December 3, 2019, 12:00 PM

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

The invocation was given by Public Safety Chaplain Steve Schoepf.

Pledge of Allegiance.

Good News announcements.

Mayor Hart and Council member S. Olson presented a Proclamation declaring December 2019 as Human Rights Month.

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

1. A public hearing was held to consider enacting a new Chapter 48 of the Municipal Code, After Hours Business License, to create specific regulations applicable to After Hours businesses (Amanda Grieder). No comments or objections were heard or filed.

   a. First Reading: Ordinance enacting a new Chapter 48 of the Municipal Code, After Hours Business License, to create specific regulations applicable to After Hours businesses.

   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 Vanorny.

   Result: Approved.

2. A public hearing was held on the proposed Amendment No. 1 to the Urban Renewal Plan for the West Side Corporate Park Urban Renewal Area (Caleb Mason). No comments or objections were heard or filed.

   a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the West Side Corporate Park Urban Renewal Area.

   1472-12-19

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

   Result: Approved.
3. A public hearing was held to consider the disposition of City-owned properties generally located along 1st Avenue W between 1st Street and 3rd Street (First and First West), and inviting competitive redevelopment proposals (Lauren Freeman). No comments or objections were heard or filed.

1473-12-19

<table>
<thead>
<tr>
<th>a. Resolution authorizing the continuation of the disposition of City-owned properties generally located along 1st Avenue W between 1st Street and 3rd Street (First and First West), and inviting competitive redevelopment proposals.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council member Todd moved to approve; seconded by Council member Hoeger.</td>
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<tr>
<td><strong>Result: Approved.</strong></td>
</tr>
</tbody>
</table>

Mayor Hart recused himself from the discussion and abstained from voting on Item No. 4 and turned the meeting over to Mayor Pro Tempore Weinacht to chair.

4. A public hearing was held to consider an Air Rights Lease Agreement with PCI Parking Garage, Inc. for an enclosed overhead passageway (skywalk) over 2nd Avenue SE between 860 2nd Avenue SE and 275 10th Street SE (Rita Rasmussen). No comments or objections were heard or filed.

1474-12-19

<table>
<thead>
<tr>
<th>a. Resolution authorizing execution of an Air Rights Lease Agreement with PCI Parking Garage, Inc. for an enclosed overhead passageway (skywalk) over 2nd Avenue SE between 860 2nd Avenue SE and 275 10th Street SE.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council member Overland moved to approve; seconded by Council member T. Olson.</td>
</tr>
<tr>
<td>Abstain: Mayor Hart.</td>
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<tr>
<td><strong>Result: Approved.</strong></td>
</tr>
</tbody>
</table>

Mayor Pro Tempore Weinacht returned the meeting to Mayor Hart to chair.

5. A public hearing was held to consider the plans, specifications, form of contract and estimated cost for the 2020 On-Call Concrete Repairs project (estimated cost is $100,000) (Steve Hershner). No comments or objections were heard or filed.

1475-12-19

<table>
<thead>
<tr>
<th>a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2020 On-Call Concrete Repairs project.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council member Hoeger moved to approve; seconded by Council member Poe.</td>
</tr>
<tr>
<td><strong>Result: Approved.</strong></td>
</tr>
</tbody>
</table>

6. A public hearing was held to consider the proposed plans, specifications, form of contract and estimated cost for the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project (estimated cost is $1,120,000) (Doug Wilson). (Paving for Progress) No comments or objections were heard or filed.

1476-12-19

<table>
<thead>
<tr>
<th>a. Resolution adopting plans, specifications, form of contract and estimated cost for the Old Marion Road NE from South of Regent Street to C Avenue Pavement Rehabilitation project.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council member Overland moved to approve; seconded by Council member Hoeger.</td>
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<tr>
<td><strong>Result: Approved.</strong></td>
</tr>
</tbody>
</table>
Public comments were heard.

Motion to approve the agenda.

<table>
<thead>
<tr>
<th>Council member T. Olson moved to approve; seconded by Council member Weinacht.</th>
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<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</tbody>
</table>

Motion to approve the consent agenda.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</tbody>
</table>

7. Motion to approve the minutes.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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</thead>
<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</tbody>
</table>

1477-12-19 8. Preliminary Resolution for the construction of sidewalk, roadway, and traffic signal improvements for the Williams Boulevard SW Improvements from West Corporate Limit to 16th Avenue SW project.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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</thead>
<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
</tr>
</tbody>
</table>

1478-12-19 9. Resolution setting a public hearing for December 17, 2019 to consider the vacation and disposition of public ways and grounds in and to the property described as a 0.25-acre parcel of excess City-owned right-of-way located westerly of and adjacent to 4250 Glass Road NE as requested by Glass Road Investments, LLC.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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</thead>
<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</table>

10. Motions setting public hearing dates for:

a. December 17, 2019 – to consider updating the Future Land Use Map in connection with the annual EnvisionCR update.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</tbody>
</table>

b. December 17, 2019 – to consider a change of zone for properties located at 1000 and 1004 7th Street SE from T-R1, Traditional Residential Single Unit District, to T-MC, Traditional Mixed Use Center District, as requested by KN Properties 13, LLC.

<table>
<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
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</table>

c. December 17, 2019 – to consider an ordinance establishing a Johnson County Water and Sewer Extension Area for property located south of French Court SW and east of Highway 965 as requested by DERs Group of North Liberty.

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<thead>
<tr>
<th>Council member Vanorny moved to approve; seconded by Council member Todd.</th>
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</thead>
<tbody>
<tr>
<td><strong>Result:</strong> Approved.</td>
</tr>
</tbody>
</table>
d. December 17, 2019 – to consider a Development Agreement with ABC Disposal Systems, Inc. for the proposed corporate headquarters facility located at 1200 Ingleside Drive SW.

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

Result: Approved.

e. December 17, 2019 – to consider a Development Agreement with CellSite Solutions, LLC and CommonGround Capital, LLC for the proposed corporate headquarters facility located at 4400 6th Street SW.

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

Result: Approved.

f. December 17, 2019 – to consider a Development Agreement with West Side Transport, Inc. and West Side Property 103, LLC for the proposed corporate headquarters facility located at 551 West Side Place SW.

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

Result: Approved.

g. December 17, 2019 – to consider a Development Agreement with Road Machinery and Supply for the proposed regional headquarters facility located at 10740 High Life Court SW.

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

Result: Approved.

11. 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. December 17, 2019 – Center Point Road NE from 29th Street to J Avenue Intersection Reconstruction and One-Way to Two-Way Conversion project (estimated cost is $2,210,000). (Paving for Progress)

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

Result: Approved.

b. December 17, 2019 – FY 2020 Tree and Vegetation Removal project (estimated cost is $160,000). (Paving for Progress)

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

Result: Approved.

12. Motion approving the beer/liquor/wine applications of:


b. Cedar Rapids Galaxy 16 Cinema, 5340 Council Street NE.

c. Cedar River Landing, 301 F Avenue NW.

d. Fas Mart #5148, 550 Wilson Avenue SW.

e. Grin N Goose, 227 2nd Avenue SE.

f. Little Bohemia, 1317 3rd Street SE.

g. Quarter Barrel Arcade & Brewery, 616 2nd Avenue SE.

h. WineStyles Tasting Station, 4201 42nd Street NE.

i. Winifred’s Restaurant, 3847 1st Avenue SE.

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

Result: Approved.
13. Resolutions approving:
   a. **Payroll.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   b. **Payment of bills.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**

14. Resolutions approving assessment actions:
   a. **Levy assessment – Solid Waste & Recycling – cleanup costs – eight properties.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   b. **Levy assessment – Solid Waste & Recycling – delinquent weed mowing charges – 31 properties.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   c. **Intent to assess – Water Division – delinquent municipal utility bills – 33 properties.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   d. **Levy assessment – Water Division – delinquent municipal utility bills – 20 properties.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**

15. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:
   a. **Sanitary sewer in Edgewood Town Centre and 2-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of $134,688.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   b. **Storm sewer in Edgewood Town Centre and 2-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of $384,503.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   c. **PCC pavement in Stoney Point 25th Addition and 4-year Maintenance Bond submitted by Central States Concrete, LLC in the amount of $184,907.55.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Result: **Approved.**
   d. **Sanitary sewer in Stoney Point 25th Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of $53,575.50.**
      Council member Vanorny moved to approve; seconded by Council member Todd.
      Abstain: Mayor Hart.
      Result: **Approved.**

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

Result: Approved.

f. PCC pavement in TH Development Third Addition and 4-year Maintenance Bond submitted by Eggleston Concrete Contractors, Inc. in the amount of $168,301.50.

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

Result: Approved.

g. Storm sewer in TH Development Third Addition and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of $50,006.

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

Result: Approved.


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

Result: Approved.

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

a. C Street SW North of Highway 30 Anaerobic Sewer Capacity Improvements project, Change Order No. 9 deducting the amount of $121,595.86, final payment in the amount of $45,173.08 and 4-year Performance Bond submitted by Boomerang Corp. (original contract amount was $914,757.50; total contract amount with this amendment is $903,461.64).

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

Result: Approved.

b. Cedar Rapids East Gateway Sign Project, final payment in the amount of $8,148.50 and 2-year Performance Bond submitted by Hardscape Solutions of Iowa (original contract amount was $162,970; final contract amount is $162,970).

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

Abstain: Mayor Hart.

Result: Approved.

c. 2nd Avenue from Mays Island to 8th Street SE Pavement Rehabilitation and One-Way to Two-Way Conversion project, final payment in the amount of $63,929.01 and 4-year Performance Bond submitted by L.L. Pelling Company (original contract amount was $1,126,058.50; final contract amount is $1,278,580.16).

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

Result: Approved.

d. Curb Ramp Repair Project – NW Bid Package No. 1 project, final payment in the amount of $22,602.78 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was $439,499; final contract amount is $452,055.59).

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

Result: Approved.
e. Curb Ramp Repair Project – NW Bid Package No. 2 project, final payment in the amount of $68,708.86 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was $1,068,279; final contract amount is $1,374,177.16).

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

Result: Approved.

f. Curb Ramp Repair Project – NW Bid Package No. 4 project, final payment in the amount of $13,010.15 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was $472,294; final contract amount is $260,202.95).

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

Result: Approved.

g. 17th Street NE and I Avenue NE Roadway Improvements project, Change Order No. 5 in the amount of $1,200, final payment in the amount of $8,463.22 and 4-year Performance Bond submitted by Tschiggfrie Excavating (original contract amount was $151,447.21; final contract amount is $169,264.44). (Paving for Progress)

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

Result: Approved.

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

a. Fleet Services Division purchase of two tandem axle chassis for jetter trucks from Truck Country in the amount of $195,246.

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

Result: Approved.

b. Contract with JLS Green Solutions for installation of seed and plant material for pollinator zone habitat along Interstate 380 for the Parks & Recreation Department for an amount not to exceed $70,000.

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

Result: Approved.

c. Contract with Polydyne, Inc. for polymer Clarifloc C-321 for the Water Pollution Control Facility for an annual amount not to exceed $560,000.

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

Result: Approved.

d. Amendment No. 2 to renew the contract with Polydyne, Inc. for emulsion polymer Clarifloc CE-939 for the Water Pollution Control Facility for an annual amount not to exceed $350,000 (original contract amount was $350,000; renewal contract amount is $350,000).

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

Result: Approved.

e. Contract with USP Technologies for hydrogen peroxide 50% technical grade for the Water Pollution Control Facility for an annual amount not to exceed $100,000.

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

Result: Approved.

f. Contract with Carus LLC for zinc orthophosphate for the Water Division for an annual amount not to exceed $120,000.

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

Result: Approved.
g. Amendment No. 4 to renew the contract with Alexander Chemical Corporation for liquid chlorine for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed $330,000 (original contract amount was $230,000; renewal contract amount is $330,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

h. Amendment No. 2 to renew the contract with Garrison Minerals LLC for magnesium hydroxide 45% solution for the Water Pollution Control Facility for an annual amount not to exceed $500,000 (original contract amount was $500,000; renewal contract amount is $500,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

i. Amendment No. 1 to renew the contract with Hawkins, Inc. for sodium silicofluoride for the Water Division for an annual amount not to exceed $100,000 (original contract amount was $100,000; renewal contract amount is $100,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

j. Amendment No. 2 to renew the contract with Hydrite Chemical Company for liquid magnesium bisulfite 30% for the Water Pollution Control Facility for an annual amount not to exceed $320,000 (original contract amount was $320,000; renewal contract amount is $320,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

k. Amendment No. 3 to renew the contract with Hydrite Chemical Company for nitric acid 41-degree technical grade liquid in totes for the Water Pollution Control Facility for an annual amount not to exceed $50,000 (original contract amount was $50,000; renewal contract amount is $50,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

l. Amendment No. 1 to renew the contract with Hydro Solutions, Inc. for anaerobic micronutrient solution for the Water Pollution Control Facility for an annual amount not to exceed $85,000 (original contract amount was $85,000; renewal contract amount is $85,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

m. Amendment No. 3 to renew the contract with Mississippi Lime Company for quicklime for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed $2,100,000 (original contract amount was $1,800,000; renewal contract amount is $2,100,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.

n. Amendment No. 4 to renew the contract with Praxair, Inc. for liquid carbon dioxide for the Water Division for an annual amount not to exceed $250,000 (original contract amount was $250,000; renewal contract amount is $250,000).

Council member Vanorny moved to approve; seconded by Council member Todd.
Result: Approved.
o. Amendment No. 3 to renew the contract with Vertex Chemical Corporation for sodium hydroxide 50% bulk for the Water Pollution Control Facility for an annual amount not to exceed $150,000 (original contract amount was $150,000; renewal contract amount is $150,000).  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

p. Amendment No. 4 to renew the contract with Viking Chemical Company for phosphoric acid 75% bulk liquid for the Water Pollution Control Facility for an annual amount not to exceed $84,000 (original contract amount was $30,000; renewal contract amount is $84,000).  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

q. Amendment No. 2 to renew the contract with Walsworth Publishing Company, Inc. for the printing of a magazine-style newsletter for the Communications Division for an annual amount not to exceed $200,000 (original contract amount was $200,000; renewal contract amount is $200,000).  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

r. Amending Resolution No. 1301-10-19 to correct the total contract amount from $59,970 to $76,000 for the Professional Services Agreement with Benchmark, Inc. for the Anaerobic Biogas, Anaerobic Chemical, and Centrifuge Buildings Roof Replacements project.  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

s. Professional Services Agreement with ALLTRANS, Inc. for an amount not to exceed $114,010 for design services in connection with the 66th Avenue SW from CRANDIC Railroad to 8th Street Pavement and Drainage Improvements project. (Paving for Progress)  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

t. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed $181,080 for design services in connection with the 1st Street SE from 3rd Avenue to 5th Avenue Storm Sewer Improvements project.  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*

u. Change Order No. 1 in the amount of $25,294.54 with L.L. Pelling Company, Inc. for the Carpenter Road NE and Wolf Creek Trail NE Pavement Improvements project (original contract amount was $196,259; total contract amount with this amendment is $221,553.54). (Paving for Progress)  
Council member Vanorny moved to approve; seconded by Council member Todd.  
Result: *Approved.*
v. Change Order No. 2 in the amount of $52,070, plus five additional calendar days, with Boomerang Corp. for the Rockhurst Drive SW Regional Detention Basin project (original contract amount was $747,366.50; total contract amount with this amendment is $802,841.20).

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

Result: **Approved.**

w. Change Order No. 4 in the amount of $65,660.94 with Boomerang Corp. for the Mt. Vernon Road SE from 38th Street to East Post Road project (original contract amount was $1,906,272.25; total contract amount with this amendment is $2,023,140.69). (Paving for Progress)

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

Result: **Approved.**

x. Change Order No. 13 in the amount of $15,945.50 with Boomerang Corp. for the Johnson Avenue NW Improvements from 1st Avenue SW to Midway Drive NW project (original contract amount was $5,276,786.90; total contract amount with this amendment is $5,931,108.03). (Paving for Progress)

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

Result: **Approved.**

y. Change Order No. 6 in the amount of $1,324.50 with Dave Schmitt Construction Co., Inc. for the Rockhurst Drive SW Regional Detention Basin – Streambank Mitigation at Noelridge Park project (original contract amount was $251,310; total contract amount with this amendment is $296,650.05).

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

Result: **Approved.**

z. Change Order No. 2 deducting the amount of $24,006.76 with Eastern Iowa Excavating & Concrete, LLC for the Adirondack Drive NE from Wasatch Court to South of McKinsie Court Pavement Replacement project (original contract amount was $86,193.50; total contract amount with this amendment is $79,977). (Paving for Progress)

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

Result: **Approved.**

aa. Change Order No. 5 in the amount of $68,237.40, plus three additional calendar days, with Eastern Iowa Excavating & Concrete, LLC for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project (original contract amount was $2,041,641.65; total contract amount with this amendment is $2,496,101.58). (Paving for Progress)

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

Result: **Approved.**

ab. Change Order No. 4 in the amount of $24,000 with Greg’s Lawn Service, Inc. for the Indian Creek Tree Restoration project (original contract amount was $429,559; total contract amount with this amendment is $505,875.60).

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

Result: **Approved.**
<table>
<thead>
<tr>
<th>Date</th>
<th>Item Description</th>
<th>Result</th>
<th>Action</th>
<th>Abstain</th>
<th>Mayor Hart</th>
</tr>
</thead>
<tbody>
<tr>
<td>1528-12-19</td>
<td>Change Order No. 9 in the amount of $329.36, plus one working day, with Metro Pavers, Inc. for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 2 – Paving project (original contract amount was $940,040; total contract amount with this amendment is $1,005,111.05).</td>
<td></td>
<td>Approved.</td>
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<tr>
<td>1529-12-19</td>
<td>Change Order No. 5 in the amount of $64,196.75, plus five additional calendar days, with Midwest Concrete, Inc. for the Edgewood Road NE from Highway 100 to Blairs Ferry Road Roadway Improvements project (original contract amount was $848,486.19; total contract amount with this amendment is $958,848.49).</td>
<td></td>
<td>Approved.</td>
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<tr>
<td>1530-12-19</td>
<td>Change Order No. 5 in the amount of $24,294.84 with Peterson Contractors, Inc. for the Czech Village Levee &amp; Gatewells – 16th Avenue SW to Bowling Street SW project (original contract amount was $4,719,031.25; total contract amount with this amendment is $4,876,374.63). (Flood)</td>
<td></td>
<td>Approved.</td>
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<tr>
<td>1531-12-19</td>
<td>Change Order No. 5 in the amount of $39,265, plus six additional calendar days, with Pirc-Tobin Construction, Inc. for the 10th Street SE from 5th Avenue to 8th Avenue Pavement and Streetscaping project (original contract amount was $1,761,175.66; total contract amount with this amendment is $1,838,326.45). (Paving for Progress)</td>
<td></td>
<td>Approved.</td>
<td>Mayor Hart</td>
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<tr>
<td>1532-12-19</td>
<td>Change Order No. 7 in the amount of $44,313.53, plus three additional calendar days, with Pirc-Tobin Construction, Inc. for the Council Street NE Improvements from Collins Road to South of 46th Street project (original contract amount was $1,241,355; total contract amount with this amendment is $1,417,467.24). (Paving for Progress)</td>
<td></td>
<td>Approved.</td>
<td>Mayor Hart</td>
<td></td>
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<tr>
<td>1533-12-19</td>
<td>Change Order No. 2 in the amount of $10,618.42 with Rathje Construction Company for the 2019 City Pavement Maintenance: 3rd Avenue SE: 5th Street to 19th Street; 3rd Street SE: 5th Avenue to 8th Avenue; 12th Avenue SE: 2nd Street to 7th Street; 6th Street SW: 66th Avenue to 76th Avenue project (original contract amount was $1,992,695.54; total contract amount with this amendment is $2,193,980.05).</td>
<td></td>
<td>Approved.</td>
<td>Mayor Hart</td>
<td></td>
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</tbody>
</table>
ai. Change Order No. 3 in the amount of $77,819.38, plus eight additional calendar days, with Rathje Construction Company for the 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project (original contract amount was $699,537; total contract amount with this amendment is $811,393.31).

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Abstain: Mayor Hart. |
| Result: Approved. |

aj. Change Order No. 11 in the amount of $95,406.09 with Rathje Construction Company for the Center Point Road NE from 29th Street to 32nd Street Pavement Rehabilitation and Oakland Road NE from H Avenue to 32nd Street One-Way to Two-Way Conversion project (original contract amount was $3,080,065.93; total contract amount with this amendment is $3,691,264.24). (Paving for Progress)

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Abstain: Mayor Hart. |
| Result: Approved. |

ak. Change Order No. 21 in the amount of $41,181.98 with Rathje Construction Company for the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway and Utility Improvements project (original contract amount was $2,961,441.41; total contract amount with this amendment is $3,539,838.32). (Paving for Progress)

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Abstain: Mayor Hart. |
| Result: Approved. |

al. Change Order No. 5 to the contract with Tricon General Construction, Inc. for the Water Administration Building ADA Compliance project for the Facilities Maintenance Division for an amount not to exceed $40,786.91 (original contract amount was $307,020; total contract amount with this change order is $421,590.90).

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Abstain: Mayor Hart. |
| Result: Approved. |

am. Change Order No. 9 deducting the amount of $224,246.23 with Vieth Construction Corp. for the Curb Ramp Repair Project – NW Bid Package No. 3 (original contract amount was $709,351; total contract amount with this amendment is $529,425.97).

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Result: Approved. |

an. Change Order No. 11 in the amount of $68,812.14 with WRH, Inc. for the Quaker Oats Flood Control System project (original contract amount was $14,450,000; total contract amount with this amendment is $15,045,737.17). (Paving for Progress)

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Result: Approved. |

ao. Grant application to the Corridor Metropolitan Planning Organization for Federal Surface Transportation Block Grant funds for the Tower Terrace Road Project from approximately 1000 feet west of Miller Road to the I-380 interchange project.

| Council member Vanorny moved to approve; seconded by Council member Todd. |
| Result: Approved. |
1541-12-19 ap. Grant application to the Corridor Metropolitan Planning Organization for Transportation Alternatives Program Set-Aside funds for the Edgewood Road NE Trail from Blairs Ferry Road to Glass Road project.

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

Result: **Approved.**

1542-12-19 aq. Grant application to the Corridor Metropolitan Planning Organization for Transportation Alternatives Program Set-Aside funds for the Sac and Fox Trail Extension from Cottage Grove Avenue SE to East Post Road SE project.

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

Result: **Approved.**

1543-12-19 ar. Purchase Agreement in the amount of $1,331 and accepting an Easement for Recreational Trail and a Temporary Grading Easement for Construction from Home Creations, L.L.C., from land located at 123 32nd Street NE in connection with the CeMar Trail Phase 3 from 29th Street, under 1st Avenue to Marion City Limits project.

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

Result: **Approved.**

1544-12-19 as. Purchase Agreement in the amount of $7,215 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from John Meyer from land located at 1910 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 Vanorny moved to approve; seconded by Council member Todd.

Result: **Approved.**

1545-12-19 at. Purchase Agreement in the amount of $13,300 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Mitchren, L.C. from land located at 2706 1st Avenue NE in connection with the IA922/1st Avenue E from approximately 300’ south of 27th Street to approximately 250’ east of IA 922, 29th Street from Franklin Avenue NE to approximately 200’ east of IA 922 project.

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

Result: **Approved.**

1546-12-19 au. Accepting a Warranty Deed and Temporary Easement for Turnaround for the dedication of street right-of-way to be known as 64th Avenue SW, east of Edgewood Road SW and south of 60th Avenue SW, as requested by Reconserve of Iowa, Inc.

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

Result: **Approved.**

18. Report on bids for the Tait Cummins Electrical Project for the Parks & Recreation Department (Steve Krug).

19. Report on bids for the CEMAR Trail: Phase 1A PCC Sidewalk/Trail on H Avenue NE from the Cedar Lake Loop Trail (West of Shaver Road NE) to Oakland Road NE project (estimated cost is $1,405,000) (Brenna Fall).

20. Report on bids for the Edgewood Road NW Portland Cement Concrete Trail from the Cedar River to Ellis Road project (estimated cost is $560,000) (Brenna Fall).
21. Report on bids for the FY 2020 Tree and Vegetation Removal project (estimated cost is $160,000) (Doug Wilson).

1547-12-19 a. Resolution rejecting all bids for the FY 2020 Tree and Vegetation Removal project.
Council member S. Olson moved to approve; seconded by Council member Poe.
Result: **Approved.**

22. Report on bids for the 2020 Curb Ramp Repair: Bid Package #2 project (estimated cost is $1,525,000) (Brenna Fall).

1548-12-19 a. Resolution awarding and approving contract in the amount of $1,437,936, bond and insurance of Ti-Zack Concrete, Inc. for the 2020 Curb Ramp Repair: Bid Package #2 project.
Council member Todd moved to approve; seconded by Council member Overland.
Result: **Approved.**

23. Report on bids for the ADA Compliance of Main & Ladd Libraries project (estimated cost is $371,000) (Jeff Koffron).

1549-12-19 a. Resolution awarding and approving contract in the amount of $321,500, bond and insurance of Peak Construction Group Inc. for the ADA Compliance of Main & Ladd Libraries project.
Council member Weinacht moved to approve; seconded by Council member T. Olson.
Result: **Approved.**

24. Report on bids for the NE Quadrant Parks ADA Compliance project (estimated cost is $4,309,400) (Jeff Koffron).

1550-12-19 a. Resolution awarding and approving contract in the amount of $2,554,000, plus incentive up to $2,000, bond and insurance of Peak Construction Group, Inc. for the NE Quadrant Parks ADA Compliance project.
Council member Hoeger moved to approve; seconded by Council member Overland.
Absent: Council member Vanorny.
Result: **Approved.**

25. Report on bids for the FY20 Internal Inspection of Large Diameter Sanitary Sewer project (estimated cost is $370,000) (Dave Wallace).

1551-12-19 a. Resolution awarding and approving contract in the amount of $139,310.35, plus incentive up to $10,000, bond and insurance of Infra-Track, Inc. for the FY20 Internal Inspection of Large Diameter Sanitary Sewer project.
Council member S. Olson moved to approve; seconded by Council member Weinacht.
Absent: Council member Vanorny.
Result: **Approved.**
Report on bids for the Peace Avenue NW from Midway Drive to Jacolyn Drive Pavement and Water Main Improvements project (estimated cost is $395,000) (Doug Wilson). (Paving for Progress)

1552-12-19 26. a. Resolution awarding and approving contract in the amount of $297,861.75, bond and insurance of BWC Excavating, LC for the Peace Avenue NW from Midway Drive to Jacolyn Drive Pavement and Water Main Improvements project.

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

Result: Approved.

1553-12-19 27. Presentation and Resolution approving the EnvisionCR Annual Evaluation and Review Report and related updates to EnvisionCR (Sylvia Brueckert).

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

Result: Approved.

058-19 28. Ordinance repealing Ordinance No. 069-97 pertaining to the collection of tax increments within the Ingleside Urban Renewal Area.

Council member Poe moved the approval of the Ordinance on its second reading; seconded by Council member Overland.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.

Result: Adopted.

059-19 29. Ordinance repealing Ordinance No. 052-07 pertaining to the collection of tax increments within the Pointe Urban Renewal Area.

Council member Hoeger moved the approval of the Ordinance on its second reading; seconded by Council member Overland.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member T. Olson.

Result: Adopted.

060-19 30. Ordinance repealing Ordinance Nos. 50-99 and 056-14 pertaining to the collection of tax increments within the Village Urban Renewal Area.

Council member Todd moved the approval of the Ordinance on its second reading; seconded by Council member Vanorny.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Hoeger.

Result: Adopted.
Ordinance repealing Ordinance No. 049-96 pertaining to the collection of tax increments within the Prairie Ridge Urban Renewal Area.

Council member Vanorny moved the approval of the Ordinance on its second reading; seconded by Council member Todd.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Weinacht.

Result: Adopted.

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 Overland moved the approval of the Ordinance on its second reading; seconded by Council member Weinacht.

Abstain: Council members S. Olson and Poe.

Result: Approved.

Council member Todd moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Vanorny.

Abstain: Council members S. Olson and Poe.

Result: Adopted.

Ordinance granting a change of zone for property at 1100 Center Point Road NE from T-ML, Traditional Mixed Use Limited District, to T-IM, Traditional Industrial Mixed Use District, as requested by Mary O’Reilly, Amy and George Powers, and Trill Rettig.

Council member Poe moved the approval of the Ordinance on its second reading; seconded by Council member Overland.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member T. Olson.

Result: Adopted.

Ordinance granting a change of zone for property at 5101 16th Avenue SW from T-IM, Traditional Industrial Mixed Use District, to I-LI, Light Industrial District, as requested by Community Savings Bank.

Council member Vanorny moved the approval of the Ordinance on its second reading; seconded by Council member Todd.

Result: Approved.

Council member S. Olson moved that the rule requiring three readings on three different days be suspended and the Ordinance be adopted on its third and final reading; seconded by Council member Hoeger.

Result: Adopted.
35. Ordinance granting a change of zone for property located south of Otis Avenue SE and west of Cole Street SE from S-RLL, Suburban Residential Large Lot District, to I-GI, General Industrial District, as requested by Cargill, Inc.

<table>
<thead>
<tr>
<th>Council member Todd moved the approval of the Ordinance on its second reading; seconded by Council member Poe.</th>
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<tbody>
<tr>
<td>Nay: Council member Weinacht.</td>
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<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>

Public comments were heard.

Motion to go into closed session to discuss the annual performance reviews of the City Manager, City Clerk and City Attorney, pursuant to Iowa Code Section 21.5(1)(i) (2019).

<table>
<thead>
<tr>
<th>Council member Overland moved to approve; seconded by Council member Hoeger. Mayor Hart polled the Council and all members voted Aye.</th>
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</thead>
<tbody>
<tr>
<td>Result: <strong>Approved.</strong></td>
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</table>

Council recessed and reconvened in closed session in the Culver Conference Room.

After returning from closed session, motion to adjourn.

<table>
<thead>
<tr>
<th>Council member Weinacht moved to approve; seconded by Council member Vanorny.</th>
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</thead>
<tbody>
<tr>
<td>Absent: Council members Hoeger and T. Olson.</td>
</tr>
<tr>
<td>Result: <strong>Approved.</strong></td>
</tr>
</tbody>
</table>

City Council adjourned at 3:31 p.m. to meet Tuesday, December 17, 2019 at 4 p.m.

Amy Stevenson, City Clerk