NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, October 8, 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.)

AGENDA

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
  - Proclamation – National Disability Employment Awareness Month (Stefanie Munsterman-Scriven)
  - Proclamation – Wings2Water Launch (Marty Lenss and Pam Hinman)
  - Proclamation – Gentleman Day (Brittany Appleton, Autumn Craft, Jaye Kennedy, Nelly Hill and Carrie Slagle)

PUBLIC HEARINGS

1. A public hearing will be held to consider the Resolution of Necessity (Proposed) for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project for sanitary sewer service replacement and driveway paving (Doug Wilson). (Paving for Progress) CIP/DID #3012121-00
   
   a. Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project.

2. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY19 Draintile Program project (estimated cost is $220,000) (Dave Wallace). CIP/DID #304998-06
   
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY19 Draintile Program 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.

3. Motion to approve the minutes.

4. Resolution referring the acquisitions of right-of-way and temporary construction easements from land owned by various parties to the Linn County Compensation Commission in connection with the IA922/1st Avenue E from approximately 300’ south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project. CIP/DID #301240-00

5. Resolution referring the acquisition of right-of-way, a permanent trail easement, permanent utility easements, and temporary construction easements from Rick and Marsha Stickle to the Linn County Compensation Commission in connection with the CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project. CIP/DID #325042-00

6. Resolution authorizing fiscal year 2020 hotel motel tax application allocations in the amount of $17,000. CIP/DID #FIN2019-28

7. Resolution authorizing payments to various special events held in Cedar Rapids from the Special Event Public Safety Fund for FY19 and FY20. CIP/DID #OB568164

8. Resolution authorizing submission of a grant application to the U.S. Department of Housing and Urban Development for funding of two Housing and Family Self-Sufficiency Program Coordinators. CIP/DID #OB375326

9. Resolution authorizing two Cedar Rapids Iowa Task Force 1 members to attend Advanced Shoring Training in College Station, Texas, in October 2019 for a total amount of $9,840. CIP/DID #FIR1019-0050

10. Resolution setting a public hearing for October 22, 2019 to consider the disposition of City-owned properties at 415 and 421 C Avenue NW, and inviting competitive redevelopment proposals. CIP/DID #DISP-0028-2019
11. Resolution setting a public hearing for October 22, 2019 to consider an Easement for Electric Line on City-owned property located at 5250 Edgewood Road SW as requested by ITC Midwest LLC. CIP/DID #ESCY-027472-2018

12. Resolution setting a public hearing for October 22, 2019 to consider the vacation of public ways and grounds in and to the property described as a 20-foot by 300-foot portion of First Street SE right-of-way located northwesterly of and adjacent to 16th Avenue SE, as requested by the City in connection with the Cedar River Flood Control System project. CIP/DID #ROWV-024096-2016

13. Motions setting public hearing dates for:
   a. October 22, 2019 – to consider repealing Chapter 48, Amusements, and Chapter 49, Public Dance Halls, of the Municipal Code. CIP/DID #OB4036
   b. October 22, 2019 – to consider a change of zone for property located at 2311 33rd Avenue SW from A-AG, Agriculture District, to S-RLL, Suburban Residential Large Lot District, as requested by Cynthia and David Guckenberger. CIP/DID #RZNE-029510-2019
   c. October 22, 2019 – to consider a change of zone for property located at 1900 Stoney Point Road SW from S-RMF, Suburban Residential Medium Flex District, to S-MC, Suburban Mixed Use Community Center District, as requested by Stoney Point Meadows, LLC. CIP/DID #RZNE-029481-2019
   d. October 22, 2019 – to consider a ground lease agreement with His Hands for property located at 414 12th Street SE. CIP/DID #PKS022-19
   e. October 22, 2019 – to consider a ground lease agreement with Unity Point Health for property located at 1221 4th Avenue SE. CIP/DID #PKS021-19

14. Motion setting public hearing date 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. October 22, 2019 – Edgewood Road NW Portland Cement Concrete Trail from the Cedar River to Ellis Road project (estimated cost is $560,000). CIP/DID #325036-03

15. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
   a. Basket Bowtique, 116 3rd Avenue SE.
   b. Buffalo Wild Wings, 1100 Blairs Ferry Road NE.
   c. Casey’s General Store #3382, 560 33rd Avenue SW.
   d. Clock House Brewing, 600 1st Street SE (5-day license for an event at Lindale Mall, 4444 1st Avenue NE).
   e. Coe College, 1220 1st Avenue NE.
   f. The Cooler, 4920 Johnson Avenue NW.
   g. Hy-Vee C-Store #5, 1440 32nd Street NE.
   h. Hy-Vee Drugstore #4, 4825 Johnson Avenue NW.
   i. Ideal Social Hall, 213 16th Avenue SE.
   j. Kwik Star #947, 1001 Blairs Ferry Rd NE (new – new construction).
   k. Metro Buffet, 448 33rd Avenue SW.
   l. Miguel’s, 175 Jacolyn Drive NW.
   m. Nick’s Bar & Grill, 4958 Johnson Avenue NW (5-day license for an event at Teamsters Hall, 5000 J Street SW).
   n. Sushi House, 2665 Edgewood Parkway SW.
16. Resolutions approving:
   a. Payment of bills. CIP/DID #FIN2019-01
   b. Payroll. CIP/DID #FIN2019-02

17. Resolutions approving assessment actions:
   c. Intent to assess – Water Division – delinquent municipal utility bills – 44 properties. CIP/DID #WTR100819-01
   d. Levy assessment – Water Division – delinquent municipal utility bills – 20 properties. CIP/DID #WTR082719-01

18. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
   a. Water system improvements in Crescent View 3rd Addition, Phase 2 and 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $53,978.20. CIP/DID #2014071-02
   b. PCC paving in Wexford Heights Fourth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of $87,685.60. CIP/DID #FLPT-027351-2018

19. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
   a. Repair of Water Service Lines FY19 project, Change Order No. 2 in the amount of $49,179.84, final retainage payment in the amount of $28,405.01 and 2-year Maintenance Bond submitted by B.G. Brecke, Inc. (original contract amount was $425,000; final contract amount is $649,179.84). CIP/DID #521108-19
   b. Daniels Park Playground project and 2-Year Performance Bond submitted by Cunningham Recreation (original contract amount was $153,724.70; final contract amount is $160,871.46). CIP/DID #PUR0718-020
   c. Kjeldahl Hood Replacement project and 2-year Performance Bond submitted by Modern Sheet Metal, Inc. (original contract amount was $132,650; final contract amount is $148,961). CIP/DID #PUR0418-174
   d. WPC Electric Grid Improvements project, final retainage payment in the amount of $136,023.61 and 2-year Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount was $2,788,600; final contract amount is $2,720,472.26). CIP/DID #615197-02

20. Resolutions approving actions regarding purchases, contracts and agreements:
   a. Amendment No. 5 to renew the contract with Copyworks for printing and high-speed copying as needed Citywide for an annual amount not to exceed $100,000 (original contract amount was $120,000; renewal contract amount is $100,000). CIP/DID #PUR0715-014
b. Amendment No. 5 to the contract with Altorfer, Inc. for generator maintenance and repair services for various City departments to add services for new generators at seven Fire Stations for an amount not to exceed $24,500 (original contract amount was $475,000; total contract amount with this amendment is $544,318). CIP/DID #PUR1217-102

c. Amendment No. 9 to the contract with Ament Design for architectural design services for ADA compliance at Group 2 facilities to reflect the cost for additional design services for an amount not to exceed $4,620 (original contract amount was $356,700; total contract amount with this amendment is $531,495). CIP/DID #PUR0317-204

d. Amendment No. 2 to the Purchase and Service Agreement with FARO Technologies, Inc. in the amount of $11,050 for 3D scanner servicing and software updates. CIP/DID #782200-01

e. Contract with Wright Outdoor Solutions for ash tree removal for the Parks and Recreation Department for an amount not to exceed $194,393.65. CIP/DID #PUR0819-041

f. Amendment No. 1 to the Professional Services Agreement with Bolton & Menk, Inc. specifying an increased amount not to exceed $24,578 for engineering design services in connection with the 8th Avenue SW from 15th Street to Rockford Road Roadway Improvement project (original contract amount was $197,510; total contract amount with this amendment is $222,088). (Paving for Progress) CIP/DID #3012101-03

g. Amendment No. 12 to the contract with Ament Design for architectural design services for ADA compliance at various City facilities to reflect the cost of additional design services for an amount not to exceed $3,945 (original contract amount was $156,580; total contract amount with this amendment is $297,062.50). CIP/DID #PUR1216-135

h. Change Order No. 3 in the amount of $17,827.43 with Peterson Contractors, Inc. for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (original contract amount was $4,719,031.25; total contract amount with this amendment is $4,847,024.39). (Flood) CIP/DID #3313530-21

i. Change Order No. 2 in the amount of $284,424 with Williams Brothers Construction, Inc., for the Odor Control Upgrades project (original contract amount was $6,590,000; total contract amount with this amendment is $6,874,424). CIP/DID #615233-02

j. Affidavit for Service Line Reimbursement from Jill Morris for monthly installment reimbursements for the replacement of the water service line at 1537 D Avenue NE. CIP/DID #WTR100819-02

k. Grant agreement with the U.S. Department of Justice in the amount of $222,345 from the FY19 Justice and Mental Health Collaboration Program for a collaboration with Foundation 2 to increase access to mental health and other treatment services. CIP/DID #PD0024

l. Purchase Agreement in the amount of $23,900 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Stone Creek First Owners Association, Inc. from land located at Lot 1, Stone Creek First Addition, in connection with the Williams Boulevard SW at Dean Road SW Roundabout project. CIP/DID #301972-00

m. Purchase Agreement in the amount of $11,390 and accepting a Warranty Deed for right-of-way, a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Linda Hauber; Mary and Frank Kelly; Michael Hauber and Ann Denney-Hauber; and James and Tascha Hauber, from land located at 1838 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
n. Purchase Agreement in the amount of $1,905 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Norma Jean Hoffpaurir from land located at 2009 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

o. Purchase Agreement in the amount of $3,780 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Melanie and Ambrea Manley from land located at 1817 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

REGULAR AGENDA

21. Report on bids for the 11th Street NW North of M Avenue Detention Basin Improvements project (estimated cost is $1,060,000) (Dave Wallace). CIP/DID #304427-03
   a. Resolution awarding and approving contract in the amount of $767,627.20, plus incentive up to $30,000, bond and insurance of Boomerang Corporation for the 11th Street NW North of M Avenue Detention Basin Improvements project.

22. Report on bids for the Old Orchard Rd NE North of Plum Grove Court Storm Sewer Improvements project (estimated cost is $97,000) (Dave Wallace). CIP/DID #304412-01
   a. Resolution awarding and approving contract in the amount of $73,915, bond and insurance of Dave Schmitt Construction Co., Inc. for the Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements project.

23. Report on bids for the Cedar River Trail Rehabilitation Phase I project (estimated cost is $150,000) (Steve Krug). CIP/DID #PUR0819-049
   a. Resolution awarding and approving contract in the amount of $153,630, bond and insurance of L.L. Pelling Company, Inc. for the Cedar River Trail Rehabilitation Phase I project.

24. Resolution authorizing sponsorship of a Business Financial Assistance Application to the Iowa Economic Development Authority by CellSite Solutions, Inc. for a new headquarters facility at 4400 6th Street SW, and providing local match funds through the City’s Local Match – Economic Development Program (Caleb Mason). CIP/DID #TIF-0038-2019

25. Discussion and Resolution of support authorizing City participation in a proposed commercial building at 1445 1st Avenue SE under the City’s Core District Reinvestment – Economic Development Program (Caleb Mason). CIP/DID #TIF-0037-2019
ORDINANCES

Second and possible Third Readings

26. Ordinance establishing the Anderson Greene Urban Revitalization Area for property at 55 Miller Avenue SW. CIP/DID #URTE-0033-2019

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

***The City Council will meet immediately following the City Council Regular Session to discuss pending litigation with legal counsel. This meeting may be closed pursuant to Iowa Code Section 21.5(1)(c) (2019).***

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: Public Works

Presenter at meeting: Doug Wilson, PE

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the Resolution of Necessity (Proposed) for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project for sanitary sewer service replacement and driveway paving (Paving for Progress).

Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project. CIP/DID #3012121-00

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

Background: This project proposes to construct concrete roadway and sidewalk, replace existing water main and services, storm sewer and regional drainage improvements and related work. The assessment will cover the cost of removing and replacing bituminous fiber (Orangeburg) sanitary sewer services from the public right-of-way to protect the public's investment in the street, as well as improving private driveways from gravel to concrete to match the new road surface.

Following a Public Hearing on this matter, Council will consider an action to proceed with the adoption of a Resolution of Necessity for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project. Notices were mailed to the property owners proposed to be assessed prior to the scheduled public hearing notifying them of the project, said hearing, and proposed preliminary assessment amounts. 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.
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 project.

Action/Recommendation: The Public Works Department recommends adoption of the Proposed Resolution of Necessity (1). If public comments are received during the public hearing that require further review, we recommend action be deferred until the October 22, 2019 council meeting (3).
Alternative to the Recommendation: If the resolution is not adopted, assessment proceedings will not proceed further. The project will then require additional funding, or the project must be deferred or abandoned.

Time Sensitivity: Must be acted on either on October 8, 2019 or, alternatively not later than October 22, 2019 due to assessment schedule.

Resolution Date: October 8, 2019

Budget Information: 301/301000/3012121 SLOST; 625/625000/6250051-2015017 NA; 655/655000/6550064 NA

Local Preference Policy: NA
Explanation: NA

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

RESOLUTION WITH RESPECT TO THE ADOPTION OF THE RESOLUTION OF NECESSITY PROPOSED FOR THE O AVENUE NW IMPROVEMENTS PHASES II & III FROM 16TH STREET NW TO EDGEWOOD ROAD NW PROJECT (CIP NO. 3012121-00)

WHEREAS, this Council has proposed a Resolution of Necessity for the O Avenue NW Improvements Phases II & III from 16th Street NW to Edgewood Road NW project, has given notice of the public hearing thereon as required by law, and

WHEREAS, the public hearing has been held, all persons offering objections have been heard and consideration given to all objections and is pending before this Council, and

WHEREAS, this is the time and place set as provided for the taking of action on the proposed Resolution of Necessity,

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

☐ Adopted, without amendment, and all objections filed or made having been duly considered and overruled.

☐ Adopted as amended by the Schedule of Amendments attached hereto as Exhibit A, and made a part thereof by reference. All objections filed or made having been duly considered are overruled.

☐ Deferred for later consideration to a Council meeting to be held on the _____ day of __________, at ____ o’clock p.m., at this meeting place, with jurisdiction retained for further consideration and action at the adjourned meeting.

☐ Abandoned.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
O AVENUE NW IMPROVEMENTS PHASES II & III FROM 16TH STREET NW TO EDGEWOOD ROAD NW
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY19 Draintile Program project (estimated cost is $220,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY19 Draintile Program project.
CIP/DID #304998-06

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

Background: This project is for installation of draintile along corridors of high sump pump discharge. This will help minimize winter icing in streets and keep sump discharge out of the gutter. The available funding for this activity is $255,567.98 and is subject to receipt of acceptable bids. Construction is scheduled to be completed by June 2020.

Action/Recommendation: The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

Alternative Recommendation: Defer the project until a future time.

Time Sensitivity: Must be acted upon October 8, 2019 to maintain the project schedule, and which must occur ahead of the project’s October 9, 2019 bid opening.

Resolution Date: October 8, 2019

Budget Information: 304/304000/304998 NA

Local Preference Policy: NA
Explantion: NA

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

WHEREAS, on September 24, 2019 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY19 Draintile Program project (Contract No. 304998-06 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Description of Agenda Item: CONSENT AGENDA
Resolution referring the acquisitions of right-of-way and temporary construction easements from land owned by various individuals, to the Linn County Compensation Commission, in connection with the IA922/1st Avenue E from approximately 300’ south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project.
CIP/DID #301240-00

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

Background: On September 24, 2019, the City Council approved a Resolution to accept the established fair market values, which was the first of two Resolutions required to refer the matter to the Linn County Compensation Commission in accordance with the eminent domain proceeding.

The additional right-of-way and temporary construction easements are required to accommodate the proposed the IA922/1st Avenue E from approximately 300’ south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project. Negotiations are proceeding between the City and the property owners. However, in order to protect the City’s project letting, the City will file an application for eminent domain proceedings. Up until the compensation commission hearings, negotiations will continue between both parties with the goal of reaching a mutually agreeable settlement to conclude these transactions.

Referring these acquisitions to the Linn County Compensation Commission is in accordance with the eminent domain proceedings, which will allow the City to obtain the necessary title and/or rights to the properties, as listed on Exhibit A attached onto the Resolution. This action is an expediency action necessary to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve this referral to the Linn County Compensation Commission for the partial acquisitions of right-of-way and temporary construction easements, as listed on Exhibit A, attached onto the Resolution.
**Alternative Recommendation:** Do not refer this matter to the Linn County Compensation Commission and abandon or reconfigure the project.

**Time Sensitivity:** Normal

**Resolution Date:** October 8, 2019

**Budget Information:** 301/301000/301240, NA

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right of way and easements.

**Recommended by Council Committee:** NA

**Explanation:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way and temporary construction easements for the IA922/1st Avenue E from approximately 300’ south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project, (CIP No. 301240), and

WHEREAS, the required acquisitions of right-of-way and temporary construction easements are from land owned by various individuals, as listed on the attached Exhibit A, and

WHEREAS, the City has initiated negotiations and has made good faith efforts with the property owners, as listed on the attached Exhibit A, to acquire the right-of-way and temporary construction easements, and

WHEREAS, the Public Works Director has determined it is in the City’s best interest to refer this matter to the Linn County Compensation Commission to establish the fair market value for the acquisition of right-of-way and temporary construction easements, and

WHEREAS, the City Council has allocated Capital Improvement funds for the IA922/1st Avenue E from approximately 300’ south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project, (Fund 301, Dept ID 301000, Project 301240, NA), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer these right-of-way and temporary construction easement acquisitions, as listed on the attached Exhibit A, to the Linn County Compensation Commission to determine the fair market value, so that the City can obtain the necessary title and/or rights to the properties listed below:

See attached Parcel 68 Exhibit A
See attached Parcel 73 Exhibit A
See attached Parcel 75 Exhibit A
See attached Parcel 108 Exhibit A & Exhibit B
See attached Parcel 121 Exhibit A & Exhibit B

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accordance with the Compensation Commission appraisement award.
PASSED

MayorSignature

Attest:

ClerkSignature
### Exhibit A

**CIP #301240**

IA922/1st Avenue E from approximately 300' south of 27th Street to 34th Street, 27th Street from A Avenue NE to approximately 250' east of IA 922, 29th Street from Franklin Avenue NE to approximately 200' east of IA 922

<table>
<thead>
<tr>
<th>PARCEL</th>
<th>PROPERTY OWNER</th>
<th>MAILING ADDRESS:</th>
<th>SUBJECT PROPERTY</th>
<th>TAKING</th>
<th>FAIR MARKET VALUE:</th>
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<tbody>
<tr>
<td>68</td>
<td>WGHK, Inc.</td>
<td>3233 1st Avenue SE Cedar Rapids, IA 52403</td>
<td>3233 1st Avenue SE</td>
<td>Temporary Easement</td>
<td>$2,200</td>
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<tr>
<td>73</td>
<td>F. N. &amp; R. RENTAL, L.L.C.</td>
<td>765 Prospect Blvd Waterloo, IA 50701</td>
<td>3135 1st Avenue SE</td>
<td>Temporary Easement</td>
<td>$5,680</td>
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<tr>
<td>75</td>
<td>Great Western Bank</td>
<td>c/o Peter Chapman, Treasurer 225 S Main, Sioux Falls, SD 57104</td>
<td>2739 1st Avenue SE</td>
<td>Temporary Easement</td>
<td>$6,510</td>
</tr>
<tr>
<td>108</td>
<td>A &amp; G Petroleum, Inc.</td>
<td>2824 1st Ave NE Cedar Rapids, IA 52402</td>
<td>2824 1st Avenue NE</td>
<td>Fee Title and Temporary Easement</td>
<td>$91,000</td>
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<td>121</td>
<td>WG DST 1</td>
<td>PO Box 1159 Deerfield, IL 60015</td>
<td>2821 1st Avenue SE</td>
<td>Fee Title and Temporary Easement</td>
<td>$27,200</td>
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TEMPORARY CONSTRUCTION EASEMENT
EXHIBIT "A"

COUNTY Linn
PROJECT NO. NHXU-922-0(30)--85--57
STATE CONTROL NO. PARCEL NO. 73
SECTION 11
TOWNSHIP 83 NORTH
RANGE 7 WEST
ROW-FEE
AC, EASE 0.03 (1,320 SQ.FT.)
AC EXCESS-FEE

ACCESS RIGHTS ACQUIRED
- STA MAIN LINE
- STA SIDE ROAD
- STA SIDE

LEGAL DESCRIPTION

TEMPORARY CONSTRUCTION EASEMENT OVER THE WEST 10.00
FEET OF LOTS (ONE) 1 AND TWO (2), McBRIDE'S ADDITION TO
CEDAR RAPIDS, IOWA,
AND THE WEST 10.00 FEET OF THAT PART OF THE SOUTH
ONE-HALF (1/2) OF THE SOUTHWEST QUARTER (SW1/4)
OF SECTION ELEVEN (11), TOWNSHIP 83 NORTH, RANGE 7 WEST,
COUNTY, IOWA, FURTHER DESCRIBED AS FOLLOWS:
A RECTANGULAR PIECE OF GROUND FIFTY (50) FEET IN WIDTH,
PROVING WEST ON THE BOUNDARIES OF FIRST AVENUE EAST
BY ONE HUNDRED Twenty (120), FEET IN WIDTH ALONG
THIRD AVENUE EAST ON MAPLE AVENUE IN THE CITY OF
CEDAR RAPIDS.
PARCEL CONTAINS 0.03 ACRES (1,320 SQ.FT.) MORE OR LESS.
SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF
RECORD.

PROPRIETOR:
F. N. & R. RENTAL LLC.
GPH: 14113-51002-00000

32ND STREET DRIVE SE

1ST AVENUE EAST

I hereby certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

R. ROONEY KLEIN
License number 18046
My license renewal date is December 31, 2018
Date covered by this seal: THIS SHEET

DATE DRAWN 12/19/18
SCALE 1" = 50'

NOTES:
1. DISTANCES ARE IN FEET AND
DEGREES ARE IN DEGREES.
2. DEGREES, HORIZONS, AND DISTANCES ARE BASED UPON 1983 IAG HORIZONTAL PLANE AND 1983
NORTH DIRECTION.
3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND ACCEPTANCE OF
THE CITY OF CEDAR RAPIDS.

T:\ACD\312035\EASEMENT PLATS\31235 1ST AVE PARCEL 73.dwg 12-20-18 08:52:30 AM JAW9351
ACQUISITION PLAT
EXHIBIT "A"

COUNTY Linn
PROJECT NO. NHXU-922-030-057
STATE CONTROL NO. 108
SECTION 14 TOWNSHIP 83 NORTH RANGE 7 WEST
ROW-FEE AC, EASE 0.01 (282 SQ FT) AC EXCESS-FEE AC
ACCESS RIGHTS ACQUIRED STA STA MAIN LINE SIDE SIDE
ACCESS RIGHTS ACQUIRED STA STA SIDE ROAD SIDE

ACQUIRED FROM A&G PETROLEUM, INC.

Legal Description

PART OF LOT 10, BLOCK 3A, "GRIEVE'S SECOND ADDITION TO
CEDAR RAPIDS, LINN COUNTY, IOWA" FURTHER DESCRIBED AS
FOLLOWING:
BEGINNING AT THE NORTHWEST CORNER OF THE EAST 140 FEET
OF SAID LOT 10;
THENCE S89°S27'28"E ALONG THE SOUTH RIGHT-OF-WAY LINE
OF 29TH STREET NE, 130.20 FEET;
THENCE S89°S27'28"E ALONG THE WESTERLY RIGHT-OF-WAY LINE
OF 1ST AVENUE EAST, 2.00 FEET;
THENCE N89°S27'28"W, 132.20 FEET TO THE WEST LINE OF THE
EAST 140 FEET OF SAID LOT 10;
THENCE N23°21'49"E ALONG SAID WEST LINE, 2.00 FEET TO THE
POINT OF BEGINNING CONTAINING 0.01 ACRES (282 SQ FT) MORE OR
LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

LINE TABLE

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<tr>
<th>LINE</th>
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<tr>
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<tr>
<td>L2</td>
<td>2.00</td>
<td>N89°S27'28&quot;W</td>
</tr>
</tbody>
</table>

I certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

R. ROYDEN KLEIN
DATE:

My license renewal date is December 31, 2019

R. ROYDEN KLEIN

NOTES:
1. DISTANCES ARE IN FEET AND DEGREES.
2. BEARINGS HEREIN ARE BASED UPON
   DRA, STATE PLANE NAD 83 NORTH ZONE.

DATE DRAWN 1/25/2019 SCALE 1" = 40'

R. ROYDEN KLEIN

My license renewal date is December 31, 2019

R. ROYDEN KLEIN

NOTES:
1. DISTANCES ARE IN FEET AND DEGREES.
2. BEARINGS HEREIN ARE BASED UPON
   DRA, STATE PLANE NAD 83 NORTH ZONE.

DATE DRAWN 1/25/2019 SCALE 1" = 40'

R. ROYDEN KLEIN

My license renewal date is December 31, 2019

R. ROYDEN KLEIN
TEMPORARY CONSTRUCTION
EASEMENT EXHIBIT "B"

COUNTY        Linn
PROJECT NO.    NHSX-U-922-(030)--85-57
PARCEL NO.     108
SECTION        14
TOWNSHIP       83 North
RANGE          7 West
ROW-FEE        AC, TRACT 1 EASE 0.08 (3,762 SQ.FT.), AC, TRACT 2 EASE 0.05 (2,271 SQ.FT.)
ACCESS RIGHTS ACQUIRED - STA 108-00-00-02-0000 SIDE ROAD SIDE
ACCESS RIGHTS ACQUIRED - STA 108-00-00-02-0000 SIDES MAIN LINE SIDE

ACQUIRED FROM A&G PETROLEUM, INC.

LEGAL DESCRIPTION: PARCEL 108 TO WENDY, BLOCK 3A, "GREENES SECOND" ADDITION TO DEER PARK, Linn COUNTY, Iowa. Furher described as follows:

THEN S 89° 52' 28" E ALONG THE WEST LINE OF THE EAST 140 FEET OF S&D LOT 10, 200 FEET TO THE POINT OF BEGINNING.
THEN 54° 2' 31" N, 114.82 FEET;
THEN S 89° 52' 28" E, 114.82 FEET;
THEN 54° 2' 31" N, 114.82 FEET;
THEN N 89° 52' 28" W, 125.12 FEET TO THE WEST LINE OF THE EAST 140 FEET OF S&D LOT 10.
THEN N 89° 52' 28" W, 30.04 FEET TO THE POINT OF BEGINNING CONTAINING 0.08 ACRES (3,762 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

LEGAL DESCRIPTION: PARCEL 108 TO WESTLY, BLOCK 3A, "GREENES SECOND" ADDITION TO DEER PARK, Linn COUNTY, Iowa. Furher described as follows:

THEN S 89° 52' 28" E ALONG THE WEST LINE OF THE EAST 140 FEET OF S&D LOT 10, 200 FEET TO THE POINT OF BEGINNING.
THEN 54° 2' 31" N, 114.82 FEET TO THE WESTLY RIGHT-OF-WAY LINE OF 1ST AVENUE EAST.
THEN S 89° 52' 28" E ALONG SAID WESTLY RIGHT-OF-WAY LINE, 114.82 FEET TO THE SOUTH LINE OF 100 WY, 231.48 FEET.
THEN S 89° 52' 28" E, 30.04 FEET TO THE WESTLY RIGHT-OF-WAY LINE, 140.32 FEET TO THE POINT OF BEGINNING CONTAINING 0.05 ACRES (2,271 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

I hereby certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

R. Rodney Klein
License number 10646
 DATE: 6/26/2019

My license renewal date is December 31, 2019

Scale 1" = 50'
Pages covered by this seal: THIS SHEET

DATE DRAWN 6/26/2019

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
2. BEARINGS HEREIN ARE BASED UPON IOWA STATE PLANE 83 NORTH ZONE.
ACQUISITION PLAT
EXHIBIT "A"

COUNTY       LINN
PROJECT NO.    NHSX-U-922-0(30)-88-57
SECTION       14
TOWNSHIP     83 NORTH
RANGE        7 WEST
ROW-FEE       AC, EASE Q01 (488 SQ.FT.) AC EXCESS-FEE AC
ACCESS RIGHTS ACQUIRED - STA MAIN LINE SIDE
ACCESS RIGHTS ACQUIRED - STA SIDE ROAD SIDE

ACQUIRED FROM   WG DST 1

Legal Description:

THENCE NE24'36"E ALONG THE SOUTHWEST CORNER OF 29TH STREET EAST 200.33 FEET TO THE SOUTH
EAST CORNER OF THE WEST 200 FEET OF SAID LOT 1;
THENCE S30'21"W ALONG SAID EAST LINE 1.00 FEET;
THENCE WB34'33"E, 110.56 FEET;
THENCE NE20'00"W, 0.00 FEET;
THENCE NW34'33"W, 22.00 FEET;
THENCE S19'00"E, 10.65 FEET TO THE EAST RIGHT-OF-WAY
LINE OF 1ST AVENUE EAST;
THENCE NE24'36"W ALONG SAID EAST LINE, 24.02 FEET TO THE
POINTER OF BEGINNING CONTAINING 0.21 ACRES (488
SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF
RECORD.

PROPRIETOR:

WG DST 1

GPN:14142-26087-00000

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<tr>
<td>L5</td>
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29TH STREET DRIVE SE

1ST AVENUE EAST

R. RODNEY KLEIN

DATE: 1/25/2019

LICENSE NUMBER: 18646

My license renewal date is December 31, 2019

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEORETICAL
2. BOUNDARIES HEREIN ARE BASED UPON IOWA STATE PLANE AND 83 NORTH ZONE

DATE DRAWN 1/25/2019

1" = 40'

I hereby certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

R. RODNEY KLEIN

R. RODNEY KLEIN

1/25/2019

I hereby certify that this land surveying document was prepared by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

R. RODNEY KLEIN

R. RODNEY KLEIN

1/25/2019

SCALE 1" = 40'

E:\ACAD\26087-9000\ACAD\Exhibit PLATS 5\PARCEL 121 - 29TH 1ST AV.jpg 1-25-19 11:24:42 AM ParmS1
1ST AVENUE E FROM 27TH STREET TO 40TH STREET;
27TH ST NE/SE; 29TH ST NE/SE
CMPO APPLICATION
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

Description of Agenda Item: CONSENT AGENDA
Resolution referring the acquisition of right-of-way, a permanent trail easement, permanent utility easements, and temporary construction easements from Rick D. Stickle and Marsha L. Stickle, to the Linn County Compensation Commission in connection with the CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project.
CIP/DID #325042-00

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

Background: On September 24, 2019, the City Council approved a Resolution to accept the established fair market value, which was the first of two Resolutions required to refer the matter to the Linn County Compensation Commission in accordance with the eminent domain proceeding.

The right-of-way, permanent easements, and temporary construction easements are required to accommodate the proposed CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project. Negotiations are proceeding between the City and the property owner. However, in order to protect the City’s project letting, the City will file an application for eminent domain proceedings. Up until the compensation commission hearing, negotiations will continue between both parties with the goal of reaching a mutually agreeable settlement to conclude this transactions.

Referring this acquisition to the Linn County Compensation Commission is in accordance with the eminent domain proceedings, which will allow the City to obtain the necessary title and/or rights to the properties listed on Exhibit A, attached onto the resolution, from Rick D. Stickle and Marsha L. Stickle. This action is an expediency action necessary to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the partial acquisition of right-of-way, permanent easements, and temporary construction easements, as listed on Exhibit A, attached onto the Resolution.

Alternative Recommendation: Do not refer this matter to the Linn County Compensation Commission and direct City staff to abandon or reconfigure the project.
**Time Sensitivity:** Normal

**Resolution Date:** October 8, 2019

**Budget Information:** 325/325000/325042, NA

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right of way and easements.

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

WHEREAS, the Public Works Director has determined the need exists for additional right-of-way, a permanent trail easement, permanent utility easements, and temporary construction easements for the CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project, (CIP No. 325042), and

WHEREAS, the required acquisition of right-of-way, permanent easements, and temporary construction easements are located on the properties listed on the attached Exhibit A, owned by Rick D. Stickle and Marsha L. Stickle, and

WHEREAS, the City has initiated negotiations with Rick D. Stickle and Marsha L. Stickle and has made good faith efforts to acquire the right-of-way, permanent easements, and temporary construction easements, and

WHEREAS, the Public Works Director has determined it is in the City’s best interest to refer this matter to the Linn County Compensation Commission to establish the fair market value for the acquisition of right-of-way, permanent easements, and temporary construction easements, and

WHEREAS, the City Council has allocated Capital Improvement funds for the CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project, (Fund 325, Dept ID 325000, Project 325042, NA), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this acquisition of right-of-way, permanent easements, and temporary construction easements, as listed on the attached Exhibit A, to the Linn County Compensation Commission to determine the fair market value, so that the City can obtain the necessary title and/or rights to the properties listed below:

See attached Exhibit B

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accordance with the Compensation Commission appraisement award.
Attest:

ClerkSignature
## Exhibit A

### CIP #325042

CeMar Trail Phase 3 from 29th street, under 1st Avenue to Marion City Limits

<table>
<thead>
<tr>
<th>PARCEL #</th>
<th>PROPERTY OWNER</th>
<th>MAILING ADDRESS:</th>
<th>SUBJECT PROPERTY</th>
<th>TAKING</th>
<th>FAIR MARKET VALUE:</th>
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<td>GPN # 141135301100000</td>
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<td></td>
<td>GPN # 141135301300000</td>
<td>Fee Title, Permanent Utility Easement and Temporary Easement</td>
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<tr>
<td>101c</td>
<td>Rick D. Stickle and Marsha L. Stickle</td>
<td>%Midwest Trading 4515 20th Avenue SW, Ste. C Cedar Rapids, IA 52404</td>
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<td>Permanent Utility Easement and Temporary Easement</td>
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<td>Fee Title, Permanent Trail Easement and Temporary Easement</td>
<td></td>
</tr>
</tbody>
</table>
Council Agenda Item Cover Sheet

Submitting Department: Finance

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

Phone Number/Ext.: 5097

Alternate Contact Person:
E-mail Address:

Phone Number/Ext.: 

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing City Council to approve fiscal year 2020 hotel motel tax application allocation to Legion Arts in the amount of $17,000.00.

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

Background: The City withheld year 2 of the Legion Arts hotel motel allocation due to changes occurring with the board of directors. The City has now received a request from Legion Arts requesting the year 2 payment due to the changes the organization has made over the past month.

Action/Recommendation: City Council approve fiscal year 2020 hotel motel allocation for Legion Arts.

Alternative Recommendation: None

Time Sensitivity: Low

Resolution Date: 10-8-19

Budget Information: N/A

Local Preference Policy: No
Explanation: N/A.

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

WHEREAS, the City of Cedar Rapids City Council recommends fiscal year 2020 City hotel motel tax application allocation to Legion Arts in the amount of $17,000.00

WHEREAS, if hotel motel tax revenue is determined to not be sufficient the final quarterly payment for the 3 Year application commitment will be reduced by the same percentage for all applicant to allow the City to only distribute amount of hotel motel tax revenue received in fiscal year 2020,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa, that the City Council hereby approves $17,000.00 in fiscal year 2020 from hotel motel tax fund payable to Legion Arts.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Angie Charipar

Contact Person: Angie Charipar
E-mail Address: A.Charipar@cedar-rapids.org

Cell Phone Number: 319-538-2316

Description of Agenda Item: Special events

Resolution authorizing payments to various special events held in Cedar Rapids from the Special Event Public Safety Fund for FY19 & FY20.

CIP/DID #OB568164

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

Background: Beginning in fiscal year 2011, the Cedar Rapids City Council put in place public safety funding to provide financial support to special events utilizing the services of the Cedar Rapids Special Duty Police program. Approximately 30-40 events per year hire special duty police to provide public safety, traffic control, and crowd management services at special events in Cedar Rapids.

On January 8, 2013, the Council approved Resolution No. 0024-01-13 authorizing the City Manager to implement the Special Event Public Safety Fund Policy to provide support for community special events as defined in the policy.

The criteria for special event applicants to receive Public Safety Funds includes:

- Events are provided funding for the amount invoiced from the Cedar Rapids Special Duty Police program, or $1,000 per event, whichever is less.
- Organizations may receive a maximum of $5,000 per fiscal year. Funding will be distributed twice annually.
- Organizations and/or special events to which the City contributes Hotel/Motel funding are not eligible.

This resolution is authorizing payment to ten different special event applicants for a total of $471.87

Action/Recommendation: Staff recommends approval of the resolution.

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

Time Sensitivity: N/A
Resolution Date: 10/8/19

Budget Information: 101-181000-13218

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

Recommended by Council Committee: (Click here to select)
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council approved Resolution No. 0024-01-13 which established the Special Events Public Safety Fund Policy to provide financial support for community special events and,

WHEREAS, individual non-profit organizations have applied for reimbursement for the Special Duty Police officers utilized to provide public safety, traffic control and/or crowd management services at special events in Cedar Rapids for FY19 & FY20.

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<th>Non-Profit Organization</th>
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<td>Cruisin Mt Trashmore</td>
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<tr>
<td>The Youth Tribe</td>
<td>Cedar Rapids Youth Triathlon</td>
<td>6/22/19</td>
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<td>Flying Eyeballs Motor Club</td>
<td>Cruisin Mt Trashmore (rain date)</td>
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<td>The Salvation Army</td>
<td>2019 Flood the Run</td>
<td>8/10/19</td>
<td>$1,000.00</td>
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<td>Epilepsy Foundation Iowa</td>
<td>Trashmore 5k- Dash to Bash Epilepsy</td>
<td>9/17/19</td>
<td>$486.00</td>
</tr>
</tbody>
</table>

**GRAND TOTAL** $3,517.66

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the Finance Department is hereby authorized to issue payments to the above non-profit organizations for the amounts listed above from the public safety FY19 Fund [Fund 101, Dept ID 181000, Class 13218].

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Sara Buck

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

Cell Phone Number: 319-538-2552

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing the submission of a grant application to the U.S. Department of Housing and Urban Development for funding of two Housing and Family Self-Sufficiency (FSS) Program Coordinators. CIP/DID #OB375326

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

Background: The Family Self-Sufficiency Program (FSS) is a voluntary program available only to Section 8 HUD participants. The FSS mission is to assist housing participants in becoming economically self-sufficient from Federal and State assistance programs, and to help improve their quality of life. During a five-year period, participants receive additional referral services for education and employment, as well as for personal needs, such as health care. As a family’s income increases, escrow is earned, which the family will receive once meeting all of their goals and graduate from the program. The grant covers the administrative costs for the equivalent of two full-time FSS Coordinator salaries. There will be no City funds used for this program as the FSS grant program is budget neutral.

Program features:
- Development of a five-year contract to set goals to address personal needs and barriers as families move to higher income levels.
- Connections with available community resources.
- Assistance in increasing families’ personal and employment needs.
- Opportunity to build an Escrow Savings Account based on increase in household earnings.

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

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

Time Sensitivity: Grant application is due to HUD by October 28, 2019

Resolution Date: October 8, 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 City of Cedar Rapids, Iowa, currently administers a Section 8 Housing Choice Voucher Program funded through the U.S. Department of Housing and Urban Development, and

WHEREAS, the Section 8 Housing Choice Voucher Program is required to administer a Family Self-Sufficiency Program for participating Family Self-Sufficiency families, and

WHEREAS, the U.S. Department of Housing and Urban Development is accepting funding applications for two (2) Family Self-Sufficiency Coordinators to administer the program,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, acting as the local governing body, that Staff is authorized to submit a funding application for the Section 8 Housing Choice Voucher Program Family Self-Sufficiency Program Coordinators, to the U.S. Department of Housing and Urban Development through the Public and Indian Housing Grants Management Center.

BE IT FURTHER RESOLVED that if a grant award is received, the City Manager or designee is hereby authorized to execute a grant agreement and all other necessary documentation with the U.S. Department of Housing and Urban Development.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Fire

Presenter at Meeting: Greg Smith

Contact Person: Greg Smith
E-mail Address: g.smith@cedar-rapids.org

Cell Phone Number: 319-431-3807

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing two Cedar Rapids Iowa Task Force 1 members, Jesse Lennox and Nicholas Miller, to attend Advanced Shoring Training in College Station, Texas, for a total amount of $9,840.
CIP/DID #FIR1019-0050

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

Background: City of Cedar Rapids travel policy requires any travel expenses with a cost of $3,000 or more to be approved by City Council. The travel costs for the Advanced Shoring training exceeds the amount of $3,000 and is hereby brought to City Council for their approval. The training provides necessary skills and certification to function in the event of an emergency.

Action/Recommendation: The Fire Department recommends approval.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: October 8, 2019

Budget Information: 542102-7862-786200-786218

Local Preference Policy: N/A
Explanation:

Recommended by Council Committee:
Explanation:
RESOLUTION NO. LEG_NUM_TAG

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Fire Department has herewith authorized Jesse Lennox and Nicholas Miller to attend training: Advanced Shoring in College Station, Texas, in October, 2019. Funding for this travel will be from USAR 2018 grant funds 542102-7862-786200-786218, in the amount of $9,840.

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: CONSENT AGENDA
Resolution setting a public hearing for October 22, 2019 to consider the disposition of City-owned properties at 415 and 421 C Avenue NW, and inviting competitive redevelopment proposals.
CIP/DID #DISP-0028-2019


Background: The City received a request from the non-profit Save CR Heritage to initiate the disposition process for City-owned property located at 415 and 421 C Avenue NW.

The following is the proposed RFP timeline:

October 16, 2019  City Council Development Committee
October 22, 2019  Public Hearing & Resolution to invite competitive proposals
November 5, 2019  11:00 a.m. - Proposal Deadline
November 8, 2019  Stakeholder panel selects proposal
November 19, 2019  City Council consideration of preferred Developer

Action/Recommendation: City staff recommends adopting the Resolution to set a public hearing.

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

Time Sensitivity: NA

Resolution Date: October 8, 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 City-owned parcels with local property addresses at 415 and 421 C Avenue NW, and legally as described as follows:

Lot 3, Block 31, Browns Addition to West Cedar Rapids, Linn County, Iowa; and

Lot 4, Block 31, “Browns Addition to West Cedar Rapids, Linn County, Iowa.

(the “Property”)

WHEREAS, the following are some specific terms and conditions by which the property will be conveyed:

1. The Property may only be disposed of at its fair market value determined by a real estate appraisal from an appraiser licensed in the state of Iowa.

2. The property will be disposed of “as is and where is.”

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 and incorporated herein.

2. A public hearing shall be held in the Council Chambers, City Hall, 3rd floor, 101 First Street SE, Cedar Rapids, Iowa, at 4:00 P.M on October 22, 2019 to consider a resolution regarding the disposition of city owned property located at 415 and 421 C Avenue NW, and legally described as follows:

Lot 3, Block 31, Browns Addition to West Cedar Rapids, Linn County, Iowa; and

Lot 4, Block 31, “Browns Addition to West Cedar Rapids, Linn County, Iowa.

BE IT FURTHER RESOLVED, that the City Clerk is directed to public notice of said public hearing in accordance with applicable law.
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
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 October 22, 2019 to consider the execution of an Easement for Electric Line agreement on City-owned property located at 5250 Edgewood Road SW as requested by ITC Midwest LLC. CIP/DID #ESCY-027472-2018

EnvisionCR Element/Goal: GrowCR Goal 4: Communicate and collaborate with regional partners.

Background: The City of Cedar Rapids has received a request from ITC Midwest LLC for an Electric Line Easement through City-owned property known as Beverly Park to support their new regional 345k V system.

This new line will be the first tie into an existing substation (which will be expanded) that is located just to the west of PMX’s and ADM’s main facilities. ITC Midwest LLC is building a new substation approximately 7 miles west of Cedar Rapids to tie into the regional 345k V system. This will be Cedar Rapids first tie into the regional 345k V system which will enhance electric service throughout the area and will be an important driver for future industrial growth. It is taking place with cooperation from both the Cedar Rapids and Iowa City Railroad and Alliant Energy (and their associated entities).

After meeting with City staff, it was determined this request will have no impact on any future development plans for Beverly Park.

ITC Midwest LLC has paid a $250 application fee and $6,348.87 for the easement.

In order for the City to proceed with the granting of an easement 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 an easement on City-owned land. Subsequently, City Council shall vote on a resolution authorizing the granting of an easement, or vote to not encumber the City-owned land with the easement.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Easement for Electric Line agreement with ITC Midwest, LLC.

Alternative Recommendation: Deny ITC Midwest LLC’s request.
Time Sensitivity: Normal

Resolution Date: October 8, 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 OCTOBER 22, 2019 TO CONSIDER EXECUTION OF AN EASEMENT FOR ELECTRIC LINE AGREEMENT

WHEREAS, the City of Cedar Rapids City Council has received a request from ITC Midwest LLC for an easement for electric line on City-owned property located at 5250 Edgewood Road SW and legally described as follows:

Part of Lot 1, Auditor’s Plat No. 108

, and

WHEREAS, the terms of the resolution executing the Easement for Electric Line agreement will include the following:

1. ITC Midwest LLC has paid a $250 application fee and $6,348.87 for the easement.
2. ITC Midwest LLC shall pay publication and recording costs.
3. ITC Midwest LLC agrees to be responsible for the maintenance of said easement.

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 October 22, 2019 to consider a resolution regarding the execution of an Easement for Electric Line agreement as requested by ITC Midwest LLC.

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
CONSENT AGENDA
Resolution setting a public hearing for October 22, 2019 to consider the vacation of public ways and grounds in and to the property described as a 20-foot by 300-foot portion of First Street SE right-of-way located northwesterly of and adjacent to 16th Avenue SE, as requested by the City of Cedar Rapids in connection with the Cedar River Flood Control System project.
CIP/DID #ROWV-024096-2016

Background: The City of Cedar Rapids would like to vacate this portion of First Street SE right-of-way for the construction of the Cedar River Flood Control System. This request is consistent with the Cedar River Flood Control System Master Plan which was approved by City Council on June 23, 2015.

Action/Recommendation: The Public Works Department recommends passing a resolution to vacate the City-owned land.

Alternative Recommendation: The alternative is modify the City’s plans for a flood control levee at this location.

Time Sensitivity: Normal
Resolution Date: Proposed timeline as follows:
Public Hearing Date: October 22, 2019
1st reading of Ordinance: October 22, 2019
2nd reading of Ordinance, possible 3rd reading: November 5, 2019

Budget Information: NA
Local Preference Policy: NA
Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION SETTING PUBLIC HEARING FOR OCTOBER 22, 2019
TO CONSIDER THE VACATION OF CITY-OWNED LAND

WHEREAS, the City of Cedar Rapids has received a request from the Public Works Director for the vacation of City-owned land described as follows:

a 20-foot by 300-foot parcel of First Street SE right-of-way located northwesterly of and adjacent to 16th Avenue SE, legally described as that part of 1st Street SE lying between Lots 2 through 6, Fractional Block 13, Carpenters Third Addition to the Town of Cedar Rapids, Linn County, Iowa and Lots 1 through 5, Out Lots G, H and I of Carpenters Addition to the City of Cedar Rapids, Linn County, Iowa

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 October 22, 2019 to consider this vacation as requested by the Flood Control Manager, and

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
20' RIGHT-OF-WAY VACATION
Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Amanda Grieder

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

Cell Phone Number: 319-640-5518

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for October 22, 2019 to consider repealing Chapter 48, Amusements, and Chapter 49, Public Dance Halls, of the Municipal Code. CIP/DID #OB4036

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

Background: At the Public Safety and Youth Services Committee meeting on July 15, 2019, City staff was tasked with reviewing possible solutions to issues associated with after-hours businesses. While researching after-hours business regulations in other cities, staff learned that many cities have repealed or no longer have Code sections that regulate public dance halls or amusements (bowling alleys, movie theaters, pool halls and skating rinks).

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<th>City</th>
<th>Bowling Alley License</th>
<th>Dance Hall License</th>
<th>Movie Theater License</th>
<th>Pool Hall License</th>
<th>Skating Rink License</th>
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</table>
Currently, the City requires establishments to obtain a City license to hold public dances or to offer certain types of amusements (bowling alleys, movie theaters, pool halls, skating rinks) to patrons. Regulations outlined in Chapter 48, Amusements, and Chapter 49, Public Dance Halls, were originally intended to address certain safety concerns in establishments such as overcrowding and to ensure the building conforms to all laws including fire and building code regulations (and to monitor the type of dancing and address disorderly conduct in dance halls). Dance regulations set by Chapter 49 of the Municipal Code apply to public dancing only and do not apply to adult entertainment establishments or private clubs.

Police Department staff met with the following City Departments to discuss the possible repeal of Chapter 48, Amusements, and Chapter 49, Public Dance Halls:

- Building Services Department
- City Clerk
- Fire Department

City Staff from the Police Department, Building Services Department, Fire Department and City Clerk’s Office recommend and are in support of repealing Chapter 48, Amusements, and Chapter 49, Public Dance Halls, of the Municipal Code. Staff believes that all safety concerns are being adequately managed through the alcohol licensing process or required annual inspections by the Fire Department.

The Police Department held two public input sessions about after-hours businesses and also discussed the repeal of Chapters 48 and 49 with community members who attended. The Police Department did not receive any negative feedback about repealing these chapters.

Amusement and public dance hall licenses in effect as of the effective date of this ordinance will be terminated. There will be no refunds of any license fees for current licenses.

**Action/Recommendation:** The Police Department recommends the City Council conduct a public hearing on the Ordinance on October 22, 2019.

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

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** Recommended by the Public Safety and Youth Services Committee at the September 16, 2019, meeting.
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Vern Zakostelecky

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

Cell Phone Number: 319-538-1062

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for October 22, 2019 to consider a change of zone from A-AG, Agriculture District to S-RLL, Suburban Residential Large Lot District for property located at 2311 33rd Avenue SW as requested by Cynthia and David Guckenberger, Titleholders

CIP/DID #RZNE-029510-2019

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 September 19, 2019. The Commission recommended unanimously to approve the rezoning request with a 9 to 0 vote.

This is a request to rezone a 4.57 acres from A-AG, Agriculture District to S-RLL, Suburban Residential Large Lot District. The applicant is requesting the change in zoning to allow the property to be split for an additional single family home site. The property is identified as “Urban-Low Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan. The applicant has submitted an exhibit that shows how they intend to split the property into 2 lots.

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.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on October 22, 2019.

Action/Recommendation: City staff recommends adoption of the motion setting public hearing for October 22, 2019.

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

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Project Area

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33rd AVE SW

21st St SW

37th AVE SW
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg

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

Cell Phone Number: 319-538-1062

Description of Agenda Item: Motions setting public hearings
A motion setting a public hearing for October 22, 2019 to consider a change of zone from S-RMF, Suburban Residential Medium Flex District to S-MC, Suburban Mixed Use Community Center District for property located at 1900 Stoney Point Road SW as requested by Stoney Point Meadows, LLC.

CIP/DID # RZNE-029481-2019

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 September 19, 2019 and unanimously recommended for approval.

This is a request to rezone property from S-RMF, Suburban Residential Medium Flex District to S-MC, Suburban Mixed Use Community Center District on the currently adopted zoning map. 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 October 22, 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
Council Agenda Item Cover Sheet

Submitting Department: Parks

Presenter at Meeting: Scott Hock

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

Cell Phone Number: 319-538-8256

Description of Agenda Item: Motions setting public hearings
Motion setting public hearing for October 22, 2019 to consider a ground lease agreement between the City of Cedar Rapids and His Hands (Lessor), for ground located at 414 12th St., SE, Cedar Rapids, Iowa.
CIP/DID #PKS022-19

EnvisionCR Element/Goal: ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

Background: The City of Cedar Rapids and St. Luke’s Hospital entered into a lease agreement in September 1999 to allow the city to utilize the space at 414 12th Ave. SE as park property. This parcel currently houses a small playground in the Wellington Heights neighborhood. This parcel sold to His Hands, a free health clinic on the adjacent property. The Parks and Recreation Department is requesting approval to enter into a new lease agreement for this property with the current owner, His Hands.

Action/Recommendation: Set Public Hearing

Alternative Recommendation: None

Time Sensitivity: Urgent

Resolution Date: Proposed timeline as follows:
Public Hearing Date: October 22, 2019
Proposed Resolution Date: October 22, 2019 – if no objections

Budget Information: General Fund - 164

Local Preference Policy: NA
Explanation: NA

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

Submitting Department: Parks

Presenter at Meeting: Scott Hock

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

Cell Phone Number: 319-538-8256

Description of Agenda Item: Motions setting public hearings
Motion setting public hearing for October 22, 2019 to consider a ground lease agreement between the City of Cedar Rapids and Unity Point Health (Lessor) for ground located at 1221 4th Avenue SE, Cedar Rapids, Iowa.

CIP/DID #PKS021-19

EnvisionCR Element/Goal: ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

Background: The City of Cedar Rapids and St. Luke’s Hospital entered into a lease agreement in September 1999 to allow the city to utilize the space at 1221 4th Avenue SE as park property. This parcel is currently an open green space. The lease agreement in place has expired and the Parks and Recreation Department is seeking approval to enter into a new lease agreement for this property with the current owner Unity Point Heath.

Action/Recommendation: Set Public Hearing

Alternative Recommendation: None

Time Sensitivity: Urgent

Resolution Date: Proposed timeline as follows:
Public Hearing Date: October 22, 2019
Proposed Resolution Date: October 22, 2019 – if no objections

Budget Information: General Fund - 164

Local Preference Policy: NA
Explanation: NA

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

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, P.E.

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: Motions filing plans and specifications
Motion setting public hearing date for October 22, 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, with bid opening scheduled for November 19, 2019 at the Iowa Department of Transportation for the Edgewood Road NW Portland Cement Concrete Trail from the Cedar River to Ellis Road project (estimated cost is $560,000).

CIP/DID #325036-03

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

Background: On December 18, 2018 the City Council approved entering into an agreement with the Iowa Department of Transportation to receive funds for constructing this trail along the easterly side of Edgewood Road NW. This is the first phase of a trail which is to extend to an existing trail south of Glass Road NE. When fully completed in future years, this trail segment will be part of the trail system along Edgewood Road extending from O Avenue NW to Blairs Ferry Road NE.

Subject to receipt of acceptable bids, the project will start in the spring or summer of 2020 and is expected to be completed in the fall.

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 October 22, 2019 and publishing notice of the public hearing for the project.

Alternative Recommendation: The Council could defer approval. However, this action would postpone the bid date, which would affect the construction schedule, and require removal of the project from the Iowa Department of Transportation bid letting schedule. This action could endanger the federal funding programmed for this project.

Time Sensitivity: Normal
Resolution Date: October 22, 2019
Budget Information: Dept ID 325000, Project 325036, NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
EDGEWOOD ROAD NW TRAIL FROM THE CEDAR RIVER TO ELLIS ROAD
Council Agenda Item Cover Sheet

Submitting Department: City Clerk

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

Description of Agenda Item: CONSENT AGENDA
a. Basket Bowtique, 116 3rd Avenue SE.
b. Buffalo Wild Wings, 1100 Blairs Ferry Road NE.
c. Casey’s General Store #3382, 560 33rd Avenue SW.
d. Clock House Brewing, 600 1st Street SE (5-day license for an Event at Lindale Mall, 4444 1st Avenue NE).
e. Coe College, 1220 1st Avenue NE.
f. The Cooler, 4920 Johnson Avenue NW.
g. Hy-Vee C-Store #5, 1440 32nd Street NE.
h. Hy-Vee Drugstore #4, 4825 Johnson Avenue NW.
i. Ideal Social Hall, 213 16th Avenue SE.
j. Kwik Star #947, 1001 Blairs Ferry Rd NE (new - new construction).
k. Metro Buffet, 448 33rd Avenue SW.
l. Miguel's, 175 Jacolyn Drive NW.
m. Nick’s Bar & Grill, 4958 Johnson Avenue NW (5-day license for an event at the Teamsters Hall, 5000 J Street SW).
n. Sushi House, 2665 Edgewood Parkway SW.
o. Taste of India, 1060 Old Marion Road NE (new-new corporation)
p. Village Tap, 1616 6th Street SW.

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: 10/2/2019  

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Sushi House  
2665 EDGEWOOD PKWY SW  

Village Tap  
1616 6TH ST SW
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: 10-8-2019

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 8th day of October 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.

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Grand Total $ 3,565,164.48

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature
Council Agenda Item Cover Sheet

**Submitting Department:** Solid Waste and Recycling

**Presenter at Meeting:** Mark Jones

**Contact Person:** Steve Hershner  
**Cell Phone Number:** 319-538-1059  
**E-mail Address:** s.hershner@cedar-rapids.org

**Description of Agenda Item:** CONSENT AGENDA  
1. Resolutions approving assessment actions:  

**CIP/DID #** SWM-013-19

**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. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner’s taxes for collection.

**Action/Recommendation:** The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

**Alternative Recommendation:** The City Council could decide not to assess.

**Time Sensitivity:**
Resolution Date: 10/8/2019

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA
WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City invoice, and

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, November 6, 2019.

MayorSignature

Attest:

ClerkSignature
## INTENT TO ASSESS 9/24/2019

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<tr>
<th>#</th>
<th>Balance Due</th>
<th>District #</th>
<th>Premise Address</th>
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<td>1515 5th Ave SE</td>
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<tr>
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$886.50  Grand Total

3  Number of Properties
Council Agenda Item Cover Sheet

**Submitting Department:** Solid Waste and Recycling

**Presenter at Meeting:** Mark Jones

**Contact Person:** Steve Hershner  
**E-mail Address:** s.hershner@cedar-rapids.org  
**Cell Phone Number:** 319-538-1059

**Description of Agenda Item:** Intent and levy assessments

**Resolutions approving assessment actions:**


Authorize the Solid Waste & Recycling Division to Levy Assessments (to lien various properties for delinquent nuisance abatements).

(Note: The Intent to Assess Resolution was approved at the Council Meeting on August 27, 2019).

CIP/DID #SWM-011-19

**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. 1030-08-19 passed on August 27, 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: 10/8/19

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
# LEVY ASSESSMENT 9/24/2019

<table>
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<td>717 G Ave NW</td>
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<td></td>
<td>3</td>
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<td>Number of Properties</td>
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$938.00
Grand Total
3 Number of Properties
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: Intent and levy assessments
Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 44 properties.
CIP/DID #WTR100819-01

Routine business - EnvisionCR Does not apply

Background:
The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Water Division initiates the Notice of Intent to Assess process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated

A Notice of Intent to Assess letter is mailed (after Council approves the Resolution of Intent to Assess) to the customer and property owner giving them 30 days to pay their delinquent municipal utility bill before the resolution for special assessment is approved by City Council to lien properties.

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution for Intent to Assess various properties for delinquent municipal utility bills be hereby approved.

Alternative Recommendation (if applicable): The City Council could decide not to lien delinquent municipal utility bills by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: 10/08/19

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

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

INTENT TO ASSESS

WHEREAS, utility service charges (water, sewer, storm sewer, solid waste and recycling), penalties and Iowa sales tax have been provided to various properties in the City of Cedar Rapids, Iowa, and

WHEREAS, the occupants of the properties have failed to pay the municipal utility billings mailed for the utility service charges, and

WHEREAS, the utility service charges are now delinquent at these properties.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 19th day of November 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., November 19, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
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</table>
Council Agenda Item Cover Sheet

Submitting Department: Water
Presenter at Meeting: 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
CIP/DID #WTR082719-01

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

Background: The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.

Below are the steps taken in typical situations:
- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated
- Notice of Intent to Assess Resolution is approved by the City Council and a letter is mailed to the customer and property owner
- Special Assessment Resolution is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 1033-08-19 on August 27, 2019.

Following approval of the "Special Assessment" Resolution, the delinquent municipal utility information will be certified with the Linn County Treasurer. This becomes a “Special Assessment” against the properties and has equal precedence to property taxes.

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be hereby approved.

Alternative Recommendation (if applicable): The City Council could decide not to lien delinquent municipal utility bills by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal
Resolution Date: 10/08/19
Budget Information: N/A
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO.  LEG_NUM_TAG

SPECIAL ASSESSMENTS

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against various properties for the amounts shown on the attached listing and made a part of this resolution, and

BE IT FURTHER RESOLVED, that a copy of this resolution be certified to the County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
<table>
<thead>
<tr>
<th>#</th>
<th>Balance Due</th>
<th>Premise Address</th>
<th>Council District #</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>$ 342.36</td>
<td>70 FLORIDA AVE SW</td>
<td>5</td>
</tr>
<tr>
<td>2</td>
<td>$ 314.96</td>
<td>77 FLORIDA AVE SW</td>
<td>5</td>
</tr>
<tr>
<td>3</td>
<td>$ 353.75</td>
<td>142 WESTVIEW DR NW</td>
<td>4</td>
</tr>
<tr>
<td>4</td>
<td>$ 106.38</td>
<td>361 30TH STREET DR SE #6</td>
<td>2</td>
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<tr>
<td>5</td>
<td>$ 65.53</td>
<td>565 10TH ST SW</td>
<td>5</td>
</tr>
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<td>6</td>
<td>$ 207.83</td>
<td>647 30TH ST SE</td>
<td>3</td>
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<td>$ 294.49</td>
<td>700 34TH ST NE</td>
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<td>8</td>
<td>$ 80.95</td>
<td>731 GATEWAY ST NE</td>
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<td>$ 285.45</td>
<td>853 14TH ST NE</td>
<td>1</td>
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<td>872 12TH ST NE</td>
<td>1</td>
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<tr>
<td>11</td>
<td>$ 105.96</td>
<td>1023 26TH ST SE</td>
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<tr>
<td>12</td>
<td>$ 434.56</td>
<td>1200 3RD AVE SE</td>
<td>3</td>
</tr>
<tr>
<td>13</td>
<td>$ 194.04</td>
<td>1501 10TH ST NW</td>
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<tr>
<td>14</td>
<td>$ 123.78</td>
<td>1607 20TH ST NW</td>
<td>1</td>
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<tr>
<td>15</td>
<td>$ 119.86</td>
<td>1805 PARK AVE SE</td>
<td>3</td>
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<td>16</td>
<td>$ 280.52</td>
<td>2404 C AVE NE</td>
<td>2</td>
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<td>17</td>
<td>$ 54.35</td>
<td>2525 LINWOOD ST SW</td>
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<td>18</td>
<td>$ 190.19</td>
<td>3127 HUXLEY LN SW</td>
<td>5</td>
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<tr>
<td>19</td>
<td>$ 141.25</td>
<td>4417 LORaine ST NE</td>
<td>2</td>
</tr>
<tr>
<td>20</td>
<td>$ 132.85</td>
<td>4441 42ND ST NE</td>
<td>1</td>
</tr>
</tbody>
</table>

$ 4,044.34 Grand Total

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Properties</td>
<td>$ 54.35 Balance Due - Low</td>
<td></td>
</tr>
<tr>
<td>$ 434.56 Balance Due - High</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Council Agenda Item Cover Sheet

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

Description of Agenda Item: Maintenance bonds
Water system improvements installed in Crescent View 3rd Addition, Phase 2 and 2-year Maintenance Bond submitted by Abode Construction, Inc. in the amount of $53,978.20. CIP/DID #2014071-02

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, Abode Construction, Inc. was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Crescent View 3rd Addition, Phase 2 (Project No. 2014071). The Contractor, Abode Construction, Inc. has installed 980 feet of 8-inch DIP water main, services and appurtenances on Westfield Drive NE and Deer Run Drive NE. Installation of additional phases will be bonded separately.

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 Crescent View 3rd Addition, Phase 2 and the Contractor’s 2-year Maintenance Bond #2287449, in the amount of $53,978.20 submitted by Abode Construction, Inc.

Alternative Recommendation: There is no alternative recommendation but an alternative action is not to accept this phase of the project. If this phase 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 phase of the project.

Time Sensitivity: None, routine item
Resolution Date: 10/08/2019
Budget Information: N/A
Local Preference Policy: NA
Explanations: NA
Recommended by Council Committee: NA
Explanations: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Abode Construction, Inc., was granted permission by the Utilities Department - Water Division to install 980 lineal feet of 8-inch DIP water, services and appurtenances on Westfield Drive NE and Deer Run Drive NE, all in Crescent View 3rd Addition – Phase 2 (Project No. 2014071), to the City of Cedar Rapids, and

WHEREAS, said work has now been completed and Abode Construction, Inc. of Marion, Iowa, as Principal, has filed a 2-Year Maintenance Bond (Bond No. 2287449) executed by North American Specialty Insurance Company, as Surety, in the sum of $53,978.20 (Fifty Three Thousand Nine Hundred Seventy-Eight Dollars and 20/100) 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 Crescent View 3rd Addition – Phase 2 (Project No. 2014071), be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-Year Maintenance Bond submitted by Abode Construction, Inc., as Principal, and executed by North American Specialty Insurance Company, 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

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

Description of Agenda Item: Maintenance bonds
Resolution accepting Portland Cement Concrete pavement in Wexford Heights Fourth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of $87,685.60.
CIP/DID #FLPT-027351-2018

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

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

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from E & F Paving Company, LLC.

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

Time Sensitivity: Normal

Resolution Date: October 8, 2019

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by North American Specialty Insurance Company in the sum of $87,685.60 for Portland Cement Concrete pavement in Wexford Heights Fourth Addition, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by E & F Paving Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Wex, Inc. of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.

2. The prevention and repair of paving undermining.

3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of Wex, Inc. until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by E & F Paving Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Steve Hershner

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

Cell Phone Number: 538-1059

Description of Agenda Item: Accept projects Repair of Water Service Lines FY19 project, Change Order No. 2 (final) in the amount of $49,179.84, final retainage payment in the amount of $28,405.01 and 2-year maintenance bond submitted by B. G. Brecke, Inc. (original contract amount was $425,000.00; final contract amount is $649,179.84).

CIP/DID #521108-19

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

Background: B. G. Brecke, Inc. was awarded the contract for fiscal year 2019 for the repair of City-owned water service lines serving homes and businesses within Cedar Rapids. The work consists of repairing service lines, corporation stops, and resetting or relocating curb boxes within the public right-of-way. This is also the contract utilized by the Water Divisions to replace lead service lines when they are encountered. The contractor also performs 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 of groundwater; provide barricades, guards, and warning lights, flush and test the repair, repair sewer and drain lines disturbed by the repair, backfill and compact the excavation, restore the surface, remove and dispose of surplus excavated material, and perform final clean-up of the work site. The term of this contract was for the period of July 1, 2018 through July 31, 2019.

Each year we estimate the amount of service work that will be needed for the coming year. The estimates are based on a review and analysis of recent years’ costs. Due to the nature of this type of work, it is difficult to anticipate the work that will be needed. Each work request is in response to unanticipated failures in equipment or materials, e.g. leaking service lines or broken stop boxes. Change Order No. 2 is to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

The work on this contract has been completed to the Water Division’s satisfaction.
Action/Recommendation: The Utilities Department – Water Division recommends that the City Council approve Change Order No. 2 in the amount of $ 49,179.84 and authorize the City Manager and City Clerk to execute said Change Order; accept the Repair of Water Service Lines FY19 project and 2-year Maintenance Bond; and authorize final (retainage) payment in the amount of $ 28,405.01 to B. G. Brecke, Inc. thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the 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 fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: 10/08/2019

1. Budget Information: Included in Current Budget Year: This was budgeted under FY19 Meter Shop operations and maintenance budget and coded to 521108-621-621005.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: The FY19 budget includes $425,000 for the Repair of Service Line Contract. Expenditures in excess of the budget for service line repairs will be covered by actual revenues that exceed the FY19 budget.

3. Purchasing Department used or Purchasing Guidelines followed: Yes, purchasing guidelines have been followed for Public Improvement Projects.

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, B. G. Brecke, Inc. has completed the contract work for the Repair of Water Service Lines FY19 project (Contract No. 521108-19), and

WHEREAS, Change Order No. 2, specifies a net increase in the amount of $49,179.84 to adjust the unit price bid items to reflect the actual completed work under this contract, and

WHEREAS, the Utilities Department – Water Division recommends that Change Order No. 2 be hereby approved and that the work completed under this contract by hereby accepted, and

WHEREAS, B. G. Brecke, Inc., of Cedar Rapids, Iowa, as Principal has filed a 2-Year Maintenance Bond executed by United Fire & Casualty Company, as Surety in the amount of $649,179.84 (Six Hundred Forty Nine Thousand One Hundred Seventy Nine Dollars and 84/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 2 for a net increase in the amount of $49,179.84 be hereby approved and that the City Manager and City Clerk be hereby authorized to execute said Change Order; that the work completed under this Contract be hereby accepted; and the 2-Year Maintenance Bond in the amount of $649,179.84 be hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director is hereby directed to issue a warrant in the sum of $28,405.01 for final retainage payment to B. G. Brecke, Inc. thirty days after acceptance in accord with Iowa State Code.

A cost summary of the Contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$425,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>+175,000.00</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>+ 49,179.84</td>
</tr>
<tr>
<td>Final Contract Amount</td>
<td>$649,179.84</td>
</tr>
</tbody>
</table>

This was funded from the FY19 Meter Shop operations and maintenance budget and coded to 521108-621-621005.
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
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: Accept projects Daniels Park Playground project in the amount of $160,871.46; and 2-Year Performance Bond submitted by Cunningham Recreation (original contract amount was $153,724.70; final contract amount is $160,871.46).
CIP/DID #PUR0718-020; 307234

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

Background:
This project is for the Daniels Park Playground project. City Council awarded the project to Cunningham Recreation by Resolution No. 1308-10-18. The Parks and Recreation Department has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated October 10, 2018 in the amount of $153,724.70 covering said work filed by Cunningham Recreation and executed by United Casualty and Surety Insurance Company provides a two-year correction period for defects in materials and workmanship.

Action/Recommendation:
Recommend Council approve the resolution.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 8, 2019

Budget Information: 307234

Local Preference Policy: No
Explaination: Public Improvement Project

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

WHEREAS; the City of Cedar Rapids, Iowa and Cunningham Recreation are parties to a Contract Daniels Park Playground Project, authorized by Resolution No. 1308-10-18; and

WHEREAS, the construction contract work has been substantially completed on the Daniels Park Playground Project (Contract No. PUR0718-020; 307234) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is $160,871.46 and funding for these services is covered under the budget, the GL coding 307234; and

WHEREAS, a Performance Bond, dated October 10, 2018 in the amount of $153,724.70 covering said work filed by Cunningham Recreation and executed by United Casualty and Surety 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, a cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$153,724.70</td>
<td>Resolution No. 1308-10-18</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>$0</td>
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</tr>
<tr>
<td>Change Order No. 2</td>
<td>$7,146.76</td>
<td>Scope Change</td>
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<tr>
<td>Total</td>
<td>$160,871.46</td>
<td></td>
</tr>
</tbody>
</table>

AND BE IT FURTHER RESOLVED that based on the Parks and Recreation Department Program Manager's recommendation, the Daniels Park Playground Project, (PUR0718-020; 307234) be and the same is hereby accepted as being substantially completed, and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.
MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jim Flamming

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

Description of Agenda Item: Accept projects Kjeldahl Hood Replacement Project in the amount of $148,961; and 2-year Performance Bond submitted by Modern Sheet Metal, Inc. (original contract amount was $132,650; final contract amount is $148,961).

CIP/DID #PUR0418-174; 6150025-02; 6150024-02

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

Background:
This project is for the Kjeldahl Hood Replacement Project. City Council awarded the project to Modern Sheet Metal, Inc. by Resolution No. 0817-06-18. The Utilities Department has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated June 27, 2018 in the amount of $132,650 covering said work filed by Modern Sheet Metal, Inc. and executed by United Fire & Casualty 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: NA

Time Sensitivity: Medium

Resolution Date: October 8, 2019

Budget Information: 533000-615-615000-6150024

Local Preference Policy: No

Recommended by Council Committee: No

Explaination: Public Improvement Project
RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and Modern Sheet Metal, Inc. are parties to a Contract for the Kjeldahl Hood Replacement Project, authorized by Resolution No. 0817-06-18; and

WHEREAS, the construction contract work has been substantially completed on the Kjeldahl Hood Replacement Project (Contract No. PUR0418-174; 6150025-02; 6150024-02) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is $148,961 and funding for these services is covered under the budget, the GL coding 533000-615-615000-6150024; and

WHEREAS, a Performance Bond, dated June 27, 2018 in the amount of $132,650 covering said work filed by Modern Sheet Metal, Inc. and executed by United Fire & Casualty 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, a cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$132,650</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$16,311</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
</tr>
<tr>
<td>Total</td>
<td>$148,961</td>
</tr>
</tbody>
</table>

AND BE IT FURTHER RESOLVED that based on the Utilities Program Manager’s recommendation, the Kjeldahl Hood Replacement Project, (PUR0418-174; 6150025-02; 6150024-02) be and the same is hereby accepted as being substantially completed; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.
MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner
E-mail Address: S.hershner@cedar-rapids.org

Description of Agenda Item: Accept projects WPC Electric Grid Improvements project, final retainage payment in the amount of $136,023.61 and approving the 2-year Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount was $2,788,600; final contract amount is $2,720,472.26.

CIP/DID #615197-02

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

Background:
The project consisted of modifying the internal power grid of the WPC facility to accomplish four goals: simplify the transition from the existing Interstate Power and Light Company transformers to the new transformers, increase the reliability of the plant electric grid components to minimize the amount of plant equipment affected by power outages by adding additional electric isolation switches and re-routing power cables, improve automation of the existing emergency generator system at the plant, and replace the power factor correction capacitors to better match the existing plant electrical load.

There were two change orders approved for this project: one for a credit of $77,492.34 and one for an additional amount of $9,364.60.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends that City Council approve the resolution to accept the project and Performance Bond and authorize issuance of the final retainage payment to Price Industrial Electric, Inc. in the amount of $136,023.61, thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation: None

Time Sensitivity: 10-8-19

Resolution Date: 10-8-19

1. Budget Information: Included in Current Budget Year. The project will be funded from the FY 2017, 2018, and 2019 Water Pollution Control Division Capital Improvement Projects budgets. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615197.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There was $250,000 budgeted in the FY2017,
$3,750,000 budgeted in the FY2018, and $250,000 budgeted in the FY2019 Water Pollution Control Division CIP budget for the construction of improvements to the electrical grid for the Water Pollution Control Facility.

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

   **Local Preference Policy:** NA  
   **Explanation:** Capital Improvements projects are governed by State of Iowa code, not local preference purchasing policy.

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

WHEREAS, the Utilities Department – Water Pollution Control Facility certifies construction contract work on the WPC Electric Grid Improvements project (Contract No. 615197-02) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 28, 2017 in the amount of $2,788,600 covering said work filed by Price Industrial Electric, Inc. and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship, and

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 Utilities Department – Water Pollution Control Division staff recommends that the City Council approve the resolution accepting the WPC Electric Grid Improvements project (Contract No. 615197-02) and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of $136,023.61 for final retainage payment to Price Industrial Electric, Inc. thirty days after acceptance in accordance with the State of Iowa Code.

A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$2,788,600</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>- 77,492.34</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>+ 9,364.60</td>
</tr>
<tr>
<td>Final Contract Amount</td>
<td>$2,720,472.26</td>
</tr>
</tbody>
</table>

The project was funded from the Utilities Department – Water Pollution Control Division CIP budget and coded to 553000-615-615000-x-x-615197.

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:** Rebecca Johnson

**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. 5 to renew Contract with Copyworks for Printing & High-Speed Copying as needed citywide for an annual amount not to exceed $100,000 (original contract amount was $120,000; renewal contract amount is $100,000).

CIP/DID #PUR0715-014

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

**Background:** Proposals were solicited by the Purchasing Services Division in 2015 for printing and high-speed copying services on an as-needed citywide basis with five (5) vendors responding. The contract was awarded to Copyworks as the vendor who submitted the most responsive and responsible proposal with the most competitive overall pricing. The initial term of the contract was November 1, 2015 through October 31, 2016.

Amendment No. 5 renews the Contract with no increase in price for the period of November 1, 2019 through October 31, 2020 with no additional renewal options remaining. The annual amount of the contract will not exceed $100,000.

**Summary of contract to date:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Authorization</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amendment No. 1 to renew contract</td>
<td>Resolution No. 1398-10-16</td>
<td>11/01/2016 – 10/31/2017</td>
</tr>
<tr>
<td>Amendment No. 2 to renew contract</td>
<td>Resolution No. 1385-10-17</td>
<td>11/01/2017 – 10/31/2018</td>
</tr>
<tr>
<td>Amendment No. 3 to add items</td>
<td>Signed by City 09/21/2018</td>
<td>Effective 09/01/2018</td>
</tr>
<tr>
<td>Amendment No. 4 to renew contract</td>
<td>Resolution No. 1345-10-18</td>
<td>11/01/2018 – 10/31/2019</td>
</tr>
<tr>
<td>Amendment No. 5 to renew contract</td>
<td>Pending</td>
<td>11/01/2019 – 10/31/2020</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:** Normal

**Resolution Date:** October 8, 2019
**Budget Information:** Printing and high-speed copying are budgeted by each department that utilizes the services provided under this Contract.

**Local Preference Policy:** Yes

**Explanation:** Local preference applied at time of award but did not affect the results. Copyworks is a certified local business.

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

**Explanation:** NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Copyworks are parties to a contract for annual as-needed Printing & High-Speed Copying as needed citywide; 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>Amendment No. 1 to renew contract</td>
<td>Resolution No. 1398-10-16</td>
<td>11/01/2016 – 10/31/2017</td>
</tr>
<tr>
<td>Amendment No. 2 to renew contract</td>
<td>Resolution No. 1385-10-17</td>
<td>11/01/2017 – 10/31/2018</td>
</tr>
<tr>
<td>Amendment No. 3 to add items</td>
<td>Signed by City 09/21/2018</td>
<td>Effective 09/01/2018</td>
</tr>
<tr>
<td>Amendment No. 4 to renew contract</td>
<td>Resolution No. 1345-10-18</td>
<td>11/01/2018 – 10/31/2019</td>
</tr>
<tr>
<td>Amendment No. 5 to renew contract</td>
<td>Pending</td>
<td>11/01/2018 – 10/31/2020</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: Purchasing

Presenter at Meeting: Diane Muench

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. 5 to the contract with Altorfer, Inc. for generator maintenance and repair services for various City departments to add services for new generators at seven Fire Stations for an amount not to exceed $24,500 (original contract amount was $475,000; total contract amount with this amendment is $544,318).
CIP/DID #PUR1217-102

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

Background:
Altorfer, Inc. performs regularly scheduled maintenance and as-needed repairs on the City's generators. New generators were installed in 2018 at seven Fire Stations, and these generators will run out of warranty on December 31, 2019. This resolution is to add the generators to the contract for an amount not to exceed $24,500.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 8, 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 Altorfer, Inc. are parties to a contract for generator maintenance and repair services for various City departments; and

WHEREAS, both parties have agreed to amend the contract to reflect the addition of services for new generators located at seven Fire Stations; and

WHEREAS, $24,500 is being added to the contract for these seven generators; and

WHEREAS, the not to exceed amount for this contract is $544,318; and

WHEREAS, the history of the contract to date is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$475,000</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$37,440</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$7,378</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$24,500</td>
</tr>
<tr>
<td>Total</td>
<td>$544,318</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 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: Jeff Koffron

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

Cell Phone Number: 538-1064

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 9 to the contract with Ament Design for Architectural Design Services for ADA Compliance – Group 2 Facilities to reflect the cost for additional design services for an amount not to exceed $4,620 (original contract amount was $356,700; total contract amount with this amendment is $531,495).

CIP/DID #PUR0317-204

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

Background:

The City has a current contract with Ament Design to provide design services for various City facilities (Group 2) to correct ADA violations identified in the transition plan developed by the City’s Independent Licensed Architect, Recreation Accessibilities Consultant (RAC). The initial contract for the period of May 24, 2017 through July 31, 2018 was for an amount not to exceed $356,700 including the following facilities: Animal Care & Control, Bus Garage & Office, Ground Transportation Center, Central Fire, Fire Stations 2, 3, 4, 5, 6, 8 and 9, Ladd Library, Downtown Library, Water Administration Building, and Veterans Memorial Building and in Amendment No. 7 the Montessori School facility was added.

Amendment No. 9 is for additional design services for the following facilities for a total amount not to exceed $4,620.

<table>
<thead>
<tr>
<th>Facility</th>
<th>Project #</th>
<th>Additional Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bender Pool</td>
<td>324001</td>
<td>$1,127.50</td>
</tr>
<tr>
<td>Ladd Library</td>
<td>360103</td>
<td>$1,327.50</td>
</tr>
<tr>
<td>Downtown Library</td>
<td>360103</td>
<td>$165.00</td>
</tr>
<tr>
<td><strong>Total amount for Amendment No. 8:</strong></td>
<td></td>
<td><strong>$4,620.00</strong></td>
</tr>
</tbody>
</table>
Summary of Contract to date:

<table>
<thead>
<tr>
<th></th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$ 356,700.00</td>
<td>Resolution No. 0658-05-17</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$ 2,450.00</td>
<td>Scope changes for Water Administration Building</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$ 0.00</td>
<td>Extend expiration date through 12/31/2018</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$ 38,600.00</td>
<td>Resolution No. 1167-09-18 to add Bender Pool</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$ 33,175.00</td>
<td>Modify various facilities and extend through 12/31/2019</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$ 20,090.00</td>
<td>Revise plans and specs for various facilities</td>
</tr>
<tr>
<td>Amendment No. 6</td>
<td>$ 9,432.50</td>
<td>Scope changes for various facilities</td>
</tr>
<tr>
<td>Amendment No. 7</td>
<td>$ 38,600.00</td>
<td>Add design services for Montessori School</td>
</tr>
<tr>
<td>Amendment No. 8</td>
<td>$ 27,827.50</td>
<td>Add design services for various facilities</td>
</tr>
<tr>
<td>Amendment No. 9</td>
<td>$ 4,620.00</td>
<td>Add design services for Bender Pool and Libraries</td>
</tr>
<tr>
<td>Total</td>
<td>$ 531,495.00</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. 9 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** Normal

**Resolution Date:** October 8, 2019

**Budget Information:** ADA Bonds – Class 18401 – various project numbers

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

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

WHEREAS, the City of Cedar Rapids and Ament Design are parties to a contract for Architectural Design Services for ADA Compliance – Group 2 Facilities; and

WHEREAS, both parties have agreed to amend the contract to reflect the cost for additional design services for various facilities for an amount not to exceed $4,620; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$356,700.00</td>
</tr>
<tr>
<td>Amendment No. 1, Scope changes for Water Admin Building</td>
<td>$2,450.00</td>
</tr>
<tr>
<td>Amendment No. 2, Extend expiration date through 12/31/2018</td>
<td>$0.00</td>
</tr>
<tr>
<td>Amendment No. 3, Resolution No. 1167-09-18 to add Bender Pool</td>
<td>$38,600.00</td>
</tr>
<tr>
<td>Amendment No. 4, Modify various facilities and extend through 12/31/2019</td>
<td>$33,175.00</td>
</tr>
<tr>
<td>Amendment No. 5, Revise plans and specs for various facilities</td>
<td>$20,090.00</td>
</tr>
<tr>
<td>Amendment No. 6, Scope changes for various facilities</td>
<td>$9,432.50</td>
</tr>
<tr>
<td>Amendment No. 7, Add design services for Montessori School</td>
<td>$38,600.00</td>
</tr>
<tr>
<td>Amendment No. 8, Add design services for various facilities</td>
<td>$27,827.50</td>
</tr>
<tr>
<td>Amendment No. 9, Add design services for various facilities</td>
<td>$4,620.00</td>
</tr>
<tr>
<td>Total</td>
<td>$531,495.00</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. 9 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen

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

Cell Phone Number: 640-5518

Description of Agenda Item: Purchases, contracts and agreements
Amendment in the amount of $11,050 to an existing agreement with FARO Technologies, Inc. to initiate a one year warranty, certify and calibrate the 3D scanner, and to add additional software support.
CIP/DID #782200-01

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

Background: In 2016, the Police Department purchased a 3D scanner that is used for processing/documenting major crime scenes and serious traffic crashes. Due to use in criminal cases, it is necessary to maintain a warranty, regularly certify and calibrate the scanner, and to stay current with software updates.

Action/Recommendation: Authorize the City Manager and City Clerk to execute the amendment described herein.

Alternative Recommendation: N/A

Time Sensitivity: Immediate action is recommended.

Resolution Date: October 8, 2019

Budget Information: General fund, discretionary budget – 522101-101-132101

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 Cedar Rapids Police Department has a need to amend the agreement with FARO Technologies, Inc., and

WHEREAS, the amendment of $11,050.00 will allow for a one year warranty, calibration and certification, and updates to current software on the 3D scanner that was purchased in 2016, and

WHEREAS, all costs will be paid out of the general fund, 522101-101-132101,

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 an amendment to existing agreement 782200-01.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

clerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Todd Fagan

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

Contract with Wright Outdoor Solutions for Ash Tree Removal for the Parks and Recreation Department for an amount not to exceed $194,393.65

CIP/DID #PUR0819-041

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

Background: Purchasing Services solicited bids on behalf of the Parks and Recreation Department for Ash Tree Removal with two vendors responding. Wright Outdoor Solutions was the lowest bidder with their total bid award of $194,393.65. A contract will be issued with Wright Outdoor Solutions.

Bids were received from:

<table>
<thead>
<tr>
<th>Line Item</th>
<th>Description</th>
<th>Qty</th>
<th>Price</th>
<th>Extended</th>
<th>Price</th>
<th>Extended</th>
</tr>
</thead>
<tbody>
<tr>
<td>NE Group 1</td>
<td>Small, 21-30&quot;</td>
<td>309</td>
<td>$43.00</td>
<td>$13,287.00</td>
<td>$37.35</td>
<td>$11,606.04</td>
</tr>
<tr>
<td></td>
<td>Medium 31-40&quot;</td>
<td>564</td>
<td>$48.30</td>
<td>$27,241.20</td>
<td>$45.69</td>
<td>$25,769.16</td>
</tr>
<tr>
<td></td>
<td>Large 41-50&quot;</td>
<td>0</td>
<td>$50.00</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
<tr>
<td>Total Amount for NE Group 1:</td>
<td></td>
<td></td>
<td></td>
<td>$40,528.20</td>
<td>$37,375.20</td>
<td></td>
</tr>
<tr>
<td>NW Group 1</td>
<td>Small, 21-30&quot;</td>
<td>821</td>
<td>$43.00</td>
<td>$35,303.00</td>
<td>$37.35</td>
<td>$30,664.35</td>
</tr>
<tr>
<td></td>
<td>Medium 31-40&quot;</td>
<td>598</td>
<td>$48.30</td>
<td>$28,883.40</td>
<td>$46.30</td>
<td>$27,687.40</td>
</tr>
<tr>
<td></td>
<td>Large 41-50&quot;</td>
<td>42</td>
<td>$51.00</td>
<td>$2,142.00</td>
<td>$57.75</td>
<td>$2,425.50</td>
</tr>
<tr>
<td>Total Amount for NW Group 1:</td>
<td></td>
<td></td>
<td></td>
<td>$66,328.40</td>
<td>$60,777.25</td>
<td></td>
</tr>
<tr>
<td>SE Group 1</td>
<td>Small, 21-30&quot;</td>
<td>1325</td>
<td>$43.00</td>
<td>$56,975.00</td>
<td>$37.30</td>
<td>$49,422.50</td>
</tr>
<tr>
<td></td>
<td>Medium 31-40&quot;</td>
<td>523</td>
<td>$48.00</td>
<td>$25,104.00</td>
<td>$45.96</td>
<td>$24,037.08</td>
</tr>
<tr>
<td></td>
<td>Large 41-50&quot;</td>
<td>0</td>
<td>$50.00</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
<tr>
<td>Total Amount for SE Group 1:</td>
<td></td>
<td></td>
<td></td>
<td>$82,079.00</td>
<td>$73,459.58</td>
<td></td>
</tr>
<tr>
<td>SW Group 1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>------------</td>
<td>---------</td>
<td>---------</td>
<td>---------</td>
<td>---------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Small, 21-30&quot;</td>
<td>686</td>
<td>$43.00</td>
<td>$29,498.00</td>
<td>$37.60</td>
<td>$25,793.60</td>
<td></td>
</tr>
<tr>
<td>Medium 31-40&quot;</td>
<td>413</td>
<td>$48.00</td>
<td>$19,824.00</td>
<td>$44.90</td>
<td>$18,543.70</td>
<td></td>
</tr>
<tr>
<td>Large 41-50&quot;</td>
<td>83</td>
<td>$50.00</td>
<td>$4,150.00</td>
<td>$57.80</td>
<td>$4,797.40</td>
<td></td>
</tr>
<tr>
<td>Total Amount for SW Group 1:</td>
<td></td>
<td></td>
<td></td>
<td>$53,472.00</td>
<td>$49,134.70</td>
<td></td>
</tr>
<tr>
<td>SW Group 2</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Small, 21-30&quot;</td>
<td>551</td>
<td>$43.00</td>
<td>$23,693.00</td>
<td>$37.30</td>
<td>$20,552.30</td>
<td></td>
</tr>
<tr>
<td>Medium 31-40&quot;</td>
<td>702</td>
<td>$48.00</td>
<td>$33,696.00</td>
<td>$45.96</td>
<td>$32,263.92</td>
<td></td>
</tr>
<tr>
<td>Large 41-50&quot;</td>
<td>44</td>
<td>$50.00</td>
<td>$2,200.00</td>
<td>$57.80</td>
<td>$2,543.20</td>
<td></td>
</tr>
<tr>
<td>Total Amount for SW Group 2:</td>
<td></td>
<td></td>
<td></td>
<td>$59,589.00</td>
<td>$55,359.42</td>
<td></td>
</tr>
<tr>
<td>Total amount for all items listed above:</td>
<td></td>
<td></td>
<td></td>
<td>$301,996.60</td>
<td>$276,106.15</td>
<td></td>
</tr>
<tr>
<td>Total Award amount:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$194,393.65</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:** October 8, 2019

**Budget Information:** 164290

**Local Preference Policy:** Yes

**Explanation:** No local companies submitted a bid.

**Recommended by Council Committee:** NA

**Explanation:** NA
WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for Ash Tree Removal on behalf of the Parks and Recreation Department; and

WHEREAS, bids were received from two Contractors; and

WHEREAS, the Parks and Recreation Department recommends that the contract be awarded to Wright Outdoor Solutions as the overall lowest responsive and responsible bidder, for an amount not to exceed $194,393.65; and

WHEREAS, a contract has been prepared for Wright Outdoor Solutions for the contract period October 9, 2019 through June 30, 2019.

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: Public Works

Presenter at meeting: Doug Wilson, PE

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Bolton & Menk, Inc. specifying an increased amount not to exceed $24,578 for engineering design services in connection with the 8th Avenue SW from 15th Street to Rockford Road Roadway Improvement project (original contract amount was $197,510; total contract amount with this amendment is $222,088) (Paving for Progress).

CIP/DID #3012101-03

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

Background: Original project scope included pavement repair and an asphalt overlay on 8th Avenue SW from 12th Street to Rockford Road. After further investigation, Public Works Engineering determined full reconstruction of this portion of 8th Avenue, including widening to provide a climbing lane for westbound cyclists, provided a longer service life, and a more Complete Street.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Bolton & Menk, Inc. specifying an increased amount not to exceed $24,578.

Alternative Recommendation: City Council could choose to not accept the resolution. In that case, the additional design work would not be performed, and construction contract documents would be based on original agreement.

Time Sensitivity: Normal

Resolution Date: October 8, 2019

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

Local Preference Policy: No
Explanation: Professional Services Agreement

Recommended by Council Committee: Yes
Explanation: Approved Paving for Progress project.
WHEREAS, on February 26, 2019, City Council authorized Resolution 0218-02-19 approving a Professional Services Agreement with Bolton & Menk, Inc. for engineering design services for pavement and water main improvements on 8th Avenue SW from 15th Street to Rockford Road, and

WHEREAS, original project scope included pavement repair and asphalt overlay from 12th Street to Rockford Road, but Public Works Engineering subsequently determined full reconstruction of this portion of 8th Avenue SW was in the City's best long term interest, and

WHEREAS, Public Works Engineering recommends amending Bolton & Menk, Inc.'s current Professional Services Agreement to include the additional design services required for reconstruction,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the Professional Services Agreement with Bolton & Menk, Inc. in the amount of $24,578 for the 8th Avenue SW from 15th Street to Rockford Road Roadway Improvement (3012101-03 SLOST). A summary of the contract amendments for this contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$197,510</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$24,578</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$222,088</td>
</tr>
</tbody>
</table>

General ledger coding for this amendment to be as follows:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept ID</th>
<th>Project ID</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>301</td>
<td>301000</td>
<td>3012101 SLOST</td>
<td>$24,578</td>
</tr>
<tr>
<td>625</td>
<td>625000</td>
<td>6250051-2016061 NA</td>
<td>$0</td>
</tr>
</tbody>
</table>

PASSED DAY

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature
8TH AVENUE SW FROM 15TH STREET TO ROCKFORD ROAD
ROADWAY IMPROVEMENT PROJECT

PROJECT #3012101-03
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Casey Drew

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

Cell Phone Number: (319) 538-1064

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 12 to the contract with Ament Design for Architectural Design Services for ADA Compliance of various City facilities to reflect the cost of additional design services for an amount not to exceed $3,945 (original contract amount was $156,580; total contract amount with this amendment is $297,062.50).

CIP/DID #PUR1216-135

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

Background:

The City has a current contract with Ament Design to provide design services for various City facilities to correct ADA violations identified in the transition plan developed by the City’s Independent Licensed Architect, Recreation Accessibilities Consultant (RAC). The initial contract for the period of December 21, 2016 through December 31, 2017 was for an amount not to exceed $156,580 including the following facilities: City Hall, City Services Center, Police Department and Shooting Range, WPC Administration Building, and US Cellular Center. Design services for ADA compliance were later added to the contract for Ushers Ferry Historic Village, and other facilities for the Parks & Recreation Department.

Amendment No. 12 is for additional design services for the following facilities for an additional amount not to exceed $3,945:

<table>
<thead>
<tr>
<th>Facility</th>
<th>Project #</th>
<th>Additional Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>US Cellular Center (invoice #2397)</td>
<td>535105</td>
<td>$165</td>
</tr>
<tr>
<td>Parks Buildings (Invoice #2414)</td>
<td>307303</td>
<td>$3,780</td>
</tr>
<tr>
<td>Total amount for Amendment No. 12:</td>
<td></td>
<td>$3,945</td>
</tr>
<tr>
<td>Description</td>
<td>Price</td>
<td></td>
</tr>
<tr>
<td>-----------------------------------------------------------</td>
<td>-----------</td>
<td></td>
</tr>
<tr>
<td>Original Contract</td>
<td>$156,580.00</td>
<td></td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$43,000.00</td>
<td></td>
</tr>
<tr>
<td>Resolution No. 0104-01-17 to add Ushers Ferry</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$56,700.00</td>
<td></td>
</tr>
<tr>
<td>Resolution No. 0187-02-17 to add Parks &amp; Rec Dept.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$6,000.00</td>
<td></td>
</tr>
<tr>
<td>Resolution No. 0533 to add services for Ushers Ferry</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$3,500.00</td>
<td></td>
</tr>
<tr>
<td>Add general ADA code information to construction docs</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Extend contract through 06/01/2018</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 6</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Extend contract through 08/31/2018</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 7</td>
<td>$8,200.00</td>
<td></td>
</tr>
<tr>
<td>Scope changes for CSC, PD, and USCC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 8</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Extend contract through 09/30/2018</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 9</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Extend contract through 04/30/2019</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 10</td>
<td>$6,705.00</td>
<td></td>
</tr>
<tr>
<td>Extend and scope changes for Parks Buildings / USCC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 11</td>
<td>$12,432.50</td>
<td></td>
</tr>
<tr>
<td>Scope changes for Parks Buildings and USCC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amendment No. 12</td>
<td>$3,945.00</td>
<td></td>
</tr>
<tr>
<td>Scope changes for Parks Buildings and USCC</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$297,062.50</strong></td>
<td></td>
</tr>
</tbody>
</table>

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 12 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** Normal

**Resolution Date:** October 8, 2019

**Budget Information:** ADA Bonds – Class 18401 – Various project numbers

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
WHEREAS, the City of Cedar Rapids and Ament Design are parties to a contract for Architectural Design Services for ADA Compliance of various City facilities; and

WHEREAS, both parties have agreed to amend the contract to reflect the cost for additional design services for various facilities for an amount not to exceed $3,945; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$ 156,580.00</td>
</tr>
<tr>
<td>Resolution No. 0104-01-17 to add Ushers Ferry</td>
<td>$ 43,000.00</td>
</tr>
<tr>
<td>Resolution No. 0187-02-17 to add Parks &amp; Rec Dept.</td>
<td>$ 56,700.00</td>
</tr>
<tr>
<td>Resolution No. 0533 to add services for Ushers Ferry</td>
<td>$ 6,000.00</td>
</tr>
<tr>
<td>Add general ADA code information to construction docs</td>
<td>$ 3,500.00</td>
</tr>
<tr>
<td>Extend contract through 06/01/2018</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Extend contract through 08/31/2018</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Scope changes for CSC, PD, and USCC</td>
<td>$ 8,200.00</td>
</tr>
<tr>
<td>Extend contract through 09/30/2018</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Extend contract through 04/30/2019</td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Extend and scope changes for Parks Buildings / USCC</td>
<td>$ 6,705.00</td>
</tr>
<tr>
<td>Scope changes for Parks Buildings and USCC</td>
<td>$ 12,432.50</td>
</tr>
<tr>
<td>Scope changes for Parks Buildings and USCC</td>
<td>$ 3,945.00</td>
</tr>
<tr>
<td>Not to exceed, except by written amendment</td>
<td>$ 297,062.50</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. 12 to amend 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:  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. 3 in the amount of $17,827.43 with Peterson Contractors, Inc. for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (original contract amount was $4,719,031.25; total contract amount with this amendment is $4,847,024.39).
CIP/DID #3313530-21

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

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.  While excavating the inspection trench for the earthen levee, previously buried landfill materials were discovered and required correct disposal.  The costs include loading and hauling material to the landfill along with tipping fees.

Action/Recommendation:  The Public Works Department recommends approval of Change Order No. 3 submitted by Peterson Contractors, 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:  October 8, 2019

Budget Information:  GRI

Local Preference Policy:  NA
Explanation:  NA

Recommended by Council Committee:  Yes
Explanation:  Flood Control Committee reviewed this project, but a vote was not requested as the project is in accordance with the adopted FCS Master Plan.
RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of $17,827.43 with Peterson Contractors, Inc. for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project, Contract No. 3313530-21. A cost summary of the contract changes for this project is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$4,714,031.25</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>$5,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>$(85,644.31)</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>$195,810.02</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>$17,827.43</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$4,847,024.39</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $17,827.43 331-331000-7972-3313530

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

Cell Phone Number: 538-1059/270-5219

E-mail Address: s.hershner@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Change Order No. 2 in the amount of $284,424 with Williams Brothers Construction, Inc., for the Odor Control Upgrades project (original contract amount was $6,590,000; total contract amount with this amendment is $7,184,368).

CIP/DID #615233-02

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

Background: The Water Pollution Control Facility (WPCF) is a significant source of odorous gasses. Several processes have been added to the facility to treat odorous air to mitigate the onsite dangers and reduce odors to nearby residents. The most significant portion of the odorous air treatment process occurs within two onsite Bioscrubbers, originally constructed in 1998. Loadings to the Bioscrubbers have increased since their initial construction, while removal efficiencies have decreased.

An evaluation of the existing odor control equipment at the WPCF was performed by CH2M HILL Engineers, Inc. in the fall of 2014. A final report was received documenting the onsite odor sources and treatment processes, providing recommendations to optimize existing treatment processes and recommendations for additional odor control equipment.

The goal of the project is to repair elements of, and provide increased capacity for, the odor control system at the WPCF. This will include the replacement of the lava rock media in the existing Bioscrubbers, repair of structural deficiencies within the existing Bioscrubber vessels, replacement or repair of existing odor control ductwork and fans, improved ventilation of the Sludge Storage Tank, demolition of an existing backup chemical scrubber, and the installation of two new high rate Biotowers.

The improvements made to the WPCF in the project are expected to have a significant positive impact on the WPCF’s ability to treat onsite odorous gasses. This will reduce offsite odors emanating from the facility, and reduce the threat of hydrogen sulfide exposure to WPCF staff.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends approval of Change Order No. 2 in the amount of $284,424 with Williams Brothers Construction, Inc., for the Odor Control Upgrades project and that the City Manager and City Clerk be authorized to execute said change order.
Alternative Recommendation: None

Time Sensitivity: 10-8-19

Resolution Date: 10-8-19

Budget Information:
1. Included in Current Budget Year. Yes. The project will be funded from the FY 2016, FY 2017, FY 2018, and FY 2019 WPC Division Capital Improvement Projects budget. The project will be coded to the following CIP funds: 553000-615-615000-x-x-615233, 615236, and 6150010.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There is currently $500,000 budgeted in the FY2016 CIP budget, $2,300,000 planned in the FY 2017 budget, $3,050,000 planned in the FY 2018 budget and $1,200,000 planned in FY 2019 budget for the WPCF Odor Control Upgrades project.

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
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk be authorized to execute Change Order No. 2, to the contract with Williams Brothers Construction, Inc., specifying an increase in the amount of $284,424 for the Odor Control Upgrades project (Contract No. 615233-02).

A cost summary of the contract changes on this project is as follows:

- Original Contract Amount $6,590,000
- Plus Change Order No. 1 $309,944
- Plus Change Order No. 2 $284,424
- Amended Contract Amount $7,184,368

Funded from the FY 2016, FY 2017, FY 2018, and FY 2019 Water Pollution Control Division CIP budget and coded to 553000-615-615000-x-x-615233, 615236, and 6150010.

Attest:

MayorSignature

ClerkSignature
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: Steve.He@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Accepting an Affidavit for Service Line Reimbursement from Jill Morris, property owner, to reimburse the City on a monthly installment basis for the replacement of the water service line at 1537 D Avenue NE.

CIP/DID # WTR100819-02

Routine business - EnvisionCR Does not apply

Background: In the Cedar Rapids Municipal Code, Chapter 12 – Water Service, 12.14 - Installation of Service Pipes, it states that the property owners are responsible for service pipes and fixtures from the street water/sewer main to the premises including the corporation.

When these service pipes or lines need to be replaced or repaired, it is the property owners’ responsibility to hire a licensed plumber to make such repairs.

In extenuating circumstances, the Utilities Department – Water Division assists property owners with the service line replacement. In those cases, the Water Division obtains pricing, pays for the service, and allows the property owners to repay the Utilities Department in monthly installments. Jill Morris, owner of the property at 1537 D Avenue NE, has requested that the Utilities Department – Water Division help her replace the water service line to her property.

The Utilities Department received three quotes for the water service line replacement and B. G. Brecke, Inc. submitted the low quote of $2,250. Ms. Morris has executed an Affidavit agreeing to reimburse the Utilities Department for the water service line replacement fee on a monthly installment basis for 60 months at an interest rate of 7% per annum. Her minimum monthly payments will be $44.55.

Failure to reimburse the Utilities Department for these costs in a timely manner may result in the termination of water service to this property and/or the imposition of a lien upon the property as provided for in accordance with Chapter 12 (Water Service) of the Cedar Rapids Municipal Code and in accordance with Sections 384.84 and 384.93 of the Code of Iowa.

Action / Recommendation: The Utilities Department recommends that the Resolution accepting the Affidavit for Service Line Reimbursement be hereby approved and the City Clerk’s office be directed to record said Affidavit with the Linn County Recorder.
**Alternative Recommendation (if applicable):** The City Council could decide not to accept the Affidavit for Service Line Reimbursement and Ms. Morris would need to find other financing or be without water service.

**Resolution Date:** 10/08/19

**Budget Information:** N/A

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

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

WHEREAS, the Cedar Rapids Municipal Code, Chapter 12 – Water Service, 12.14 - Installation of Service Pipes, states that the property owners are responsible for service pipes and fixtures from the street water main to the premises including the corporation and when these service pipes or lines need to be replaced or repaired, it is the property owners’ responsibility to hire a licensed plumber to make such repairs, and

WHEREAS, in extenuating circumstances, the Utilities Department – Water Division assists property owners with the service line replacement. In those cases, the Water Division obtains pricing, pays for the service, and allows the property owners to repay the Utilities Department in monthly installments, and

WHEREAS, Jill Morris, owner of the property at 1537 D Avenue NE, has requested that the Utilities Department – Water Division help her replace the water service line to her property, and

WHEREAS, Jill Morris has signed an Affidavit acknowledging and agreeing to reimburse the Cedar Rapids Utilities Department – Water Division on a monthly installment basis for 60 months for the costs incurred to replace the water service line.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Affidavit for Service Line Reimbursement executed by Jill Morris to reimburse the Cedar Rapids Utilities Department – Water Division on a monthly installment basis for the costs incurred to replace the water service line at 1537 D Avenue NE be hereby approved, and

BE IT FURTHER RESOLVED that the Affidavit be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.
Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Jeremy Paulsen

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

Cell Phone Number: 640-5518

Description of Agenda Item: Purchases, contracts and agreements
Resolution to accept a federal match grant in the amount of $222,345 to be used by the City to enhance an existing and sustained collaboration, that started with a prior federal match grant, with Foundation 2. There will be additional enhancements to police response to calls where individuals are suffering from mental illness or co-occurring mental health and substance abuse disorders.
CIP/DID #PD0024

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

Background: An application was submitted requesting federal grant funds through the U.S. Department of Justice. The grant solicitation was: FY19 Justice and Mental Health Collaboration Program. Recently the City/Police Department was notified that funds had been awarded, in the amount of $222,345. The majority of grant funds will be utilized over three years to enhance police response to individuals with mental illness or co-occurring mental health and substance abuse disorders. The City was awarded the FY17 Justice and Mental Health Collaboration Program grant in 2017 which was the stepping stone to this newly awarded grant. If the City is able to sustain the Foundation 2 Mental Health Liaison position that was initially funded through this FY17 grant, the FY19 grant will fund a second Mental Health Liaison.

Action/Recommendation: The Police Department recommends the City Council authorize the Mayor to execute the FY19 Justice and Mental Health Collaboration Grant Award.

Alternative Recommendation: NA

Time Sensitivity: Immediate action is recommended in order to meet the acceptance deadline.

Resolution Date: October 8, 2019

Budget Information: NA

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

Recommended by Council Committee: (Click here to select)
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has been awarded a match grant by the Office of Justice Programs at the U.S. Department of Justice, and

WHEREAS, the grant that has been awarded is the FY19 Justice and Mental Health Collaboration Program, and

WHEREAS, the City will use the grant funds, in the amount of $222,345 to further enhance an existing collaboration with Foundation 2 to increase access to mental health and other treatment services for those individuals with mental illness or co-occurring mental health and substance abuse disorders, and

WHEREAS, the funding will be primarily utilized over a three year period for a Foundation 2 staff member.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Mayor is hereby authorized to execute the FY19 Justice and Mental Health Collaboration Grant Award (2019-MO-BX-0046).

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 $23,900 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Stone Creek First Owners Association, Inc. from land located at Lot 1, Stone Creek First Addition in Cedar Rapids, Iowa in connection with the Williams Boulevard SW at Dean Road SW Roundabout project.
CIP/DID #301972-00

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

Background: In FY18, City Council approved funding towards the Williams Boulevard SW at Dean Road SW Roundabout project.

The right-of-way and temporary grading easement for construction are required to accommodate the proposed roadway improvements, which include construction of a roundabout with two eastbound lanes and a single lane for all other approaches. Compensation amounts proposed are based on an appraisal of the subject property, provided by qualified appraisers hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $23,900 and accepting Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Stone Creek First Owners Association, Inc.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement and direct City staff to abandon or reconfigure the proposed Williams Boulevard SW at Dean Road SW Roundabout.

Time Sensitivity: Normal
Resolution Date: October 8, 2019
Budget Information: 301/301000/301972 NA
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, Stone Creek First Owners Association, Inc. of 3579 Stoneview Circle SW, Cedar Rapids, Iowa, 52404, 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 Lot 1, Stone Creek First Addition in Cedar Rapids, Iowa, to the City of Cedar Rapids for consideration as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Right-of-Way</td>
<td>$12,054</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$2,217</td>
</tr>
<tr>
<td>Loss of Landscaping</td>
<td>$9,629</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$23,900</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 Williams Boulevard SW at Dean Road SW Roundabout project (Fund 301, Dept ID 301000, Project 301972 NA),

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 Stone Creek First Owners Association, Inc. 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
WILLIAMS BLVD SW AT DEAN ROAD
ROUNDABOUT DESIGN

PROJECT AREA
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

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

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of a Purchase Agreement in the amount of $11,390 and accepting a Warranty Deed for right-of-way, a Permanent Easement for Retaining Wall, and a Temporary Grading Easement for Construction from Linda L. Hauber as Trustee of the Linda L. Hauber Revocable Trust Dated October 22, 2008, and Mary K. Kelly and Frank Kelly, and Michael P. Hauber and Ann M. Denney-Hauber, and James R. Hauber and Tascha Hauber, from land located at 1838 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, 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.


Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and 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: October 8, 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, a permanent easement for retaining wall, and a temporary grading easement for construction to accommodate the proposed facilities, and

WHEREAS, Linda L. Hauber as Trustee of the Linda L. Hauber Revocable Trust Dated October 22, 2008, and Mary K. Kelly and Frank Kelly of 1427 North Taft Avenue, Mason City, Iowa, 50401, and Michael P. Hauber and Ann M. Denney-Hauber of 830 Leslie Lane, Robins, Iowa, 52328, and James R. Hauber and Tascha Hauber of 1518 Douglas Avenue, Ames, Iowa, 50010, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way, permanent easement for retaining wall, and temporary grading easement for construction from land located at 1838 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>$4,100</td>
</tr>
<tr>
<td>Permanent Easement</td>
<td>$4,950</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$690</td>
</tr>
<tr>
<td>Damages</td>
<td>$1,650</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$11,390</strong></td>
</tr>
</tbody>
</table>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way, 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 Warranty Deed, Permanent Easement for Retaining Wall, and Groundwater Hazard Statement from Linda L. Hauber as Trustee of the Linda L. Hauber Revocable Trust Dated October 22, 2008, and Mary K. Kelly and Frank Kelly, and Michael P. Hauber and Ann M. Denney-Hauber, and James R. Hauber and Tascha Hauber, and the Affidavit of Trustee and Trustee’s Affidavit 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
ACQUISITION PLAT

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS

O AVENUE NW IMPROVEMENTS

PARCEL 197

1838 O AVENUE NW

CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:
HAUBER, LINDA L. (TRUST)
1427 N. TAFT AVENUE
MASON CITY, IA 50401

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN THE NORTH EAST QUARTER OF THE NORTH EAST QUARTER OF SECTION 19, TOWNSHIP 53 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CEDAR RAPIDS, Linn County, Iowa, more particularly described as follows:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTH EAST QUARTER OF THE NORTH EAST QUARTER OF SAID SECTION 19, THENCE SOUTH 89° 43' 27" WEST, 216.00 FEET ALONG THE SOUTH LINE OF THE NORTH EAST QUARTER OF THE NORTH EAST QUARTER OF SAID SECTION 19 TO THE POINT OF BEGINNING; THENCE SOUTH 89° 43' 27" WEST, 174.36 FEET CONTINUING ALONG SAID SOUTH LINE; THENCE NORTH 01° 45' 43" WEST, 40.00 FEET; THENCE NORTH 89° 43' 27" EAST, 162.01 FEET; THENCE SOUTH 18° 42' 05" EAST, 42.16 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 6,727 SQUARE FEET OR 0.15 ACRES MORE OR LESS, INCLUDING 5,092 SQUARE FEET OF EXISTING ROADSIDE EASEMENT, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD83(2011) IA RSCN NORTH ZONE, U.S. SURVEY FOOT (Linn County Control).

DATE: 9-17-2019

JOYD A. BUDE, P.L.S. LICENSE NUMBER: 22847

FOUTH PROJECT NO. 140001-05 DATE: 9-109-2019

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: (319) 365-5561
Fax: (319) 365-5565
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 $1,905 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Norma Jean Hoffpauir from land located at 2009 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 $1,905 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Norma Jean Hoffpauir.

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:** October 8, 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, Norma Jean Hoffpauir of 2009 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNERS 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 2009 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>$1,140</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$365</td>
</tr>
<tr>
<td>Loss of Landscaping</td>
<td>$400</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$1,905</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 Norma Jean Hoffpauir 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
ACQUISITION PLAT
RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 68
CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:
HOFFPAUR, NORMA JEAN
2009 O AVENUE NW
CEDAR RAPIDS, IA 52405
BOOK 6961, PAGES 614-615

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN THE EAST 57 FEET OF LOT 104 OF AUDITORS PLAT NO. 93, AS
RECORDED IN BOOK 419, PAGE 73 OF THE LINN COUNTY RECORDER’S OFFICE, LINN COUNTY,
IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 104, THENCE SOUTH 00° 26’ 16” EAST, 5.00
FEET ALONG THE EAST LINE OF SAID LOT 104; THENCE SOUTH 89° 40’ 40” WEST, 5.00 FEET TO THE
SOUTHWEST CORNER OF THE NORTH 18° 58’ 00” WEST, 5.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF O
AVENUE NW; THENCE NORTH 8° 40’ 40” EAST, 5.00 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE
POINT OF BEGINNING.
SAID PARCEL CONTAINS 285 SQUARE FEET OR 0.027 ACRES MORE OR LESS, SUBJECT TO
EASEMENTS AND RESTRICTIONS OF RECORD.

FOR THE PURPOSE OF THIS DESCRIPTION ALL BEARINGS AND DISTANCES ARE REFERENCED TO

FIELD SURVEY COMPLETED: NOVEMBER 2014

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. BUIDE, P.L.S.
License Number: 22847
My license renewal date is DECEMBER 31, 2020.
Pages or sheets covered by this seal:
1 OF 1

2-8-2019 DATE
2-8-2019 DATE

FOTH PROJECT NO. 14C001-05 DATE: 2-8-2019

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-968-9663 Fax: 319-365-8831
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 $3,780 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Melanie Y. Manley and Ambrea C. Manley from land located at 1817 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 $3,780 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Melanie Y. Manley and Ambrea C. Manley.

**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: October 8, 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, Melanie Y. Manley and Ambrea C. Manley of 1817 O Avenue NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction from land located at 1817 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>$2,300</td>
</tr>
<tr>
<td>Temporary Easement</td>
<td>$1,380</td>
</tr>
<tr>
<td>Damages</td>
<td>$100</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$3,780</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 Melanie Y. Manley and Ambrea C. Manley, and the Partial Release of Mortgage from Home Point Financial, 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
ACQUISITION PLAT
RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE NW IMPROVEMENTS
PARCEL 76
CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:
MANLEY, MELANIE Y.
MANLEY, AMBREA C.
1817 O AVENUE NW
CEDAR RAPIDS, IA 52405
BOOK 9654, PAGE 293

LEGAL DESCRIPTION:
A PARCEL OF LAND LOCATED IN PART OF LOT 110 OF AUDITOR'S PLAT NO. 93, AS RECORDED IN BOOK 418, PAGE 73 OF THE Linn County Recorder's Office, Linn County, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 110, THENCE NORTH 89° 43' 27" EAST, 114.99 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE EAST LINE OF SAID LOT 110, THENCE SOUTH 89° 43' 27" WEST, 5.00 FEET ALONG SAID EAST LINE, THENCE SOUTH 89° 43' 27" WEST, 114.99 FEET TO THE WEST LINE OF SAID LOT 110, THENCE NORTH 00° 19' 20" WEST, 5.00 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 575 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 NAD83(2011) IA ECS NORTH-ZONE, US SURVEY FOOT (Linn County Control).

FIELD SURVEY COMPLETED: NOVEMBER 2014

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
My license renewal date is DECEMBER 31, 2020.
Pages or sheets covered by this seal:
1

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9550 Fax: 319-365-9551

FOTH PROJECT NO. 14C001-05 DATE: 3/18/2019
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: 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 $767,627.20, plus incentive up to $30,000, bond and insurance of Boomerang Corporation for the 11th Street NW North of M Avenue Detention Basin Improvements project (estimated cost is $1,060,000).

(Dave Wallace)
CIP/DID #304427-03

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

Background:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boomerang Corporation, Anamosa IA</td>
<td>$767,627.20</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>$30,000.00</td>
</tr>
<tr>
<td>Total Award</td>
<td>$797,627.20</td>
</tr>
<tr>
<td>Legacy Corporation, East Moline, IL</td>
<td>$800,088.20</td>
</tr>
<tr>
<td>Pirc Tobin Construction Inc., Alburnett, IA</td>
<td>$845,629.65</td>
</tr>
<tr>
<td>Rathje Construction, Marion, IA</td>
<td>$887,756.39</td>
</tr>
<tr>
<td>BWC Excavating LC, Solon, IA</td>
<td>$999,355.50</td>
</tr>
<tr>
<td>Peterson Contractors Inc., Reinbeck, IA</td>
<td>$1,020,083.30</td>
</tr>
<tr>
<td>Tschiggfrie Excavating, Dubuque, IA</td>
<td>$1,107,485.76</td>
</tr>
<tr>
<td>Dave Schmidt Construction, Cedar Rapids, IA</td>
<td>$1,116,823.00</td>
</tr>
<tr>
<td>J B Holland Construction, Decorah, IA</td>
<td>$1,244,339.05</td>
</tr>
</tbody>
</table>

Boomerang Corporation submitted the lowest of the bids received on October 2, 2019 for the 11th Street NW North of M Avenue Detention Basin project. The bid is within the approved budget. Construction work is expected to begin this winter and anticipated to be completed by May 31, 2010.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $767,627.20 plus incentive up to $30,000, bond and insurance of Boomerang Corporation for 11th Street NW North of M Avenue Detention Basin 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 October 8, 2019 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** October 8, 2019

**Budget Information:**
- 304, 304000, 304427 NA
- 301, 301000, 3012074 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
October 2, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the 11th Street NW North of M Avenue Detention Basin Improvements, Contract Number 304427-03

Dear City Council:

Bids were received on October 2, 2019 for the 11th Street NW North of M Avenue Detention Basin Improvements project as follows:

- Boomerang Corporation, Anamosa IA $787,827.20
- Legacy Corporation, East Moline, IL $800,080.20
- Pirc Tobin Construction Inc, Alburnett, IA $845,629.65
- Rathje Construction, Marion, IA $887,756.39
- BWC Excavating LC, Solon, IA $999,355.50
- Peterson Contractors Inc, Reinbeck, IA $1,020,083.30
- Tschiggfrie Excavating, Dubuque, IA $1,107,485.76
- Dave Schmidt Construction, Cedar Rapids, IA $1,116,823.00
- J B Holland Construction, Decorah, IA $1,244,339.05

The engineers cost opinion for this work is $1,060,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Matt Feuerhelm
Project Engineer II

MJJ/sff

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer

Public Works Department
300 15th Avenue S.W. • Cedar Rapids, Iowa 52404-5837 • (319) 286-5802 • Fax (319) 774-5653
RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 10, 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 11th Street NW North of M Avenue Detention Basin (Contract No. 304427-03) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on September 14, 2019 pursuant to which a public hearing was held on September 24, 2019, and

WHEREAS, the following bids were received, opened and announced on October 2, 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 October 8, 2019:

- Boomerang Corporation, Anamosa, IA $767,627.20
  - Original Incentive Value      30,000.00
  - Total Award                  $797,627.20

- Legacy Corporation, East Moline, IL $800,088.20

- Pirc Tobin Construction Inc., Alburnett, IA $845,629.65

- Rathje Construction, Marion, IA $887,756.39

- BWC Excavating LC, Solon, IA $999,355.50

- Peterson Contractors Inc., Reinbeck, IA $1,020,083.30

- Tschiggfrie Excavating, Dubuque, IA $1,107,485.76

- Dave Schmidt Construction, Cedar Rapids, IA $1,116,823.00

- J B Holland Construction, Decorah, IA $1,244,339.05

WHEREAS, general ledger coding for this public improvement shall be as follows:
$760,139.20 304-304000-30485-304427, $37,488 301-301000-30185-3012074

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. Boomerang Corporation is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of Boomerang Corporation is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Boomerang Corporation.

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
11TH STREET NW NORTH OF M AVENUE
DETENTION BASIN IMPROVEMENTS
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 $73,915, bond and insurance of Dave Schmitt Construction Co., Inc. for the Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements project (estimated cost is $97,000). (Dave Wallace)
CIP/DID #304412-01

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

Background:

Dave Schmitt Construction Co., Inc., Cedar Rapids, IA $73,915.00
BWC Excavating LC, Solon, IA $85,360.00
Midwest Concrete Inc., Peosta, IA $88,085.00
Boomerang Corporation, Anamosa, IA $107,180.00
Pirc Tobin Construction Inc., Alburnett, IA $110,950.00

Dave Schmitt Construction Co., Inc. submitted the lowest of the bids received on October 2, 2019 for the Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements project. The bid is within the approved budget. Construction work is expected to begin this fall and anticipated to be completed by December 13, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $73,915, bond and insurance of Dave Schmitt Construction Co. Inc. for Old Orchard Road NE North of Plum Grove Court 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 October 8, 2019 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: October 8, 2019
Budget Information: 304, 304000, 304412 NA

Local Preference Policy: NA
   Explanation: NA

Recommended by Council Committee: NA
   Explanation: NA
October 2, 2019

City Council
City of Cedar Rapids

RE: Report on bids as read for the Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements, Contract Number 304412-01

Dear City Council:

Bids were received on October 2, 2019 for the Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements project as follows:

- Dave Schmitt Construction Co. Inc, Cedar Rapids, IA $73,915.00
- BWC Excavating LC, Solon, IA $85,360.00
- Midwest Concrete Inc, Peosta, IA $88,085.00
- Boomerang Corporation, Anamosa, IA $107,180.00
- Pirc Tobin Construction Inc, Alburtett, IA $110,950.00

The engineer's cost opinion for this work is $97,000. 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

Terry Tiedemann, PE  
Project Engineer II – Sewer Utility

TJT/sff

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer

Public Works Department  
500 15th Avenue S.W. • Cedar Rapids, Iowa 52404-5837 • (319) 286-5802 • Fax (319) 774-5653
RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 10, 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 Old Orchard Road NE North of Plum Grove Court Storm Sewer Improvements (Contract No. 304412-01) 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 September 14, 2019 pursuant to which a public hearing was held on September 24, 2019, and

WHEREAS, the following bids were received, opened and announced on October 2, 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 October 8, 2019:

Dave Schmitt Construction Co. Inc., Cedar Rapids, IA $73,915.00
BWC Excavating LC, Solon, IA $85,360.00
Midwest Concrete Inc., Peosta, IA $88,085.00
Boomerang Corporation, Anamosa, IA $107,180.00
Pirc Tobin Construction Inc., Alburnett, IA $110,950.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $73,915 304-304000-30485-304412

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. Dave Schmitt Construction Co., 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 Dave Schmitt Construction Co., Inc. is hereby accepted and the contract for this public improvement is hereby awarded to Dave Schmitt Construction Co., 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.

Attest:

ClerkSignature
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: REGULAR AGENDA
Report on bids for the Cedar River Trail Rehabilitation Phase I project (estimated cost is $150,000) (Steve Krug).
   a. Resolution awarding and approving contract in the amount of $153,630, bonds and insurance of L.L. Pelling Company, Inc. for the Cedar River Trail Rehabilitation Phase I project.
      CIP/DID PUR0819-049; 307070

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

Background:
A public hearing was held on September 24, 2019 for the Cedar River Trail Rehabilitation Phase I project. This project consists of repair of large cracks and surface deficiencies and to overlay the existing trail with asphalt.

Purchasing Services publicly opened the bids on September 25, 2019 at 11:00 am CDT. Bids were received from one Contractor. The Parks and Recreation Department recommends award of the base bid only to L.L. Pelling Company, Inc. as the overall lowest responsive and responsible bidder.

A contract will be issued to L.L. Pelling Company, Inc. The project is due to be completed by May 15, 2020.

Bid Results:

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>L.L. Pelling Co. Inc.</td>
<td>North Liberty, IA</td>
<td>Base $153,630</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Alternate $63,475</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: October 8, 2019

Budget Information: 307070

Local Preference Policy: No
   Explanation: Public Improvement Project

Recommended by Council Committee: No
   Explanation: NA
October 8, 2019

TO: City Council, City of Cedar Rapids

RE: Report on bids as read for Cedar River Trail Rehabilitation Phase I, RFB #PUR0819-049; 307070

Bids were received on September 25, 2019 for the Cedar River Trail Rehabilitation Phase I project. This work mainly consists of repair of large cracks and surface deficiencies and to overlay the existing trail with asphalt.

Funding for this project is 307070.

One bid was received on September 25, 2019. The bids have been carefully reviewed and it is recommended that the contract be awarded to L.L. Pelling Company, Inc., base bid only, as the overall lowest responsive and responsible bidder. The cost of this project is $153,630.

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>L.L Pelling Company, Inc.</td>
<td>North Liberty, IA</td>
<td>Base $153,630</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Alternate: $63,475</td>
</tr>
</tbody>
</table>

Sincerely,

Heather Mell

Heather Mell, CPPB
Purchasing Agent

cc: Steve Krug
WHEREAS, on September 10, 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 specifications, form of contract and cost estimate for the Cedar River Trail Rehabilitation Phase I project for the City of Cedar Rapids, Iowa; and

WHEREAS, said Notice to Bidders was posted according to law and the Notice of a Public Hearing was published in the Cedar Rapids Gazette on September 14, 2019 pursuant to which a public hearing was held on September 24, 2019; and

WHEREAS, the following bids were received, opened and announced on September 25, 2019 by the City Purchasing Manager, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on October 8, 2019:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>L.L. Pelling Company, Inc.</td>
<td>Base $153,630</td>
</tr>
<tr>
<td></td>
<td>Alternate $63,475</td>
</tr>
</tbody>
</table>

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: $153,630, coding 307070

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 Purchasing Manager, or 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. L.L. Pelling Company, Inc. is the lowest responsive, responsible bidder on said work and the City Purchasing Manager, or designee, has recommended that the City accept its Bid and award the contract to it;

4. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of L.L. Pelling Company, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to L.L. Pelling Company, Inc.;

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; and

BE IT FURTHER RESOLVED, that the bid securities of the unsuccessful bidders have been returned to them by the City Clerk; and
BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

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

Cell Phone Number: 538-2552

Description of Agenda Item: REGULAR AGENDA
Resolution authorizing sponsorship of a Business Financial Application to the Iowa Economic Development Authority by CellSite Solutions, Inc. for new headquarters facility and providing local match funds through the City’s Local Match – Economic Development Program (Caleb Mason). CIP/DID #TIF-0038-2019


Background: The Resolution authorizes sponsorship of an application for State funds through the High Quality Jobs program by CellSite Solutions, Inc. and authorizing City financial participation to serve as the required local match for the State funds. CellSite Solutions is proposing the acquisition of the Hawkeye Downs property at 4400 6th Street SW, and constructing its headquarters facility on a portion of the property. Under the proposed arrangement CellSite would leaseback to Hawkeye Downs the portion of the site being utilized for racing and conventions.

CellSite is applying for State funds under the High Quality Jobs program based on the creation of new jobs. The State funds require local matching funds. Based on this requirement, the project qualifies under the Local Match – Economic Development Program which provides a 10-year, 50% reimbursement of increased taxes generated by the project.

The following is a summary of the proposed project:

+ $7.5 million capital investment
+ Construction of a new 55,000 square foot headquarters facility consisting of office and warehouse space
+ Retention of 54 existing employees
+ Creation of 16 new jobs, of which 10 meet the High Quality Wage threshold of $22.27/hr

The Local Match – Economic Development Program provides a reimbursement of 50% of the increased taxes generated by the project for a period of 10-years. The following is an estimate of the total taxes and reimbursement:

+ $1.2 million in total taxes generated over a 10-year period
  o $463,000 reimbursed to the Developer
  o $757,000 net taxes paid
The IEDA Board will consider State financial assistance at its October 18 meeting. The next steps will include the creation of an Urban Renewal Area/TIF district, and a Development Agreement which will be brought back to city council for consideration at a future date.

**Action/Recommendation:** City staff recommends approving the Resolution

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

**Time Sensitivity:** NA

**Resolution Date:** October 8, 2019

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA
WHEREAS, the City of Cedar Rapids has received a request from CellSite Solutions, Inc. to sponsor an application to the Iowa Economic Developer Authority for financial assistance through the Business Financial Assistance – High Quality Jobs Program (the “State Program”) to assist in the construction of a new headquarters facility on property located at 4400 6th Street SW and which includes the retention of, and creation of new jobs, including high-quality jobs, and

WHEREAS, the Company is proposing the construction of an approximately 60,000 square foot office and warehouse facility, with related site improvements, equipment, furnishing, acquisition, and other costs which is estimated to be a $7.5 million total capital investment and will result in the creation of 16 new jobs, of which, 11 meet the State’s High Quality Jobs wage threshold (the “Project”), and

WHEREAS, the City Council has adopted Economic Development Programs to support such activities which promote and facilitate economic development objectives of the City, including the expansion of existing businesses and creation of new high-quality jobs, and

WHEREAS, the State Program requires the City to provide local matching funds, therefore, the Project qualifies under the City’s Local Match – Economic Development Program, and

WHEREAS, the Local Match program provides a 10-year, 50% reimbursement of the increased taxes generated by the Project improvements which is estimated to provide an exemption of $463,300 in total taxes over the 10-year period, and

WHEREAS, the City Council desires to express its support for the Business Financial Assistance application to the State of Iowa and to authorize local match local match as provided for herein.

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

1. The request for City financial participation is approved, subject to the approval of State incentives by the Iowa Economic Development Authority Board.

2. The City Manager is authorized to execute the application, contract, and any related documents, as necessary, for the Iowa Economic Development Authority’s Business Financial Assistance Program.

3. Subject to approval of the State Program, the City Manager is authorized to initiate the proceedings as provided under Chapter 403 of the Code of Iowa to establish an Urban Renewal Area, to provide a mechanism for the City participation provided for herein.
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

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

Cell Phone Number: 538-2552

Description of Agenda Item: REGULAR AGENDA
Discussion and Resolution of support authorizing City participation in a proposed commercial building at 1445 1st Avenue SE under the City’s Core District Reinvestment – Economic Development Program (Caleb Mason). CIP/DID #TIF-0037-2019


Background: The Resolution authorizes City participation in a proposed single story commercial building located at the southwesterly corner of 1st Avenue and 15th Streets SE, as proposed by 1st & 15th LLC, an entity of John Khairallah. The project qualifies under the City’s Core District Reinvestment based on redevelopment in an identified core district. The following is a summary of the proposed project:

- $1.3 million capital investment
- Construction of a new 1-story, 11,125 sq. ft. commercial building
- Up to 6 store fronts for retail/service

The Core District Reinvestment – Economic Development Program provides a reimbursement of 50% of the increased taxes generated by the project for a period of 10-years. The following is an estimate of the total taxes and reimbursement:

- $583,800 in total taxes generated over a 10-year period
  - $190,900 reimbursed to the Developer
  - $392,900 net taxes paid

The next step is to create to memorialize the project through a Development Agreement which will be brought back to City Council for consideration at a future date.

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA
Resolution Date: October 8, 2019
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has received a request from 1st & 15th LLC (the “Developer”), for City participation under the City’s Core District Reinvestment – Economic Development Program (the “City Program”) for the redevelopment of underutilized property and construction of a new 1-story, commercial building; and

WHEREAS, the following is a highlight of the proposed project:

+ $1.3 million capital investment
+ Construction of a new 1-story, 11,125 sq. ft. commercial building
+ Up to 6 store fronts for retail/service

(the “Project”)

WHEREAS, the City Council has adopted the Economic Development Programs to support such activities, which promote and facilitate economic development objectives of the City, including the expansion of the City’s tax base, creation of new jobs, remediation and removal of blight and blighting influences, and redevelopment of the City’s core districts, among other objectives;

WHEREAS, the proposed Project meets the requirement of the City Program by redevelopment of underutilized property within an identified core district and consistent with the Urban Renewal Plan for the Consolidated Central Urban Renewal Area; and

WHEREAS, the City Program provides a reimbursement of 50% of the tax increments generated and collected by the City for a period of 10-years; and

WHEREAS, the City Council desires to express its support and authorize City financial participation in the Project through a 10-year, 100% reimbursement of the increased taxes which are generated by the Project (the “City Participation”) subject to the conditions and limitations as set forth herein.

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

1. The City Participation, as identified herein, is hereby approved, subject to amending the project as an undertaking within the Urban Renewal Plan for the Consolidated Central Urban Renewal Area.

2. The City Manager, or designees, is authorized and directed to negotiate a Development Agreement with the Developer, which memorializes the commitment of the Developer to the proposed Project and City participation and at such time as the terms and conditions of are clear and definite that it be brought back to the City Council for approval.
MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Community Development
Presenter at Meeting: Caleb Mason
Contact Person: Jennifer Pratt

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

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Second and Possible Third Readings of an Ordinance establishing the Anderson Greene Urban Revitalization Area for property at 55 Miller Avenue SW. CIP/DID #URTE-0033-2019

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

Background: The action establishes the Anderson Greene Urban Revitalization Area designation for an affordable housing project. On December 18, 2018, the City Council authorized incentives for the Woda Cooper Development Inc. project under the City’s Local Match – Economic Development Program in order to secure funding through the Low-Income Housing Tax Credit program awarded by the Iowa Finance Authority (IFA). Woda Cooper was approved for State funding, which requires a local match.

The following is a summary of the proposed project:

- Construction of 48 units
  - 5 market rate units
  - 30 units for households at or below 60% AMI
  - 8 units for households at or below 40% AMI
  - 5 units for households at or below 30% AMI
- $9 million total capital investment

The City’s participation can be provided through the City’s Local Match Economic Development Program, which is an incentive of 10 years, 100% tax exemption. The estimated value of the City’s participation is $574,731.

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

ORDINANCE ESTABLISHING
THE ANDERSON GREENE 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. 1147-09-19 establishing the Anderson Greene Urban Revitalization Area (“Anderson Greene Revitalization Area”) for the property legally described as:

Parcel A, Plat of Survey No. 2297, as recorded in Book 10220, Page 467 of the records of the Linn County, Iowa Recorder on October 16, 2018, being a part of Lot 1, Four Oaks Second Addition to Cedar Rapids, Linn County, Iowa; and

Parcel B, Plat of Survey No. 2297, as recorded in Book 10220, Page 467 of the records of the Linn County, Iowa Recorder on October 16, 2018, being a part of Lot 1, Four Oaks Second Addition to Cedar Rapids, Linn County, Iowa

WHEREAS, the terms and conditions of Resolution No. 1147-09-19 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 Anderson Greene Revitalization Area for the property legally described as:

Parcel A, Plat of Survey No. 2297, as recorded in Book 10220, Page 467 of the records of the Linn County, Iowa Recorder on October 16, 2018, being a part of Lot 1, Four Oaks Second Addition to Cedar Rapids, Linn County, Iowa; and

Parcel B, Plat of Survey No. 2297, as recorded in Book 10220, Page 467 of the records of the Linn County, Iowa Recorder on October 16, 2018, being a part of Lot 1, Four Oaks Second Addition to Cedar Rapids, Linn County, Iowa

(“Revitalization Area”)

is established as a revitalization area pursuant to Iowa Code § 404.1(4) (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 Anderson Greene 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 24th day of September, 2019.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature