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

October 22, 2019, 4:00 PM

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

The invocation was given by Public Safety Chaplain John Karrick.

Pledge of Allegiance.

Good News announcements.

A presentation regarding successful roundabouts was given by John Witt and Matt Myers.

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

1. A public hearing was held to consider repealing Chapter 48, Amusements, and Chapter 49, Public Dance Halls, of the Municipal Code (Amanda Grieder). No comments or objections were heard or filed.


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

   Absent: Council member Hoeger.

   Result: Approved.

2. A public hearing was held to consider a Ground Lease Agreement with His Hands Free Clinic for property located at 414 12th Street SE (Scott Hock and Brent Neighbor). No comments or objections were heard or filed.

   a. Resolution authorizing execution of a Ground Lease Agreement with His Hands Free Clinic for property located at 414 12th Street SE.

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

   Absent: Council member Hoeger.

   Result: Approved.
3. A public hearing was held to consider a Ground Lease Agreement with Unity Point Health for property located at 1221 4th Avenue SE (Scott Hock and Brent Neighbor). No comments or objections were heard or filed.

1262-10-19

a. Resolution authorizing execution of a Ground Lease Agreement with Unity Point Health for property located at 1221 4th Avenue SE.

| Council member Poe moved to approve; seconded by Council member Vanorny. |
| Absent: Council member Hoeger. |
| Result: Approved. |

4. A public hearing was held to consider the disposition of City-owned properties at 415 and 421 C Avenue NW, and inviting competitive redevelopment proposals (Lauren Freeman). No comments or objections were heard or filed.

1263-10-19

a. Resolution authorizing the continuation of the disposition of City-owned properties at 415 and 421 C Avenue NW and inviting competitive redevelopment proposals.

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

5. A public hearing was held to consider a change of zone for property 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 (David Houg). No comments or objections were heard or filed.

a. First Reading: Ordinance granting a change of zone for property 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.

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

6. A public hearing was held to consider a change of zone for property 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 (David Houg). No comments or objections were heard or filed.

a. First Reading: Ordinance granting a change of zone for property 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.

| Council member S. Olson moved the approval of the Ordinance on its first reading and that it be filed in the office of the City Clerk for public inspection, as required by law, to be considered for action at a later date; seconded by Council member Overland. |
| Absent: Council member Hoeger. |
| Result: Approved. |
7. A public hearing was held 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 (Rita Rasmussen). No comments or objections were heard or filed.

   a. First Reading: Ordinance vacating public ways and grounds in and to the property described as 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.

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

       Absent: Council member Hoeger.

       Result: **Approved.**

8. A public hearing was held to consider an Easement for Electric Line on City-owned property located at 5250 Edgewood Road SW (Beverly Park) as requested by ITC Midwest LLC (Rita Rasmussen). No comments or objections were heard or filed.

   a. Resolution authorizing execution of an Easement for Electric Line on City-owned property located at 5250 Edgewood Road SW (Beverly Park) as requested by ITC Midwest LLC.

       Council member Todd moved to approve; seconded by Council member Weinacht.

       Abstain: Mayor Hart.

       Absent: Council member Hoeger.

       Result: **Approved.**

9. A public hearing was held to consider the continuation of right-of-way acquisition from agricultural land for an approved public improvement project for the Holly Circle NE North of Carpenter Road Drainage Improvements project (Rita Rasmussen). One objection was heard. No written comments or objections were filed.

   a. Resolution to continue a previously approved public improvement project and to proceed with the acquisition or condemnation of agricultural property and property interests not yet acquired for the Holly Circle NE North of Carpenter Road drainage Improvements project.

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

       Absent: Council member Hoeger.

       Result: **Approved.**
10. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Edgewood Road NW Portland Cement Concrete Trail from the Cedar River to Ellis Road project (estimated cost is $560,000) (Brenna Fall). No comments or objections were heard or filed.

1266-10-19  
a. Resolution adopting plans, specifications, form of contract and estimated cost for the Edgewood Road NW Portland Cement Concrete Trail from the Cedar River to Ellis Road project.

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

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<thead>
<tr>
<th>Council member Todd moved to approve; City Manager Pomeranz requested that Item 28 (Resolution approving the special event application for the Cedar Rapids Turkey Trot 5K on November 28, 2019) be removed from the agenda; seconded by Council member Poe.</th>
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<tr>
<td>Absent: Council member Hoeger.</td>
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<td><strong>Result:</strong> Approved as amended.</td>
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Motion to approve the consent agenda.

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<thead>
<tr>
<th>Council member Weinacht moved to approve; seconded by Council member T. Olson.</th>
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<tr>
<td>Absent: Council member Hoeger.</td>
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<td><strong>Result:</strong> Approved.</td>
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11. Motion to approve the minutes.

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<tr>
<th>Council member Weinacht moved to approve; seconded by Council member T. Olson.</th>
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<tr>
<td>Absent: Council member Hoeger.</td>
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<td><strong>Result:</strong> Approved.</td>
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1267-10-19  
12. Resolution establishing the times and dates of regularly scheduled City Council meetings to be held in calendar year 2020.

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<thead>
<tr>
<th>Council member Weinacht moved to approve; seconded by Council member T. Olson.</th>
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<td>Absent: Council member Hoeger.</td>
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<td><strong>Result:</strong> Approved.</td>
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1268-10-19  
13. Resolution adopting annual priorities for the Community Development Block Grant (CDBG) and HOME Investment Partnership programs for the period of July 1, 2020 to June 30, 2021.

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<tr>
<th>Council member Weinacht moved to approve; seconded by Council member T. Olson.</th>
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<tr>
<td>Absent: Council member Hoeger.</td>
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<td><strong>Result:</strong> Approved.</td>
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20. Motion authorizing publication of a public notice that on November 5, 2019, a Resolution will be considered to execute a three-year Lease Agreement with the Cedar Rapids Airport Commission for the Police Department's use of a building at 10400 18th Street SW to store large and long-term evidentiary items.

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

Absent: Council member Hoeger.

Result: Approved.

1275-10-19 21. Resolution setting a public hearing for November 5, 2019 to consider the vacation and disposition of public ways and grounds in and to the property described as a 0.67-acre parcel of excess City-owned right-of-way located at the Dows Lane SE right-of-way as requested by the National Trust for Historic Preservation, aka Brucemore.

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

Absent: Council member Hoeger.

Result: Approved.

1276-10-19 22. Resolution determining the necessity and setting dates of a public hearing for November 19, 2019, consultation with affected taxing entities, and referral to the City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Hawkeye Downs Urban Renewal Area generally located along and west of 6th Street SW and north of Highway 30.

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

Absent: Council member Hoeger.

Result: Approved.

23. Motions setting public hearing dates for:
   a. November 19, 2019 – to consider an Ordinance relating to the collection of tax increments within the proposed Hawkeye Downs Urban Renewal Area generally located along and west of 6th Street SW and north of Highway 30.

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

Absent: Council member Hoeger.

Result: Approved.

b. November 5, 2019 – to consider amending the Future Land Use Map in the City's Comprehensive Plan from OS, Open Space, and U-MI, Urban Medium Intensity, to P, Public, Semi-Public, for properties located at 6225 1st Avenue SW and 211 Atwood Drive SW as requested by the Cedar Rapids Community School District and the City.

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

Absent: Council member Hoeger.

Result: Approved.
c. November 5, 2019 – to consider a change of zone for property located at 6225 1st Avenue SW and 211 Atwood Drive SW from S-RM1, Suburban Residential Medium Single Unit District, and P-PO, Parks and Open Space District, to P-IN, Public-Institutional District, as requested by the Cedar Rapids Community School District and the City.

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

Absent: Council member Hoeger.

Result: **Approved.**

d. November 5, 2019 – to consider a change of zone for property located at 50 50th Avenue Drive SW from S-MC, Suburban Mixed Use Community Center District, to I-GI, General Industrial District, as requested by Cedar Valley Properties, LLC.

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

Absent: Council member Hoeger.

Result: **Approved.**

e. November 5, 2019 – to consider a change of zone for property located at 3400 Edgewood Road NE from S-RMF, Suburban Residential Medium Flex District, to S-MC, Suburban Mixed-Use Community Center District, as requested by CoCoSaJe, LLC, and Red Cedar Square, L.C. by High Development.

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

Absent: Council member Hoeger.

Result: **Approved.**

f. November 5, 2019 – to consider a change of zone for property located at 3725 Center Point Road NE from S-RM1, Suburban Residential Medium Single Unit District, to T-ML, Traditional Mixed Use Limited District, as requested by PRK Williams Properties, LLC.

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

Absent: Council member Hoeger.

Result: **Approved.**

24. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:

a. November 5, 2019 – 2020 Curb Ramp Repair: Bid Package #1 project (estimated cost is $982,000).

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

Absent: Council member Hoeger.

Result: **Approved.**

b. November 5, 2019 – CEMAR Trail: Phase 1A PCC Sidewalk/Trail on H Avenue NE from the Cedar Lake Loop Trail (West of Shaver Road NE) to Oakland Road NE project (estimated cost is $1,405,000).

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

Absent: Council member Hoeger.

Result: **Approved.**
25. Motion approving the beer/liquor/wine applications of:
   a. Aldi #61, 5425 Blairs Forest Boulevard NE.
   b. Aldi #62, 1860 Edgewood Road SW.
   c. Bari Italian, 450 1st Street SW (new – new construction).
   d. Casey’s General Store #3756, 4560 16th Avenue SW.
   e. Country Underground, 305 2nd Avenue SE.
   f. Hy-Vee Food Store #1, 1843 Johnson Avenue NW.
   g. Hy-Vee Food Store #2, 279 Collins Road NE.
   h. Kum & Go #514, 1420 Mount Vernon Road SE.
   i. Pizza World, 4201 42nd Street NE (new – new construction).
   j. Prairie Bistro, 2121 Arthur Collins Parkway SW.
   k. Rolling Taps Beer Coe, 1895 U.S. Highway 169 (5-day license for an event at TransAmerica, 6400 C Street SW).
   l. Tienda Mexicana La Guanajuato, 3915 Center Point Road NE.
   m. Vernon Bar & Grill, 3025 Mount Vernon Road SE.

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

26. Resolutions approving:
   1277-10-19
   a. Payment of bills.
      Council member Weinacht moved to approve; seconded by Council member T. Olson.
      Absent: Council member Hoeger.
      Result: Approved.
   1278-10-19
   b. Payroll.
      Council member Weinacht moved to approve; seconded by Council member T. Olson.
      Absent: Council member Hoeger.
      Result: Approved.
   1279-10-19
   c. Transfer of funds.
      Council member Weinacht moved to approve; seconded by Council member T. Olson.
      Absent: Council member Hoeger.
      Result: Approved.

27. Resolution thanking the following individual:
   1280-10-19
   a. Vote of thanks to Alexis Dagit for serving on the Visual Arts Commission.
      Council member Weinacht moved to approve; seconded by Council member T. Olson.
      Absent: Council member Hoeger.
      Result: Approved.

29. Resolutions approving assessment actions:
   1281-10-19
      Council member Weinacht moved to approve; seconded by Council member T. Olson.
      Absent: Council member Hoeger.
      Result: Approved.

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<th>Resolution</th>
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<td>1282-10-19</td>
<td>Council member Weinacht moved to approve; seconded by Council member T. Olson.</td>
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<td>Result: Approved.</td>
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<td>Absent:</td>
<td>Council member Hoeger.</td>
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<td>1283-10-19</td>
<td>Council member Weinacht moved to approve; seconded by Council member T. Olson.</td>
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<td>Result: Approved.</td>
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<td>Council member Hoeger.</td>
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1284-10-19 d. Levy assessment – Water Division – delinquent municipal utility bills – 19 properties.

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<td>1284-10-19</td>
<td>Council member Weinacht moved to approve; seconded by Council member T. Olson.</td>
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<td>Result: Approved.</td>
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<td>Absent:</td>
<td>Council member Hoeger.</td>
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Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

1285-10-19 a. Storm sewer in Hawks Point Seventh Addition – Phase 2 and 2-year Maintenance Bond submitted by Borst Brothers Construction, Inc. in the amount of $29,482.

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<td>1285-10-19</td>
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<td>Absent: Council member Hoeger.</td>
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<td>1286-10-19</td>
<td>Council member Weinacht moved to approve; seconded by Council member T. Olson.</td>
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<td>Abstain: Mayor Hart.</td>
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<td>Absent: Council member Hoeger.</td>
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<td>1287-10-19</td>
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<td>Abstain: Mayor Hart.</td>
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<td>Absent: Council member Hoeger.</td>
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1288-10-19 d. Water system improvements in Wexford Heights 4th Addition, 4-year Maintenance Bond submitted by Pirc-Tobin Construction, Inc. in the amount of $95,008.75, and reimbursement to Wex Inc. for upsized main in the amount of $9,490.

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<td>Council member Weinacht moved to approve; seconded by Council member T. Olson.</td>
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<td>Abstain: Mayor Hart.</td>
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<td>Absent: Council member Hoeger.</td>
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<td>Result:</td>
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31. Resolutions approving final plats:

1289-10-19  a. Edgewood Town Centre Second Addition for land located north of Highway 100 and west of Edgewood Road NE.

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

Absent: Council member Hoeger.

Result: Approved.

1290-10-19  b. West Side Corporate Park Sixth Addition for land located north of Tharp Road and east of 6th Street SW.

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

Absent: Council member Hoeger.

Result: Approved.

32. Resolutions approving actions regarding purchases, contracts and agreements:

1291-10-19  a. Amendment No. 2 to renew the contract with Rapids Reproductions Inc. for electronic plan room services for the Engineering Division for an amount not to exceed $80,000 (original contract amount was $240,000 for two years; renewal contract amount is $80,000 for one year).

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

Abstain: Mayor Hart.

Absent: Council member Hoeger.

Result: Approved.

1292-10-19  b. Contract with Reischauer Land Services, Inc. for a Flood Control System acquisition services project manager for the Real Estate Division for three years for an annual amount not to exceed $374,400.

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

Absent: Council member Hoeger.

Result: Approved.

1293-10-19  c. Contract with TitleCore National, LLC for title insurance services for the Engineering Division for an amount not to exceed $250,000.

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

Absent: Council member Hoeger.

Result: Approved.

1294-10-19  d. Contract with Dinges Fire Company for as-needed purchases of Lion turnout gear for the Fire Department for an annual amount not to exceed $60,000.

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

Absent: Council member Hoeger.

Result: Approved.

1295-10-19  e. Contract with Cypress Solutions, Inc. for a GPS vehicle tracking system for the Fleet Services Division for an annual amount not to exceed $200,000.

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

Absent: Council member Hoeger.

Result: Approved.
f. Contract with Kelly Services, Inc. for temporary employment services for the Human Resources Department for an annual amount not to exceed $105,000.

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

g. Fleet Services Division purchase of a stump cutter from Vermeer Iowa for use by the Forestry Division in the amount of $68,163.

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

h. Fleet Services Division purchase of two jetter bodies from MacQueen Equipment for use by the Sewer Division in the amount of $699,785.26.

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

i. Amendment No. 5 to the contract with L.L. Pelling Company for asphalt products for the Streets Division to reflect an increase in quantity for an amount not to exceed $650,000 (original contract amount was $850,000; total contract amount with this amendment is $1,500,000).

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

j. Fleet Services Division purchase of an aerial device and chassis from Altec Industries for use by the Traffic Engineering Division in the amount of $129,549.

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

k. Professional Services Agreement with Benchmark, Inc. for an amount not to exceed $59,970 for the Anaerobic Biogas, Anaerobic Chemical, and Centrifuge Buildings Roof Replacements project.

| Council member Weinacht moved to approve; seconded by Council member T. Olson. |
| Abstain: Mayor Hart. |
| Absent: Council member Hoeger. |
| Result: **Approved.** |

l. Amendment No. 4 to the Professional Services Agreement with Ament Design specifying an increased amount not to exceed $20,086 for design services in connection with the Oakland Road NE & Old Marion Road NE from Center Street to C Avenue Pavement Rehabilitation project (original contract amount was $480,676; total contract amount with this amendment is $537,541). (Paving for Progress)

| Council member Weinacht moved to approve; seconded by Council member T. Olson. |
| Absent: Council member Hoeger. |
| Result: **Approved.** |
m. Amendment No. 3 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed $15,200 for engineering design services in connection with the 12th Avenue SE Quiet Zones Railroad Crossing Improvements project (original contract amount was $85,399; total contract amount with this amendment is $142,396).

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

n. Professional Services Agreement with Foth Infrastructure and Environment LLC for an amount not to exceed $47,955 for design services in connection with the 9th Avenue SE Improvements from 3rd Street to Railroad project.

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

o. Change Order No. 4 to the contract with Kleiman Construction, Inc. for the Satellite Kitchen Addition at Ice Arena project in the amount of $42,192 (original contract amount was $255,095; total contract amount with this amendment is $316,033).

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

p. Change Order No. 1 in the amount of $42,248 with T&K Roofing Company for the Water Distribution Building Roof Replacement project (original contract amount was $422,090; total contract amount with this amendment is $464,338).

Council member Weinacht moved to approve; seconded by Council member T. Olson.  
Abstain: Mayor Hart.  
Absent: Council member Hoeger.  
Result: Approved.

q. Change Order No. 4 in the amount of $40,360.50 with Ti-Zack Concrete, Inc. for the 2019 Curb Ramp Repair: Bid Package No. 1 project (original contract amount was $557,866; total contract amount with this amendment is $666,182.72).

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

r. Change Order No. 4 in the amount of $3,341.24 with Tschiggfrie Excavating for the 17th Street NE and I Avenue NE Roadway Improvements project (original contract amount was $151,477.21; total contract amount with this amendment is $168,064.44). (Paving for Progress)

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

s. Change Order No. 2 in the amount of $169,306 with Woodruff Construction, LLC, for the WPCF Laboratory Improvements project (original contract amount was $1,329,000; total contract amount with this amendment is $1,498,306).

Council member Weinacht moved to approve; seconded by Council member T. Olson.  
Absent: Council member Hoeger.  
Result: Approved.
t. Partial final payment in the amount of $190,076.16 to Tricon General Construction for the Sinclair Levee – Pump Station and Detention Basin project. (Flood)

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

u. Commitment to Award and Accept Funds with the Iowa Homeland Security and Emergency Management Division in the amount of $28,656.11 for the Iowa Hazmat Task Force.

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

v. Letter of support and application to join the AARP Age-Friendly Network of Communities.

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

w. Affidavit for Service Line Reimbursement from David Mefferd for monthly installment reimbursements for the replacement of the water service line at 1050 12th Street NE.

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

x. Purchase Agreement in the amount of $7,375 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Howard and Michelle Bruner from land located at 1720 O Avenue NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. (Paving for Progress)

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

y. Development Agreement and Special Warranty Deed with Capital B, LLC for the disposition of City-owned property located at 1028 and 1032 5th Street SE.

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

z. Amending Condition No. 9 of a Development Agreement approved in Resolution No. 1159-09-18 with the final plat of Country Ridge Third Addition for properties located east of Highway 100 and north of Ellis Road NW.

Council member Weinacht moved to approve; seconded by Council member T. Olson.
Absent: Council member Hoeger.
Result: Approved.
aa. Amending Condition No. 7 of a Development Agreement approved in Resolution No. 1409-11-18 with the final plat of Stoney Point Twenty-Fifth Addition for properties located west of Stoney Point Road SW and north of 16th Avenue SW.

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

Absent: Council member Hoeger.

Result: Approved.

ab. Accepting an Easement for Storm Sewer Facilities, Agreement for Private Storm Water Management, and Agreement for Private Water Main Facilities from Stoney Point Investors, L.L.C. and an Easement for Sanitary Sewer Facilities from Larry Sharp for the site plan to be located at 1818 Stoney Point Road SW.

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

Absent: Council member Hoeger.

Result: Approved.

33. Report on bids for the 16th Avenue SE Roller Gate Closure Structure project (estimated cost is $3,035,096) (Rob Davis). (Flood)

34. Report on bids for the FY19 Draintile Program project (estimated cost is $220,000) (Dave Wallace).

a. Resolution awarding and approving contract in the amount of $207,875, bond and insurance of Rathje Construction Company for the FY19 Draintile Program project.

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

Abstain: Mayor Hart.

Absent: Council member Hoeger.

Result: Approved.

35. Presentation and Resolution of support authorizing City participation in a regional headquarters for Road Machinery and Supply at 10740 High Life Court SW under the City’s Community Benefit – Economic Development Program (Jennifer Pratt).

Council member S. Olson moved to approve; seconded by Council member Vanorny.

Absent: Council member Hoeger.

Result: Approved.

Public comments were heard.

Motion to adjourn.

Council member Poe moved to approve; seconded by Council member Todd.

Absent: Council member Hoeger.

Result: Approved.

City Council adjourned at 5:09 p.m. to meet Tuesday, November 5, 2019 at 12 noon.

Alissa Van Sloten, Deputy City Clerk