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

NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, October 9, 2018 at 12:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. (Please silence mobile devices.)

A G E N D A

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations
  - Proclamation – White Cane Awareness (Delores Reisinger)
  - Proclamation – History Center Day
  - Proclamation – Gentleman Day (Brittany Appleton)

PUBLIC HEARINGS

1. A public hearing will be held to consider a request by The Depot Development, LLC for an Urban Revitalization Area designation for a housing development in the 1600 block of Ellis Boulevard NW (Caleb Mason). CIP/DID #URTE-0026-2018
   
   a. Resolution approving the Ellis Commons Urban Revitalization Area Plan.
   b. First Reading: Ordinance establishing the Ellis Commons Urban Revitalization Area designation.

2. A public hearing will be held to consider the proposed plans, specifications, form of contract, estimated cost for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (estimated cost is $5,000,000) (Rob Davis). CIP/DID #3313530-21

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project.
3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee Plaza and Monuments project (estimated cost is $180,000) (Rob Davis). CIP/DID #3316509-73
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee Plaza and Monuments project.

4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Point Repairs project (estimated cost is $190,000) (Dave Wallace). CIP/DID #655996-15
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Point Repairs project.

5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2019 Tree and Vegetation Removal Project (estimated cost is $119,000) (Doug Wilson). CIP/DID #301990-17
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2019 Tree and Vegetation Removal project.

6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Cedar Rapids East Gateway Sign project (estimated cost is $175,000) (Brent Schlotfeldt). CIP/DID #PUR0818-050
   a. Resolution adopting plans, specifications, form of contract and estimated cost for the Cedar Rapids East Gateway Sign 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.

7. Motion to approve the minutes.

9. Resolution amending Resolution No. 1077-08-18 by correcting the Final Assessment Schedule for the 18th Street SW Extension from Wilson Avenue to 16th Avenue PCC Pavement – Grade and Replace project. CIP/DID #301500-00

10. Resolution amending Resolution No. 0907-07-18 by revising the final amount assessed for the FY 2017 Sidewalk Repair Program – Contract No. 1 project. CIP/DID #3017017-00

11. Resolution accepting work and fixing amount to be assessed for the FY 2017 Sidewalk Repair Program – Contract No. 2 project. CIP/DID #3017017-00

12. Resolution accepting work and fixing amount to be assessed for the 2018 Sanitary Sewer Service Repair project. CIP/DID #6550057-00

13. Preliminary resolution for the construction of water service improvements for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project. (Paving for Progress) CIP/DID #3012235-00

14. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project. (Paving for Progress) CIP/DID #3012235-00

15. Resolution of Necessity (Proposed) for the construction of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project. (Paving for Progress) CIP/DID #3012235-00

16. Resolution directing preparation of detailed plans, specifications, form of contract and notice to bidders for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project. (Paving for Progress) CIP/DID #3012235-00

17. Resolution setting a public hearing for October 23, 2018 to consider the vacation of a 10-foot-wide Water Main Easement located at 1445 Rockford Road SW as requested by the Cedar Rapids and Iowa City Railway Company. CIP/DID #EASE-027578-2018

18. Resolution setting a public hearing for October 23, 2018 to consider an Electric Line Easement for electric facilities over City-owned land generally located easterly of vacated 10th Street SE, along the northerly right-of-way lines of Otis Road and 15th Avenue SE to Van Vechten Park, then northeasterly through Van Vechten Park to the southerly right-of-way line of 21st Street SE, as requested by ITC Midwest LLC. CIP/DID #ESCY-027470-2018

19. Motions setting public hearing dates for:
   a. October 23, 2018 – to consider enacting a new Chapter 59 of the Municipal Code, Massage Therapy Business License, to create specific regulations applicable to massage therapy businesses. CIP/DID #PD0033
   b. October 23, 2018 – to consider granting a change of zone for properties located at 1103 9th Street SE and 823 11th Avenue SE from RMF-1, Residential Multi-Family Zone District, to R-TN, Traditional Neighborhood Residence Transitional Zone District, as requested by Cedar Valley Habitat for Humanity. CIP/DID #RZNE-027647-2018
20. 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. October 23, 2018 – A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project (estimated cost is $95,000). CIP/DID #655998-04
   b. October 23, 2018 – Rockhurst Drive SW Regional Detention Basin project (estimated cost is $1,200,000). CIP/DID #304079-02
   c. October 23, 2018 – J Avenue Water Treatment Plant Laboratory Improvements project (estimated cost is $500,000). CIP/DID #6250060-02

21. Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:
   a. Casey’s General Store #3382, 560 33rd Avenue SW (first offense – $500). CIP/DID #LIQR001555-09-2014

22. 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. Chilli’s Southwest Grill & Bar, 1250 Collins Road NE.
   e. The Cooler, 4920 Johnson Avenue NW.
   f. Country Underground, 305 2nd Avenue SE.
   g. Granite City Food & Brewery, 4755 1st Avenue SE.
   h. Holiday Inn Express & Suites, 3320 Southgate Court SW.
   i. Kum & Go #514, 1420 Mount Vernon Road SE.
   j. Kwik Star #581, 251 33rd Avenue SW.
   k. Miguel’s, 175 Jacolyn Drive NW.
   l. Prairie Bistro, 2121 Arthur Collins Parkway SW.
   m. Sushi House, 2665 Edgewood Parkway SW.
   n. Taste of India, 1060 Old Marion Road NE.
   o. Tienda Mexicana La Guanajuato, 3915 Center Point Road NE.
   p. White Star Ale House, 305 2nd Avenue SE.
   q. Wine on Wheels Iowa, 40 Marmot Court, North Liberty (5-day license for an event at the History Center, 800 2nd Avenue SE).

23. Resolutions approving:
   a. Payment of bills. CIP/DID #FIN2018-01
   b. Payroll. CIP/DID #FIN2018-02

24. Resolutions approving the special event applications for:
   a. The History Center Grand Opening (includes road closures) on October 13, 2018. CIP/DID #SPEC-003774-2018
   b. CR NewBo District–Czech Village Halloween Parade (includes road closures) on October 27, 2018. CIP/DID #SPEC-007135-2017

25. Resolutions approving assessment actions:
   a. Intent to assess – Water Division – delinquent municipal utility bills – 42 properties. CIP/DID #WTR100918-01
b. Levy assessment – Water Division – delinquent municipal utility bills – 15 properties. CIP/DID #WTR082818-01

c. Intent to assess – Solid Waste & Recycling – cleanup costs – two properties. CIP/DID #SWM-015-18

26. Resolution accepting subdivision improvements and approving Maintenance Bond:
   a. Sanitary sewer in Meadowridge Addition and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of $13,983. CIP/DID #FLPT-023763-2016

27. Resolution accepting project, approving Performance Bond and authorizing final payment:
   a. CSC Bio Swale Landscaping Design project, final payment in the amount of $9,468.99 and 2-year Performance Bond submitted by Whitters Landscaping, Inc. (original contract amount was $164,420; final contract amount is $189,379.70). CIP/DID #PUR0218-127

28. Resolutions approving actions regarding purchases, contracts and agreements:
   a. Amendment No. 2 to renew contract with Anderson-Bogert Engineers & Surveyors, Inc. for engineering design services for fiber projects for the Information Technology Department for an annual amount not to exceed $150,000 (original contract amount was $150,000; renewal contract amount is $150,000). CIP/DID #PUR0616-225A
   b. Fleet Services purchase of one 2019 Ford Escape and one 2019 Ford Explorer for use by the Engineering Division from Stivers Ford Lincoln for a total amount of $57,564. CIP/DID #FLT034
   c. Amending Resolution No. 1231-09-18, which authorized a contract to purchase a Velocity pumper fire truck for the Fire Department in the amount of $618,669.24, to correct the vendor name to Reliant Fire Apparatus, Inc. CIP/DID #FIR0918-2001
   d. Amendment No. 5 to the contract with Woodruff Construction, LLC for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services to extend the term of the contract and to reflect the cost of additional work for an amount not to exceed $10,287 (original contract amount was $163,700; total contract amount with this amendment is $204,791). CIP/DID #PUR0716-010
   e. Contract with A1A Sandblasting for caulking and painting the Ellis and Jones pools and slides for the Parks and Recreation Department for an amount not to exceed $92,455. CIP/DID #PUR0818-040
   f. Rescinding Resolution No. 1030-08-18, which authorized execution of a contract for ammunition with Ultramax Ammunition for the Police Department. CIP/DID #PUR0718-005
   g. Amendment No. 1 to the contract with Modern Sheet Metal, Inc. for the Kjeldahl Hood Replacement project for the Water Pollution Control Facility to increase the size of the unit for an amount not to exceed $16,311 (original contract amount was $132,650; total contract amount with this amendment is $148,961). CIP/DID #PUR0418-174
   h. Amendment No. 5 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed $37,193 for design services in connection with the E Avenue NW from Iowa Highway 100 to Stoney Point Road NW Road Improvement project (original contract amount was $280,590; total contract amount with this amendment is $440,177). (Paving for Progress) CIP/DID #3012181-01
i. Amendment No. 3 to the Professional Services Agreement with HDR Engineering, Inc. specifying an increased amount not to exceed $14,500 for design services in connection with the Rockhurst Drive SW Regional Detention Basin project (original contract amount was $124,604; total contract amount with this amendment is $259,604). CIP/DID #304079-01

j. Amendment No. 1 to the Professional Services Agreement with Bucknell University for an amount not to exceed $20,000 for the modified scope of work for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing (original contract amount was $60,000; total contract amount with this amendment is $80,000). CIP/DID #6150011-04

k. Change Order No. 3 in the amount of $34,631.18, plus three additional working days, with Vieth Construction Corp. for the 2017 Curb Ramp Repair Bid Package #2 project (original contract amount was $913,041; total contract amount with this amendment is $927,776.68). CIP/DID #3016016-13

l. Change Order No. 8 deducting the amount of $22,518.88 with Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project (original contract amount was $435,057.44; total contract amount with this amendment is $493,332.57). CIP/DID #325008-02

m. Change Order No. 1 deducting the amount of $21,465.61 with Williams Brothers Construction, Inc., for the Chlorine System Upgrade project (original contract amount was $5,190,000; total contract amount with this amendment is $5,168,534.39). CIP/DID #615148-03

n. Partial final payment in the amount of $253,426.72 to Williams Brothers Construction, Inc. for the Water Pollution Control Chlorine Upgrade project. CIP/DID #615148-03

o. Increasing the fee limit to $125,000 for Lynch Dallas P.C. as outside legal counsel regarding the Gossman Estate, et al v. City of Cedar Rapids, Lucas Jones, et al. lawsuit. CIP/DID #ATT000012

p. FY19 Cooperative Agreement with the Iowa Civil Rights Commission for intake and investigative services for civil rights complaints by the Cedar Rapids Civil Rights Commission. CIP/DID #CVR-2018-10ICRC

q. Agreement with the Union Pacific Railroad for an amount not to exceed $55,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System as part of the floodgate construction at the Union Pacific rail crossing south of the Cargill Corn Facility property. CIP/DID #3317400-01

r. Agreement with the Union Pacific Railroad for an amount not to exceed $90,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System project as part of the McLoud Run stormwater capacity improvements under the Union Pacific North Rail Yard. CIP/DID #3314400-01

s. Agreement with the Union Pacific Railroad for an amount not to exceed $55,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System project as part of the floodwall and rail crossing gate construction north of the Quaker Oats Plant property at the Union Pacific North Rail Yard. CIP/DID #3314400-02

t. Amendment No. 2 to the Development Agreement with Hunter Companies LLC for the Northtowne Market redevelopment project. CIP/DID #OB1300915

u. Accepting a Warranty Deed for the dedication of street right-of-way along the west side of Council Street and the north side of Collins Road NE from Warrior Enterprises, LLC as provided for in the Development Agreement. CIP/DID #ASDP-025983-2017

v. Resolution awarding and approving contract in the amount of $153,724.70, bond and insurance of Cunningham Recreation for the Daniels Park Playground project. CIP/DID #PUR0718-020
REGULAR AGENDA

29. Report on bids for the Rockhurst Drive SW Regional Detention Basin – Streambank Mitigation at Noelridge Park project (estimated cost is $190,000) (Sandy Pumphrey). CIP/DID #304079-05

30. Report on bids for the Bike Share System Equipment project for the Community Development Department (Bill Micheel). CIP/DID #PUR0818-028

31. Report on bids for the Bever Avenue SE East of Bever Lane Storm Sewer Replacement project (estimated cost is $160,000) (Dave Wallace). CIP/DID #304485-01
   a. Resolution awarding and approving contract in the amount of $97,610, bond and insurance of Rathje Construction Company for the Bever Avenue SE East of Bever Lane Storm Sewer Replacement project.

32. Presentation and Resolution authorizing Revision No. 5 of the Cedar River Flood Control System Master Plan, amending Chapters II, III, and IV (Rob Davis). CIP/DID #331001-00

PUBLIC INPUT

This is an opportunity for the public to address the City Council on any subject pertaining to Council business. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.

CITY MANAGER COMMUNICATIONS AND DISCUSSIONS

COUNCIL COMMUNICATIONS AND DISCUSSION

During this portion of the meeting, Council members may bring forward communications, concerns and reports on various matters.

Anyone who requires an auxiliary aid or service for effective communication or a modification of policies or procedures to participate in a City Council public meeting or event should contact the City Clerk’s Office at 319-286-5060 or cityclerk@cedar-rapids.org as soon as possible but no later than 48 hours before the event.

Agendas and minutes for Cedar Rapids City Council meetings can be viewed at www.cedar-rapids.org.
Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

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

Cell Phone Number: 538-2552

Description of Agenda Item: Motions setting public hearings
A public hearing will be held to consider a request by The Depot Development, LLC for an Urban Revitalization Area designation for a housing development in the 1600 Block of Ellis Boulevard NW (Caleb Mason). CIP/DID #URTE-0026-2018

a. Resolution approving the Ellis Commons Urban Revitalization Area Plan. CIP/DID #URTE-0026-2018

b. First Reading: Ordinance establishing the Ellis Commons Urban Revitalization Area designation. CIP/DID #URTE-0026-2018

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The action initiates the establishment of an Urban Revitalization Area for the proposed Ellis Commons project. On August 14, 2018, the City Council approved a Development Agreement with The Depot Development, LLC, for the redevelopment of City-owned property in the 1600 Block of Ellis Blvd NW.

The following is a summary of the proposed project:

- Total Investment $2.5 million
- Six duplex – 12 total units
  - Rear double stall garage
  - Front courtyard area
  - Rooftop deck area
- Housing units are market rate

The project qualifies for standard City incentives under the Urban Housing – Economic Development Program. The incentive provides 10-years, 100% exemption of increased taxes generated by the project. It is estimated that the assessed value is estimated to increase by $1.5 million. At this increased value, the following is an estimate of the taxes and exemption:

- $361,000 total taxes generated over a 10-year period
  - $326,000 in taxes exempted over a 10-year period
  - $35,000 in net taxes paid over a 10-year period
Action/Recommendation: City staff recommends setting Public Hearing
Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA
Resolution Date: October 8, 2018
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA
RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION TO APPROVE
THE ELLIS COMMONS URBAN REVITALIZATION PLAN

WHEREAS, the proposed Urban Revitalization Plan (the “Plan”) for the Ellis Commons Urban Revitalization Area induces the redevelopment of properties with local addresses of 1606, 1614, 1618, 1626, 1628, 1632, 1634, 1642 & 1646 Ellis Blvd NW for the construction of new residential dwelling units (the “Project”); and

WHEREAS, on October 9, 2018, the City Council held the required Public Hearing on the establishment of the Urban Revitalization Area in connection with the said proposed Project as required by Chapter 404 of the Code of Iowa; and

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

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

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

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa AS FOLLOWS:

1. That the Plan for the Ellis Commons Urban Revitalization Area, as attached hereto as Exhibit A and by reference herewith is made a part of this Resolution, is hereby approved and adopted.

2. The construction of residential dwelling units being constructed by the Depot Development, LLC is hereby given prior approval in all respects in accordance with the Plan.
MayorSignature

Attest:

ClerkSignature
EXHIBIT A

Ellis Commons
Urban Revitalization Plan

Public Hearing: October 9, 2018
Adopted by Resolution No. ___-10-18
Urban Revitalization Plan

1.0 INTRODUCTION

The purpose of the formation of the Urban Revitalization Area is to encourage and induce the redevelopment of properties located at 1606, 1614, 1618, 1626, 1628, 1632, 1634, 1642 & 1646 Ellis Blvd NW, described below. As allowed by the authority of the State of Code of Iowa, Chapter 404, the incentive for economic development through the redevelopment of residential, multi-residential and commercial property by exempting a portion or all of property tax valuation added through qualified improvements for specified periods of time.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

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

Lots 6 through 14, inclusive, Block 2, Ellis Park Addition to Cedar Rapids, Linn County, Iowa

The area is also depicted on Exhibit A, and is by this reference incorporated hereto, which is approximately 1.33 acres in size. The revitalization, and exemption as contemplated by this Plan, is applicable to all of the property assessed as commercial, multi-residential or residential within the Plan area.

3.0 OWNERSHIP AND ASSESSED VALUATION

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

<table>
<thead>
<tr>
<th>GPN/Address</th>
<th>Deed Holder</th>
<th>Land Value*</th>
<th>Improvement Value*</th>
<th>Total Assessed Value*</th>
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<tbody>
<tr>
<td>1606 Ellis Blvd NW</td>
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*Values are 2018 Assessed Values, parcels are exempt
4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning
The current property is zoned PUD, Planned Unit Development. The area is designated as Urban Medium Intensity (U-MI) on the Future Land Use Map.

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

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

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

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

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

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

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

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

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the “Application”) accompanied by a report of the total must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

8.2 Tax Exemption Schedules

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

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

<table>
<thead>
<tr>
<th>Year</th>
<th>Percentage of Exemption</th>
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<tr>
<td>1</td>
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<td>20%</td>
</tr>
</tbody>
</table>
8.2.3 Schedule 3 - Three Year Exemptions:
All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

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

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

8.3 Definitions
(a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.
(b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%) or at least ten percent (10%), in the case of land upon which is located more than one building (and not assessed as residential property) increased the actual value of the buildings to which the improvements have been made.
(c) “Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.
(d) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

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

The following are projects which are given prior approval which are located within the revitalization area:

1. Ellis Commons – construction of 6-duplex housing units (12 dwelling units) and related site improvements
ORDINANCE NO. LEG_NUM_TAG

ORDINANCE ESTABLISHING THE ELLIS COMMONS 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. ____-10-18 establishing the Ellis Commons Urban Revitalization Area ("Ellis Commons Revitalization Area") for the property legally described herein below; and

WHEREAS, the terms and conditions of Resolution No. ____-10-18 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 Ellis Commons Revitalization Area for the property with local property address of 1606, 1614, 1618, 1626, 1628, 1632, 1634, 1642 & 1646 Ellis Blvd NW and legally described as:

Lots 6 through 14, inclusive, Block 2, Ellis Park Addition to Cedar Rapids, Linn County, Iowa is established as a revitalization area, and specifically an economic development area pursuant to Iowa Code Section 404.1(4) (2018), 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 Ellis Commons Revitalization Area shall be eligible to receive an exemption from taxation as provided for in Iowa Code Section 404.3 (2018).

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 9th day of October, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

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 proposed plans, specifications, form of contract, estimated cost for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (estimated cost is $5,000,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project.
CIP/DID #3313530-21

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

Background: As part of the Cedar River Flood Control System (FCS), levees, walls, gates and pump stations will be constructed to protect the both the east and west banks of the Cedar River from flooding similar to that which was seen in 2008. The City Council adopted the Cedar River FCS Master Plan on June 23, 2015, which includes the Czech Village area.

The City has completed a $3.5 million utility relocation and a $2.2 million smaller subset of the Czech Village levee which included building a detour for the Cedar River Trail before the main levee segment up to 16th Avenue is bid.

It is beneficial to bid this contract to complete the levee portion of the flood control system in Czech Village.

This contract 3313530-21 is the second above ground levee to be bid on the west side of the Cedar River. It generally consists of an earthen levee and sanitary sewer gatewells. Construction is scheduled to start spring 2019 and complete fall 2020.

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

Alternative Recommendation: None. This project is in accordance with the adopted FCS Master Plan.

Time Sensitivity: This resolution must be approved at the October 9, 2018 City Council meeting ahead of the October 24, 2018 bid opening.

Resolution Date: October 9, 2018
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

WHEREAS, on September 25, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Czech Village Levee & Gatewells – 16th Avenue SW to Bowling Street SW project (Contract No. 3313530-21) 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,

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
SOLID WASTE AGENCY LANDFILL

PROJECT LOCATION

Cedar River

SOLID WASTE AGENCY LANDFILL

PROJECT AREA LOCATION MAP
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

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 Sinclair Levee Plaza and Monuments project (estimated cost is $180,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Sinclair Levee Plaza and Monuments project.
CIP/DID #3316509-73

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

Background: The Sinclair Levee Plaza and Monuments project intends to restore park monuments and amenities that have been removed as a result of the flood control system, as well as construct a plaza area along 16th Avenue SE and memorial benches on top of the Sinclair Levee. The project sites are located at 16th Avenue and 2nd Street SE and along the Sinclair Levee from 10th Avenue to 10th Street. Construction is anticipated to begin in the spring of 2019 and be completed by summer 2019.

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: None – consistent with Flood Control System Master Plan.

Time Sensitivity: Must be acted upon October 9, 2018 or October 23, 2018 to maintain the project schedule, and which must occur ahead of the project’s October 24, 2018 bid opening.

Resolution Date: October 9, 2018

Budget Information: GRI

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: Was not reviewed by Flood Control Committee as plans are in accordance with FCS Master Plan
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on September 25, 2018, there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Sinclair Levee Plaza and Monuments project (Contract No. 3316509-73) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: 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 Sanitary Sewer Point Repairs project (estimated cost is $190,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Point Repairs project.
CIP/DID #655996-15

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

Background: This project will correct sanitary sewer defects found during routine televising operations. The purpose of the project is to repair damaged areas of sanitary sewer to maintain functionality. The available funding for this activity is $211,550 and is subject to receipt of acceptable bids. Construction is scheduled to begin no later than April 22, 2019 and is anticipated to be completed by July 2019.

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 9, 2018 to maintain the project schedule, and which must occur ahead of the project’s October 17, 2018 bid opening.

Resolution Date: October 9, 2018

Budget Information: 655996 NA - $211,550

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, on September 25, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Point Repairs project (Contract No. 655996-15) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: 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 proposed plans, specifications, form of contract and estimated cost for the FY 2019 Tree and Vegetation Removal Project (estimated cost is $119,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2019 Tree and Vegetation Removal project.
CIP/DID #301990-17

EnvisionCR Element/Goal: GreenCR Goal 1: Be stewards for the environment, promoting economic and social growth while restoring the relationship between the city and the natural environment.

Background: The US Fish and Wildlife Service enacted its Section 4(d) rule to protect the Northern Long-Eared Bat, which has habitat in Cedar Rapids. To comply, the City of Cedar Rapids is doing tree removals required for its 2019 construction projects during the winter to eliminate the risk of accidentally removing a tree with roosting bats during the warm season. This project will address tree and vegetation removal required for five capital improvement projects.

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: Tree removals may be done during the warm season, but with the additional requirement the affected trees be inspected by a wildlife expert prior to removal.

Time Sensitivity: Must be acted upon October 9, 2018 to maintain the project schedule, and which must occur ahead of the project’s October 10, 2018 bid opening

Resolution Date: October 9, 2018

Budget Information: 301/301990/301990-17 NA; 301/301000/3012236 SLOST; 301/301000/3012131 SLOST; 325/325000/325069 NA; 325/325000/325036 NA; 655/655000/6550066 NA

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, on September 25, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY 2019 Tree and Vegetation Removal Project (Contract No. 301990-17) 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
FY 2019 TREE AND VEGETATION REMOVAL PROJECT
301990-17
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Brent Schlotfeldt

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

Cell Phone Number: 319-538-1064

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 Cedar Rapids East Gateway Sign project (estimated cost is $175,000) (Brent Schlotfeldt).

a. Resolution adopting plans, specifications, form of contract and estimated cost for the Cedar Rapids East Gateway Sign project.
   CIP/DID #PUR0818-050; 353049

EnvisionCR Element/Goal: GrowCR Goal 3: Connect growing areas to existing neighborhoods.

Background:
This is to hold a Public Hearing on the Cedar Rapids East Gateway Sign project. This project is construct and install the Cedar Rapids East Gateway Sign located at Highway 30 Westbound, East of College Farms Subdivision.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 9, 2018

Budget Information: 353049

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA
WHEREAS, on September 25, 2018 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Cedar Rapids East Gateway Sign project for the Facilities Maintenance Services Division, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the 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 specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

PASSED

Attest:

Clerk
Council Agenda Item Cover Sheet

Submitting Department: Civil Rights

Presenter at Meeting: Janet Abejo-Parker

Contact Person: Janet Abejo-Parker

E-mail Address: j.abejo-parker@cedar-rapids.org

Phone Number: 319-286-5632

Description of Agenda Item: CONSENT AGENDA
Resolution adopting the Civil Rights Commission FY19 Work Plan
CIP/DID #CVR-2018-10WP

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

Background: The Cedar Rapids Civil Rights Commission (CRCRC) is the Local Administrative Law Agency created to promote and protect equity under the law and to promote inclusion efforts based on protected class statuses.

The Commission is comprised of five staff members who perform the day-to-day operations. The Commission also has seven volunteer members, who are appointed by the Mayor, with City Council approval, for a three-year term. Each may serve three consecutive three-year terms. This is a policy-making body, which directs the Commission staff.

Commissioners are also involved in revising the local civil rights ordinance and assisting staff members in their efforts to enforce these laws. The Commission annually elects a Chairperson and a Vice-Chairperson.

Scope of Services:
1. Enforce the City’s Civil Rights Law, Cedar Rapids Municipal Code 69, through investigations, mediations, conciliations and resolutions of discrimination complaints in a timely and efficient manner.

2. Educate the community and increase public awareness of the local civil rights laws.

FY19 Work Plan Overview:
Each year, the Commission will develop a plan of action for prioritizing such issues by establishing an annual work plan. In general, work plans allow boards and commissions to address the City Council’s priorities, communicate their own priorities, and measure the accomplishments of the board or commission.

The CRCRC adopted its work plan at its July 18, 2018 Commission meeting. Below are the goals adopted by the CRCRC, the full work plan is included as an exhibit to the resolution.
CRCRC FY19 Goals:
- Address public employment disparities through partnerships and outreach;
- Address disproportionality in housing through partnerships and outreach;
- Collaborate with local educational institutions; and
- Serve as a trusted community resource for civil rights, anti-discrimination, equity and inclusion.

**Action/Recommendation:** Resolution adopting the Civil Rights Commission FY19 Work Plan.

**Alternative Recommendation:** N/A

**Time Sensitivity:** Immediate

**Resolution Date:** October 9, 2018

**Budget Information:** N/A

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

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

WHEREAS, the Cedar Rapids Civil Rights Commission (CRCRC) is an administrative law agency created to promote and protect equity under the law, and

WHEREAS, the mission of the Commission is to promote inclusion efforts based on protected class statuses, and

WHEREAS, the scope of responsibilities include processing discrimination complaints and facilitating public outreach activities, and

WHEREAS, each year, the Commission will develop a plan of action for prioritizing such issues by establishing an annual work plan.

WHEREAS, in general, work plans allow boards and commissions to address the City Council’s priorities, communicate their own priorities, and measure the accomplishments of the board or commission.

WHEREAS, the CRCRC adopted its work plan at its July 18, 2018 Commission meeting. Below are the goals adopted by the CRCRC, the full work plan is included as an exhibit to the resolution.

CRCRC FY19 Goals:
- Address public employment disparities through partnerships and outreach;
- Address disproportionality in housing through partnerships and outreach;
- Collaborate with local educational institutions; and
- Serve as a trusted community resource for civil rights, anti-discrimination, equity and inclusion.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached Cedar Rapids Civil Rights Commission FY19 Work Plan is hereby adopted.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
GENERAL INFORMATION

MISSION
The mission of the Cedar Rapids Civil Rights Commission is: “To secure for all individuals within the City of Cedar Rapids freedom from discrimination because of age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation.”

VISION
The vision of the Cedar Rapids Civil Rights Commission is: “A Cedar Rapids Community that is welcoming, inclusive and preserves the personal dignity of all people regardless of their age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation so that we all may fulfill our productive capacities.”

MEETINGS
Scheduled meetings are held on the third Wednesday of every month unless otherwise published, beginning at 5:30 pm in the Veteran’s Memorial Council Chambers.

COMMISSIONERS
Salma Igram, Chair Term thru 2020
Keith Rippy, Vice Chair Term thru 2021
Anthony Arrington Term thru 2019
Leland Freie Term thru 2020
Linda Topinka Term thru 2021
Easie Toingar Term thru 2019
Ruth White Term thru 2020

CITY COUNCIL SUBCOMMITTEE
Public Safety and Youth Services Committee (Councilmembers Weinacht - Chair, Todd and Vanorny)

STAFF
LaSheila Yates, Executive Director & Chief Diversity Officer
Janet Abejo-Parker, Senior Investigator
Judy Goldberg, Investigator
Bernie Walther, Investigator
Alicia Abernathey, Administrative Assistant & Intake Specialist
Briana Gipson, Intern
Keenan Lee, Intern
## FY18 Goals and Outcomes

### Goal 1: Representation in Public Employment – Address public employment disparities through partnerships and outreach

**Outcomes:**
- Commission hosted 3rd annual Movie Night and Job Fair featuring the film “Hidden Figures”. Commission added Kirkwood Community College and FBI as partners for the Job Fair portion.
- City’s Employee Diversity Team sponsored a Leadership Speaker for City employees, hosted a Career Day for underrepresented high school students, participated in a Pen Pal program with the Cedar Rapids Police Department, published Diversity Spotlights featuring City employees in the City Newsletter and created a Diversity page on the City’s internal website. The Diversity Team was represented at Festival Latino, PrideFest, ADA Celebration, Farmer’s Market Citizen Appreciation Day and Veterans Stand Down.
- Commission continued a Bus Advertisement Campaign focusing on gender identity, sexual orientation, skin color and other protected classes in the area of employment and housing.
- Executive Director Yates serves as an Ex-Officio member of the Civil Service Commission and attends meetings.

### Goal 2: Fair Housing – Address disproportionality in housing through partnerships and outreach

**Outcomes:**
- Proclamation for Fair Housing Month presented to Executive Director Yates, on behalf of the Commission, by City Council.
- Commission hosted 4th annual Fair Housing Poster Contest. First place posters were on display at NewBo City Market, the African American Museum of Iowa, Cedar Rapids Community School District Administrative Building and Czech and Slovak Museum and Library.
- Commission issued a Public Service Announcement focusing on sexual orientation.
- Commission continued a Bus Advertisement Campaign focusing on gender identity, sexual orientation, skin color and other protected classes in the area of employment and housing.
- Commission continued a billboard campaign focusing on “Hurdles to Housing”.
- Commission hosted a document literacy training for the Latino community focusing on landlord/tenant rights and responsibilities. Commission continued its partnership with Iowa Legal Aid to provide this training.
- Commission provided Fair Housing training to the Landlords of Linn County.
- Commission hosted a 50th Anniversary of the Fair Housing Act Celebration with guest speaker Phoebe Trepp, Executive Director of Willis Dady Homeless Services. Mayor Brad Hart presented a Fair Housing Month Proclamation to the Commission and Willis Dady Homeless Services.
- Commission provided Fair Housing training to various organizations involved in housing transactions. Organizations included Willis Dady Homeless Services, Arc of East Central Iowa, Linn County Continuum of Care, Section 8 Landlords as identified by Community Development and SafeCR.
Civil Rights Commission FY19 Work Plan

Goal 3: Education – Collaborate with local educational institutions

Outcomes:
- Commission continued to sponsor the Dedric Ward Football Camp that provides football education and skill building to community youth.
- Chief Diversity Officer Yates provided a diversity presentation to Kirkwood Community College students.
- Commission cosponsored Anti-Racism Activist Tim Wise’s presentation at Mount Mercy University.
- Commission provided Know Your Rights training at the Mount Vernon High School CARE Conference.
- Commission provided Know Your Rights training to Mount Mercy Employment Law classes.
- Commission participated in CoderDojo STEAM event to promote the Fair Housing Poster Contest.
- Commission provided a Donna the Anti-Discriminatory Dolphin puppet show at St. Paul’s UMC Pre-School.
- Commission partnered with Iowa BIG/CR Youth to educate students on the planning and coordination of community outreach event, such as Diversity Circle discussions.
- Commission continued to partner with Kirkwood Community College Workplace Learning Connection to provide summer internship opportunities to high school students.

Goal 4: Commissioner Influence - Serve as a trusted community resource for civil rights, anti-discrimination, equity and inclusion

Outcomes:
- Commission approved its FY18 Work Plan.
- Cedar Rapids City Council approved Commission’s FY18 Work Plan.
- Commission created its FY18 Education & Outreach Plan.
- Commissioners hosted booths at multiple outreach events and Commission sponsored trainings.
- Commission co-hosted 2nd annual Community Cultural Celebration and Expo. There was an increase of those in attendance from 1,400 to 1,600.
- Commission continued to host a Legacies Series featuring authentic storytelling of various populations featuring Latina Women, LGBTQ and Veterans.

Points of Pride:

FY18 Accomplishments:
- Proclamation submitted by the Commission for Pride Day
- Proclamation submitted by the Commission for Intercultural Day
- Proclamation submitted by the Commission for National Disability Employment Awareness Month
- Proclamation submitted by the Commission for Veteran’s Day
- Proclamation submitted by the Commission for Human Rights Month
- Proclamation submitted by the Commission for Dr. Martin Luther King Jr. Day
- Proclamation submitted by the Commission for National Day of Racial Healing
- Proclamation submitted by the Commission for Cultural Appreciation Day
- City of Cedar Rapids maintained a Municipal Equality Index Score of 100 out of
Civil Rights Commission FY19 Work Plan

100 for the 2017 Human Rights Champaign

- Commission displayed its historic timeline exhibit featuring the history of the Commission at various community locations
- Commission received an “Inclusion Achievement” award at the 1st annual Gazette Business Awards event
- Executive Director Yates was a keynote speaker at a Young Parents Network event for Latino students
- Commission maintained a partnership with Coe College’s Federal Work Study Program to provide internship opportunities to Coe College students
- Commission was represented at Kenwood Leadership Academy Tour of Cedar Rapids City Hall
- Chief Diversity Officer Yates was recognized in the National Civic League’s 1st publication of Chief Diversity Officers
- City of Cedar Rapids diversity and inclusion efforts were highlighted as a best practice public sector employer in the Fall 2017 issue of the National Civic League
- Commission established one hour of Civil Rights training at the Cedar Rapids Regional Police Academy
- Commission provided Anti-Harassment training to Cedar Rapids City Council
- Commission provided Anti-Harassment and Equal Employment training to City of Cedar Rapids employees who participated in the Lead CR program

By The Numbers:

- Staff conducted over 27 trainings related to Know Your Rights and Fair Housing reaching over 544 individuals
- Staff participated in 29 community events
- Commission received 50 intakes in FY18
- Commission opened 29 cases in FY18
- Commission closed 21 cases in FY18

FY18 Performance Standards and Actuals

- Customer Service (Average rating of 2.5 or higher on a 5 point scale)

<table>
<thead>
<tr>
<th>Area</th>
<th>FY18 Goal:</th>
<th>FY18 Actual:</th>
<th># of Cards Received:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Intake</td>
<td>2.5</td>
<td>5</td>
<td>1</td>
</tr>
<tr>
<td>Investigation</td>
<td>2.5</td>
<td>4.60</td>
<td>10</td>
</tr>
<tr>
<td>Outreach</td>
<td>2.5</td>
<td>5</td>
<td>1</td>
</tr>
<tr>
<td>Total/Average</td>
<td>N/A</td>
<td>4.85</td>
<td>11</td>
</tr>
</tbody>
</table>

- Investigations (85% of non-housing cases investigated in 300 days or less and 50% of housing cases investigated in 100 days or less)

<table>
<thead>
<tr>
<th>Area</th>
<th>FY18 Goal:</th>
<th>FY18 Actual</th>
<th>Total Cases Closed</th>
</tr>
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<tbody>
<tr>
<td>Non-Housing</td>
<td>85%</td>
<td>100%</td>
<td>17</td>
</tr>
<tr>
<td>Housing</td>
<td>50%</td>
<td>100%</td>
<td>4</td>
</tr>
<tr>
<td>Total/Average</td>
<td>N/A</td>
<td>100%</td>
<td>21</td>
</tr>
</tbody>
</table>
Civil Rights Commission FY19 Work Plan

- Outreach (50% of participants rating presentations & events as satisfactory or better and 15% increased knowledge in participants after training)

<table>
<thead>
<tr>
<th>Area</th>
<th>FY18 Goal:</th>
<th>FY18 Actual</th>
<th>Total # of Trainings</th>
</tr>
</thead>
<tbody>
<tr>
<td>Participant rating of presentation as satisfactory or better</td>
<td>50%</td>
<td>97%</td>
<td>49</td>
</tr>
<tr>
<td>Increased knowledge in participants after training</td>
<td>15%</td>
<td>52%</td>
<td>49</td>
</tr>
</tbody>
</table>

*The increased knowledge score reflects scores were participants scored 100% on the pre-test and therefore did not have any increased knowledge between the pre and post-tests

**Public Hearing Decisions and Mediations**

- Public Hearings –
  1. Public Hearing of an employment case led to $3022.50 awarded to the Complainant, Respondent paying court costs associated with the hearing, training for the Respondent and Respondent will update employment policies

- Mediations –
  1. Mediation of a housing case led to a 12-month lease for the Complainant, Complainant was allowed to have a companion animal on the property, Respondent will communicate with Complainant in writing and training for the Respondent
  2. Mediation of an employment case led to $1,250 awarded to the Complainant and training for the Respondent
  3. Mediation of an employment case led to $21,520 awarded to the Complainant and training for the Respondent
  4. Mediation of a public accommodation case led to $1,260 awarded to the Complainant, Respondent will update policies and training for the Respondent

**Staff Development:**

- Investigators Walther and Goldberg completed Hamline University Mediation Certification
- Senior Investigator Abejo-Parker, Investigators Walther and Goldberg, Intake Specialist Abernathey, Intern Gipson and Commissioner Topinka attended the Iowa Civil Rights Commission Symposium
- Intake Specialist Abernathey attended Fair Housing Investigator’s Intake and Complaint Processing training in Washington DC
- Senior Investigator Abejo-Parker attended the 50th Anniversary Fair Housing Summit in Austin, Texas
- Chief Diversity Officer Yates attended the Institute for Diversity Certification training in Fort Myers, Florida
- Senior Investigator Abejo-Parker attended the Society for Human Resource Management (SHRM) Conference in Chicago, Illinois
- Chair Igram and Executive Director Yates attended the Welcoming Communities Conference in Louisville, Kentucky
• Executive Director Yates attended the All-America City Conference and participated as a Juror
• Interns Lee and Gipson attended Project Management training
• Senior Investigator Abejo-Parker and Interns Lee and Gipson attended Managing Multiple Priorities, Deadlines and Projects training
• Interns Lee and Gipson attended the IMPACT National Conference in Dayton, Ohio
• Intern Gipson presented at the Research Symposium Conference at the University of Iowa
• Senior Investigator Abejo-Parker attended Advanced Mediation Skill training
• Intake Specialist Abernathey received her Associate’s Degree from Kirkwood Community College
• Senior Investigator Abejo-Parker received her SHRM-SCP Certification

**Partnerships**

The Commission partnered with the following organizations on various outreach and training efforts:

- The U.S. Attorney’s Office of the Northern District of Iowa
- The Sixth Judicial District of the Department of Corrections
- City of Cedar Rapids
- Cedar Rapids Public Library
- Iowa Legal Aid
- Cedar Rapids Community School District
- CR PrideFest
- United Way of East Central Iowa
- Greater Cedar Rapids Community Foundation
- African American Museum of Iowa
- Iowa Women Lead Change
- Veteran’s Memorial Commission
- Kirkwood Community College
- Coe College
- Mount Mercy University
- Theatre Cedar Rapids
- FBI
- TSA
- Mount Vernon High School
- Young Parents Network
- Wake Up For Your Rights
- NewBo City Market
- Czech and Slovak Museum and Library
- Catherine McAuley Center
- NewBo Co.
1. Representation in Employment

**Goals and Ongoing Tasks**
- Address public employment disparities through partnerships and outreach

**FY18 Action Items**

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost or resource</th>
<th>Timeline</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Continue to collaborate with and support the City of Cedar Rapids for diversity, equity and inclusion purposes</td>
<td>LaSheila Yates</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Share FY18 Work Plan with City of Cedar Rapids</td>
<td>LaSheila Yates, Commission Chair (or designee)</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Continue to provide educational opportunities for employers and employees</td>
<td>Education and Outreach Committee, Staff</td>
<td>Fiscal year 2019</td>
</tr>
</tbody>
</table>

2. Fair Housing

**Goals and Ongoing Tasks**
- Address disproportionality in housing through partnerships and outreach

**FY18 Action Items**

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost or resource</th>
<th>Timeline</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Continue Annual Fair Housing activities to possibly include a poster contest, movie night and job fair, a Public Service Announcement, Donna the Dolphin, and other outreach activities as identified in the FY19 Outreach Plan</td>
<td>As available in FY19 FHAP Budget, Finance Committee, Education and Outreach Committee, Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Continue participation in SafeCR training</td>
<td>Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Collaborate and share information with the Landlords of Linn County, Cedar Rapids Area Association of Realtors and other housing providers</td>
<td>Education and Outreach Committee, Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Increase efforts to provide resources to vulnerable populations</td>
<td>Commissioners, Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Host focus groups and/or public forums to learn approaches the Commission can implement to work collectively with partners to address barriers to civil rights</td>
<td>Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>• Provide improved customer service to community partners and diverse populations</td>
<td>Staff</td>
<td>Fiscal year 2019</td>
</tr>
</tbody>
</table>
Civil Rights Commission FY19 Work Plan

- Serve as a full partner with the U.S. Department of Housing and Urban Development (HUD) in improving intake and outreach strategies through the deployment of a departmental tactical plan to meet the Commission’s Fair Housing Assistance Program contract and communities fair housing needs

Staff
Fiscal year 2019

3. Education

Goals and Ongoing Tasks
- Collaborate with local educational institutions

FY18 Action Items

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost or resource</th>
<th>Timeline</th>
</tr>
</thead>
<tbody>
<tr>
<td>Expand efforts of collaboration to share information with the Cedar Rapids Community School District</td>
<td>Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Collaborate with other local area schools of all levels to increase awareness of civil rights</td>
<td>Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
</tbody>
</table>

4. Commissioner Influence and Community Presence

Goals and Ongoing Tasks
- Serve as a trusted community resource for civil rights, anti-discrimination, equity and inclusion

FY18 Action Items

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost or resource</th>
<th>Timeline</th>
</tr>
</thead>
<tbody>
<tr>
<td>Collaborate with Marion Civil Rights Commission per the 28E Agreement</td>
<td>Cedar Rapids staff, Cedar Rapids Commissioners, Marion Commissioners, City of Marion staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Revise and update Chapter 69 of the Municipal Code in preparation for approval</td>
<td>Development &amp; Personnel Committee, Staff and Commissioners</td>
<td>Fall 2018 / Winter 2019</td>
</tr>
<tr>
<td>Revise and update Commission’s Rules of Practice in preparation for approval</td>
<td>Development &amp; Personnel Committee, Staff and Commissioners</td>
<td>Fall 2018 / Winter 2019</td>
</tr>
<tr>
<td>Educate the public on their rights and introduce the Commission as a resource</td>
<td>Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Continue the Legacies Series to provide support for community inclusiveness through authentic storytelling</td>
<td>Education and Outreach Committee, Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Co-host the annual Cedar Rapids Community Cultural Expo with the Cedar Rapids Public Library</td>
<td>Education and Outreach Committee, Staff and Commissioners</td>
<td>March 2019</td>
</tr>
<tr>
<td>Task</td>
<td>Responsible Party</td>
<td>Fiscal Year</td>
</tr>
<tr>
<td>--------------------------------------------------------------------------------------------------------</td>
<td>---------------------------------------------------</td>
<td>-------------------</td>
</tr>
<tr>
<td>Continue participation in community events</td>
<td>Finance Committee, Education and Outreach Committee, Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Send customer service cards electronically and mention to parties toward the end of the investigation that cards will be sent and staff welcomes feedback</td>
<td>Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Ensure outreach cards are sent out. Track number of cards sent out and returned</td>
<td>Staff</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Connect with local churches and faith based organizations for outreach</td>
<td>Education and Outreach Committee, Staff and Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
<tr>
<td>Commissioners to develop a list of community connections that the Executive Director will use to follow up with</td>
<td>Commissioners</td>
<td>Fiscal year 2019</td>
</tr>
</tbody>
</table>
Cedar Rapids
City of Five Seasons®

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, PE

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

Cell Phone Number: 538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution amending Resolution No. 1077-08-18 by correcting the Final Assessment Schedule for the 18th Street SW Extension from Wilson Avenue to 16th Avenue PCC Pavement – Grade and Replace project. CIP/DID #301500-00

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

Background: This resolution corrects a mislabeling of the assessment identification number for 1814 Shady Grove Rd SW (GPN 14311-04003-00000), corrects the property owner’s name for Assessment No. 5Z, and adjusts the final assessment value for Assessment No. 1 to $0. The latter property’s assessment was zeroed out because the Preliminary Assessment figure for said property was not adequately accounted for during the disposition of the parcel by the City to its current owner.

The corrected Final Assessment Schedule has been filed with the City Clerk. Each affected property has been issued corrected documents.

Action/Recommendation: The Public Works Department recommends adoption of the resolution.

Alternative Recommendation: If the resolution to adopt and levy is not adopted the assessments will not be enforceable.


Resolution Date: October 9, 2018

Budget Information: 301/301000/301500 NA

Local Preference Policy: NA
Explanation: NA

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

RESOLUTION ADOPTING A CORRECTED FINAL SCHEDULE OF ASSESSMENTS FOR 18TH STREET SW EXTENSION FROM WILSON AVENUE TO 16TH AVENUE PCC PAVEMENT – GRADE AND REPLACE (CIP NO. 301500-00)

WHEREAS, Resolution No. 1077-08-18, passed on August 28, 2018, adopted the final assessments for the 18th Street SW Extension from Wilson Avenue to 16th Avenue PCC Pavement – Grade and Replace project, and

WHEREAS, the Final Assessment Schedule approved by said Resolution mislabeled the assessment identification number for the property at 1814 Shady Grove Rd SW (GPN 14311-04003-00000), and named the incorrect property owner for assessment number 5Z, and

WHEREAS, the Final Assessment value for Assessment No. 1 should be reduced to $0, because the Preliminary Assessment figure for said property was not adequately accounted for during the disposition of the parcel by the City to its current owner, and

WHEREAS, a corrected Final Assessment Schedule has been filed with the City Clerk,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, said Final Assessment Schedule is corrected by making the following change:

<table>
<thead>
<tr>
<th>Assessment No.</th>
<th>Parcel No. &amp; Legal Description</th>
<th>Property Owner and Mailing Address</th>
<th>Property Valuation</th>
<th>Rounded Preliminary Assessment Amount</th>
<th>Rounded Final Assessment Amount</th>
<th>Deficiency</th>
<th>% of Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>143225300900000 LANDS (LESS ST) W 83’ S 234.2’ SW NW STR/LB 32 83 7</td>
<td>HOUSE ON THE ROCK LLC 3828 LAKEVIEW DR SW CEDAR RAPIDS IA 52404</td>
<td>$86,668</td>
<td>$12,930</td>
<td>$0</td>
<td>-</td>
<td>0.000%</td>
</tr>
<tr>
<td>5Z</td>
<td>143225300201027 MEADOW CREEK- CONDO BLDG 1940 UNIT 28 STR/LB</td>
<td>JENKINS MAGGIE B 1940 ROCKFORD RD UNIT 28 CEDAR RAPIDS IA 52404</td>
<td>$89,905</td>
<td>$300.00</td>
<td>$300.00</td>
<td>0.013%</td>
<td></td>
</tr>
<tr>
<td>10S</td>
<td>143110400300000 WHISPERING PINES 8TH LOT 19</td>
<td>JERRY’S HOMES INC 935 33RD AVE SW CEDAR RAPIDS IA 52404</td>
<td>$10,800</td>
<td>$1,570.00</td>
<td>$1,570.00</td>
<td>-</td>
<td>0.070%</td>
</tr>
</tbody>
</table>

*Corrections underlined
MayorSignature

Attest:

ClerkSignature
18TH STREET SW EXTENSION FROM WILSON AVE SW TO 16TH AVENUE SW PCC PAVEMENT – GRADE AND REPLACE

PROJECT #301500-06
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Brenna Fall, PE

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

Cell Phone Number: 538-1076

Description of Agenda Item: Resolution amending Resolution No. 0907-07-18, revising the final amount assessed for the FY 2017 Sidewalk Repair Program – Contract No. 1 project. CIP/DID # 3017017-00

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

Background: Amending Resolution No. 0907-07-18 for the final assessment that was first adopted and levied on July 24, 2018. Owner of Assessment No. 430 (GPN 1429162015000000, 1100 2nd Avenue SW) objected to the assessment. Based on meeting notes recently discovered, it appears the City’s contractor should not have repaired the sidewalk and the City should not have assessed the owner because this sidewalk was previously repaired with an approved permit. Therefore there should be no special assessment for Assessment No. 430 for this project. The final assessment amount for FY 2017 Sidewalk Repair Program – Contract No. 1 has been revised to $368,110.

Action / Recommendation: Approve resolution amending Resolution No. 0907-07-18, which will amend the final assessment amount to $368,110.

Alternative Recommendation: None

Time Sensitivity: Sensitive due to liens with Linn County

Resolution Date: October 9, 2018

Budget Information: 301/301000/3017017, NA

Local Preference Policy: NA
Explanation: NA

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

RESOLUTION AMENDING FINAL ASSESSMENTS
FY 2017 SIDEWALK REPAIR PROGRAM – CONTRACT NO. 1
(CIP NO. 3017017-01)

WHEREAS, Resolution 0907-07-18, passed on July 24, 2018, adopted the final assessments for the FY 2017 Sidewalk Repair Program – Contract No. 1 project, and

WHEREAS, Resolution No. 0907-07-18 included one (1) property that should not have been included, and

WHEREAS, it has been determined that Resolution No. 0907-07-18 should be amended, and

WHEREAS, the corrected total assessment amount is $368,110, and

WHEREAS, corrections to final assessments can be made according to Section 384.74, Code of Iowa, now therefore

1. Resolution No. 0907-07-18 is amended so that $368,110 is the whole amount of the cost of said improvements to be assessed against the benefited properties for the FY 2017 Sidewalk and Ramp Repair Program – Contract No. 1 Project.

2. The assessment for this project, as now amended, is hereby reassessed and releved as set forth in Attachment A as if assessed and levied in the first instance.

3. The special assessment assessed and levied for the FY 2017 Sidewalk and Ramp Repair Program – Contract No. 1 project as adopted, assessed and levied pursuant to Resolution No. 0907-07-18 is hereby ad and a new amended final schedule of assessments is hereby adopted as set forth on Attachment A, attached hereto and by this reference incorporated herein.

4. The City Clerk is hereby directed to certify the amended final schedule of assessment to the Linn County Treasurer who is requested to enter the assessment, as amended, on the county system. Because no new properties are being assessed and no assessment is being increased there is no need for a new publication or new notice by mail.
Council Agenda Item Cover Sheet

Submiting Department: Public Works Department

Presenter at meeting: Brenna Fall

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: CONSENT AGENDA
Resolution accepting work and fixing amount to be assessed for the FY 2017 Sidewalk Repair Program – Contract No. 2 project.
CIP/DID #3017017-00

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

Background: Construction has been completed by Possibilities Unlimited, LLC for the subject project. This is a previously approved Capital Improvements Project (CIP No. 3017017-02) with a final construction amount of $118,619.35. Final amount proposed to be assessed to the benefited properties is $96,290. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements.

Action/Recommendation: The Public Works Department recommends adoption of the resolution to accept the work and fix the amount to be assessed,

Alternative Recommendation: If Council does not approve the Resolution accepting work and fixing amount to be assessed per the Sidewalk Repair Policy, an additional funding source would have to be identified if the Council wants to maintain the current policy.

Time Sensitivity: Must be acted on by October 9, 2018 due to assessment schedule per State code timeline.

Resolution Date: October 9, 2018

Budget Information: 301/301000/3017017 NA

Local Preference Policy: NA Explanation: NA

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

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on March 14, 2017, the City of Cedar Rapids, Iowa, entered into contract with Possibilities Unlimited, LLC of Cedar Rapids, IA, for the construction of the FY 2017 Sidewalk Repair Program – Contract No. 2 within the City, as therein described; and

WHEREAS, said contractor has completed the construction of said improvements, known as the FY 2017 Sidewalk Repair Program – Contract No. 2 in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on September 28, 2018.

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

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be $118,619.35.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be $156,588.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the sidewalk improvements together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefor, and $96,290 of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.
Attest:

MayorSignature

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

Description of Agenda Item: CONSENT AGENDA
Resolution accepting work and fixing amount to be assessed for the 2018 Sanitary Sewer Service Repair project.
CIP/DID #6550057-01

<table>
<thead>
<tr>
<th>EnvisionCR Element/Goal:</th>
<th>ConnectCR Goal 4: Improve the function and appearance of our key corridors.</th>
</tr>
</thead>
</table>

Background: Construction has been completed by B.G. Brecke, Inc. for the subject project. This is a previously approved Capital Improvements Project (CIP No. 6550057-01) with a final construction amount of $64,815.68. Final amount proposed to be assessed to the benefited properties is $63,281.26. The preliminary assessment amount of $129,880 was approved by City Council on November 28, 2017. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements.

The preliminary schedule included removal and replacement of sanitary sewer services at 30 properties. Ten of these properties performed the removal and replacement on their own, reducing their final assessment down to $0.

Action/Recommendation: The Public Works Department recommends adoption of the resolution to accept the work and fix the amount to be assessed.

Alternative Recommendation: Revise the amount proposed to be assessed to lower the assessments. The FY19 budget does not include additional funds for contributions, so an additional funding source would have to be identified.

Time Sensitivity: Must be acted on by October 9, 2018 due to assessment schedule per State code timeline.

Resolution Date: October 9, 2018
Budget Information: 655/655000/6550057 NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on March 14, 2018, the City of Cedar Rapids, Iowa, entered into contract with B.G. Brecke, Inc. of Cedar Rapids, Iowa, for the construction of the 2018 Sanitary Sewer Service Repair within the City, as therein described; and

WHEREAS, said contractor has substantially completed the construction of said improvements, known as the 2018 Sanitary Sewer Service Repair in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on October 2, 2018:

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

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been substantially completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be $64,815.68.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be $69,782.75.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the 2018 Sanitary Sewer Service Repair project together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefor, and $64,815.68 of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.
MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Doug Wilson, PE

Contact Person: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Preliminary resolution for the construction of water service improvements for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (Paving for Progress).
CIP/DID #3012235-00

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

Background: The property owner of 414 14th Street SE has petitioned the City to provide water service improvements to her home as part of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (3012235-01). The City has agreed to provide these improvements and assess the costs through a Voluntary Assessment Agreement. When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

Code provides an expedited process to levy an assessment against a property (384.41), which would otherwise require several Council meetings to approve. Multiple resolutions for the subject property will appear on the Council meeting agenda to satisfy State Code requirements.

The Preliminary Resolution for Construction establishes the need for the improvements. The total bid project cost for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project is $597,042. The value of the water service improvements is estimated at $5,200 and will be added to the overall project cost via a change order.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of water service improvements in the City of Cedar Rapids, Iowa for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: 521108-621-621005 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION
OF WATER SERVICE IMPROVEMENTS IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, this Council, after a study of the requirements, is of the opinion that it is
necessary and desirable that water service improvements be constructed within Cedar Rapids,
Iowa, as hereinafter described, and

WHEREAS, it is proposed that said project be constructed as a single improvement under
the authority granted by Division IV of Chapter 384 of the State Code of Iowa,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR
RAPIDS, IOWA that Cedar Rapids, Iowa, construct water service improvements as hereinafter
described, and

BE IT FURTHER RESOLVED that the beginning and terminal points of said improvements
shall be as follows:

414 14th Street SE

, and

BE IT FURTHER RESOLVED that Lee J. Tippe, P.E. of the Public Works Department,
Cedar Rapids, Iowa, having been employed as Engineer to prepare plats, schedules, estimates,
plans and specifications and otherwise to act in said capacity with respect to said project is hereby
ordered to prepare and file with the Clerk preliminary plans and specifications and estimates of
the total cost of the work and the plat and schedule of special assessments against benefited
properties, and

BE IT FURTHER RESOLVED that this Council hereby determines that all property within
the area hereinafter described will be specially benefited by said improvements, to-wit:

<table>
<thead>
<tr>
<th>14223-04018-00000</th>
<th>WELLINGTON PLACE 1ST N 50'</th>
</tr>
</thead>
<tbody>
<tr>
<td>STR/LB 10</td>
<td>2</td>
</tr>
</tbody>
</table>

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as the “27th
Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway
Improvements; 2018 Pavement Milling” project, and such name shall be sufficient designation to
refer to said improvement in all subsequent proceedings.
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: CONSENT AGENDA
Preliminary resolution for the construction of water service improvements for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (Paving for Progress).
CIP/DID #3012235-00

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

Background: The property owner of 414 14th Street SE has petitioned the City to provide water service improvements to her home as part of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (3012235-01). The City has agreed to provide these improvements and assess the costs through a Voluntary Assessment Agreement. When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

Code provides an expedited process to levy an assessment against a property (384.41), which would otherwise require several Council meetings to approve. Multiple resolutions for the subject property will appear on the Council meeting agenda to satisfy State Code requirements.

The Preliminary Resolution for Construction establishes the need for the improvements. The total bid project cost for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project is $597,042. The value of the water service improvements is estimated at $5,200 and will be added to the overall project cost via a change order.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of water service improvements in the City of Cedar Rapids, Iowa for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

Time Sensitivity: Normal
Resolution Date: October 9, 2018
Budget Information: 521108-621-621005 NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION FIXING VALUE OF LOTS AND ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PRELIMINARY PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE 27TH AVENUE SW FROM 3RD STREET TO J STREET; OUTLOOK DRIVE SW AND 29TH AVENUE ROADWAY IMPROVEMENTS; 2018 PAVEMENT MILLING PROJECT; (CIP No. 3012235-01)

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling Project, said valuation being set forth in a preliminary schedule entitled “Preliminary Assessment Schedule”, under the column therein headed “Property Valuation”, and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

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

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

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

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

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

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries of said 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling Project.
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: CONSENT AGENDA
Preliminary resolution for the construction of water service improvements for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (Paving for Progress).
CIP/DID #3012235-00

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

Background: The property owner of 414 14th Street SE has petitioned the City to provide water service improvements to her home as part of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (3012235-01). The City has agreed to provide these improvements and assess the costs through a Voluntary Assessment Agreement. When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

Code provides an expedited process to levy an assessment against a property (384.41), which would otherwise require several Council meetings to approve. Multiple resolutions for the subject property will appear on the Council meeting agenda to satisfy State Code requirements.

The Preliminary Resolution for Construction establishes the need for the improvements. The total bid project cost for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project is $597,042. The value of the water service improvements is estimated at $5,200 and will be added to the overall project cost via a change order.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of water service improvements in the City of Cedar Rapids, Iowa for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: 521108-621-621005 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO.  LEG_NUM_TAG

RESOLUTION OF NECESSITY (PROPOSED)

WHEREAS, preliminary plans and specifications and plat and schedule and estimate of cost are now on file in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, showing the boundaries of the District, containing the properties and lots to be assessed, locations of the improvements, each lot proposed to be assessed, together with a valuation of each lot as fixed by the Council, an estimate of the cost of the entire proposed improvements, stating the cost of each type of construction and kind of materials to be used, and an estimate of the amount proposed to be assessed against each lot, for the construction of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling Project as hereinafter described, in Cedar Rapids, Iowa:

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

That it is deemed desirable, advisable and necessary to construct as a single improvement the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling Project in Cedar Rapids, Iowa.

The method of construction shall be by contract.

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

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

Any difference between the amount which is derived from cash payments made by property owners during the thirty day collection period and the sale of Improvement Bonds issued against assessments on benefited properties and the total cost of the improvements, shall be paid from the proceeds derived from the issuance and sale of bonds as authorized by Section 384.25, State Code of Iowa, and/or from such other funds of said Municipality as may be legally used for such purpose.
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: CONSENT AGENDA
Preliminary resolution for the construction of water service improvements for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (Paving for Progress).
CIP/DID #3012235-00

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

Background: The property owner of 414 14th Street SE has petitioned the City to provide water service improvements to her home as part of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project (3012235-01). The City has agreed to provide these improvements and assess the costs through a Voluntary Assessment Agreement. When infrastructure construction by the City has benefited adjacent land, it has been the City’s practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers.

Code provides an expedited process to levy an assessment against a property (384.41), which would otherwise require several Council meetings to approve. Multiple resolutions for the subject property will appear on the Council meeting agenda to satisfy State Code requirements.

The Preliminary Resolution for Construction establishes the need for the improvements. The total bid project cost for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project is $597,042. The value of the water service improvements is estimated at $5,200 and will be added to the overall project cost via a change order.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of water service improvements in the City of Cedar Rapids, Iowa for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling project.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will have to be funded by General Obligation Bond funding or be abandoned.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: 521108-621-621005 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
RESOLUTION NO. LEG_NUM_TAG

RESOLUTION DIRECTING PREPARATION OF DETAILED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND NOTICE TO BIDDERS FOR THE 27TH AVENUE SW FROM 3RD STREET TO J STREET; OUTLOOK DRIVE SW AND 29TH AVENUE ROADWAY IMPROVEMENTS; 2018 PAVEMENT MILLING PROJECT

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

That the Cedar Rapids Public Works Department is hereby ordered and directed to prepare and file with the Clerk detailed plans and specifications for the construction of the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue Roadway Improvements; 2018 Pavement Milling Project (CIP No. 3012235-01).

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

Description of Agenda Item: Motions setting public hearings
Resolution to set a Public Hearing for October 23, 2018 to consider the vacation of a 10-foot wide Water Main Easement located at 1445 Rockford Road SW as requested by Cedar Rapids and Iowa City Railway Company.

CIP/DID #EASE-027578-2018

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

Background: Cedar Rapids and Iowa City Railway Company (CRANDIC) plans to construct an addition to their maintenance facility office at this location, and they have requested the vacation of the existing Water Main Easement to accommodate their site plan. CRANDIC has submitted an Administrative Review Site Plan to Development Services, and the water main will be relocated.

Action/Recommendation: The Public Works Department recommends passing a resolution to set a public hearing to consider vacating this Water Main Easement.

Alternative Recommendation: Require CRANDIC to redesign their site plan.

Time Sensitivity: Normal

Resolution Date: October 23, 2018

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

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

RESOLUTION SETTING PUBLIC HEARING FOR OCTOBER 23, 2018 TO CONSIDER THE VACATION OF A WATER MAIN EASEMENT

WHEREAS, the City of Cedar Rapids has received a request from Cedar Rapids and Iowa City Railway Company (CRANDIC) for the vacation of a Water Main Easement described as follows:

A 10-foot wide Water Main Easement located at 1445 Rockford Road SW

, and

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

1. The easement will be vacated for the consideration of the standard $100.00 City Clerk fee.

2. CRANDIC shall pay all publication and recording fees.

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 5:30 p.m. on October 23, 2018 to consider this vacation as requested by CRANDIC, 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
Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Alternate Contact Person: Jennifer L. Winter

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings

Resolution setting a public hearing for October 23, 2018 to consider the execution of an Electric Line Easement for electric facilities over City-owned land generally located easterly of vacated 10th Street SE, along the northerly right-of-way lines of Otis Road and 15th Avenue SE to Van Vechten Park, then northeasterly through Van Vechten Park to the southerly right-of-way line of 21st Street SE as requested by ITC Midwest LLC.

CIP/DID #ESCY-027470-2018

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

**Background:** ITC Midwest LLC (ITC) has requested a 2.047 acre Electric Line Easement over City-owned land generally located easterly of vacated 10th Street SE, along the northerly right-of-way lines of Otis Road and 15th Avenue SE to Van Vechten Park, then northeasterly through Van Vechten Park to the southerly right-of-way line of 21st Street SE. This easement will accommodate the rebuilding and relocation of a 69kV overhead electric transmission line which will tie into the new Alliant Oak Hill substation on Mount Vernon Road SE.

Additionally, the City has requested that ITC reroute the lines along Mount Vernon Road SE in order to accommodate the City’s improvement plans for Mount Vernon Road SE. ITC has paid $7,806.83 to the City for this 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 question 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 this Electric Line Easement with ITC.

**Alternative Recommendation:** Require ITC to relocate their facilities to another location.

**Time Sensitivity:** Normal

**Resolution Date:** October 23, 2018
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 23, 2018 TO CONSIDER EXECUTION OF AN ELECTRIC LINE EASEMENT LOCATED ON CITY-OWNED LAND

WHEREAS, ITC Midwest LLC (ITC) is requesting a 2.047 acre Electric Line Easement over City-owned land generally located easterly of vacated 10th Street SE, along the northerly right-of-way lines of Otis Road and 15th Avenue SE to Van Vechten Park, then northeasterly through Van Vechten Park to the southerly right-of-way line of 21st Street SE, and

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

1. The cost to ITC for this easement shall be $7,806.83, and
2. ITC shall pay all publication and recording fees,

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 Iowa, the Cedar Rapids City Council, at 5:30 p.m. on October 23, 2018 to consider execution of an Electric Line Easement as requested by ITC, 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
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 date for October 23, 2018 to consider enacting Chapter 59 of the Municipal Code, Massage Therapy Business License.
CIP/DID #PD0033

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

Background: The Cedar Rapids Police Department has identified approximately 17 businesses offering massage services illegally. In many cases, those offering and advertising massage services are also engaged in illegal activity. When businesses are identified as operating illegally and/or allowing illegal activity to occur at the business, the City of Cedar Rapids has no means of ensuring a business owner is held responsible for allowing the activity to occur. The proposed ordinance would hold business owners accountable by utilizing a two-prong approach. First, all businesses offering massage services will be required to obtain a license from the City Clerk. Second, if any business is operating without a license from the City of Cedar Rapids, and/or are engaged in illegal activity, the property may be placarded. Both approaches will provide opportunity for Police Officers to address a swiftly growing problem in the City of Cedar Rapids.

Action/Recommendation: The Police Department recommends the City Council conduct a public hearing of the Ordinance on October 23, 2018.

Alternative Recommendation: NA

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

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

Recommended by Council Committee: No
Explanation: NA
Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Dave Houg

Contact Person: Sandi Fowler  
Cell Phone Number: 319-538-1062
E-mail Address: S.Fowler@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
Motion setting a Public Hearing for October 23, 2018 to consider granting a change of zone for properties located at 1103 9th Street SE and 823 11th Avenue SE from RMF-1, Residential Multi-Family Residence Zone District, to R-TN, Traditional Neighborhood Residence Zone District, as requested by Cedar Valley Habitat for Humanity.

CIP/DID #RZNE-027647-2018

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: This request for rezoning was reviewed by the City Planning Commission on September 20, 2018 and unanimously recommended for approval.

This is a request to rezone 2 lots to the R-TN Zone District to allow for the addition of a garage to an existing single family dwelling and the construction of a new home on the adjacent lot. The property is identified as “Urban Medium-Intensity” on the City’s Future Land Use Map in EnvisionCR, the City’s Comprehensive Plan.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on October 23, 2018. 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 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
Council Agenda Item Cover Sheet

Submitting Department:  Public Works

Presenter at meeting:  Dave Wallace, PE

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

Description of Agenda Item:  Motions filing plans and specifications
Motion setting public hearing date for October 23, 2018 and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results on October 31, 2018 for the A Street SW East of 22nd Avenue Sanitary Sewer Manhole Replacement project (estimated cost is $95,000).
CIP/DID #655998-04

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

Background:  This project will remove and replace a collapsed sanitary sewer manhole found during recent inspections of large diameter sewer pipes. The manhole is located on a pipe that serves as an overflow for the west side interceptor during periods of high flow. Restoring the manhole and pipe to its operating condition will provide extra sewer capacity during periods of high flow and serve as a bypass if the west side interceptor should need future maintenance.

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 23, 2018 and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation:  Defer project to the future

Time Sensitivity:  Normal

Resolution Date:  October 23, 2018

Budget Information:  655, 655000, 655998 NA

Local Preference Policy:  NA
Explanation:  NA

Recommended by Council Committee:  NA
Explanation:  NA
A STREET SW EAST OF 22ND AVENUE SANITARY SEWER MANHOLE REPLACEMENT
Motions filing plans and specifications
Motion setting public hearing date for October 23, 2018 and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results on October 31, 2018 for the Rockhurst Drive SW Regional Detention Basin project (estimated cost is $1,200,000).

CIP/DID #304079-02

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

Background: City Staff has been working on developing a Stormwater Master Plan over the last three years. This work is facilitating the objective identification and prioritization of stormwater and flood mitigation projects. This regional detention basin project was identified as one of the top three priority projects for the City to pursue. It mitigates an acute existing flood risk of a large downstream neighborhood, provides detention for anticipated future development, and ultimately reduces the peak flow flowing through the City’s downtown core. The design also includes water quality benefits.

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 23, 2018 and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: Abandon the project and let the existing flood risk remain.

Time Sensitivity: Normal

Resolution Date: October 23, 2018

Budget Information: 304079 NA

Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA
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: 5281

Description of Agenda Item: Motions filing plans and specifications
Motion 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. October 23, 2018 – J Avenue Water Treatment Plant Laboratory Improvements project (estimated cost is $500,000).
CIP/DID #6250060-02

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

Background: The laboratory facilities at the J Avenue Water Treatment Plant are used to monitor the operating performance of the various process systems at the plant and to ensure compliance with regulatory requirements. Improvements to the existing laboratory facilities are required at the treatment plant as described below:

- Replacement of existing residential grade casework, countertops, and lab sinks and fixtures with new laboratory grade units.
- Replacement of existing storage cabinets with laboratory grade units
- Addition of a small fumehood vented to the outside and capable of being used for bacterial analyses (including stainless deck, laminar flow, and germicidal UV lights)
- New laboratory grade tile flooring
- Addition of a safety shower and floor drain.
- Repair of corroded support beams under laboratory.
- Upgrades to comply with Americans with Disability Act requirements.

A pre-bid meeting will be held on October 23, 2018. Bids will be opened and publicly announced on November 14, 2018.

Action/Recommendation: The Utilities Department – Water Division staff recommends that the plans and specifications be filed with the City Clerk’s Office on October 9, 2018 and a Notice of Public Hearing be published on October 13, 2018. A Public Hearing is scheduled for October 23, 2018 and bids will be opened on November 14, 2018.

Alternative Recommendation: None
Time Sensitivity: Action needed on 10-09-18

Motion Date: 10-9-18

Budget Information:
1. **Included in Current Budget Year?** Yes. The project will be funded from the FY2019 Water Division Capital Improvement Projects budget.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently $300,000 in the FY2019 Capital Improvement Projects for the Water Division for the J Avenue Water Treatment Plant Laboratory Improvements Project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves. The project will be coded to the following CIP fund: 553000-625-625000-x-x-6250060.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes. Engineer was previously selected for this work based on their qualifications.

Local Preference Policy: NA
Explanation: NA

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

Submitting Department: City Clerk

Presenter at Meeting: 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

Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:

a. Casey’s General Store #3382, 560 33rd Avenue SW (first offense - $500).  
CIP/DID #LIQR001555-09-2014

CIP/DID #LIQR002230-10-2015

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

Background: Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

On June 29, 2018, Audrey Ann Mann pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. 13509421806281318164-201809689, violation of Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about June 28, 2018 on the premises at Casey’s General Store #3382, 560 33rd Avenue SW.

On July 19, 2018, Heather Reakel Sams pled guilty to selling alcohol to persons under 21 years old in the Sixth Judicial District Court, Docket No. 13509421806281258353-201809688, violation of Iowa Code Section 123.49(2)(h). (sale of alcohol to a person under the legal age) The said offense occurred on or about June 28, 2018 on the premises at Jim’s Foods, 812 6th Street SW.

Since these violations occurred after January 1, 1998 and this being the first violation of this section within a period of two (2) years, as per Iowa Code section 123.50(3)(a), as amended provides that a licensee who violates said section shall be assessed a civil penalty in the amount of $500.00;

Iowa Code section 123.39, as amended, provides that local authorities shall retain such civil penalties if the proceeding to impose the penalty is conducted by the local authority.

The City of Cedar Rapids, pursuant to the authority of the above cited sections, intends to impose a civil penalty in the amount of $500.00 to the above listed locations.
**Action/Recommendation:** Assess civil penalty  (The licensees have already submitted payment of the civil penalties.)

**Alternative Recommendation:** Civil penalties are statutory and cannot be waived by the local authority. If the local authority does not pursue the civil penalty then the state will do so and retain the money.

**Time Sensitivity:** The hearing was waived and the licensee has consented to the assessment of the civil penalty for the violation of State Code regarding the sale of alcohol to minors. Payment of these civil penalties have been received.

**Resolution Date:**

**Budget Information:**

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

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

  **Explanation:** NA
Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman

Contact Person: Chief Jerman

Cell Phone Number: 319-640-5518

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

Description of Agenda Item: CONSENT AGENDA
   a. 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. Chili’s Southwest Grill & Bar, 1250 Collins Road NE.
   e. The Cooler, 4920 Johnson Avenue NW.
   f. Country Underground, 305 2nd Avenue SE.
   g. Granite City Food & Brewery, 4755 1st Avenue SE.
   h. Holiday Inn Express & Suites, 3320 Southgate Court SW.
   i. Kum & Go #514, 1420 Mount Vernon Road SE.
   j. Kwik Star #581, 251 33rd Avenue SW.
   k. Miguel’s, 175 Jacolyn Drive NW.
   l. Prairie Bistro, 2121 Arthur Collins Parkway SW.
   m. Sushi House, 2665 Edgewood Parkway SW.
   n. Taste of India, 1060 Old Marion Road NE.
   o. Tienda Mexicana La Guanajuato, 3915 Center Point Road NE.
   p. White Star Ale House, 305 2nd Avenue SE.
   q. Wine on Wheels Iowa, 40 Marmot Court, North Liberty (5-day license for an event at the History Center, 800 2nd Avenue SE).

CIP/DID #OB1145716

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

Background: Per State Code, the local authority must provide approval prior to the State issuing the alcohol licenses to the applicants.

Action/Recommendation: Approve applications as submitted.
Alternative Recommendation:

Time Sensitivity:

Resolution Date:

Budget Information:

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

Recommended by Council Committee: (Click here to select)
   Explanation: NA
Cedar Rapids Police Department Memorandum

To: Chief Jerman  
From: Sgt. Mike Wallerstedt  
Subject: Beer/Liquor License Applications Calls for Service Summary  
Date: 10/3/2018

<table>
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<tr>
<th>Business Name/Address</th>
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<th>Public Intox</th>
<th>Intox Driver</th>
<th>Disturbances</th>
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<td>Buffalo Wild Wings - Blairs Ferry 1100 BLAIRS FERRY RD NE</td>
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<td>The Cooler</td>
<td>4920 JOHNSON AVE NW</td>
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<tr>
<td>Tienda Mexicana La Guanajuato</td>
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<td>White Star Ale House</td>
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</tbody>
</table>
Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

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

Cell Phone Number: (319) 538-1064

Description of Agenda Item: Bills, payroll and funds
Resolutions approving:
  a. Payment of bills. CIP/DID #FIN2018-01
  b. Payroll. CIP/DID #FIN2018-02

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: 10-9-2018

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 9th day of October, 2018, has been examined and approved by the proper departments.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Finance Director be and is hereby authorized and directed to draw checks on the City Treasurer in favor of the holders thereof and for the various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the following payrolls have been examined and approved by the proper departments, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Finance Director be and is hereby authorized and directed to issue checks in favor of the holders thereof and for various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

<table>
<thead>
<tr>
<th>Department</th>
<th>Total</th>
<th>Department</th>
<th>Total</th>
</tr>
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<td>Golf Operations</td>
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Grand Total                     | $3,443,980.73 |

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: 319-286-5090

Description of Agenda Item: Special events 
Grand Opening (includes road closures) on October 13, 2018. 
CIP/DID #SPEC- 003774-2018

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

Background: Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 10/9/18

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
WHEREAS, Jenny Thielman, on behalf of The History Center, has requested approval to conduct the Grand Opening on Saturday, October 13th from 10am to 7:30pm (not including set-up and tear down), and

WHEREAS, the applicant request approval to close the following alley:

- a.k.a Turner's Alley SE, to be closed between 2nd Avenue SE and 1st Avenue East from 8th Street SE approximately 200 feet easterly from 8th Street SE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

2. If applicant alters the above location or intends to use a different location, a separate event application approval may be required with the new location detailed.

3. In case of an emergency construction project or utility project, route may need to be revised, Traffic Engineering will work with the applicant.

4. No trails or sidewalks are closed for the event

5. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.

6. Applicant’s insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.

7. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant’s contact person. A copy of this written notification shall be provided to the City Manager's Office.

8. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

9. For questions related to road closure or temporary no parking after hours and on weekends, contact number is 319-360-1144.

10. If food is served and/or sold at the event, the applicant (or vendors) shall meet all applicable requirements of the Linn County Health Department and the City Code.
11. Food vendors must contact Linn County Public Health at 319-892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.

12. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).

13. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager’s Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

14. Applicant shall provide for adequate crowd control and security in order to provide a safe and secure environment.

15. Applicant shall provide an emergency contingency plan in case the event needs to be canceled, postponed, or relocated due adverse weather conditions.

16. Applicant is required to comply with all applicable City, State and Federal Americans with Disabilities Act (ADA) Requirements. The event must provide reasonable accommodations to the programs, services and activities of the event to ensure accessibility to all individuals with disabilities. This shall include, but not limited to, parking, restrooms, routes, transportation, vendors and booths.

Attest:

ClerkSignature

MayorSignature
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: 319-286-5090

Description of Agenda Item: Special events
CR NewBo District- Czech Village Halloween Parade (includes road closures) on October 27, 2018. CIP/DID #SPEC- 007135-2017

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

Background: Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 10/9/18

Budget Information:

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, Peter Durin, on behalf of Terry Durin Co. and endorsed by Czech Village Association and NewBo District, has requested approval to conduct the CR NewBo District-Czech Village Halloween Parade on Saturday, October 27th from 6:30pm to 8:00pm (not including set-up and tear down), and

WHEREAS, the applicant request approval to close the following streets:

~3rd Street SE from 9th Avenue SE to 16th Avenue SE
~16th Avenue SE/SW from 3rd Street SE to C Street SW
~9th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
~10th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
~11th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
~5th Street SE from 8th Avenue SE (not to include 8th Avenue SE) to 11th Avenue SE
~11th Avenue SE from 3rd Street east to the alley on the east side of the NewBo Market

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. Parade Staging area:
~9th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
~10th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
~11th Avenue SE from 5th Street SE to 6th Street SE (not to include 6th Street SE)
~5th Street SE from 8th Avenue SE (not to include 8th Avenue SE) to 11th Avenue SE
~3rd Street SE from 9th Avenue SE to 10th Avenue SE

Parade Route:
Begin at 3rd Street SE and 9th Avenue SE, proceed southeast on 3rd Street SE to 16th Avenue SE, proceed southwest on 16th Avenue SE and crossing the 16th Avenue Bridge (Bridge of Lions) to 16th Avenue SW, proceed on 16th Avenue SW to C Street SW to disburse.

2. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

3. If applicant alters the above route or intends to use a different route, a separate event application approval may be required with the new route detailed.

4. In case of an emergency construction project or utility project, route may need to be revised, Traffic Engineering will work with the applicant.

5. Applicant’s insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.

6. Applicant shall limit the number of parade entries to no more than 100 entries.
7. Applicant will be responsible for contacting both the Union Pacific Railroad and the Cedar Rapids & Iowa City Railway to assure no conflicts will occur during the event at any railroad grade crossings that intersect with the race routes.

8. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
   a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
   b. Chalk paint shall not be applied to any city street or sidewalk.

9. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.

10. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary “No Parking” signs, meeting City specifications, to be placed along the following streets for this event:
   ~3rd Street SE from 10th Avenue SE to 16th Avenue SE
   ~16th Avenue SE/SW from 3rd Street SE to C Street SW
   ~9th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
   ~10th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
   ~11th Avenue SE from 3rd Street SE to 6th Street SE (not to include 6th Street SE)
   ~5th Street SE from 8th Avenue SE (not to include 8th Avenue SE) to 11th Avenue SE
   ~11th Avenue SE from 3rd Street east to the alley on the east side of the NewBo Market
   a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24” X 18”, spaced at a maximum distance of 75’ apart on all listed streets.
   b. The temporary “No Parking” signs shall be installed by the traffic control contractor no earlier than Thursday, October 25, 2018, and removed no later than Saturday, October 27, 2018.
   c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary “No Parking” posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.

11. Applicant and participants shall not impede normal vehicular or pedestrian movement through the event areas.

12. Applicant shall be responsible for receiving from each participant in the run/walk an individual signed Waiver of Liabilities of the City of Cedar Rapids.

13. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant’s contact person. A copy of this written notification shall be provided to the City Manager’s Office.

14. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

15. For questions related to road closure or temporary no parking after hours and on weekends, contact number is 319-360-1144.
16. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Dale Moyle (286-5329) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event.

NewBo Parade Route
14 officers, 3 hour minimum at $49.00 an hour = $2058.00
1 commander, 3 hour minimum at $54.00 an hour = $162.00

17. Vehicles on park grass are strictly prohibited without prior permission by the Parks Superintendent or designee. Applicant shall not obstruct the public sidewalk or impede normal pedestrian traffic. A minimum sidewalk clearance width of five (5) feet shall be maintained on all public sidewalks adjacent to the event site. Vehicles within the park are strictly prohibited. Vending on turf is restricted to 2 wheeled cart types, no vehicles or heavy equipment is allowed on turf, all products including grease and gray water must be disposed of offsite by the Vendor.

18. Please note that all events are responsible to provide additionally desired park tables and receptacles beyond what is standardly available and in place within City Parks. Additional tables, trash cans, trash bags, servicing of trash cans and removal of event related trash, event fencing, hoses, etc. must be provided by the event applicant. Events are also not allowed to move park furniture and receptacles in order to fulfill additional needs by the event.

19. Upon completion of event, all areas associated with the event will be cleaned up. All permanent Park trash receptacles must have trash removed by the event and bags replaced the day of the event. All park grounds that see event crowds must be inspected by the event for any trash, litter, temporary event signs, etc., which must be removed the day of the event before park closing hours. Needed additional trash or debris cleanup by Parks staff will be billed to the event for reimbursement.

20. Applicant will supply trash bags and receptacles and is responsible for removing all associated trash from city property. Any cost associated with clean up done by the City will be billed to the applicant.

21. If food is served and/or sold at the event, the applicant (or vendors) shall meet all applicable requirements of the Linn County Health Department and the City Code.

22. Food vendors must contact Linn County Public Health at 319-892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.

23. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).

24. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file with the City Manager’s Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

25. Applicant shall provide for adequate crowd control and security in order to provide a safe and secure environment.
26. Applicant is required to comply with all applicable City, State and Federal Americans with Disabilities Act (ADA) Requirements. The event must provide reasonable accommodations to the programs, services and activities of the event to ensure accessibility to all individuals with disabilities. This shall include, but not limited to, parking, restrooms, routes, transportation, vendors and booths.

27. Applicant shall provide an emergency contingency plan in case the event needs to be canceled, postponed, or relocated due adverse weather conditions.

Attest:

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water
Presenter at Meeting: Steve Hershner

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

Cell Phone Number: 538-1059

Description of Agenda Item: Intent and levy assessments
Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 42 properties.
CIP/DID #WTR100918-01

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: 10/09/18

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 13th day of November, 2018 and 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 11:00 a.m., November 13, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
<table>
<thead>
<tr>
<th>#</th>
<th>Balance Due</th>
<th>Premise Address</th>
<th>District #</th>
</tr>
</thead>
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<tr>
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<td>2</td>
<td>$112.68</td>
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<tr>
<td>3</td>
<td>$163.82</td>
<td>124 10TH T SW - UPPER</td>
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<td>$82.03</td>
<td>180 22ND AVE SW</td>
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<td>$270.46</td>
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<td>CR4</td>
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<td>441 LEWELLEN DR NW</td>
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<td>515 14TH ST SE</td>
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<td>23</td>
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<td>CR3</td>
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<tr>
<td>24</td>
<td>$112.61</td>
<td>1101 38TH ST SE</td>
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<td>25</td>
<td>$209.06</td>
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<td>27</td>
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<td>37</td>
<td>$265.96</td>
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<td>38</td>
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<td>39</td>
<td>$36.52</td>
<td>3231 VINE AVE SE</td>
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<td>40</td>
<td>$265.36</td>
<td>3709 ROGERS RD NW</td>
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<td>42</td>
<td>$138.29</td>
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<td></td>
<td><strong>$9,498.83</strong></td>
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<td></td>
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<td></td>
<td>Grand Total</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>42</td>
<td>Number of Properties</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$36.52</td>
<td>Balance Due - Low</td>
<td></td>
</tr>
<tr>
<td></td>
<td><strong>$635.68</strong></td>
<td>Balance Due - High</td>
<td></td>
</tr>
</tbody>
</table>
Council Agenda Item Cover Sheet

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

Description of Agenda Item: Intent and levy assessments
CIP/DID #WTR082818-01

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. 1095-08-18 on August 28, 2018.

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: 10/09/18
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>
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<tr>
<td>3</td>
<td>$ 354.73</td>
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<td>CR5</td>
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<tr>
<td>4</td>
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<td>CR2</td>
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<td>$ 49.66</td>
<td>1313 20TH AVE SW</td>
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<td>7</td>
<td>$ 356.78</td>
<td>1435 2ND AVE SE</td>
<td>CR3</td>
</tr>
<tr>
<td>8</td>
<td>$ 285.69</td>
<td>1633 E AVE NE</td>
<td>CR1</td>
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<td>9</td>
<td>$ 212.24</td>
<td>2110 F AVE NE</td>
<td>CR2</td>
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<td>$ 346.66</td>
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<td>3112 E AVE NE</td>
<td>CR2</td>
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<tr>
<td>13</td>
<td>$ 159.42</td>
<td>3741 H AVE NE</td>
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<td>$ 258.42</td>
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<td>15</td>
<td>$ 211.26</td>
<td>6803 KINGSWOOD LN NE</td>
<td>CR1</td>
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</tbody>
</table>

$ 3,322.82 Grand Total
15 Number of Properties

$ 49.66 Balance Due - Low
$ 356.78 Balance Due - High
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:
   Intent to assess – Solid Waste & Recycling – clean-up costs – two properties.

CIP/DID #SWM-015-18

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: 10/09/2018

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, 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 7th, 2018.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
## INTENT TO ASSESS 10/9/2018

<table>
<thead>
<tr>
<th>#</th>
<th>Balance Due</th>
<th>District #</th>
<th>Premise Address</th>
</tr>
</thead>
<tbody>
<tr>
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<td>$345.25</td>
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<td>618 18TH ST SE</td>
</tr>
<tr>
<td>2</td>
<td>$352.25</td>
<td>3</td>
<td>390 16TH ST SE</td>
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<td>$697.50</td>
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<td>Grand Total</td>
</tr>
<tr>
<td>2</td>
<td></td>
<td></td>
<td>Number of Properties</td>
</tr>
</tbody>
</table>
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

Cell Phone Number: 319-538-1076

Description of Agenda Item: Maintenance bonds
Resolution accepting sanitary sewer in Meadowridge Addition and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of $13,983.
CIP/DID #FLPT-023763-2016

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

Background: This item is for acceptance of a maintenance bond from Schrader Excavating and Grading Co. for sanitary sewer 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 Schrader Excavating and Grading Co.

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 9, 2018

Budget Information: Private

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, Schrader Excavating and Grading Co. has constructed sanitary sewer in Meadowridge Addition, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co. has filed a 2-year Maintenance Bond, executed by Westfield Insurance Company in the sum of $13,983 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Schrader Excavating and Grading Co. 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: Purchasing

Presenter at Meeting: Brent Schlotfeldt

Contact Person: Casey Drew

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

Cell Phone Number: 319-538-1064

Description of Agenda Item: Accept projects CSC Bio Swale Landscaping Design project, final payment in the amount of $9,468.99 and 2-year Performance Bond submitted by Whitters Landscaping, Inc. (original contract amount was $164,420; final contract amount is $189,379.70).

CIP/DID #PUR0218-127; 085131

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

Background:
This is the City Services Center Bio Swale Landscaping Design project. City Council awarded the project to Whitters Landscaping, Inc. by Resolution No. 0434-03-18. The Facilities Maintenance Services Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated March 28, 2018 in the amount of $164,420, covering said work filed by Whitters Landscaping, Inc. and executed by Western National Mutual Insurance Company, provides a two-year correction period for defects in materials and workmanship.

This resolution is to release final payment to Whitters Landscaping, Inc. of $9,468.99.

Contract Summary:

<table>
<thead>
<tr>
<th>Description</th>
<th>Resolution No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>0434-03-18</td>
<td>$164,420.00</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>1028-08-18</td>
<td>$24,959.70</td>
</tr>
<tr>
<td>Total, not to exceed except by written amendment</td>
<td></td>
<td>$189,379.70</td>
</tr>
</tbody>
</table>

Action/Recommendation: Recommend Council approve the resolution.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: October 9, 2018

Budget Information: 085131

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA
WHEREAS, the City of Cedar Rapids and Whitters Landscaping, Inc. are parties to a contract for the CSC Bio Swale Landscaping Design project authorized by Resolution No. 0434-03-18; and

WHEREAS, the Facilities Maintenance Services Division has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications; and

WHEREAS, a Performance Bond dated March 28, 2018 in the amount of $164,420 covering said work filed by Whitters Landscaping, Inc. and executed by Western National Mutual 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

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

<table>
<thead>
<tr>
<th>Description</th>
<th>Resolution No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>0434-03-18</td>
<td>$164,420.00</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>1028-08-18</td>
<td>$24,959.70</td>
</tr>
<tr>
<td>Total, not to exceed except by written amendment</td>
<td></td>
<td>$189,379.70</td>
</tr>
</tbody>
</table>

AND BE IT FURTHER RESOLVED that based on the recommendation by the Facilities Maintenance Services Division that the project be and the same is hereby accepted as being substantially completed and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of $9,468.99 to Whitters Landscaping, Inc.; and

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Sean Hanna

Contact Person: Nic Roberts  
E-mail Address: D.Roberts@cedar-rapids.org  
Cell Phone Number: (319) 270-3552

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to renew contract with Anderson-Bogert Engineers & Surveyors, Inc. for Engineering Design Services for Fiber Projects for the Information Technology Department for an annual amount not to exceed $150,000 (original contract amount was $150,000; renewal contract amount is $150,000).  
CIP/DID #PUR0616-225A

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

Background: Proposals were solicited in 2016 on behalf of the Information Technology Department for Engineering Design Services for Fiber Projects with ten (10) firms responding. A contract was awarded to Anderson Bogert Engineers & Surveyors, Inc. to provide engineering design services on an as-needed basis for fiber projects related to the Joint Communication Network (JCN). The initial contract period was September 28, 2016 through September 30, 2017.

Amendment No. 2 renews the contract for the period of October 1, 2018 through September 30, 2019 with two (2) one-year renewal options remaining. The annual amount for services provided under this contract will not exceed $150,000.

Summary of contract to date:

<table>
<thead>
<tr>
<th>Description</th>
<th>Authorization</th>
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<tr>
<td>Initial Term of Contract</td>
<td>Resolution No. 1298-09-16</td>
<td>09/28/2016 – 09/30/2017</td>
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<tr>
<td>Amendment No. 1 to renew contract</td>
<td>Resolution No. 1236-09-17</td>
<td>10/01/2017 – 09/30/2018</td>
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<tr>
<td>Amendment No. 2 to renew contract</td>
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<td>10/01/2018 – 09/30/2019</td>
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Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: October 9, 2018
Budget Information: 521108-101-109051; CIP 354004

Local Preference Policy: Yes
   Explanation: Points were given for local preference but did not affect the award.

Recommended by Council Committee: NA
   Explanation: NA
WHEREAS, the City of Cedar Rapids and Anderson-Bogert Engineers & Surveyors are parties to a contract for annual as-needed design services for fiber projects for the Information Technology Department; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $150,000; and

WHEREAS, a summary of the contract is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Authorization</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial Term of Contract</td>
<td>Resolution No. 1298-09-16</td>
<td>09/28/2016 – 09/30/2017</td>
</tr>
<tr>
<td>Amendment No. 1 to renew contract</td>
<td>Resolution No. 1236-09-17</td>
<td>10/01/2017 – 09/30/2018</td>
</tr>
<tr>
<td>Amendment No. 2 to renew contract</td>
<td>Pending</td>
<td>10/01/2018 – 09/30/2019</td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 2 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Fleet Maintenance

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: Purchases, contracts and agreements
Fleet Services purchase of one 2019 Ford Escape and one 2019 Ford Explorer for use by the
Engineering division from Stivers Ford Lincoln in the total amount of $57,564.
CIP/DID #FLT034

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

Background: The purchase of the Ford Explorer is a budgeted FY 2019 fleet replacement for
equipment (replacing unit 1-319) which has exceeded its lifecycle and cost-efficient life; the Ford
Escape is a FY 2019 budgeted and scheduled new acquisition.

This purchase is being made from Stivers Ford Lincoln of Waukee, Iowa, the awarded vendor for
state bid Contract #17179A, “2018 Model Year Trucks, Vans &SUV’s” as let by the Iowa
Department of Administrative Services (DAS).

Action/Recommendation: The Fleet Services Division recommends approval of this resolution
authorizing this purchase.

Alternative Recommendation: If not approved, the operating expenses for the City and end-
user will continue to escalate.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: Fund 073, Dept ID 073000, Project 073001

Local Preference Policy: NA
Explanation: This is a purchase from the existing State of Iowa Bid Contract.

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

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of one 2019 Ford Explorer for FY 2019 budgeted and scheduled fleet replacement and one 2019 Ford Escape for FY 2019 budgeted and scheduled new acquisition, and

WHEREAS, Stivers Ford Lincoln of Waukee, Iowa, is the current holder of the State Bid Contract No. 17179A for “2018 Model Year Trucks, Vans & SUV’s” as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, Stivers Ford Lincoln is able to provide the requested vehicles, and

WHEREAS, the purchase price of the 2019 Ford Escape is $25,375 and the purchase price of the 2019 Ford Explorer is $32,189, for a total purchase amount to be $57,564 budgeted in FY 2019 GL account Fund 073, Dept ID 073000, Project 073001, and

WHEREAS, the Fleet Services Division recommends the purchase of said vehicles from Stivers Ford Lincoln for the total amount of $57,564, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents.

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named vehicles from Stivers Ford Lincoln as described herein.

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

Description of Agenda Item: CONSENT AGENDA
Amendment to Resolution #1231-09-18 updating contract vendor from Pierce Manufacturing to Reliant Fire Apparatus, Inc., due to assignment of the contract. This contract is for the purchase of one Velocity Pumper Fire Truck for the Fire Department; purchase price from Capital Improvement Fund is $618,669.24.

CIP/DID #FIR0918-2001

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

Background: On August 22, 2018, the City Manager signed an Assignment Agreement, which transferred the Pierce Manufacturing contract to Reliant Fire Apparatus. Resolution No. 1231-09-18 to indicates the vendor as Pierce Manufacturing and needs amended to Reliant Fire Apparatus due to this assignment of the contract. Resolution No. 1231-09-18 authorizes the purchase of one Velocity Pumper Fire Truck for the Fire Department.

Action/Recommendation: The Fire Department recommends approval of this amendment.

Alternative Recommendation: N/A

Time Sensitivity: 10/9/18

Resolution Date: 9/25/18

Budget Information: 554000-308-308000-308187

Local Preference Policy: N/A
Explanation:

Recommended by Council Committee: 
Explanation:
RESOLUTION NO.  LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, Resolution No. 1231-09-18 is amended to revise the vendor from Pierce Manufacturing to Reliant Fire Apparatus, Inc., due to an assignment of the contract.

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: 319-538-1064

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 5 to the contract with Woodruff Construction, LLC for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services to extend the term of the contract and to reflect the additional costs to correct items to meet ADA compliance for an amount not to exceed $10,287 (original contract amount was $163,700; total contract amount with this amendment is $204,791).
CIP/DID #PUR0716-010

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

Background:
Woodruff Construction, LLC was awarded the contract for the Cedar Rapids Ice Arena ADA Compliance project through Resolution No. 1148-08-16. Additional items need to be corrected to meet ADA compliance requirements. This resolution is to add $10,287 for these additional items.

The contract completion date is being extended to January 31, 2019 for remaining interior work and to June 30, 2019 for exterior work.

Contract Summary:

<table>
<thead>
<tr>
<th></th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$163,700</td>
<td>Resolution No. 1148-08-16</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$3,866</td>
<td>Additional Work; Signed by the City 05/05/17</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$26,938</td>
<td>Additional Work; Resolution No. 0845-06-17</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$0</td>
<td>Extend completion date; Signed by the City 05/18/18</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
<td>Extend completion date; Signed by the City 08/22/18</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$10,287</td>
<td>Additional Work</td>
</tr>
<tr>
<td>Total</td>
<td>$204,791</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. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium
Resolution Date: October 9, 2018

Budget Information: 555100-555

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 Woodruff Construction, LLC are parties to a contract for the Cedar Rapids Ice Arena ADA Compliance project for Facilities Maintenance Services; and

WHEREAS, both parties have agreed to amend the contract to reflect additional items that need to be corrected to meet ADA compliance requirements in the amount of $10,287; and

WHEREAS, the contract completion date is being extended to January 31, 2019 for remaining interior work and June 30, 2019 for exterior work; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$163,700</td>
</tr>
<tr>
<td>Amendment No. 1</td>
<td>$3,866</td>
</tr>
<tr>
<td>Amendment No. 2</td>
<td>$26,938</td>
</tr>
<tr>
<td>Amendment No. 3</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 4</td>
<td>$0</td>
</tr>
<tr>
<td>Amendment No. 5</td>
<td>$10,287</td>
</tr>
<tr>
<td>Total</td>
<td>$204,791</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: Jerry Kirk

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 A1A Sandblasting for Caulking and Painting Ellis and Jones Pool and Slide for the Parks and Recreation Department for an amount not to exceed $92,455.
CIP/DID #PUR0818-040

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

Background: Purchasing Services solicited bids on behalf of the Parks and Recreation Department for the Caulking and Painting of Ellis and Jones Pool and Slide with five vendors responding. A1A Sandblasting was the lowest bidder with their total bid of $92,455.

Bids were received from:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Location</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A1A Sandblasting</td>
<td>Menahga, MN</td>
<td>$48,225</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool and Deck</td>
<td></td>
<td>$10,000</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool Slide</td>
<td></td>
<td>$24,750</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool and Deck</td>
<td></td>
<td>$9,480</td>
</tr>
<tr>
<td>Total Bid Amount</td>
<td></td>
<td>$92,455</td>
</tr>
<tr>
<td>Fischer Bros, LLC</td>
<td>Chippewa Falls, WI</td>
<td>$47,997</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool and Deck</td>
<td></td>
<td>$11,090</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool Slide</td>
<td></td>
<td>$24,855</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool and Deck</td>
<td></td>
<td>$11,910</td>
</tr>
<tr>
<td>Total Bid Amount</td>
<td></td>
<td>$95,852</td>
</tr>
<tr>
<td>Van Nevel Coatings &amp; Restoration</td>
<td>Victor, IA</td>
<td>$79,500</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool and Deck</td>
<td></td>
<td>$no bid</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool Slide</td>
<td></td>
<td>$35,400</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool and Deck</td>
<td></td>
<td>$no bid</td>
</tr>
<tr>
<td>Total Bid Amount</td>
<td></td>
<td>$115,900</td>
</tr>
<tr>
<td>Pospisil Painting Inc.</td>
<td>Cedar Rapids, IA</td>
<td>$64,498</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool and Deck</td>
<td></td>
<td>$13,875</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool Slide</td>
<td></td>
<td>$49,525</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool and Deck</td>
<td></td>
<td>$13,875</td>
</tr>
<tr>
<td>Total Bid Amount</td>
<td></td>
<td>$141,773</td>
</tr>
<tr>
<td>D.A. Bunch Co.</td>
<td>Cedar Rapids, IA</td>
<td>Total Bid Amount</td>
</tr>
<tr>
<td>-------------------------</td>
<td>------------------</td>
<td>------------------</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool and Deck</td>
<td>$89,253</td>
<td>$89,253</td>
</tr>
<tr>
<td>Caulk &amp; Paint Ellis Pool Slide</td>
<td>$16,820</td>
<td>$16,820</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool and Deck</td>
<td>$38,132</td>
<td>$38,132</td>
</tr>
<tr>
<td>Caulk &amp; Paint Jones Pool Slide</td>
<td>$15,860</td>
<td>$15,860</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$160,065</strong></td>
<td><strong>$160,065</strong></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 9, 2018

**Budget Information:** Ellis Pool Painting – 324228; Ellis Slide Painting – 324239; Jones Pool and Slide Painting 522104-101-164091

**Local Preference Policy:** Yes  
**Explanation:** Local Preference did not have an effect on award

**Recommended by Council Committee:** NA  
**Explanation:** NA
WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for Caulking and Painting Ellis and Jones Pool and Slide on behalf of the Parks and Recreation Department; and

WHEREAS, bids were received from five Contractors; and

WHEREAS, the Parks and Recreation Department recommends that the contract be awarded to A1A Sandblasting as the overall lowest responsive and responsible bidder, in the amount of $92,455; and

WHEREAS, a contract has been prepared for A1A Sandblasting for the contract period October 9, 2018 through March 15, 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: Purchasing

Presenter at Meeting: Jeremy Paulsen

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

Cell Phone Number: 319-640-5518

Description of Agenda Item: Purchases, contracts and agreements
Rescinding Resolution No. 1030-08-18, which authorized execution of a contract for Ammunition with Ultramax Ammunition for the Police Department to terminate the contract for ammunition. CIP/DID #PUR0718-005

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

Background: Purchasing Services solicited bids on behalf of the Police Department for the purchase and delivery of ammunition. The Contract was awarded to Ultramax Ammunition; however, Ultramax is going out of business and is unable to sign the contract as agreed upon. Another Request for Bid will be issued for future purchases of ammunition.

Action/Recommendation:

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
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Resolution No. 1030-08-18 authorized execution of a contract for Ammunition with Ultramax Ammunition; and

WHEREAS, due to Ultramax Ammunition going out of business they are unable to sign the contract as agreed upon.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1030-08-18 is rescinded.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

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: Purchases, contracts and agreements
Amendment No. 1 to the contract with Modern Sheet Metal, Inc. for the Kjeldahl Hood Replacement project for the Water Pollution Control Facility to reflect the additional cost to increase the size of the unit to better facilitate laboratory operations for an amount not to exceed $16,311 (original contract amount was $132,650; total contract amount with this amendment is $148,961).
CIP/DID #PUR0418-174; 6150025-02

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

Background: The City entered into a contract with Modern Sheet Metal, Inc. for the Kjeldahl Hood Replacement project at the Water Pollution Control Facility. The City decided to increase the size of the unit to better facilitate laboratory operations. The increase is in the about of $16,311 for the larger size unit.

Action/Recommendation:

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: October 9, 2018

Budget Information: 533000-615615000-6150024

Local Preference Policy: Yes
Explanation: Modern Sheet Metal is a certified Local Business

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

WHEREAS, the City of Cedar Rapids and Modern Sheet Metal, Inc. are parties to a contract for Kjeldahl Hood Replacement for the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to amend the contract to reflect the additional cost to increase the size of the unit to better facilitate laboratory operations in the amount of $16,311; and

WHEREAS a summary of the Contract is as follows:

<table>
<thead>
<tr>
<th>Original Contract</th>
<th>Resolution No. 0817-06-18</th>
<th>$132,650</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amendment No. 1</td>
<td>Pending</td>
<td>$16,311</td>
</tr>
<tr>
<td>Total, not to exceed except by written amendment</td>
<td></td>
<td>$148,961</td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 1 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSSED_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. 5 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed $37,193 for design services in connection with the E Avenue NW from Iowa Highway 100 to Stoney Point Road NW Road Improvement project (original contract amount was $280,590; total contract amount with this amendment is $440,177) (Paving for Progress).

CIP/DID #3012181-01

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

Background: This project consists of the reconstruction of E Avenue NW from the future Highway 100 interchange to Stoney Point Road NW, and Stoney Point Road NW from E Avenue NW to approximately 1,000 feet south. Project includes storm sewer work, box culvert replacement, sanitary sewer improvements, and water main upgrades. Pedestrian facilities will be considered for both sides of the road. This project will be coordinated with the Cherokee Trail project, Iowa DOT IA 100 Improvements, and Linn County. Construction of the project is scheduled to take place in the 2018 construction season.

The addendum adds services including additional utility coordination, survey monument preservation required by State Code, plus preparing and coordinating a 28E Agreement with Linn County.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 5 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed $37,193.

Alternative Recommendation: Council may defer, amend or reject the amendment; however, necessary design services will go unfulfilled.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: 301/301000/3012181 SLOST

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, on August 23, 2016 City Council passed Resolution No. 1152-08-16 approving the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for design services related to the E Avenue NW from Iowa Highway 100 to Stoney Point Road NW Road Improvement project (3012181-01 SLOST), and

WHEREAS, a need for additional design services has been identified, including additional utility coordination, survey monument preservation required by State Code, preparing and coordinating a 28E Agreement with Linn County, and additional assessment services,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 5 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of $37,193 for the E Avenue NW from Iowa Highway 100 to Stoney Point Road NW Road Improvement project (3012181-01 SLOST), is hereby approved and the City Manager and City Clerk are authorized to sign the amendment. A summary of the contract amendments for this contract is as follows:

| Original Contract Amount: $280,590 |
| Amendment No. 1 | $39,940 |
| Amendment No. 2 | $47,250 |
| Amendment No. 3 | $35,204 |
| Amendment No. 4 | $0 |
| Amendment No. 5 | $37,193 |

Amended Contract Amount $440,177

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012181 SLOST $37,193

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
E AVENUE NW FROM HIGHWAY 100 TO STONEY POINT ROAD
NW ROAD IMPROVEMENT PROJECT
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-rapids.org  
Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 3 to the Professional Services Agreement with HDR Engineering, Inc. specifying an increased amount not to exceed $14,500 for design services in connection with the Rockhurst Drive SW Regional Detention Basin project (original contract amount was $124,604; total contract amount with this amendment is $259,604).  
CIP/DID #304079-01

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

Background: This amendment will allow the Consultant to provide an engineering evaluation and contract documents to extend an existing 8” diameter sanitary sewer stub to serve undeveloped areas west of Rockhurst Drive SW.  It is more cost effective to include this in this project’s design and construction phases, rather than do it as a separate project at a later date.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 3 of the Professional Services Agreement with HDR Engineering, Inc. specifying an increased amount not to exceed $14,500.

Alternative Recommendation: The alternatives are to not approve the Amendment and delay or abandon this addition of scope.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: 304/304000/304079 NA

Local Preference Policy: NA
Explanation: Professional Services Agreement

Recommended by Council Committee: NA
Explanation: No recommendation, per se, but Infrastructure Committee was advised about the results of the prioritization exercise of the Stormwater Masterplan effort.
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with HDR, Inc. to provide design services for the Rockhurst Drive SW Regional Detention Basin project on March 22, 2016, and

WHEREAS, additional professional services, that weren't known when the original PSA was executed, are needed in order to complete the Project,

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. 3 to the engineering consultant agreement with HDR Engineering, Inc. in the amount of $14,500 for the Rockhurst Drive SW Regional Detention Basin (304079-01). A summary of the contract amendments for this contract is as follows:

<table>
<thead>
<tr>
<th>Amendment No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>$88,500</td>
</tr>
<tr>
<td>2</td>
<td>$32,000</td>
</tr>
<tr>
<td>3</td>
<td>$14,500</td>
</tr>
</tbody>
</table>

Amended Contract Amount $259,604

General ledger coding for this amendment to be as follows:

| Fund 304, Dept ID 304000 Project 304079, NA | $14,500 |

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner

Contact Person: Steve Hershner  
E-mail Address: SteveHe@cedar-rapids.org  
Cell Phone Number: 538-1059/270-5219

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 1 to the Professional Services Agreement with Bucknell University for an amount not to exceed $20,000 for the modified scope of work for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing (original contract amount was $60,000; total contract amount with this amendment is $80,000).

CIP/DID #6150011-04

EnvisionCR Element/Goal: GreenCR Goal 1: Be stewards for the environment, promoting economic and social growth while restoring the relationship between the city and the natural environment.

Background: On November 17, 2015, the City Council approved development of a WPCF Nutrient Removal and Solids Handling Plan to investigate alternatives for improvements to the secondary treatment and solids facilities at the WPCF. WPCF staff and their engineering consultants from HDR, Inc. have since been engaged in the development of this Plan. The plan is needed to comply with the requirements of the City’s most recent National Pollution Discharge Elimination System (NPDES) discharge permit. To date, the study has identified several treatment alternatives and the team has moved into the next phase of the study, which includes pilot scale testing. One such technology being pilot tested is called the Thermal Hydrolysis Process (THP). When used as a pretreatment step prior to Anaerobic Digestion of wastewater solids, this process may significantly increase the amount of biogas produced. Tests of this process have been conducted by the Civil and Environmental Engineering Department at Bucknell University (Lewisburg, PA) over an eight month period using samples of waste sludge collected from the WPCF.

Since completing the initial scope of the testing, it was determined that additional tests were desired to evaluate other treatment arrangements. The modifications to the previously amended scope of services will accommodate the following:

1. Evaluate digester performance with only THP pretreatment of waste activated sludge followed by anaerobic digestion,
2. Evaluate sludge dewatering after digestion,
3. Characterize the production of non-biodegradable dissolved organic nitrogen and phosphorus and UV absorbance in the filtrate recycle stream with digestion,
4. Determine the impact of THP pretreatment on the heating value of the digested and dewatered sludge. Differences in heating values can be used to evaluate the impact of THP pretreatment on subsequent incineration of the digested and dewatered sludge.

**Action/Recommendation:** The Utilities Department – WPC division recommends approval of Amendment No. 1 to the Professional Services Agreement with Bucknell University for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing and that the City Manager and City Clerk be authorized to execute said Agreement.

**Alternative Recommendation:** None

**Time Sensitivity:** 10-09-18

**Resolution Date:** 10-09-18

**Budget Information:**

1. **Included in Current Budget Year:** Yes, funding for the WPCF Nutrient Removal and Solids Facilities Plan is included in FY2018 and FY2019 WPC budgets. Project costs will be coded to 925-553000-615-615000-6150011 and 6150025.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently $700,000 in the FY2018 Capital Improvement Projects budget, and $50,000 in the projected FY2019 Capital Improvement Projects budget for the WPCF Nutrient Removal and Solids Facilities Plan and Pilot Testing. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes. Pilot equipment supplier was selected for this work based on their experience in providing wastewater treatment solutions for other municipalities.

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

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

WHEREAS, the City of Cedar Rapids Utilities Department – Water Pollution Control Division executed a Professional Services Agreement with Bucknell University for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing (Contract No. 6150011-04) for an amount not to exceed $60,000 by Resolution No. 0999-07-17 on July 25, 2017, and

WHEREAS, since completing the initial scope of the testing, it was determined that additional tests were desired to evaluate other treatment arrangements, and

WHEREAS, the Water Pollution Control Staff recommends approval of Amendment No. 1, to the Professional Services Agreement with Bucknell University for an amount not to exceed $20,000 for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 1 to the Professional Services Agreement with Bucknell University, for an amount not to exceed $20,000 for the WPCF Nutrient Removal and Solids Facilities Plan Pilot Testing (Contract No. 6150011-04) be hereby approved and the City Manager and City Clerk be authorized to execute said amendment. The original contract amount was $60,000; total contract amount with this amendment is $80,000. To be funded from the FY2018 and FY2019 Water Pollution Control budget and coded to 925-553000-615-615000-6150011 and 6150025.

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 Change Order No. 3 in the amount of $34,631.18, plus three additional working days, with Vieth Construction Corp. for the 2017 Curb Ramp Repair Bid Package #2 project (original contract amount was $913,041; total contract amount with this amendment is $927,776.68).
CIP/DID #3016016-13


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.

After removing the old section of sidewalk and cutting the area down to grade, it was determined that a barrier wall was needed on the property owner side of the sidewalk in order to maintain the grade behind the right of way.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 3 submitted by Vieth Construction Corp.

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 9, 2018

Budget Information: 301/301000/3016016 18401 ADA

Local Preference Policy: NA
Explanation: NA

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

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of $34,631.18, plus 3 additional working days, with Vieth Construction Corp. for the 2017 Curb Ramp Repair Bid Package #2, Contract No. 3016016-13. 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>$893,041.00</td>
</tr>
<tr>
<td>Original Incentive Value</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>1,528.50</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>10,076.00</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>34,631.18</td>
</tr>
<tr>
<td>Addition of Disincentive and/or Liquidated Damages</td>
<td>(31,500.00)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$927,776.68</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: $34,631.18 301-301000-18401-3016016

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-rapis.org

Cell Phone Number: 319-538-1076

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing Change Order No. 8 deducting the amount of $22,518.88 with Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading project (original contract amount was $435,057.44; total contract amount with this amendment is $493,332.57).
CIP/DID #325008-02

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

Background: This is a contract change order to adjust the contract price based on the actual quantities of completed work. 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.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 8 submitted by Rathje Construction Company.

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 9, 2018

Budget Information: 325000, 325008, NA

Local Preference Policy: NA
Explanation: NA

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

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 8 deducting the amount of $22,518.88 with Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 – Grading project, Contract No. 325008-02 (IDOT No.TAP-U-1187(776)-8I-57). 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>$435,057.44</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>(5,799.70)</td>
</tr>
<tr>
<td>Change Order No. 2</td>
<td>35,662.00</td>
</tr>
<tr>
<td>Change Order No. 3</td>
<td>17,115.84</td>
</tr>
<tr>
<td>Change Order No. 4</td>
<td>7,077.60</td>
</tr>
<tr>
<td>Change Order No. 5</td>
<td>3,935.20</td>
</tr>
<tr>
<td>Change Order No. 6</td>
<td>15,233.55</td>
</tr>
<tr>
<td>Change Order No. 7</td>
<td>7,569.52</td>
</tr>
<tr>
<td>Change Order No. 8</td>
<td>(22,518.88)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$493,332.57</td>
</tr>
</tbody>
</table>

General ledger coding for this Change Order to be as follows: ($14,816.03) 325-325000-32586-325008, ($7,702.85) 325-325000-32585-325008

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner

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

Cell Phone Number: 538-1059

Description of Agenda Item: Purchases, contracts and agreements
Change Order No. 1 in the amount of ($21,465.61) with Williams Brothers Construction, Inc., for the Chlorine System Upgrade project (original contract amount was $5,190,000; total contract amount with this amendment is $5,168,534.39).

CIP/DID #615148-03

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

Background: The existing chlorine equipment at the WPCF was dated and had been in operation since the plant was constructed. Modern safety improvements were needed. There was limited redundancy in the existing system and the Disinfection Building HVAC system was in need of repair. The project generally consisted of upgrades to the existing Disinfection Building and chlorine feed system. The Disinfection Building was extended to the west over the entire width of the Chlorine Contact Tank, which will allow for additional storage of chlorine cylinders. A new extension of the plant access road was added to the east and south of the Chlorine Contact Tank, and a new dry scrubber system will be installed. Additional dechlorination and storage system, hoists, and other related piping, safety, HVAC, electrical and controls, and structural modifications were also completed.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends approval of Change Order No. 1 in the amount of ($21,465.61) with Williams Brothers Construction, Inc., for the Chlorine System Upgrade Project and that the City Manager and City Clerk be authorized to execute said change order.

Alternative Recommendation: None

Time Sensitivity: 10-09-18

Resolution Date: 10-09-18

Budget Information:
1. Included in Current Budget Year. Yes. The project was funded from the FY2016, 2017, and 2018 Water Pollution Control Division Capital Improvement Projects budget.
2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There is currently $1,100,000 in the FY2016, $1,500,000
in the FY2017, and $1,500,000 in the FY2018 Capital Improvement Projects budget for the Water Pollution Control Division for the WPCF Chlorine System Upgrade project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615148.

3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy:** No
**Explanation:** Capital Improvement Projects are not subject to local preference policy.

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

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute Change Order No. 1, to the contract with Williams Brothers Construction, Inc., specifying a decrease in the amount of ($21,465.61) for the Chlorine System Upgrade project (Contract No. 615148-03).

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

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Amount</td>
<td>$5,190,000</td>
</tr>
<tr>
<td>Minus Change Order No. 1</td>
<td>($21,465.61)</td>
</tr>
<tr>
<td>Amended Contract Amount</td>
<td>$5,168,534.39</td>
</tr>
</tbody>
</table>

Funded from the FY 2016, FY2017, and FY2018, Water Pollution Control CIP budget and coded to 553000-615-615000-x-x-615148.

Attest:

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Steve Hershner

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

Description of Agenda Item: Purchases, contracts and agreements
Partial final payment in the amount of $253,426.72 to Williams Brothers Construction, Inc. for the Water Pollution Control Chlorine System Upgrade project.

CIP/DID #615148-03

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

Background: Construction has been substantially completed by Williams Brother Construction, Inc., for the WPC Chlorine System Upgrade project. The remaining $5,000 retainage will be held until the electrical connectors are changed and approved by the independent engineer.

Action/Recommendation: The Water Pollution Control Division recommends approval of the Resolution releasing partial final payment in the amount of $253,426.72 to Williams Brothers Construction, Inc.

Alternative Recommendation: If Council does not approve the partial final retainage release, the contractor will have to wait until the additional work is complete to receive the funds.

Time Sensitivity: 10-09-18

Resolution Date: 10-09-18

Budget Information:
1. Included in Current Budget Year. Yes. The project was funded from the FY2016, 2017, and 2018 Water Pollution Control Division Capital Improvement Projects budget.

2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: There is currently $1,100,000 in the FY2016, $1,500,000 in the FY2017, and $1,500,000 in the FY2018 Capital Improvement Projects budget for the Water Pollution Control Division for the WPCF Chlorine System Upgrade project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615148.

3. Purchasing Department used or Purchasing Guidelines followed: Yes, the project is being publicly bid as a Capital Improvement Project.
Local Preference Policy: NA
   Explanation: NA

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

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the work on the Water Pollution Control Chlorine System Upgrade project (contract 615148-03) has been substantially completed by Williams Brothers Construction, Inc. in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $253,426.72 to Williams Brothers Construction, Inc. as a partial final payment, and

BE IT FURTHER RESOLVED, that the remaining $5,000 retainage will be held until the electrical connectors are changed and approved by the independent engineer.

PassedDayTag

LegPassedFailedTag

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: City Attorney

Presenter at Meeting: James H. Flitz
E-mail Address: j.flitz@cedar-rapids.org

Phone Number/Ext.: 5025

Alternate Contact Person: None
E-mail Address: @cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution increasing the outside counsel fee limit to $125,000 for the Lynch Dallas Law Firm in the litigation matter of Gossman Estate, et al v. City of Cedar Rapids, Lucas Jones, et al. lawsuit Case No. LACV088945

CIP/DID ATT000012

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

**Background**: The City Attorney’s office proposes to increase the outside counsel attorney fee limit to $125,000 for the Lynch Dallas Law Firm in the litigation matter of Gossman Estate, et al v. City of Cedar Rapids, Lucas Jones, et al.

**Action/Recommendation**: Adopt resolution

**Alternative Recommendation**: None

**Time Sensitivity**: High

**Resolution Date**: October 9, 2018

**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

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

1. Pursuant to Resolution 1658-12-17, the law firm of Lynch Dallas, P.C. was retained to provide services as outside legal counsel in connection with the representation of Lucas Jones with regard to the lawsuit known as “Estate of Jonathan Gossman, et al v. City of Cedar Rapids, Lucas Jones, et al.”, Linn County District Court No. LACV088945.

2. The City Attorney has executed the necessary documentation to retain Lynch Dallas, P.C.

3. Resolution 1658-12-17 also authorized the expenditure of no more than $25,000 without additional City Council approval for legal services by Lynch Dallas, P.C. in connection with the above referenced lawsuit.

4. The authorized expenditure for said legal services is hereby increased to the maximum amount of $125,000 without additional City Council approval.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: Civil Rights

Presenter at Meeting: Janet Abejo-Parker

Contact Person: Janet Abejo-Parker
E-mail Address: j.abejo-parker@cedar-rapids.org
Cell Phone Number: 319-286-5632

Description of Agenda Item: Purchases, contracts and agreements
FY19 Cooperative Agreement between the Iowa Civil Rights Commission and the Cedar Rapids Civil Rights Commission for the satisfactory processing of intakes and resolution of civil rights complaints by the Cedar Rapids Civil Rights Commission
CIP/DID # CVR-2018-10ICRC

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

Background: The Cedar Rapids Civil Rights Commission (CRCRC) has maintained a Cooperative Agreement with the Iowa Civil Rights Commission (ICRC) for several years, with the most recent agreement running form July 1, 2017 to June 30, 2018.

The CRCRC has been asked to provide the intake and investigative services for civil rights complaints whose allegations fall within the prohibitions of sections 216.6, 216.6A, 216.7, 216.8, 216.8A, 216.9, 216.10, and 216.11 of the Iowa Code. In return, ICRC will pay the CRCRC for these services in accordance with the payment schedule below.

<table>
<thead>
<tr>
<th>Activity</th>
<th>Description</th>
<th>Payment</th>
</tr>
</thead>
</table>
| Intake   | Complaint sent to ICRC for processing and investigation within 7 days (housing) or 30 days (non-housing) of initial filing date with local agency
|          | Complaint sent to ICRC for processing and investigation greater than 7 days but within 30 days (housing); greater than 30 days but within 60 days (non-housing) of initial filing date with local agency
|          | Complaint sent to ICRC for processing and investigation greater than 30 days (housing); or 60 days (non-housing) of initial filing date with local agency | $500 for housing cases eligible for cross-filing with HUD; $250 for employment cases eligible for cross-filing with EEOC; $125 for cases not eligible for cross-filing
<p>|          | $250 for housing cases eligible for cross-filing with HUD; $150 for employment cases eligible for cross-filing with EEOC; $75 for cases not eligible for cross-filing |
|          | $0          |         |</p>
<table>
<thead>
<tr>
<th>Activity</th>
<th>Description</th>
<th>Payment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolutions for Non-Housing</td>
<td>Complaint resolutions sent to ICRC for closure processing within 180 days of</td>
<td>$325 for cases eligible for cross-filing with EEOC; $100 for cases</td>
</tr>
<tr>
<td>Cases</td>
<td>initial filing date with local agency</td>
<td>not eligible for cross-filing</td>
</tr>
<tr>
<td></td>
<td>Complaint resolutions sent to ICRC for closure processing greater than 180</td>
<td>$200 for cases eligible for cross-filing with EEOC; $50 for cases</td>
</tr>
<tr>
<td></td>
<td>days but within 600 days of initial filing date with local agency</td>
<td>not eligible for cross-filing</td>
</tr>
<tr>
<td></td>
<td>Complaint resolutions sent to ICRC for closure processing greater than 600</td>
<td>$0</td>
</tr>
<tr>
<td></td>
<td>days of initial filing date with local agency</td>
<td></td>
</tr>
</tbody>
</table>

The ICRC also holds agreements with other local commissions throughout the state to perform similar work. The total amount of funds the ICRC will spend is $33,000; which will be provided on a first come first serve basis.

If approved, the new Cooperative Agreement will run from July 1, 2018 to June 30, 2019. The signed agreement is to be submitted to the ICRC no later than November 1, 2018.

**Action/Recommendation:** Approval of the FY19 Cooperative Agreement between the Iowa Civil Rights Commission and Cedar Rapids Civil Rights Commission for the satisfactory processing of intakes and resolution of civil rights complaints by the Cedar Rapids Civil Rights Commission from July 1, 2018 to June 30, 2019.

**Alternative Recommendation:** N/A

**Time Sensitivity:** The signed agreement is due to the ICRC no later than November 1, 2018.

**Resolution Date:** October 9, 2018

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA
WHEREAS, the Iowa Civil Rights Commission has submitted a FY19 Cooperative Agreement to the Cedar Rapids Civil Rights Commission, and

WHEREAS, the Cedar Rapids Civil Rights Commission has maintained a Cooperative Agreement with the Iowa Civil Rights Commission for several years, with the most recent agreement running from July 1, 2017 to June 30, 2018, and

WHEREAS, the agreement allows for Cedar Rapids Civil Rights Commission to receive payment from the Iowa Civil Rights Commission for intake and investigative services for civil rights complaints that whose allegations fall within the prohibitions of sections 216.6, 216.6A, 216.7, 216.8, 216.8A, 216.9, 216.10, and 216.11 of the Iowa Code, and

WHEREAS, the agreement will run from July 1, 2018 to June 30, 2019, and

WHEREAS, the Iowa Civil Rights Commission also holds agreements with other local commissions throughout the state to perform similar work. The total amount of funds the ICRC will spend is $33,000; which will be provided on a first come first serve basis, and

WHEREAS, said agreement as submitted meets the approval of the Cedar Rapids Civil Rights Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Civil Rights Commission is hereby authorized to execute a Cooperative Agreement with the Iowa Civil Rights Commission.
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, 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 an Agreement with the Union Pacific Railroad for an amount not to exceed $55,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System as part of the floodgate construction at the Union Pacific rail crossing south of the Cargill Corn Facility property.
CIP/DID #3317400-01

<table>
<thead>
<tr>
<th>EnvisionCR Element/Goal:</th>
<th>ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.</th>
</tr>
</thead>
</table>

Background: The Flood Control Manager proposes a permanent gate closure at the Union Pacific railroad at the rail crossing south of the Cargill Corn Facility property. This closure is part of the initiative of the City to have permanent flood protection that is certifiable by FEMA. The City has been working collaboratively with the Union Pacific Railroad to design closures that are acceptable to the City, US Army Corps of Engineers, and the Union Pacific Railroad. This City Council action is for an agreement with the Union Pacific Railroad for its engineering review and effort associated with this project.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of an agreement with the Union Pacific Railroad.

Alternative Recommendation: None. This design is in accordance with the approved FCS Master Plan and Union Pacific RR is the only entity that can review and approve the crossing of its tracks.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: GRI

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, the Flood Control Program Manager has determined it is in the best interest of the City to outsource the project’s preliminary engineering and other preliminary activities relating to floodgate construction at the Union Pacific rail crossing south of the Cargill Corn Facility property, and

WHEREAS, the Union Pacific Railroad requires that it self-perform said preliminary engineering work, and

WHEREAS, the Flood Control Program Manager has determined that for the successful advancement of the project, the Union Pacific Railroad’s proposal is reasonable for the City to reimburse for the Union Pacific Railroad’s expenses and actual costs that are incurred in floodgate preliminary engineering and other preliminary activities for an amount not to exceed $55,000, and

WHEREAS, the Flood Control Program Manager recommends the City enter into the attached Agreement with the Union Pacific Railroad, and

WHEREAS, the City Council has allocated funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3317400, Project 3317400-01),

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 a Preliminary Engineering Agreement with the Union Pacific Railroad for an amount not to exceed $55,000.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES
AND SUBMITAL OF EXHIBIT “A” FOR RAILROAD APPROVAL
Date 10/09/18

Crossing: N/A
State IA City Cedar Rapids
MP 79.97 Cedar Rapids INDL
Crossing at the Gate South of the Cargill Corn Facility
Linn County

Kyle Nodgaard
Manager, Industry & Public Projects
Union Pacific Railroad Company (UPRR)
1400 Douglas St. Stop 0910
Omaha, NE 68179

Dear Mr. Nodgaard:

Plans are being prepared for a closure gate (Project) at the location referenced above as part of the city-wide Flood Control System. The City considers it necessary for the successful advancement of the Project for your company to collaborate in the development of the Project by performing the following:

- preliminary engineering and other related services
- development of cost estimates
- review of the Project’s preliminary layouts
- submit current train and switching moves

The City authorizes and agrees to reimburse the Railroad for its expenses and actual costs that are incurred for collaborating in the development of the Project’s preliminary engineering and other preliminary activities. The Railroad has estimated that these preliminary engineering and other preliminary costs will be $55,000. Payment will be made within thirty (30) days from the City’s receipt and approval of the Railroad’s request for reimbursement. Railroad will refer to City’s Project Number (3317400-01) and send invoices to City of Cedar Rapids Accounts Payable with a copy sent to Mr. Rob Davis.

Additionally, attached for your company’s review and approval is one (1) set of half-scale prints of the preliminary plans, which are the 30% complete plans and show the basic features of the proposed crossing Project at the location referenced above. Please review and provide comment on the basic features of the preliminary plans as soon as possible. Also enclosed is one (1) set of photos of the Project area.

The Project may require the Railroad to incur costs for force-account activities. Please prepare the railroad force account cost estimate for work activities to be provided by your company, as identified in preliminary plans and submit them at your earliest convenience so that they may be attached to the railroad generated Construction & Maintenance (C&M) agreement.
Please verify the number of current regular train and switching movements with a Maximum Speed (10 mph) at this location as currently shown in your inventory records. This information will be used by the City’s Contractor to obtain Railroad Protective Liability Insurance.

This agreement is intended to address Preliminary Engineering only. It is understood by both parties that railroad may withold its approval for any reason directly or indirectly related to safety or its operations, property issues or effect to its facilities. If the Project is approved, Union Pacific will continue to work with the City (Public Works) and USACE to develop Final Plans, Specifications and prepare Material and Cost Estimates for Railroad Construction Work associated with the Project. It is also understood that if the Project is constructed it will be at no cost to the railroad.

The City and the Railroad will enter into separate License, Right of Entry, Construction and Maintenance Agreements associated with the actual construction of the Project if the Project is accepted and approved by the railroad. The Agreements will be drafted by Union Pacific and forwarded to the City after the preliminary plans and cost estimates have been approved by the City and UPRR.

Please contact Rob Davis at telephone number (319) 286-5808 or via email at r.davis@cedar-rapids.org if you have any questions. Your assistance in this matter is appreciated.

CITY OF CEDAR RAPIDS

Jeffrey A. Pomeranz
City Manager

ATTEST:

Amy Stevenson
City Clerk

Randy Hartman
Contracts Manager

UNION PACIFIC RAILROAD COMPANY

By ___________________________ Date ___________________________

Name and Title ___________________________

Attachment(s)

cc: Rob Davis – City of Cedar Rapids
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE

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

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing execution of an Agreement with the Union Pacific Railroad for an amount not to exceed $90,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System project as part of the McLoud Run stormwater capacity improvements under the Union Pacific North Rail Yard.
CIP/DID #3314400-01

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

Background: The Flood Control System is proposed to go along the south bank of McLoud Run. This alignment leads to an increased risk of flooding from McLoud Run to the properties to the north. To alleviate this flood risk, the Flood Control System needs to increase the drainage capacity of the culverts under the Union Pacific North Rail Yard. The City has been working collaboratively with the Union Pacific Railroad and US Army Corps of Engineers on an acceptable concept and design. This City Council action is for an agreement with the Union Pacific Railroad for its engineering review and effort associated with this project.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of an agreement with the Union Pacific Railroad.

Alternative Recommendation: None. This design is in accordance with the approved FCS Master Plan and Union Pacific RR is the only entity that can review and approve the crossing of their tracks.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: GRI / IFM

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, the Flood Control Program Manager has determined it is in the best interest of the City to outsource the project’s preliminary engineering and other preliminary activities relating to McLoud Run stormwater capacity improvements under the Union Pacific North Rail Yard for the Cedar Rapids Flood Control System project, and

WHEREAS, the Union Pacific Railroad requires that it self-perform said preliminary engineering work, and

WHEREAS, the Flood Control Program Manager has determined that for the successful advancement of the project, the Union Pacific Railroad’s proposal is reasonable for the City to reimburse for the Union Pacific Railroad’s expenses and actual costs that are incurred in floodgate preliminary engineering and other preliminary activities for an amount not to exceed $90,000, and

WHEREAS, the Flood Control Program Manager recommends the City enter into the attached Agreement with the Union Pacific Railroad, and

WHEREAS, the City Council has allocated funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3314400, Project 3314400-01),

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 a Preliminary Engineering Agreement with the Union Pacific Railroad for an amount not to exceed $90,000.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES
AND SUBMITTAL OF EXHIBIT “A” FOR RAILROAD APPROVAL
Date 10/09/18

Crossing: N/A
State IA City Cedar Rapids
MP 98.81 Cedar Rapids North Yard
Stormwater Capacity Improvements at the McCloud Run Culverts
Linn County

Kyle Nodgaard
Manager, Industry & Public Projects
Union Pacific Railroad Company (UPRR)
1400 Douglas St. Stop 0910
Omaha, NE 68179

Dear Mr. Nodgaard:

Plans are being prepared to provide additional drainage capacity at the Cedar Rapids North Rail Yard for the McCloud Run drainage (Project) in conjunction with the installation of city-wide Flood Control System. The Project is requested because the proposed flood control system will cause additional flooding on McCloud Run and the additional drainage capacity under the railroad tracks is required to mitigate that flooding. In connection with the Project, the City considers it necessary for the successful advancement of the Project for your company to collaborate in the development of the Project by performing the following:

- preliminary engineering and other related services
- development of cost estimates
- review of the Project’s preliminary layouts
- submit current train and switching moves

The City authorizes and agrees to reimburse the Railroad for its expenses and actual costs that are incurred for collaborating in the development of the Project’s preliminary engineering and other preliminary activities. The Railroad has estimated that these preliminary engineering and other preliminary costs will be $90,000. Payment will be made within thirty (30) days from the City’s receipt and approval of the Railroad’s request for reimbursement. Railroad will refer to City’s Project Number (3314400-01) and send invoices to City of Cedar Rapids Accounts Payable with a copy sent to Mr. Rob Davis.

Additionally, attached for your company’s review and approval is one (1) set of half-scale prints of the preliminary plans, which are the 10% complete plans and show the basic features of the proposed crossing Project at the location referenced above. Please review and provide comment on the basic features of the preliminary plans as soon as possible. Also enclosed is one (1) set of photos of the Project area.

The Project may require the Railroad to incur costs for force-account activities. Please prepare the railroad force account cost estimate for work activities to be provided by your company, as identified in preliminary plans and submit them at your earliest convenience so that they may be attached to the railroad generated Construction & Maintenance (C&M) agreement.
Please verify the number of current regular train and switching movements with a Maximum Speed (10 mph) at this location as currently shown in your inventory records. This information will be used by the City’s Contractor to obtain Railroad Protective Liability Insurance.

This agreement is intended to address Preliminary Engineering only. It is understood by both parties that railroad may withhold its approval for any reason directly or indirectly related to safety or its operations, property issues or effect to its facilities. If the Project is approved, Union Pacific will continue to work with the City (Public Works) and USACE to develop Final Plans, Specifications and prepare Material and Cost Estimates for Railroad Construction Work associated with the Project. It is also understood that if the Project is constructed it will be at no cost to the railroad.

The City and the Railroad will enter into separate License, Right of Entry, Construction and Maintenance Agreements associated with the actual construction of the Project if the Project is accepted and approved by the railroad. The Agreements will be drafted by Union Pacific and forwarded to the City after the preliminary plans and cost estimates have been approved by the City and UPRR.

Please contact Rob Davis at telephone number (319) 286-5808 or via email at r.davis@cedar-rapids.org if you have any questions. Your assistance in this matter is appreciated.

CITY OF CEDAR RAPIDS

Jeffrey A. Pomeranz
City Manager

Date

ATTEST:

Amy Stevenson
City Clerk

Date

Randy Hartman
Contracts Manager

Date

UNION PACIFIC RAILROAD COMPANY

By ___________________________ Date ___________________________

Name and Title ______________________________________________

Attachment(s)

cc: Rob Davis – City of Cedar Rapids
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, 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 an Agreement with the Union Pacific Railroad for an amount not to exceed $55,000 for preliminary engineering and other preliminary activities in connection with the Cedar River Flood Control System project as part of the floodwall and rail crossing gate construction north of the Quaker Oats Plant property at the Union Pacific North Rail Yard.
CIP/DID #3314400-02

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

Background: The Flood Control Manager proposes a permanent gate closure at the Union Pacific North Rail Yard, north of the Quaker Oats Plant property. This closure is part of the initiative of the City to have permanent flood protection that is certifiable by FEMA. The City has been working collaboratively with the Union Pacific to design closures that are acceptable to the City and the Union Pacific. This City Council action is for an agreement with the Union Pacific Railroad for its engineering review and effort associated with this project.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of an agreement with the Union Pacific Railroad.

Alternative Recommendation: None. This design is in accordance with the approved FCS Master Plan and Union Pacific RR is the only entity that can review and approve the crossing of their tracks.

Time Sensitivity: Normal

Resolution Date: October 9, 2018

Budget Information: GRI

Local Preference Policy: NA
Explanation: NA

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

WHEREAS, the Flood Control Program Manager has determined it is in the best interest of the City to outsource the project’s preliminary engineering and other preliminary activities relating to constructing the floodgate at the Union Pacific North Rail Yard, north of Quaker Oats Plant property for the Cedar Rapids Flood Control System project, and

WHEREAS, the Union Pacific Railroad requires that it self-perform said preliminary engineering work, and

WHEREAS, the Flood Control Program Manager has determined that for the successful advancement of the project, the Union Pacific Railroad’s proposal is reasonable for the City to reimburse for the Union Pacific Railroad’s expenses and actual costs that are incurred in floodgate preliminary engineering and other preliminary activities for an amount not to exceed $55,000, and

WHEREAS, the Flood Control Program Manager recommends the City enter into the Agreement with the Union Pacific Railroad, and

WHEREAS, the City Council has allocated funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3314400, Project 3314400-02),

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 a Preliminary Engineering Agreement with the Union Pacific Railroad for an amount not to exceed $55,000.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES
AND SUBMITTAL OF EXHIBIT “A” FOR RAILROAD APPROVAL
Date 10/09/18

Crossing: N/A
State IA City Cedar Rapids
MP 98.14 Cedar Rapids North Yard
Gate at the crossing North of Quaker Oats Plant
Linn County

Kyle Nodgaard
Manager, Industry & Public Projects
Union Pacific Railroad Company (UPRR)
1400 Douglas St. Stop 0910
Omaha, NE 68179

Dear Mr. Nodgaard:

Plans are being prepared for a closure gate (Project) at the location referenced above as part of the city-wide Flood Control System. The City considers it necessary for the successful advancement of the Project for your company to collaborate in the development of the Project by performing the following:

- preliminary engineering and other related services
- development of cost estimates
- review of the Project’s preliminary layouts
- submit current train and switching moves

The City authorizes and agrees to reimburse the Railroad for its expenses and actual costs that are incurred for collaborating in the development of the Project’s preliminary engineering and other preliminary activities. The Railroad has estimated that these preliminary engineering and other preliminary costs will be $55,000. Payment will be made within thirty (30) days from the City’s receipt and approval of the Railroad’s request for reimbursement. Railroad will refer to City’s Project Number (3314400-02) and send invoices to City of Cedar Rapids Accounts Payable with a copy sent to Mr. Rob Davis.

Additionally, attached for your company’s review and approval is one (1) set of half-scale prints of the preliminary plans, which are the 30% complete plans and show the basic features of the proposed crossing Project at the location referenced above. Please review and provide comment on the basic features of the preliminary plans as soon as possible. Also enclosed is one (1) set of photos of the Project area.

The Project may require the Railroad to incur costs for force-account activities. Please prepare the railroad force account cost estimate for work activities to be provided by your company, as identified in preliminary plans and submit them at your earliest convenience so that they may be attached to the railroad generated Construction & Maintenance (C&M) agreement.
Please verify the number of current regular train and switching movements with a Maximum Speed (10 mph) at this location as currently shown in your inventory records. This information will be used by the City’s Contractor to obtain Railroad Protective Liability Insurance.

This agreement is intended to address Preliminary Engineering only. It is understood by both parties that railroad may withhold its approval for any reason directly or indirectly related to safety or its operations, property issues or effect to its facilities. If the Project is approved, Union Pacific will continue to work with the City (Public Works) and USACE to develop Final Plans, Specifications and prepare Material and Cost Estimates for Railroad Construction Work associated with the Project. It is also understood that if the Project is constructed it will be at no cost to the railroad.

The City and the Railroad will enter into separate License, Right of Entry, Construction and Maintenance Agreements associated with the actual construction of the Project if the Project is accepted and approved by the railroad. The Agreements will be drafted by Union Pacific and forwarded to the City after the preliminary plans and cost estimates have been approved by the City and UPRR.

Please contact Rob Davis at telephone number (319) 286-5808 or via email at r.davis@cedar-rapids.org if you have any questions. Your assistance in this matter is appreciated.

CITY OF CEDAR RAPIDS

Jeffrey A. Pomeranz
City Manager

Date

ATTEST:

Amy Stevenson
City Clerk

Date

Randy Hartman
Contracts Manager

Date

UNION PACIFIC RAILROAD COMPANY

By ____________________________ Date __________________________

Name and Title ____________________________

Attachment(s)

cc: Rob Davis – City of Cedar Rapids
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: Purchases, contracts and agreements
Resolution authorizing execution of Amendment No. 2 to the Development Agreement with Hunter Companies LLC for the Northtowne Market redevelopment project. CIP/DID #OB1300915

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The Resolution authorizes an amendment to the Development Agreement with Hunter Companies LLC for the Northtowne Market redevelopment project. On September 25, 2018 the City Council authorized staff to negotiate an amendment to the existing Development Agreement with Hunter Companies LLC for the Northtowne Market project. A Development Agreement was initially approved for the project on January 27, 2015. The project qualified for the standard incentive of 5-years, 100% reimbursement of tax increment.

The following are key terms of the Agreement being amended:

<table>
<thead>
<tr>
<th>Term</th>
<th>Current Agreement</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minimum Investment</td>
<td>$20 Million</td>
<td>$55 million</td>
</tr>
<tr>
<td>Employment Threshold</td>
<td>70 FTE</td>
<td>300 FTE</td>
</tr>
<tr>
<td>Total Assessed Value at completion</td>
<td>$13,200,000</td>
<td>$40,000,000</td>
</tr>
<tr>
<td>Economic Development Grants</td>
<td>5-year, 100%</td>
<td>5-year, 100% and 1-2 years up to $3.56 million</td>
</tr>
</tbody>
</table>

Action/Recommendation: City staff recommends adopting the Resolution

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

Time Sensitivity: NA

Resolution Date: October 8, 2018

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on January 27, 2015, the City Council adopted Resolution No. 0165-01-15 approving a Development Agreement (the “Agreement”) with Hunter Companies, LLC (the “Developer”) providing City participation to induce the redevelopment of the abandoned former Nash Finch industrial site at 1103 and 1201 Blairs Ferry Rd NE to a master-planned, mixed-use commercial development (the “Project”); and

WHEREAS, on December 20, 2016, the City Council adopted Resolution No. 1674-12-16 authorizing Amendment No. 1 to the Development Agreement (the “Amendment”) to incorporate additional Developer-acquired property into the Project and under the purview of the Agreement; and

WHEREAS, on September 25, 2018 the City Council authorized Resolution No. 1260-09-18 directing staff to negotiate an amendment to the Agreement which provides, among other things, additional Economic Development Grants (as the term is defined in the Agreement) to the Developer based on unforeseen demolition and cleanup costs of industrial buildings, and changes in the scope of the master plan, and to memorialize additional commitments of the Developer with respect to the Project; and

WHEREAS, an Amendment No. 2 to the Development Agreement has been prepared, subject to City Council approval, which includes the following key terms:

<table>
<thead>
<tr>
<th>Term</th>
<th>Current Agreement</th>
<th>Proposed Amended Terms</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minimum Investment</td>
<td>$20 Million</td>
<td>$55 million</td>
</tr>
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<td>5-year, 100%</td>
<td>5-year, 100% and 1-2 years up to $3.56 million</td>
</tr>
</tbody>
</table>

WHEREAS, the Amendment No. 2 to the Development Agreement is now ready for execution on behalf of the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Amendment No. 2 to the Development Agreement is hereby approved and the City Manager and City Clerk, or their designees, are authorized to execute the same.
Council Agenda Item Cover Sheet

Submitting Department: Development Services Department

Presenter at meeting: Ken DeKeyser

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

Cell Phone Number: 319-538-1062

Description of Agenda Item: Purchases, contracts and agreements
Resolution accepting a Warranty Deed for the dedication of street right-of-way along the west side of Council Street and the north side of Collins Road NE from Warrior Enterprises, LLC as provided for in the Development Agreement.
CIP/DID #ASDP-025983-2017


Background: The City Council previously approved a Development Agreement by Resolution No. 0304-02-18 from Warrior Enterprises, LLC.

Action/Recommendation: The Development Services Department recommends accepting the additional right-of-way required by the previously approved Development Agreement.

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

Time Sensitivity: NA

Resolution Date: October 9, 2018

Budget Information: NA

Local Preference Policy: NA
Explaination: NA

Recommended by Council Committee: NA
Explaination: NA
Location Map:
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Development Agreement between the City of Cedar Rapids and Warrior Enterprises, LLC required dedication of additional street right-of-way along the west side of Council Street and the north side of Collins Road NE, and

WHEREAS, to satisfy the requirements of condition number 3.2 and 5.3 of the Development Agreement approved by City Council Resolution No. 0304-02-18, Warrior Enterprises, LLC has submitted a Warranty Deed for the consideration of $1 and other valuable consideration for additional street right-of-way along the west side of Council Street and along the north side of Collins Road at the Collins Road and Council Street NE intersection, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Warranty Deed and Groundwater Hazard Statement submitted by Warrior Enterprises, LLC be and the same is hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature
Council Agenda Item Cover Sheet

Submitting Department: 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: Purchases, contracts and agreements
Resolution awarding and approving contract in the amount of $153,724.70, bonds and insurance of Cunningham Recreation for the Daniels Park Playground project.
CIP/DID PUR0718-020; 307234

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

Background:
A public hearing was held on August 20, 2018 for the Daniels Park Playground project. This project is to provide and install playground equipment in Daniels Park for the Parks and Recreation Department.

Purchasing Services publicly opened the bids on September 5, 2018 at 11:00 am CDT. Bids were received from four Contractors. The Parks and Recreation Department evaluated two bids deemed to meet all specifications as listed in the bid according to the evaluation matrix. Total points available on the matrix was 610. Cunningham Recreation scored highest with 524.50 points out of 610.00 available. The Parks and Recreation Department recommends award to Cunningham Recreation as the overall lowest responsive and responsible bidder.

A contract will be issued to Cunningham Recreation. The project is due to be completed by May 3, 2019.

Bid Results:

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
<th>Price</th>
<th>Evaluation Score</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cunningham Recreation (Option 2) Base Bid including Net Climber with installation Two Bay Swing, no installation Total Price</td>
<td>Charlotte, NC</td>
<td>$134,799.70</td>
<td>524.50</td>
</tr>
<tr>
<td>All Inclusive Recreation (Option 1) Base Bid including Net Climber with installation Two Bay Swing, no installation Total Price</td>
<td>Monroe, IA</td>
<td>$150,000</td>
<td>419.25</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$3,725</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>$153,724.70</td>
<td></td>
</tr>
<tr>
<td></td>
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<td>$3,049</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>$153,049</td>
<td></td>
</tr>
</tbody>
</table>
Other bids were received from the following Contractors, but deemed to not meet the specifications and were not scored.

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>All Inclusive Recreation (Option 2)</td>
<td>Monroe, IA</td>
</tr>
<tr>
<td>Cunningham Recreation (Option 1)</td>
<td>Charlotte, NC</td>
</tr>
<tr>
<td>Fry &amp; Associates</td>
<td>North Kansas City, MO</td>
</tr>
<tr>
<td>Quality Construction Services</td>
<td>Eldridge, IA</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:**

**Budget Information:**

**Local Preference Policy:** No

**Explanation:** Public Improvement Project

**Recommended by Council Committee:** No

**Explanation:** NA
WHEREAS, on August 14, 2018 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 Daniels Park Playground public improvement project (Contract No. PUR0718-020; 307234) 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 August 18, 2018 pursuant to which a public hearing was held on August 20, 2018; and

WHEREAS, the following bids were received, opened and announced on September 5, 2018 by the City Purchasing Manager, or designee, and said officer has now reported the bids thereon to the City Council at its next meeting on September 11, 2018; and

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<td></td>
<td>$3,725</td>
<td></td>
</tr>
<tr>
<td>Two Bay Swing, no installation</td>
<td></td>
<td>$153,724.70</td>
<td></td>
</tr>
<tr>
<td>Total Price</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Total Price</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

WHEREAS, the Parks and Recreation Department recommends award to Cunningham Recreation as the Contractor with the highest evaluation matrix score of 524.50 out of 610.00; and

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: $153,724.70, 307234

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. Cunningham Recreation 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 Cunningham Recreation is hereby accepted,
and the contract for this public improvement is hereby awarded to Cunningham Recreation;

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: Public Works

Presenter at Meeting: Sandy Pumphrey, 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

Bids were received on September 26, 2018 for the Rockhurst Drive SW Regional Detention Basin – Streambank Mitigation at Noelridge Park project (estimated cost is $190,000). A report of bids received from the City officer conducting the bid opening is attached.

CIP/DID #304079-05

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

Background: This Rockhurst Drive SW Regional Detention Basin project was identified as one of the top three priority projects for the City to pursue under the Stormwater Master Plan. This project, however, requires wetland and streambank mitigation to occur as regulated by the US Army Corp of Engineers. For cost effectiveness, it was determined that wetland mitigation should occur via the purchase of credits from a mitigation bank, which has already occurred. However, streambank credits are not currently competitively priced. It makes financial sense, therefore, for us to do a streambank mitigation project within City limits, which also benefits one of our own parks.

Action/Recommendation: Noted on attached bid report.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: None

Budget Information: 304079 NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA
September 26, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the Rockhurst Drive SW Regional Detention Basin – Streambank Mitigation at Noelridge Park, Contract Number 304079-05

Dear City Council:

Bids were received on September 26, 2018 for the Rockhurst Drive SW Regional Detention Basin – Streambank Mitigation at Noelridge Park project as follows:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>DAVE SCHMITT CONSTRUCTION CO. INC.</td>
<td>$241,310.00</td>
</tr>
<tr>
<td>CEDAR RAPIDS, IA</td>
<td></td>
</tr>
<tr>
<td>PETERSON CONTRACTORS INC. REINBECK,</td>
<td>$244,122.50</td>
</tr>
<tr>
<td>IA</td>
<td></td>
</tr>
<tr>
<td>BOOMERANG CORP. ANAMOSA, IA</td>
<td>$248,200.00</td>
</tr>
<tr>
<td>CONNOLLY CONSTRUCTION INC. PEOSTA,</td>
<td>$254,036.50</td>
</tr>
<tr>
<td>IA</td>
<td></td>
</tr>
<tr>
<td>RATHJE CONSTRUCTION CO. MARION, IA</td>
<td>$298,152.50</td>
</tr>
</tbody>
</table>

The engineers cost opinion for this work is $190,000. 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

Sandy Pumphrey, P.E.
Asst. Development Services Manager

SJP/cap

cc: Jennifer L. Winter, P.E. Public Works Director
    Nathan Kampman, P.E., City Engineer
Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Bill Micheel

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

Description of Agenda Item: REGULAR AGENDA
Report on bids for the Bike Share System Equipment project for the Community Development Department (Bill Micheel).
CIP/DID #PUR0818-028; 115200

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

Background: This project is for the purchase of equipment for a bike share system, including bikes, stations, kiosks, and signage.

Action/Recommendation: Report on Bids

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date:

Budget Information: 115200

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA
October 9, 2018

TO: City Council, City of Cedar Rapids

RE: Report on bids as read for Bike Share System Equipment, RFB #PUR0818-028; 115200

Bids were received on October 3, 2018 for the Bike Share System Equipment project as follows:

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Location</th>
<th>Price</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gotcha</td>
<td>Charleston, SC</td>
<td>$452,900</td>
<td>contingent upon being selected vendor to operate system</td>
</tr>
<tr>
<td>BCycle</td>
<td>Waterloo, WI</td>
<td>$870,735</td>
<td></td>
</tr>
<tr>
<td>Zagster, Inc.</td>
<td>Boston, MA</td>
<td>$50,000</td>
<td>Pricing for stations only; bikes would be owned by vendor</td>
</tr>
<tr>
<td>CycleHop</td>
<td>Miami Beach, FL</td>
<td>Non-responsive</td>
<td>No bid bond</td>
</tr>
</tbody>
</table>

The estimated cost for this purchase is $570,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

Rebecca Johnson
Purchasing Agent

cc: Bill Micheel, Assistant Community Development Director
Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Director: Jennifer L. Winter, PE

Cell Phone Number: 319-538-1076

E-mail Address: j.winter@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $97,610, bond and insurance of Rathje Construction Company for the Bever Avenue SE East of Bever Lane Storm Sewer Replacement project (estimated cost is $160,000).
CIP/DID #304485-01

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

Background:
- Rathje Construction Company, Marion, IA $97,610.00
- Boomerang Corp, Anamosa, IA $133,777.00
- Pirc Tobin Construction, Inc., Alburnett, IA $139,578.00
- BWC Excavating, LC, Solon, IA $142,635.00

Rathje Construction Company submitted the lowest of the bids received on October 3, 2018 for the Bever Avenue SE East of Bever Lane Storm Sewer Replacement project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by May 31, 2019.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $97,610, bond and insurance of Rathje Construction Company for Bever Avenue SE East of Bever Lane Storm Sewer Replacement 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 9, 2018 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: October 9, 2018

Budget Information: 304, 304000, 304485 NA: $160,000

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA
October 3, 2018

City Council
City of Cedar Rapids

RE: Report on bids as read for the Bever Avenue SE East of Bever Lane – Storm Sewer Replacement, Contract Number 304485-01

Dear City Council:

Bids were received on October 3, 2018 for the Bever Avenue SE East of Bever Lane – Storm Sewer Replacement project as follows:

- Rathje Construction Company, Marion, IA  
  $97,610.00
- Boomerang Corp, Anamosa, IA  
  $133,777.00
- Pirc Tobin Construction, Inc., Alburnett, IA  
  $139,578.00
- BWC Excavating, LC, Solon, IA  
  $142,635.00

The engineers cost opinion for this work is $160,000. 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, P.E.
Project Engineer II

MJF/cap

cc: Jennifer L. Winter, P.E. Public Works Director
    Nathan Kampman, P.E., City Engineer
RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 11, 2018 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 Bever Avenue SE East of Bever Lane Storm Sewer Replacement (Contract No. 304485-01) 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 15, 2018 pursuant to which a public hearing was held on September 25, 2018, and

WHEREAS, the following bids were received, opened and announced on October 3, 2018 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 9, 2018:

Rathje Construction Company, Marion, IA $97,610.00
Boomerang Corp, Anamosa, IA $133,777.00
Pirc Tobin Construction, Inc., Alburnett, IA $139,578.00
BWC Excavating, LC, Solon, IA $142,635.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $97,610 304-304000-30485-304485 NA

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

3. Subject to registration with the Department of Labor, the Bid of Rathje Construction Company is hereby accepted and the contract for this public improvement is hereby awarded to Rathje Construction Company.

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 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: Public Works

Presenter at meeting: Rob Davis, PE

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

Cell Phone Number: 319-538-1076

Description of Agenda Item: REGULAR AGENDA
Presentation and Resolution authorizing Revision No. 5 of the Cedar River Flood Control System Master Plan, amending Chapters II, III, and IV. CIP/DID #331001-00

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

Background: The City of Cedar Rapids is currently designing and implementing a Flood Control System (FCS) for the west and east sides of the Cedar River to mitigate against flooding events similar to the one that occurred in 2008. The “Cedar River Flood Control System Master Plan” was previously adopted to guide planning and design activities for the project. The Master Plan is intended to be updated periodically as planning, design and construction progresses, and allow for refinements to the plan. The Master Plan was most recently updated in September 2018. This update to the Master Plan is recommended for October 2018 and includes revisions to the east side alignment at both the upstream and downstream ends. These areas are necessary to have revisions now in order to guide the US Army Corps of Engineers, which is leading the design in these areas. Revisions include:

a. Revisions to Chapters II, III, and IV, and associated figures to reflect:
   1. A north industrial alignment tie-in that extends around Cedar Lake, up the south side of McLoud Run, and ties into the Interstate 380 embankment near J Avenue NE.
   2. A south alignment tie-in that extends south of Cargill Corn Milling plant’s south entrance (Otis Road SE) and wraps back to high ground.

The benefits of the north industrial extension of the flood system includes protecting over 85 additional properties from flooding and reducing six gates on the system, thereby increasing the reliability and reducing the long-term maintenance costs. The overall cost increase of this option is estimated at $13 to $15 million over the original and current alignment which tied off to high ground at the 8th Street NE and I-380. This cost increase was already accommodated budget-wise in the September 2018 Master Plan revisions for the Financial Plan, but the environmental review process was not completed in order for the alignment change to be formally considered at that time.
The main benefit of the southerly extension of the flood system is to allow the Cargill entrance from Otis Road to be operational during a flood, versus the original and current plan, which would cut off this driveway. The overall extension is about 300 feet southerly, and will allow this driveway to be on the “dry” side of protection. This option reduces one roadway gate, and, therefore the costs of this extension are mitigated to the point both the current and proposed alignments are of similar cost.

City staff was given the go-ahead from US Army Corps of Engineers in September 2018 to process these revisions. US Army Corps of Engineers staff have indicated they will deviate from their alignment in favor of these revisions, if approved by City Council.

**Action/Recommendation:** The Public Works Department recommends adoption of Revision No. 5 to the Cedar River Flood Control System Master Plan.

**Alternative Recommendation:** Keep current alignments.

**Time Sensitivity:** Normal

**Resolution Date:** October 9, 2018

**Budget Information:** 331/331000/331100

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** Flood Control Committee - October 9, 2018
RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar River Flood Control System (FCS) Master Plan was previously adopted by the City Council to guide planning and design activities for the City of Cedar Rapids Flood Control System, and

WHEREAS, the Cedar River FCS Master Plan was intended to be a living, dynamic document, guiding development and implantation of flood control activities and projects along the Cedar River, with regular updates as planning, design, construction, and funding dictates, and

WHEREAS, there have been four previous revisions adopted to the Cedar River FCS Master Plan by the City Council, and

WHEREAS, planning and designing for the Flood Control System are progressing, and

WHEREAS, the FCS north tie-in at Cedar Lake and the south tie-fin at Cargill’s corn facility (Otis Road SE) have been revised through design and environmental processes, hereby warranting revisions and updates to the Master Plan, and

WHEREAS, the Flood Control Program Manager recommends adoption of Revision No. 5 to the Cedar River FCS Master Plan, and

WHEREAS, the City Council Flood Control Committee also recommended adoption of Revision No. 5 at its October 2, 2018, meeting,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Revision No. 5 be incorporated into the Cedar River Flood Control System (FCS) Master Plan.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature