71</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 FY 18 Sidewalk Repair Program – Contract No. 2 (Contract No. 3017018-02) 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 $9,397.59 to Hunt Construction Company, Inc. as final payment.

The final contract price is $187,951.71 distributed as follows: $6,270.52 301-301000-18553-3017018, $146,096.28 301-301000-30185-3017018, $7,750 301-301000-7970-301998, $16,621.50 621-621004-6212019009, $6,795.01 621-621004-18553-6212019009, $4,418.40 661-661002-66131

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.
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: John Riggs

Contact Person: Kevin Ciabatti
E-mail Address: K.Ciabatti@cedar-rapids.org

Cell Phone Number: 319-423-2786

Description of Agenda Item: Accept projects Hubbard Ice Demolition project, Change Order No. 2 in the amount of $18,000, final payment in the amount of $21,451.38 and 2-Year Performance Bond submitted by D.W. Zinser Company (original contract amount was $389,900; final contract amount with this change order is $447,027.50). CIP/DID #PUR0518-178

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

Background:
This project is the Hubbard Ice demolition project. City Council awarded the project to D.W. Zinser Company by Resolution No. 0899-07-18. The Building Services Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated July 18, 2018 in the amount of $389,900 covering said work filed by D.W. Zinser Company and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to approve Change Order No. 2 for $18,000 and release final payment (retainage) to D.W. Zinser Company of $21,451.38.

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: June 11, 2019

Budget Information: 3311201 GRI

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA
WHEREAS; the City of Cedar Rapids, Iowa and D.W. Zinser Company are parties to a Contract for the Hubbard Ice Demolition project, authorized by Resolution No. 0899-07-18; and

WHEREAS, the contract work has been substantially completed on the project in accordance with the approved specifications; and

WHEREAS, the final cost of this project is $447,027.50 and funding for these services is covered under the budget, the GL coding 3311201 GRI; and

WHEREAS, a Performance Bond, dated July 18, 2018 in the amount of $389,900 covering said work filed by D.W. Zinser Company and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are authorized to execute Change Order No. 2 to add $18,000 for exploratory excavation to locate water wells to close out the Contract; and

BE IT FURTHER RESOLVED, a cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$389,900.00</td>
<td>Resolution No. 0899-07-18</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>$39,127.50</td>
<td>Discoveries, extend completion date; Resolution No. 0042-01-19</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>$18,000.00</td>
<td>Water wells, extend completion date</td>
</tr>
<tr>
<td>Total</td>
<td>$447,027.50</td>
<td>Not to exceed, except by written authorization</td>
</tr>
</tbody>
</table>

AND BE IT FURTHER RESOLVED that based on the Building Services Division Program Manager’s recommendation, the Hubbard Ice Demolition project be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of $21,451.38 retainage amount to D.W. Zinser Company; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.
Attest:

ClerkSignature

MayorSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Justin Holland

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

Description of Agenda Item: Accept projects
Resolution accepting project, authorizing final payment in the amount of $180,512.54 and approving the 4-year Performance Bond submitted by Rathje Construction Company for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (original contract amount was $3,365,161.65; final contract amount is $3,610,250.90) (Paving for Progress)
CIP/DID #3012116-03

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

Background: Construction has been substantially completed by Rathje Construction Company for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project. This is an approved Capital Improvements Project (CIP No. 3012116-03) with a final construction contract amount of $3,610,250.90. 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 $180,512.54.

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: June 11, 2019

Budget Information: 301/301000/3012116 SLOST, 6550000/6550035 NA, 6250051-2016029 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 Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (Contract No. 3012116-03), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated March 28, 2019 in the amount of $3,365,161.65 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>Change Order</th>
<th>Original Contract Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. 1</td>
<td>$3,365,161.65</td>
</tr>
<tr>
<td>No. 2</td>
<td>108,400.00</td>
</tr>
<tr>
<td>No. 3</td>
<td>6,968.76</td>
</tr>
<tr>
<td>No. 4</td>
<td>12,524.80</td>
</tr>
<tr>
<td>No. 5</td>
<td>2,088.00</td>
</tr>
<tr>
<td>No. 6</td>
<td>158,362.79</td>
</tr>
<tr>
<td>No. 7</td>
<td>100,049.12</td>
</tr>
<tr>
<td>No. 8 Revised</td>
<td>3,961.50</td>
</tr>
<tr>
<td>No. 9</td>
<td>6,745.27</td>
</tr>
<tr>
<td>No. 10</td>
<td>1,039.32</td>
</tr>
<tr>
<td>No. 11</td>
<td>266.46</td>
</tr>
<tr>
<td>No. 12</td>
<td>4,651.40</td>
</tr>
<tr>
<td>No. 13 Final</td>
<td>(215,258.55)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$3,610,250.90</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 Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (Contract No. 3012116-03) 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 $180,512.54 to Rathje Construction Company as final payment.

The final contract price is $3,610,250.90 distributed as follows: $60,738 301-301000-30185-3012116, $3,291,554 301-301000-7970-3012116, $173,721.10 625-625000-6250051-6252016029, $84,237.80 655-655000-65585-6550035

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
SEMINOLE VALLEY ROAD NE IMPROVEMENTS
FROM FORDS CROSSING TO 42ND STREET NE
PHASE 2
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Scott Wilson

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

Cell Phone Number: 319-538-1064

Description of Agenda Item: Accept projects Veterans Memorial Stadium Decking Replacement Project, Amendment No. 3 in the amount of $3,104, final payment in the amount of $6,614.90 and 2-Year Performance Bond submitted by Woodruff Construction, LLC (original contract amount was $106,500; final contract amount with this amendment is $132,298).

CIP/DID #PUR1218-126

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

Background:
This project is for the Veterans Memorial Stadium Decking Replacement Project. City Council awarded the project to Woodruff Construction, LLC by Resolution No. 0150-02-19. The Kernels have certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

Amendment No 3 in the amount of 3,104 to add work including the reconstruction of egress stair stringer, concrete landings, and stair steps.

A Performance Bond dated February 13, 2019 in the amount of $106,500 covering said work filed by Woodruff Construction and executed by United Fire and Casualty Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to release final payment to Woodruff Construction LLC of $6,614.90.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: June 11, 2019

Budget Information: 314348

Local Preference Policy: Yes
Explanation: NA

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

WHEREAS; the City of Cedar Rapids, Iowa and Woodruff Construction LLC are parties to a Contract for the Veterans Memorial Stadium Decking Replacement, authorized by Resolution No. 0150-02-19; and

WHEREAS, the construction contract work has been substantially completed on the Veterans Memorial Stadium Decking Replacement Project (Contract No. PUR1218-126) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is $132,298 and funding for these services is covered under the budget, the GL coding 314348; and

WHEREAS, a Performance Bond, dated February 13, 2019 in the amount of $106,500 covering said work filed by Woodruff Construction, LLC and executed by United Fire & Causality Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are authorized to execute Amendment No. 3 to add $3,104 for additional scope of work to close out the Contract; and

BE IT FURTHER RESOLVED, a cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$106,500</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$22,694</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$3,104</td>
</tr>
<tr>
<td>Total</td>
<td>$132,298</td>
</tr>
</tbody>
</table>

AND BE IT FURTHER RESOLVED that based on the Cedar Rapids Kernels General Manager’s recommendation, the Veterans Memorial Stadium Decking Replacement, (PUR1218-126) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of $6,614.90 retainage amount to Woodruff Construction, LLC.; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.
Attest:

ClerkSignature

MayorSignature
Council Agenda Item Cover Sheet

Submiting 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 Frake’s Deer Run Woods First Addition in the City of Cedar Rapids, Linn County, Iowa, for land located south of Pioneer Avenue SE and west of 42nd Street SE.

CIP/DID #FLPT-028674-2019


Background: The property owner submitted the Final Plat of Frake’s Deer Run Woods First 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 five (5) numbered lots, Lot 1 through Lot 5 and One (1) lettered lot, Lot A (42nd Street SE), and a total plat area of 9.99 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: June 11, 2019

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
Location map
WHEREAS, A PLAT OF FRAKE’S DEER RUN WOODS FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing six (6) lots, numbered Lots 1 through 5 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. Final Plat Development Agreement
2. Public Improvements Petition and Assessment Agreement

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 Frake’s Deer Run Woods First Addition to the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of all lands within the plat that are designated for streets, more specifically Lot A (42nd Street SE) is hereby approved and accepted, and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.
STATE OF IOWA )
       ) ss.
COUNTY OF LINN )

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 11th day of June, 2019.

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Chuck Goss

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
Contract with Capital Sanitary for a citywide Janitorial Supply Program for an annual amount not to exceed $200,000.
CIP/DID #PUR0119-147

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

Background: Proposals were solicited to establish a contract for a citywide janitorial supply program with nine (9) vendors responding. After consideration of all proposals award is recommended to Capital Sanitary who the evaluation committee determined submitted the most responsive and responsible proposal.

The Contract period is from July 1, 2019 through June 30, 2021 with one (1) two-year renewal option available. The citywide annual expenditure for purchases under this contract shall not exceed $200,000.

Proposals were submitted by the vendors listed below. Total dollar amounts are not available due to indefinite quantities to be purchased on an as-needed basis, the variety of different products and units of measure submitted for each line item, and the large number of line items included in the RFP.

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
<th>Initial Score</th>
<th>Buy Local</th>
<th>Small Business</th>
<th>Final Score</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Sanitary</td>
<td>Des Moines / branch in CR</td>
<td>850</td>
<td>50</td>
<td>n/a</td>
<td>900</td>
</tr>
<tr>
<td>Great Western Supply Co.</td>
<td>Davenport, IA</td>
<td>745</td>
<td>50</td>
<td>20</td>
<td>815</td>
</tr>
<tr>
<td>Office Express</td>
<td>Cedar Rapids, IA</td>
<td>740</td>
<td>50</td>
<td>n/a</td>
<td>790</td>
</tr>
<tr>
<td>Baker Paper &amp; Supply</td>
<td>Cedar Rapids, IA</td>
<td>725</td>
<td>50</td>
<td>n/a</td>
<td>775</td>
</tr>
<tr>
<td>FlexPac</td>
<td>Rock Island, IL</td>
<td>765</td>
<td>n/a</td>
<td>n/a</td>
<td>765</td>
</tr>
<tr>
<td>First Choice Distribution</td>
<td>Des Moines, IA</td>
<td>655</td>
<td>n/a</td>
<td>n/a</td>
<td>655</td>
</tr>
<tr>
<td>EcoCare Supply</td>
<td>Coralville, IA</td>
<td>595</td>
<td>n/a</td>
<td>n/a</td>
<td>595</td>
</tr>
<tr>
<td>Iowa Prison Industries</td>
<td>Anamosa, IA</td>
<td>430</td>
<td>n/a</td>
<td>n/a</td>
<td>430</td>
</tr>
<tr>
<td>Tallgrass</td>
<td>Cedar Rapids, IA</td>
<td></td>
<td></td>
<td>non-responsive; not scored</td>
<td></td>
</tr>
</tbody>
</table>

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Contract as described herein.
Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: June 11, 2019

Budget Information: Individual department operating budgets

Local Preference Policy: Yes
Explanation: Local preference applies but does change award. The awarded vendor is a certified local business.

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

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for the citywide Janitorial Supply Program; and

WHEREAS, proposals were received from nine vendors; and

WHEREAS, a committee has carefully evaluated and ranked each proposal based on the evaluation criteria and recommends that the contract be awarded to Capital Sanitary for an annual amount not to exceed $200,000; and

WHEREAS, a two-year contract with the option of one two-year renewal period has been prepared for the as-needed purchase of janitorial supplies for the contract period July 1, 2019 through June 30, 2021.

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

PASSED_DAY_TAG

LEG_PASSED FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting:

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. 1 to renew the contract with Harms Oil Company for fuel products and services for the Fleet Services Division for two years for an annual amount not to exceed $3,800,000 (original contract amount was $3,800,000; renewal contract amount is $3,800,000).
CIP/DID #PUR0517-238

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

Background:
Harms Oil Company was awarded the Contract to supply fuel products and services through Resolution No. 0647-06-17. Amendment No. 1 is to renew the contract for the two-year period of July 1, 2019 - June 30, 2021. There is one additional two-year renewal option remaining.

Harms Oil Company did not make any changes to the margins. The margins are added to the daily IDOT rack average fuel prices to arrive at a cost per gallon charged to the City. The estimated annual expenditure of $3,800,000 is the total fuel price.

In addition, the Cedar Rapids/Linn County Solid Waste Agency and the Cedar Rapids School District piggyback onto the City of Cedar Rapids contract with Harms Oil Company.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: June 11, 2019

Budget Information: Department budgets

Local Preference Policy: Yes
Explanation: NA

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

WHEREAS, the City of Cedar Rapids and Harms Oil Company are parties to a contract for the annual as-needed purchase of fuel products and services for the Fleet Services Division; and

WHEREAS, both parties have agreed to renew the contract for an additional two-year period for an annual amount not to exceed $3,800,000; and

WHEREAS, the Cedar Rapids/Linn County Solid Waste Agency and the Cedar Rapids School District are piggybacking onto the City of Cedar Rapids Contract with Harms Oil Company; 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 Term of Contract</td>
<td>Resolution No. 0647-06-17</td>
<td>07/01/2017 - 06/30/2019</td>
</tr>
<tr>
<td>Amendment No. 1 to renew Contract</td>
<td>Pending</td>
<td>07/01/2019 - 06/30/2021</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. 1 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:

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
Fleet Services Division purchase of five (5) Tandem Axle Chassis from Truck Country in the amount of $529,370.00
CIP/DID #PUR0419-231

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

Background: Purchasing Services solicited bids on behalf of Fleet for the purchase and delivery of five (5) tandem axle chassis with five vendors responding. Truck Country was within 1% of the lowest bidder after local preference was applied and was awarded the bid for a total amount of $529,370.

Bids were received from:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Location</th>
<th>Unit Price</th>
<th>Extended Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Truck Country</td>
<td>Cedar Rapids IA</td>
<td>$105,874.</td>
<td>$529,370.</td>
</tr>
<tr>
<td>Tandem Axle Chassis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Harrison Truck Centers</td>
<td>Elk Run Heights, IA</td>
<td>$105,069.</td>
<td>$525,345.</td>
</tr>
<tr>
<td>Tandem Axle Chassis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Thompson Truck Centers</td>
<td>Cedar Rapids, IA</td>
<td>$112,926.</td>
<td>$564,630.</td>
</tr>
<tr>
<td>Tandem Axle Chassis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cedar Rapids Truck Center</td>
<td>Cedar Rapids, IA</td>
<td>$116,274.</td>
<td>$581,370.</td>
</tr>
<tr>
<td>Tandem Axle Chassis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Twin Bridges Truck City</td>
<td>Davenport, IA</td>
<td>$122,000.</td>
<td>$610,000.</td>
</tr>
<tr>
<td>Tandem Axle Chassis</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Action/Recommendation: Authorize the Fleet Services Division to purchase the five tandem axle chassis as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: Tuesday, June 11, 2019

Budget Information: 073-073000-554000-073002

Local Preference Policy: Yes
Explanation: Local Preference did have an effect on award.

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

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of Tandem Axle Chassis on behalf of the Fleet Services; and

WHEREAS, bids were received from 5 Vendors; and

WHEREAS, Truck Country was within 1% of the lowest bidder after local preference was applied; and

WHEREAS, the Fleet Division recommends that this bid be awarded to Truck Country as the overall lowest responsive and responsible bidder in the amount of $529,370.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fleet Division is authorized to purchase the tandem axle chassis as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Angie Cole/Julie Macauley

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

Cell Phone Number: (319) 538-8256

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to Contract with Vermont Systems, Inc. for Recreation Software to add the purchase of point-of-sale equipment as needed for an additional amount not to exceed $20,000 (original contract amount was $30,378; total contract amount with this amendment is $61,165)
CIP/DID #PUR0518-192

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

Background:
Proposals were solicited by Purchasing Services in 2018 on behalf of the Parks & Recreation Department for new recreation Software with five (5) vendors responding. The contract was awarded to Vermont Systems, Inc. (VSI) to upgrade the City’s existing system to RecTrac 3.1. The initial contract period is April 17, 2019 through December 31, 2019 in the amount of $10,896.

Amendment No. 1 was later executed to add the golf module, GolfTrac, to the contract for the Golf Division for an additional amount not to exceed $10,787.

This Amendment No. 2 is to add the option to purchase of point-of-sale (POS) equipment from VSI on an as-needed basis for a total additional amount not to exceed $20,000.

Summary of Contract to Date:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$30,378</td>
<td>Signed by City 04/17/2019</td>
</tr>
<tr>
<td>Amendment No. 1 to add Golf Module</td>
<td>$10,787</td>
<td>Signed by City 05/15/2019</td>
</tr>
<tr>
<td>Amendment No. 2 to add POS Equipment</td>
<td>$20,000</td>
<td>Not to exceed for as-needed purchases</td>
</tr>
<tr>
<td>Total</td>
<td>$61,165</td>
<td>Not to exceed, except by written amendment</td>
</tr>
</tbody>
</table>

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: June 11, 2019

Budget Information: 554000-101-109130

Local Preference Policy: Yes
Explanation: Local preference applied at time of evaluation and award but there were not local vendors who submitted a proposal.

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

WHEREAS, the City of Cedar Rapids and Vermont Systems, Inc. are parties to a contract for Recreation Software for the Parks & Recreation Department; and

WHEREAS, both parties have agreed to amend the contract to add the option to purchase point-of-sale (POS) equipment on an as-needed basis for a total additional amount not to exceed $20,000; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$ 30,378</td>
<td>Signed by City 04/17/2019</td>
</tr>
<tr>
<td>Amendment No. 1 to add Golf Module</td>
<td>$ 10,787</td>
<td>Signed by City 05/15/2019</td>
</tr>
<tr>
<td>Amendment No. 2 to add POS Equipment</td>
<td>$20,000</td>
<td>Not to exceed for as-needed purchases</td>
</tr>
<tr>
<td>Total</td>
<td>$ 61,165</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. 2 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: Justin Koller

Contact Person: Jen Winter  
E-mail Address: J.Winter@cedar-rapids.org  
Cell Phone Number: (319) 538-1076

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 5 to renew contract with Brown Supply Inc. for as-needed purchases of Sewer Castings for the Sewer Division for an annual amount not to exceed $100,000 (original contact amount was $50,000; renewal contract amount is $100,000).
CIP/DID #PUR0415-218

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

Background: Bids were solicited in 2015 on behalf of the Sewer Division for purchase and delivery of sewer castings on an as-needed basis with four (4) vendors responding. Award was made to Brown Supply Co., the lowest bidder, for an initial contract period of July 1, 2015 through June 30, 2016.
Amendment No. 5 is to renew the contract for the period of July 1, 2019 through June 30, 2020 with no renewal options remaining. Total annual expenditure will not exceed $100,000.

History of Contract to Date:

<table>
<thead>
<tr>
<th>Description</th>
<th>Authorization</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial term of contract</td>
<td>Resolution No. 0933-06-15</td>
<td>07/01/2015 – 06/30/2016</td>
</tr>
<tr>
<td>Amendment No. 1 to add volume</td>
<td>Resolution No. 0369-03-16</td>
<td>Effective 03/22/2016</td>
</tr>
<tr>
<td>Amendment No. 2 to renew contract</td>
<td>Resolution No. 0927-07-16</td>
<td>07/01/2016 – 06/30/2017</td>
</tr>
<tr>
<td>Amendment No. 3 to renew contract</td>
<td>Resolution No. 0919-07-17</td>
<td>07/01/2017 – 06/30/2018</td>
</tr>
<tr>
<td>Amendment No. 4 to renew contract</td>
<td>Resolution No. 0885-07-18</td>
<td>07/01/2018 – 06/30/2019</td>
</tr>
<tr>
<td>Amendment No. 5 to renew contract</td>
<td>Pending</td>
<td>07/01/2019 – 06/30/2020</td>
</tr>
</tbody>
</table>

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: Low

Resolution Date: June 11, 2019

Budget Information: Sewer Division Operating Budget
Local Preference Policy: Yes
   Explanation: Local preference was applied when bids were evaluated for award in 2015 but did not change the outcome. Brown Supply is a certified local business.

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

WHEREAS, the City of Cedar Rapids and Brown Supply Inc. are parties to a contract for the annual as-needed purchase of Sewer Castings for the Sewer Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $100,000; 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 term of contract</td>
<td>Resolution No. 0933-06-15</td>
<td>07/01/2015 – 06/30/2016</td>
</tr>
<tr>
<td>Amendment No. 1 to add volume</td>
<td>Resolution No. 0369-03-16</td>
<td>Effective 03/22/2016</td>
</tr>
<tr>
<td>Amendment No. 2 to renew contract</td>
<td>Resolution No. 0927-07-16</td>
<td>07/01/2016 – 06/30/2017</td>
</tr>
<tr>
<td>Amendment No. 3 to renew contract</td>
<td>Resolution No. 0919-07-17</td>
<td>07/01/2017 – 06/30/2018</td>
</tr>
<tr>
<td>Amendment No. 4 to renew contract</td>
<td>Resolution No. 0885-07-18</td>
<td>07/01/2018 – 06/30/2019</td>
</tr>
<tr>
<td>Amendment No. 5 to renew contract</td>
<td>Pending</td>
<td>07/01/2019 – 06/30/2020</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. 5 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, 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 $143,780 for engineering services in connection with the Downtown River Wall Improvements project.
CIP/DID #322503-01

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

Background: This project will include assessing the condition of the river walls in the downtown area, including the block wall on the easterly bank, downstream from 3rd Avenue.
The Consultant will submit a final report of findings to include, but not be limited to, a prioritized list of repairs plus concept level repair options and the estimated cost for each of them.

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 complete this project internally. The alternative is to delay the project until City Staff acquires the resources available to proceed with the assessment and report.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 322/322000/322503, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. 322503-01

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 $143,780, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 322503-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the Downtown River Wall Improvements project,

Fund 322, Dept ID 322000, Project 322503-01, 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
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner

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

Cell Phone Number: 538-1059/270-5219

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 1 to the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed $17,600 for the modified scope of work for the WPCF Effluent Return Pipeline Replacement project (original contract amount was $49,208; total contract amount with this amendment is $66,808).

CIP/DID #6150019-01

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

**Background:** The Effluent Return Pipeline at the Water Pollution Control Facility (WPCF) was originally constructed in 1980. The pipeline serves to return treated water that has passed through the plant to be reused in processing solids generated at the facility. Reuse of the effluent water reduces the consumption of potable water at the WPCF. Several sections of the pipeline are in poor condition. These sections are located in an inaccessible location, making repair of the existing pipeline impractical. The pipeline is critical to the solids handling process at the WPCF.

The objective of the project is to replace a section of the Effluent Return Pipeline that is in poor condition before any major failure occurs. The project will include the installation of approximately 500 ft. of 14 inch pipe, valves, appurtenances, a new flow meter, and connections.

Since entering the design phase of the project, it was determined that modifications to the original scope of engineering services were necessary:
1. Engineering design and construction-related services related to the replacement of the Effluent Return Pipeline in the Solids Pump Room and within the tunnel to the west from the Solids Pump Room.
2. Electrical engineering design and construction-related services related to providing power and control to a new magnetic flow meter.
3. Expenses and labor associated with Consultant providing the Submittal Exchange web-based project submittal tool within Consultant’s Services.
4. Extend the project schedule from 12/01/2019 to 8/01/2020 to accommodate anticipated construction constraints.
Action/Recommendation: The Utilities Department – WPC Division staff recommends approval of Amendment No. 1 with Strand Associates, Inc. for the WPCF Effluent Return Pipeline Replacement project and that the City Manager and City Clerk be authorized to execute said Amendment.

Alternative Recommendation: None

Time Sensitivity: 6-11-19

Resolution Date: 6-11-19

Budget Information:
1. Included in Current Budget Year. Yes, funding for the WPCF Effluent Return Pipeline Replacement project is included in the FY19 WPC CIP budgets. Project costs will be coded to 553000-615-615000-6150019.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There is currently $125,000 budgeted in the FY19 CIP budget for the construction of the WPCF Effluent Return Pipeline Replacement 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, the City of Cedar Rapids Utilities Department – Water Pollution Control Division executed a Professional Services Agreement with Strand Associates, Inc. for the WPCF Effluent Return Pipeline Replacement project (Contract No. 6150019-01) and the City Manager and City Clerk signed on September 13, 2018 for an amount not to exceed $49,208, and

WHEREAS, since entering the design phase of the project, it was determined that modifications to the original scope of engineering services were necessary, and

WHEREAS, the Water Pollution Control Staff recommends approval of Amendment No. 1, to the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed $17,600 for the WPCF Effluent Return Pipeline Replacement project, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 1 to the Professional Services Agreement with Strand Associates, Inc., for an amount not to exceed $17,600 for the WPCF Effluent Return Pipeline Replacement project (Contract No. 6150019-01) be hereby approved and the City Manager and City Clerk be authorized to execute said amendment. The original contract amount was $49,208; total contract amount with this amendment is $66,808. To be funded from the FY2019 Water Pollution Control budget and coded to 553000-615-615000-6150019.

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. 9 in the amount of $14,722.46 with Dave Schmitt Construction Company, Inc. for the PCC Sidewalk, PCC Pavement, and Traffic Signals Phase 4A project on 1st Avenue E. from 325’ S. of 34th Street – 40th Street; on 40th Street Drive S.E. from 1st Avenue E. to 350’ E. of 1st Avenue E.; on 38th Street from 150’ W. of 1st Avenue E. to 300’ E of 1st Avenue E project (original contract amount was $2,014,159.41; total contract amount with this amendment is $2,068,097.98).

CIP/DID #301240-10

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. Additional asphalt work was required to solve drainage issue at 3801 1st Ave East parking lot.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 9 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: June 11, 2019

Budget Information:
- CIP No. 301240, NA...............................................1,557,078
- CIP No. 306022, NA..................................................467,105
- Construction Estimate ............................................2,024,183
- Construction Contingency ...................................... 299,880
- Construction Budget ( Rounded) ............................2,324,000
Local Preference Policy: NA
Explanation: NA

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

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 9 in the amount of $14,722.46 with Dave Schmitt Construction Company, Inc. for the PCC Sidewalk, PCC Pavement, and Traffic Signals Phase 4A project on 1st Avenue E. from 325’ S. of 34th Street – 40th Street; on 40th Street Drive S.E. from 1st Avenue E. to 350’ E. of 1st Avenue E.; on 38th Street from 150’ W. of 1st Avenue E. to 300’ E of 1st Avenue E., Contract No. 301240-10. 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>1,481.00</td>
</tr>
<tr>
<td>2</td>
<td>5,477.77</td>
</tr>
<tr>
<td>3</td>
<td>1,977.75</td>
</tr>
<tr>
<td>4</td>
<td>2,940.26</td>
</tr>
<tr>
<td>5</td>
<td>24,413.44</td>
</tr>
<tr>
<td>6</td>
<td>16.00</td>
</tr>
<tr>
<td>7</td>
<td>651.70</td>
</tr>
<tr>
<td>8</td>
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Amended Contract Amount $2,068,097.98

General ledger coding for this Change Order to be as follows: $14,722.46 301-301000-30186-301240

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. 8 Rev2 in the amount of $232,862.89, plus 14 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 $1,830,831.14) (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.

- Flaggers are necessary to keep through traffic from entering the construction area as well as to facilitate safe access to property owners’ residences during Crack & Seating, Milling and HMA Paving operations. A “roving breaker” providing breaks to flagger will not be counted as an active flagger during flagging operations.
- The existing HMA overlay on Mount Vernon Rd from 26th St to Memorial Dr is in poor condition. This existing overlay is adjacent to the proposed pavement scarification and overlay of the Memorial Dr & Mount Vernon Rd Intersection, which is scheduled to be completed under this contract. If this new intersection HMA overlay is placed adjacent to the existing adjacent overlay, the life expectancy of the new overlay will be adversely affected. The pavement scarification and resurfacing of Mount Vernon Rd from 26th St to Memorial Dr SE will be added to the contract to replace this section of overlay that is in poor condition as well as protect the new overlay of the major arterial intersection at Mount Vernon Rd & Memorial Dr SE.
- Plan cross slopes could not be met with crack and seating of the existing pavements alone without the asphalt overlay overlapping driveways. Profile milling is required to allow the asphalt overlay to maintain at least 3-inch thickness to the edge of placement to ensure a structurally sound surface treatment.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 8 Rev2 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:** June 11, 2019

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

**Local Preference Policy:** 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 Rev2 in the amount of $232,862.89, plus 14 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, Contract No. 3012153-02. A cost summary of the contract changes for this project is as follows:

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<tr>
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</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$1,830,831.14</td>
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</table>

General ledger coding for this Change Order to be as follows: $226,785.57 301-301000-7970-3012153, $7,975 655-655000-65585-655043, ($1,897.68) 625-625000-6250051-6252016038

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Description of Agenda Item: CONSENT AGENDA
This resolution authorizes the City Manager to sign a letter of support for a grant application that will be submitted to the Iowa Energy Office for a coalition of eastern Iowa communities to hire a professional consultant to assist eastern Iowa communities, including Cedar Rapids, in the creation of an Electric Vehicle (EV) Readiness Plan. CIP/DID #CD-0056-2019

EnvisionCR Element/Goal: GreenCR Goal 3: Lead in energy conservation and innovation.

Background: The City of Cedar Rapids is participating in a collaborative effort with eastern Iowa cities and Metropolitan Planning Organizations to submit a grant application for American Recovery & Reinvestment Act (ARRA) funding. The grant funds will be used to hire a professional consultant to assist the coalition of eastern Iowa Cities and MPO’s in hiring a professional consultant to create an Electric Vehicle (EV) Readiness Plan for eastern Iowa. The associated resolution for consideration will authorize the City Manager to sign a letter of support for the grant application and to participate in the planning process.

The primary objective of the EV Readiness Plan will be to facilitate a more efficient and effective transition to a transportation system that utilizes a higher volume of electric vehicles. The plan will make recommendations on how Cedar Rapids and other eastern Iowa communities can achieve this through policy, infrastructure, and other identified strategies.

The American Planning Association has reported that in the coming years electric vehicles will play an increasing role in our local, regional, and national transportation systems. Transportation emissions account for approximately 20% to 25% of emissions created by Iowa cities and over time, a transition to a greater percentage of electric vehicles will reduce these emissions. Accommodating electric vehicles by becoming “EV ready” will create public health benefits and economic benefits by reducing emissions and making Cedar Rapids a more competitive city.

Action/Recommendation: City staff recommends adopting the Resolution.

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

Time Sensitivity: The Letter of Support is due no later than June 21 to participate in the planning process.
Resolution Date: June 11, 2019

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, in the coming years, electric vehicles will play an increasing role in our local, regional, and national transportation systems; and

WHEREAS, the State of Iowa Energy Office has released a call for proposals for grant applications to utilize American Recovery and Reinvestment Act (ARRA) funds, as outlined in the State Energy Plan, to assist in the implementation of the Iowa Energy Plan to benefit Iowa’s energy future; and

WHEREAS, eastern Iowa local governments and Metropolitan Planning Organizations are cooperating to request funds through this grant program in order to hire a professional consulting firm to assist participating local governments and organizations in creating an Electric Vehicle (EV) Readiness Plan for communities in eastern Iowa to facilitate more efficient and effective incorporation of a higher volume of electric vehicles into our local transportation system; and

WHEREAS, transportation emissions account for 20% to 25% of emissions for cities in Iowa and, over time, transition to a transportation system with a higher percentage of electric vehicles will reduce these emissions creating public health benefits and economic benefits making Cedar Rapids a more competitive City; and

WHEREAS, the Cedar Rapids City Council has determined it is in the public’s interest to participate in this plan to identify opportunities to fully realize these benefits for the City of Cedar Rapids.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council hereby authorizes the City Manager to sign a letter of support for the grant application and staff is to do all things reasonably necessary to participate in this planning process.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control
Presenter at Meeting: Steve Hershner
Contact Person: Steve Hershner
E-mail Address: SteveHe@cedar-rapids-org

Description of Agenda Item: Purchases, contracts and agreements
Resolution approving and authorizing execution of an Agreement between the City of Cedar Rapids, Iowa and the City of Marion, Iowa for the Provision of Wastewater Treatment.

Routine business - ProtectCR Goal 3: Maintain and provide quality services to the community.

Background: This agreement would allow the City of Cedar Rapids to provide wastewater treatment services to the City of Marion, including the transition from a monthly operations and maintenance fee based on flow contribution rather than population percentage. The agreement will also provide certain capacity at the Water Pollution Control Facilities for the City of Marion upon payment of various fees and ensure ability of the City of Cedar Rapids to enforce Industrial Pretreatment Program requirements in the City of Marion.

This agreement will effectively replace the original “WPCF Agreement” with the City of Marion dated May 23, 1979.

Action / Recommendation: The Utilities Department – Water Pollution Control Division recommends that the City Manager and Clerk be authorized to sign this agreement.

Alternative Recommendation (if applicable): There is no alternative recommendation but an alternative action is that the City Council could decide not to approve this agreement.

Time Sensitivity: Some provisions of the agreement are scheduled to take effect on July 1, 2019.

Resolution Date: 6-11-19

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: Tentative agreement with City of Marion was not reached in time to reconcile Council and Committee meeting schedules.
RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the AGREEMENT BETWEEN THE CITY OF CEDAR RAPIDS, IOWA AND THE CITY OF MARION, IOWA FOR PROVISION OF WASTEWATER TREATMENT is hereby approved and the City Manager and City Clerk are authorized to execute said agreement on behalf of the City of Cedar Rapids, Iowa.

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 Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring from Rick Stickle and Marsha Stickle from land located at 550 Stickle Drive NE in connection with the Department of the Army – United States Army Corps of Engineers Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project. CIP/DID #3314200-00

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

Background: On November 27, 2018, the City of Cedar Rapids, Iowa (City) and Department of the Army – United States Army Corps of Engineers (USACE) executed the Project Partnership Agreement to develop and proceed with the project.

The Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring is required to proceed with the design of the flood control system.


Alternative Recommendation: Do not proceed with executing the right-of-entry and direct City staff to abandon or reconfigure the flood control system.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 331/331000/3314200, GRI

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 for a Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring in order to accommodate the proposed facilities, and

WHEREAS, Rick Stickle and Marsha Stickle, 4515 20th Avenue SW, Suite C, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

A part of O T LOTS 1, 2, 3, 4 & 10 & SW60' OF ALLEY LYG BET BLK 63 -EX TH PT DESC V1868/P501 & EX I C R/W & TH PT A.P. #48 & TH PT O T DESC IN V1878/P407 & V1913/P167 - EX RD

have agreed to convey the necessary Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring from land located at 550 Stickle Drive NE to the City of Cedar Rapids, and

WHEREAS, the Public Works Director recommends the City enter into an agreement for the Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring in accordance with the terms set forth in this agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for with the Department of the Army – United States Army Corps of Engineers Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project (Fund 331, Dept. ID 331000, Project 3314200, GRI),

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 Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring as described herein, and

BE IT FURTHER RESOLVED that the Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring is hereby accepted 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

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
CIP/DID #3314200-00

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

Background: On November 27, 2018, the City of Cedar Rapids, Iowa (City) and Department of the Army – United States Army Corps of Engineers (USACE) executed the Project Partnership Agreement to develop and proceed with the project.

The Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring is required to proceed with the design of the flood control system.


Alternative Recommendation: Do not proceed with executing the right-of-entry and direct City staff to abandon or reconfigure the flood control system.

Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 331/331000/3314200, GRI

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 for a Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring in order to accommodate the proposed facilities, and

WHEREAS, Cedar Lake Development, Co., an Iowa Corporation, 4515 20th Avenue SW, Suite C, Cedar Rapids, Iowa 52404, OWNER, and

WHEREAS, Rick D. Stickle, 4515 20th Avenue SW, Suite C, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

A part of Block 10, Auditor’s Plat No. 48, Cedar Rapids, Linn County, Iowa

have agreed to convey the necessary Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring from land located east of 550 Stickle Drive NE, to the City of Cedar Rapids, and

WHEREAS, the Public Works Director recommends the City enter into an agreement for the Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring in accordance with the terms set forth in this agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for with the Department of the Army – United States Army Corps of Engineers Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project (Fund 331, Dept. ID 331000, Project 3314200, GRI),

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 Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring as described herein, and

BE IT FURTHER RESOLVED that the Right-of-Entry and Access Agreement to Allow Survey, Inspection, Soil Testing and Soil Boring is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director.
MayorSignature

Attest:

ClerkSignature
FLOOD RISK MANAGEMENT PROJECT
EAST SIDE FLOOD CONTROL SYSTEM
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Alternate Contact Person: Jen L. Winter
E-mail Address: j.winter@cedar-rapids.org

Phone Number/Ext.: 5807

Phone Number/Ext.: 5803

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Settlement & Release Agreement resolving two pending lawsuits with Seafood Property No. 8, LLC, one of which arises out of the condemnation of certain property interests owned by Seafood Property No. 8, LLC, and located at 3801 1st Avenue SE, which are necessary for the 1st Avenue SE from 325’ South of 34th Street to 40th Street; PCC Sidewalk, PCC Pavement, and Traffic Signal – Phase 4A project, and the other of which arises out of a special assessment levied by the City for sidewalks abutting the aforementioned property, said Agreement providing for payment of additional compensation to Seafood Property No. 8, LLC, in the amount of $74,550 and transfer to Seafood Property No. 8, LLC, of a small triangle of land abutting the aforementioned property following a public hearing thereon.
CIP/DID #301240-00

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

Background: The acquisition of a street right-of-way in fee simple absolute and temporary construction easement on land owned by Seafood Property No. 8, LLC (the “Property Owner”) and located at 3801 1st Avenue SE, Cedar Rapids, Iowa, was necessary to accommodate the proposed 1st Avenue SE from 325’ South of 34th Street to 40th Street project. The City initiated negotiations with the Property Owner for the acquisition and made a good faith effort to acquire the required property interests, but negotiations came to an impasse. On August 8, 2017, the Cedar Rapids City Council passed Resolution No. 1052-08-17 authorizing and directing the City Attorney to refer this right-of-way and easement acquisition matter to the Linn County Compensation Commission to determine the fair compensation value and allow the property interests to be acquired.

On February 28, 2018, the Linn County Compensation Commission conducted a hearing and determined the fair compensation value for the right-of-way and easements to be $46,900. The Property Owner appealed the Compensation Commission’s award to the Iowa District Court for Linn County in case number CVCV089825, entitled Seafood Property No. 8, LLC, v. City of Cedar Rapids. In that appeal, the Property Owner claims it is entitled to $181,000 as compensation for the property interests taken, plus attorney fees, appraisal fees and other costs. The Court in that appeal ordered that the $46,900 award from the Compensation Commission be released to the Property Owner, and the check has been so released.

The Property Owner has also filed a challenge to a special assessment levied by the City in the amount of $8,250 for construction of a sidewalk abutting the property at 3801 1st Avenue SE in
Cedar Rapids, Iowa, and said challenge is entitled Seafood Property No. 8, LLC, v. City of Cedar Rapids, and assigned Linn County case number EQCV089301. In that appeal, the Property Owner claims its property is not specially benefitted by the sidewalk and, therefore, it should not be required to pay any portion of the special assessment.

The City Attorney’s Office has negotiated a settlement with the Property Owner of both pending lawsuits, which requires execution of the Settlement & Release Agreement provided herewith. The Settlement & Release Agreement provides that an additional check in the amount of $74,550 be issued to the Property Owner, and a small triangle of land abutting the Property Owner’s property be transferred to the Property Owner for $500 following a public hearing thereon. This small triangle of land is not capable of being developed on its own and was acquired by the City in anticipation of the 1st Avenue SE from 325’ South of 34th Street to 40th Street project. The Settlement & Release Agreement further provides that the Property Owner will dismiss the two pending lawsuits with prejudice and pay the entire $8,250 special assessment upon receipt of the additional check in the amount of $74,550 from the City and the transfer of the small triangle of land to the Property Owner. In the event the City is unable to transfer the small triangle of land to the Property Owner for any reason after the public hearing thereon, the entire settlement agreement will be null and void and both lawsuits will proceed to trial.

**Action/Recommendation:** The Public Works Department and the City Attorney’s Office recommends adopting the resolution authorizing execution of the Settlement & Release Agreement containing the terms summarized herein.

**Alternative Recommendation:** If Council does not approve the resolution, the two lawsuits filed against the City by Seafood Property No. 8, LLC with the Iowa District Court for Linn County will continue.

**Time Sensitivity:** Normal

**Resolution Date:** June 11, 2018

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
WHEREAS, the Public Works Director has determined additional right-of-way and a temporary construction easement are necessary for the 1st Avenue E from 325’ South of 34th Street to 40th Street; PCC Sidewalk, PCC Pavement, and Traffic Signal – Phase 4A project, and

WHEREAS, a portion of the requisite right-of-way and temporary construction easement are located on the property at 3801 1st Avenue SE, and the owner of said property is Seafood Property No. 8, LLC, and

WHEREAS, the City initiated negotiations with Seafood Property No. 8, LLC, for the acquisition and has made a good faith effort to acquire the right-of-way and temporary construction easement, and

WHEREAS, the Public Works Director determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair market value for the City to acquire title to the right-of-way and temporary construction easement, and

WHEREAS, on August 8, 2017, the City Council passed Resolution No. 1052-08-17 authorizing and directing the City Attorney to refer this acquisition matter to the Linn County Compensation Commission to determine the fair compensation value and allow the property interests to be acquired, and

WHEREAS, on February 28, 2018, the Linn County Compensation Commission conducted a hearing and determined the fair compensation value for the right-of-way and easements to be $46,900, and

WHEREAS, Seafood Property No. 8, LLC, appealed the Compensation Commission’s award to the Iowa District Court for Linn County in case number CVCV089825, entitled Seafood Property No. 8, LLC, v. City of Cedar Rapids, and

WHEREAS, Seafood Property No. 8, LLC, also filed with the Iowa District Court in and for Linn County a challenge to a special assessment levied by the City in the amount of $8,250 for construction of a sidewalk abutting the property at 3801 1st Avenue SE and said challenge is entitled Seafood Property No. 8, LLC, v. City of Cedar Rapids, and assigned Linn County case number EQCV089301, and

WHEREAS, at the direction of the Public Works Director, the City Attorney’s Office has negotiated a proposed settlement of both of the aforementioned lawsuits which, subject to the approval of the City Council, provides for payment to Seafood Property No. 8, LLC, of the additional amount of $74,550, and transfer to Seafood Property No. 8, LLC, of a small triangle of land abutting the property at 3801 1st Avenue SE, after a public hearing thereon, in exchange for dismissal of both lawsuits and payment of the $8,250 special assessment, and $500 for the aforementioned triangle of land, by Seafood Property No. 8, LLC, and

WHEREAS, the terms of the proposed settlement have been accepted by Seafood Property No. 8, LLC, and a complete copy of the Settlement & Release Agreement has been provided to the City Council for its review, and
WHEREAS, the Public Works Director recommends approval of the settlement in accordance with the terms set forth in the Settlement & Release Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 1st Avenue E from 325’ South of 34th Street to 40th Street; PCC Sidewalk, PCC Pavement, and Traffic Signal – Phase 4A project, (Fund 301, Dept ID 301000, Project 301240), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council hereby approves of the terms of the proposed settlement and that the City Manager and the City Clerk are hereby authorized and directed to execute the Settlement & Release Agreement on behalf of the City of Cedar Rapids, Iowa, and

BE IT RESOLVED that the Settlement & Release Agreement is hereby accepted and shall hereafter be filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director is hereby authorized to issue payment of $74,550 per the Settlement and Release Agreement.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
RIGHT-OF-WAY ACQUISITION AND TEMPORARY CONSTRUCTION EASEMENT
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 Total Acquisition Purchase Agreement in the amount of $102,500 to Spencer A. Rick and Josh R O'Connor, for real property located at 80 22nd Avenue SW in connection with the Cedar River Flood Control System project.
CIP/DID #3313200-00

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

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

Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified Iowa certified appraiser hired by the City.

Action/Recommendation: The Flood Control Program Manager recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $102,500 and accepting a Warranty Deed from Spencer A. Rick and Josh R. O’Connor.

Alternative Recommendation: Do not proceed with acquiring the property and direct City staff to abandon or reconfigure the Cedar River Flood Control System project.

Time Sensitivity: Normal

Resolution Date: June 11, 2016

Budget Information: 331/331100/3313200

Local Preference Policy: NA
Explanation: Does not apply to acquiring real estate.

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

WHEREAS, the Flood Control Program Manager has determined the need to acquire the real property at 80 22nd Avenue SW for the future Flood Mitigation System project, and

WHEREAS, Spencer A. Rick of 800 Knoll Street SE and Josh R. O’Connor of 80 22nd Avenue SW, OWNERS of the real property known and described as:

Lot 16, Block 1, Riverdale Addition to Cedar Rapids, Linn County, Iowa

have agreed to convey said property by Warranty Deed to the City of Cedar Rapids for consideration of $102,500, and

WHEREAS, the Flood Control Program Manager has recommended Relocation Assistance to the OWNER(S) in an amount estimated to be $10,000 for replacement housing assistance and an amount estimated to be $5,000 for moving and incidental expenses for a total estimated relocation benefit of $15,000, and,

WHEREAS, relocation benefits to the tenant will follow in a separate resolution after City staff has inspected the property and interviewed the occupant to determine benefits, and

WHEREAS, the Flood Control Program Manager recommends the City enter into an agreement to purchase the property at 80 22nd Avenue SW in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Growth Reinvestment funds for the Cedar River Flood Control System project (Fund 331, Dept ID 331100, Project 3313200),

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

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

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (the Real Estate Services Manager or the Flood Control Program Manager) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary in the amount of $102,500, plus relocation benefits to Spencer A. Rick and/or Josh R. O’Connor, Linn County Treasurer and lien holders, if applicable, per the Allocation of Proceeds, and
BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed, Groundwater Hazard Statement and all other documents from Spencer A. Rick and Josh R. O'Connor 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
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 $5,550 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Peter J. Chihak from land located at 2200 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).
CIP/DID #3012121-00

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

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The right-of-way and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $5,550 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Peter J. Chihak.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.
Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 301/301000/3012121 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 right-of-way and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Peter J. Chihak of 2200 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction from land located at 2200 O Avenue NW, 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>$3,000</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$1,500</td>
</tr>
<tr>
<td>Damages</td>
<td>$1,050</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$5,550</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 grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 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 the 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 Peter J. Chihak 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
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 $1,360 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Dianne M Ellison and Archie Ellison from land located at 3220 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).
CIP/DID #3012121-00

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

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for retaining wall, and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $1,360 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Dianne M Ellison and Archie Ellison.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.
Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 301/301000/3012121 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 a permanent easement for retaining wall and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Dianne M. Ellison and Archie Ellison of 3220 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNERS of the real property known and described as:

See Attached Permanent Easement Exhibit

have agreed to convey the necessary permanent easement for retaining wall and temporary grading easement for construction from land located at 3220 O Avenue NW, to the City of Cedar Rapids for consideration as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permanent Easement</td>
<td>$1,360</td>
</tr>
<tr>
<td>Temporary Easement (overlaps PE)</td>
<td>$0</td>
</tr>
</tbody>
</table>

TOTAL $1,360

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 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 the 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 Permanent Easement for Retaining Wall from Dianne M. Ellison and Archie Ellison 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
PERMANENT EASEMENT

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 249
CITY CONTRACT NO. 3012121-01

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN LOT 4 OF LESLIE'S SECOND ADDITION TO CEDAR RAPIDS, IOWA, AS RECORDED IN BOOK B, PAGE 443 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 4, THENCE SOUTH 89° 26' 49" WEST, 85.00 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE WEST LINE OF SAID LOT 4, THENCE NORTH 0° 33' 11" WEST, 8.00 FEET ALONG SAID WEST LINE, THENCE NORTH 89° 26' 49" EAST, 85.00 FEET TO THE EAST LINE OF SAID LOT 4; THENCE SOUTH 0° 33' 11" EAST, 8.00 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 680 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.


SURVEYOR:
Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402 | (319) 365-9565

PROPERTY OWNER:
ELLISON, DIANNE M.
3220 O AVENUE NW
CEDAR RAPIDS, IA 52405

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE NW
CEDAR RAPIDS, IA 52404
PHONE: (319) 266-5802

FOTH PROJECT NO. 140001-05 DATE: 5/28/2019

FOTH Infrastructure & Environment, LLC
500 15TH AVENUE NW
CEDAR RAPIDS, IA 52404
PHONE: (319) 365-9565, FAX: (319) 365-9631

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.

JODY A. BUDDE, P.L.S.
License Number: 22847

DATE: 5-29-2019

My license renewal date is DECEMBER 31, 2020.

Pages or sheets covered by this seal:

LOF 1

Foth
O AVENUE NW PHASE II & III FROM 16TH STREET NW TO EDGEWOOD ROAD 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 $1,755 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Brian T. Weber from land located at 2400 N 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).
CIP/DID #3012121-00

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

Background: City Council previously approved funding towards the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project.

The permanent easement for retaining wall, and temporary grading easement for construction are required to accommodate proposed roadway improvements, which utilize the Complete Streets Policy to develop a multimodal corridor. The project is funded by the Local Option Sales Tax (SLOST) approved for maintenace, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $1,755 and accepting a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Brian T. Weber.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or redesign the proposed O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW road improvements.
Time Sensitivity: Normal

Resolution Date: June 11, 2019

Budget Information: 301/301000/3012121 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 a permanent easement for retaining wall and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Brian T. Weber of 2400 N Avenue NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Permanent Easement Exhibit

has agreed to convey the necessary permanent easement for retaining wall and temporary grading easement for construction from land located at 2400 N Avenue NW, to the City of Cedar Rapids for consideration as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permanent Easement</td>
<td>$840</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$115</td>
</tr>
<tr>
<td>Damages</td>
<td>$800</td>
</tr>
</tbody>
</table>

**TOTAL** $1,755

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project (Fund 301, Dept ID 301000, Project 3012121 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 the 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 Permanent Easement for Retaining Wall from Brian T. Weber 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
PERMANENT EASEMENT

PERMANENT STORM SEWER EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 260
CITY CONTRACT NO. 3012121-01

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN LOT 12 OF HICKORY RIDGE FIRST ADDITION, AS RECORDED IN BOOK 15,
PAGE 437 OF THE LINN COUNTY RECORDS, OFFICE, LINN COUNTY, IOWA, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWELL CORNER OF SAID LOT 12, THENCE SOUTH 61° 39' 51" EAST, 105.00 FEET
ALONG THE EAST LINE OF SAID LOT 12 TO THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW; THENCE,
SOUTH 89° 41' 51" WEST, 4.00 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE; THENCE NORTH 89° 41' 51"
WEST, 105.00 FEET TO THE NORTH LINE OF SAID LOT 12; THENCE NORTH 89° 41' 51" EAST, 4.00 FEET
ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 420 SQUARE FEET OR 0.01 ACRES MORE OR LESS, SUBJECT TO EASEMENTS
AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO

PROPERTY OWNER:
WEBER, BRIAN T.
2400 N AVENUE NW
CEDAR RAPIDS, IA 52405
PHONE: 319-365-9565

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402 (319) 365-9565

SURVEY FOR:
CITY OF CEDAR RAPIDS
800 15TH AVENUE SEW
CEDAR RAPIDS, IA 52404
PHONE: (319) 258-5500

FOTH PROJECT NO. 14C001-05 DATE: 5/18/2019

Foth Infrastructure & Environment, LLC
2804 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9561

Sheet
1 OF 1
O AVENUE NW PHASE II & III FROM 16TH STREET NW TO EDGEWOOD ROAD NW
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, PE

Director: Jennifer L. Winter, PE
Cell Phone Number: 319-538-1076
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 $1,962,695.54, plus incentive up to $10,000, bond and insurance of Rathje Construction Company for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project (estimated cost is $2,000,000). (Doug Wilson)
CIP/DID #301951-01

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

Background:

<table>
<thead>
<tr>
<th>Company</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rathje Construction Co., Marion, IA</td>
<td>$1,962,695.54</td>
</tr>
<tr>
<td>Incentive Value</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>Total Award</td>
<td>$1,972,695.54</td>
</tr>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$2,027,710.20</td>
</tr>
<tr>
<td>Minturn, Brooklyn, IA</td>
<td>$2,088,239.00</td>
</tr>
<tr>
<td>Pirc-Tobin Construction, Inc., Alburnett, IA</td>
<td>$2,241,009.35</td>
</tr>
</tbody>
</table>

*Multiplication errors in bid

Rathje Construction Company submitted the lowest of the bids received on June 5, 2019 for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed by November 1, 2019.

The Statewide Urban Design and Specifications (SUDAS 1.03B) and contract documents require contractor bids based on unit price. Accordingly, the bid of Minturn was corrected to be $2,380,239, 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 $1,962,695.54 plus incentive up to $10,000, bond and insurance of Rathje Construction Company for 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue 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 June 11, 2019 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** June 11, 2019

**Budget Information:** 301/301000/301951 NA; 301/301000/3012155 SLOST; 625/625000/6250051-2016041-05 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
June 5, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project. Contract Number 301951-01

Dear City Council:

Bids were received on June 5, 2019 for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project as follows:

- Rathje Construction Co., Marion, IA $1,962,695.54
- Boomerang Corp., Anamosa, IA $2,027,710.20
- Minturn, Brooklyn, IA $2,088,239.00
- Pirc-Tobin Construction, Inc., Alburnett, IA $2,241,099.35

The engineer’s cost opinion for this work is $2,000,000. 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]

Jennifer Selby PE
Project Engineer II

JJS/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 May 14, 2019 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 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue (Contract No. 301951-01) 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 May 18, 2019 pursuant to which a public hearing was held on May 28, 2019, and

WHEREAS, the following bids were received, opened and announced on June 5, 2019 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 June 11, 2019:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rathje Construction Co., IA</td>
<td>$1,962,695.54</td>
</tr>
<tr>
<td>Incentive Value</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Total Award</td>
<td>$1,972,695.54</td>
</tr>
<tr>
<td>Boomerang Corp., Anamosa, IA</td>
<td>$2,027,710.20</td>
</tr>
<tr>
<td>Minturn, Brooklyn, IA</td>
<td>*$2,088,239.00</td>
</tr>
<tr>
<td>Pirc-Tobin Construction, Inc., Alburnett, IA</td>
<td>$2,241,009.35</td>
</tr>
</tbody>
</table>

*Multiplication errors in bid

AND WHEREAS, the Statewide Urban Design and Specifications (SUDAS 1.03B) and contract documents require contractor bids based on unit price. Accordingly, the bid of Minturn was corrected to be $2,380,239, 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: $1,327,584.63 301-301000-30185-301951, $564,745.91 301-301000-7970-3012155, $80,365 625-625000-6250051-6252016045

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. Rathje Construction Company is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
4. Subject to registration with the Department of Labor, the Bid of Rathje Construction Company is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Rathje Construction Company.

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 Public Works Department, 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: Dave Wallace, PE

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 $65,778, bond and insurance of Midwest Concrete, Inc. for the Valley Brook Drive SE Storm Sewer Improvements project (estimated cost is $100,000). (Dave Wallace)
CIP/DID #304476-01

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

Background:

Background:

Midwest Concrete, Inc., Peosta, IA $65,778.00
Connolly Construction, Inc., Cascade, IA $80,009.30
Eastern Iowa Excavating & Concrete, LLC Cascade $82,971.65
Dave Schmitt Construction Co., Inc., Cedar Rapids IA $92,000.00
Rathje Construction Co., Marion, IA $99,724.00
BWC Excavating, LC, Solon, IA $99,825.00
Boomerang Corp., Anamosa, IA $114,954.00

Midwest Concrete, Inc. submitted the lowest of the bids received on June 5, 2019 for the Valley Brook Drive SE Storm Sewer Improvements project. The bid is within the approved budget. Construction work is expected to begin this summer and anticipated to be completed by October 1, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $65,778, bond and insurance of Midwest Concrete, Inc. for Valley Brook Drive SE Storm Sewer Improvements 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 June 11, 2019 may require re-bidding and affect the construction schedule for the improvements.
Resolution Date: June 11, 2019

Budget Information: 304, 304000, 304476 NA; $100,000

Local Preference Policy: NA
   Explanation: NA

Recommended by Council Committee: NA
   Explanation: NA
June 5, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the Valley Brook Drive SE Storm Sewer Improvements project.
Contract Number 304476-01

Dear City Council:

Bids were received on June 5, 2019 for the Valley Brook Drive SE Storm Sewer Improvements project as follows:

- Midwest Concrete, Inc., Peosta, IA $65,778.00
- Connolly Construction, Inc., Cascade, IA $80,009.30
- Eastern Iowa Excavating & Concrete, LLC Cascade $82,971.65
- Dave Schmitt Construction Co., Inc., Cedar Rapids IA $92,000.00
- Rathje Construction Co., Marion, IA $99,724.00
- BWC Excavating, LC, Solon, IA $99,825.00
- Boomerang Corp., Anamosa, IA $114,954.00

The engineers cost opinion for this work is $100,000. 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]

Matt Feuerhelm, PE
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 May 14, 2019 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 Valley Brook Drive SE Storm Sewer Improvements (Contract No. 304476-01) 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 May 18, 2019 pursuant to which a public hearing was held on May 28, 2019, and

WHEREAS, the following bids were received, opened and announced on June 5, 2019 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 June 11, 2019:

- Midwest Concrete, Inc., Peosta, IA $65,778.00
- Connolly Construction, Inc., Cascade, IA $80,009.30
- Eastern Iowa Excavating & Concrete, LLC Cascade $82,971.65
- Dave Schmitt Construction Co., Inc., Cedar Rapids IA $92,000.00
- Rathje Construction Co., Marion, IA $99,724.00
- BWC Excavating, LC, Solon, IA $99,825.00
- Boomerang Corp., Anamosa, IA $114,954.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $65,778 304-304000-30485-304476

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. Midwest Concrete, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of Midwest Concrete, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to Midwest Concrete, Inc.

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the Public Works Department, 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
VALLEY BROOK DRIVE SE
STORM SEWER IMPROVEMENTS PROJECT

PROJECT LOCATION
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: ORDINANCES – Second and possible Third Readings

Staff presentation and possible Second and third readings of an ordinance to consider a change of zone from A-AG, Agriculture District to S-RLF, Suburban Residential Low Flex District and S-MC, Suburban Mixed-Use Community Center District for property located South of Wright Brothers Boulevard SW and east of Earhart Lane SW as requested by Krivanek Farm, LLC and Deborah A. and David Krivanek, Titleholder.

CIP/DID #RZNE-028154-2019

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 April 25, 2019. The Commission recommended unanimously to approve the rezoning request with an 8 to 0 vote.

The property within the proposed development area along with another property in this area are in the process of being annexed to the City. The annexation should be recorded in February this year. This is a request to rezone approximately 140 acres to S-MC, Suburban Mixed Use Community Commercial District (4.8 acres) and to S-RLF, Suburban Residential Low Flex District (135.2 acres). The applicant has also submitted an application for an amendment to the Future Land Use Map in the City’s Comprehensive Plan from Urban-Low Intensity Urban Reserve with an Urban Reserve Overlay to Urban-Medium Intensity.

Please note that the Commission reviewed this request on January 31, 2019 and unanimously recommended approval. The applicant has since increased the number of residential unit from 487 to 583 units. This is due to changing a number of the initial lots intended for single family detached homes to two family attached structures.

The proposed site details as submitted includes the following:

- S-MC, Suburban Mixed-Use Community Center District (4.8 acres)
  - Commercial at the northeast corner of the property (5.0 acres)
- S-RLF, Suburban Residential Low Flex District (135.0 acres)
  - One & two-family residential to the south (120 acres-3.21 units per acre)
  - Four-plexes & multi-family residential to the north (15.0 acres)
  - Overall residential density of 4.4 units per acre
Site Development Plans will need to be submitted for review and approval prior to development of the 4-plexes, the multi-family and commercial areas.

- Site plans will be submitted at the time of application for a building permit for the one and two family dwelling units.
- A preliminary plat will need to be submitted for review and approval.
- Storm water management will be provided via an existing retention pond on the south end of the site.
- There will be other storm water management areas provided as necessary to meet the City’s Storm Water Management Regulations.
- 2-accesses are proposed to Wright Brothers Blvd. SW.
- 2-street extensions each proposed to the east and west and 1-street extension to the south.

The applicant is working with the property owners to the south to obtain a sanitary sewer easement and to look into potential measures to resolve existing storm water run-off issues.

**Action/Recommendation:** City staff recommends City Council take action on the second and third readings 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
ORDINANCE NO. LEG_NUM_TAG

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

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

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

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE 1/4 NE 1/4) OF SECTION 28, TOWNSHIP 82 NORTH, RANGE 7 WEST, EXCEPT KRIVANEK’S FIRST ADDITION AND EXCEPT THE PUBLIC HIGHWAY

AND

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE 1/4 NE 1/4) OF SECTION 28, TOWNSHIP 82 NORTH, RANGE 7 WEST OF THE 5TH P.M., LINN COUNTY, IOWA

AND

THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (W 1/2 NW 1/4 NW 1/4) OF SECTION 27, TOWNSHIP 82 NORTH, RANGE 7, OF THE 5TH P.M., LINN COUNTY, IOWA EXCEPT THE NORTH 390 FEET AND ALSO EXCEPTING THE PUBLIC ROADWAY

AND

THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW 1/4 NW 1/4) OF SECTION 27, TOWNSHIP 82 NORTH, RANGE 7 WEST OF THE 5TH P.M., LINN COUNTY, IOWA

and located south of Wright Brothers Blvd SW & east of Earhart Ln SW, now zoned A-AG, Agriculture District, and as shown on the "District Map," be rezoned and changed to S-MC, Suburban Mixed-Use Community Center District and S-RLF, Suburban Residential Low Flex
District, and that the property be used for such purposes as outlined in the S-MC, Suburban Mixed-Use Community Center District and S-RLF, Suburban Residential Low Flex 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. The proposed development shall comply with the "Suburban Design Standards" in Subsection 32.04.05D. of Chapter 32, the City's Zoning Ordinance.

2. All construction will require FAA review and approval.

3. If trip generation is expected to exceed 100 trips during any one-hour peak period, based on traffic generation estimates of the Institute of Transportation Engineers' Trip Generation Manual a Traffic Impact Analysis shall be submitted at the time the Administrative Site Plan submittal for the first phase of development in accordance with Subsection 32.04.03.C of the City's Zoning Ordinance.

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 28th day of May, 2019.

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 __29__ day of __May__, 2020

Krivanek Farm, LLC

Signature

David Krivanek

Printed name

David Krivanek

Printed title

David Krivanek

Signature

David Krivanek

Printed name

owner

Printed title

Deborah Krivanek

Signature

Deborah Krivanek

Printed name

Owner

Printed title
Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and possible third reading of an ordinance to consider a change of zone from S-MC, Suburban Mixed-Use Community Center District to S-MR, Suburban Mixed-Use Regional Center District for property located at 2727 16th Avenue SW as requested by the City of Cedar Rapids.

CIP/DID #RZNE-028649-2018

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 April 25, 2019. The Commission recommended unanimously to approve the rezoning request with an 8 to 0 vote.

The request to rezone the property located at 2727 16th Ave. SW is being initiated by the City. The City adopted a new Zoning Ordinance and Zoning Map on January 1, 2019. Prior to adoption of the new map the subject property was all zoned C-3 Regional Commercial Zone District. The property now has a split zoning which is the result of a mapping error. The property owner has requested the property be all zoned appropriately.

Staff recommends approval of the request for rezoning based on review of the findings outlined in the Zoning Ordinance in effect at the time of the application.

Action/Recommendation: City staff recommends take action on the second and third readings 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;

P.O.S. #999 PARCEL B

and located at 2727 16th Avenue SW, now zoned S-MC, Suburban Mixed-Use Community Center District, and as shown on the "District Map," be rezoned and changed to S-MR, Suburban Mixed-Use Regional Center District, and that the property be used for such purposes as outlined in the S-MR, Suburban Mixed-Use Regional Center 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 28th day of May, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature