

“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, September 27, 2016 at 4:00 PM in **Room 234 of Cedar Hall, Kirkwood Community College, 6301 Kirkwood Boulevard SW**, 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

PUBLIC HEARINGS

1. A public hearing will be held to consider an Urban Revitalization Area designation for ReConserve of Iowa, Inc. for the construction of a new industrial facility east of Edgewood Road SW and south of 60th Avenue SW (Caleb Mason). CIP/DID #URTE-0010-2016
 - a. Resolution authorizing an Urban Revitalization Area designation for construction of a new industrial facility east of Edgewood Road SW and south of 60th Avenue SW as requested by ReConserve of Iowa, Inc.
 - b. First Reading: Ordinance establishing the ReConserve of Iowa, Inc. Urban Revitalization Area designation east of Edgewood Road SW and south of 60th Avenue SW.
2. A public hearing will be held to consider granting a change of zone for property located north of E Avenue NW and west of Blue Stone Street NW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Midwest Development Co. and William K. and Debra J. Robinson (Vern Zakostelecky). CIP/DID #RZNE-023267-2016
 - a. First Reading: Ordinance granting a change of zone for property located north of E Avenue NW and west of Blue Stone Street NW from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Midwest Development Co. and William K. and Debra J. Robinson.

3. ~~A public hearing will be held to consider granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids (Joe Mailander). CIP/DID #RZNE-022803-2016 **Hearing cancelled at the request of the Development Services Department and rescheduled to October 25, 2016.**~~
 - a. ~~First Reading: Ordinance granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids.~~

4. A public hearing will be held to consider a Temporary Electric Line Easement Agreement over City-owned Parking Lot 44 located between the Cedar River and 2nd Street SE and southwesterly of 11th Avenue SE, in connection with the temporary relocation of an existing overhead transmission line to accommodate the NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project as requested by the City of Cedar Rapids and ITC Midwest LLC (Rita Rasmussen). **(Flood)** CIP/DID #3316510-10
 - a. Resolution authorizing execution of a Temporary Electric Line Easement Agreement over City-owned Parking Lot 44 located between the Cedar River and 2nd Street SE and southwesterly of 11th Avenue SE, in connection with the temporary relocation of an existing overhead transmission line to accommodate the NewBo/Parking Lot 44 Pump Station at 10th Avenue SE project as requested by the City of Cedar Rapids and ITC Midwest LLC.

5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project (estimated cost is \$425,000) (Dave Wallace). CIP/DID #655625-08
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project.

6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating project (estimated cost is \$95,650) (Nate Kampman). CIP/DID #314100-05
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Veterans Memorial Stadium Parking Lot – ADA Compliance, Crack Fill and Seal Coating 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 minutes.
8. Resolution establishing the times and dates of regularly scheduled City Council meetings to be held in calendar year 2017. CIP/DID #CLK003-16
9. Resolution authorizing signing an I-380 Interchange at Tower Terrace Road Letter of Support for joint Metro and County funding (cost share \$200,000). CIP/DID #301666-00
10. Discussion and Resolution of Support authorizing City participation under the City's Brownfield/Grayfield Economic Development Program for the proposed redevelopment at 1510 and 1548 Collins Road NE as requested by Collins & Council, LLC. CIP/DID #TIF-0009-2016
11. Preliminary Resolution for the construction of paving and traffic signal improvements for the Wiley Boulevard from 31st Avenue SW to 650 feet North of 29th Avenue SW Roadway Improvements project. CIP/DID #301627-00
12. Resolution accepting work and fixing amount to be assessed for the 18th Street SW from 16th Avenue to 13th Avenue Roadway Improvements project. CIP/DID #301500-00
13. Resolution rescinding Resolution No. 1812-10-74, which established "No Parking Anytime" on the west side of 7th Street SE from a point 25 feet north of 7th Avenue SE northerly for a distance of 130 feet, and establishing "No Parking Anytime" on the east and west side of 7th Street SE from a point 250' south of 6th Avenue SE to 8th Avenue SE. **(Paving for Progress)** CIP/DID #3012111-04
14. Resolution amending Schedule P (Wage Schedule) for the Cedar Rapids Police Bargaining Union to include longevity into the hourly rates, based on years of service, in compliance with Fair Labor Standards Act regulations. CIP/DID #HR0015
15. Resolution authorizing a firefighter to attend Medical Team Specialist Training in Perry, Ga. from October 17-20, 2016 for a total amount of \$4,768. CIP/DID #FIR0916-0017

16. Motions setting public hearing dates for:
 - a. October 11, 2016 – to consider adoption of sign regulations for the Northtowne Market Development as requested by Hunter Companies, LLC for property between Council Street NE and Rockwell Drive NE on the south side of Blairs Ferry Road NE. CIP/DID #RZNE-011742-2014
 - b. November 1, 2016 – to consider an Urban Revitalization Area designation for West Side Wolf Pack V LLC for the renovation and redevelopment of existing commercial property at 218 4th Avenue SW and adjacent vacant land. CIP/DID #URTE-0011-2016
 - c. October 25, 2016 – to consider granting a change of zone for property at 1200 Edgewood Road NW from R-2, Single Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by CB Cedar Rapids Housing LLLP and the City of Cedar Rapids. CIP/DID #RZNE-022803-2016

17. 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 11, 2016 – Bridge Replacement – McCloud Place NE over McCloud Run project, with bid opening October 18, 2016 (estimated cost is \$1,200,000). CIP/DID #305031-03
 - b. October 11, 2016 – Sinclair Levee – Pump Station and Detention Basin Project, with bid opening October 26, 2016 (estimated cost is \$5,700,000). **(Flood)** CIP/DID #3316509-04

18. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for an event on October 8, 2016).
 - b. Bricks Bar & Grill, 320 2nd Avenue SE.
 - c. Casey's General Store #2768, 1201 1st Avenue SE.
 - d. Casey's General Store #2776, 701 Ellis Boulevard NW.
 - e. Casey's General Store #2780, 5555 Edgewood Road NE.
 - f. Casey's General Store #2782, 1495 Blairs Ferry Road NE.
 - g. Casey's General Store #2790, 588 Boyson Road NE.
 - h. Casey's General Store #2791, 9125 Atlantic Drive SW.
 - i. Casey's General Store #2792, 9001 6th Street SW.
 - j. Chrome Horse, 1140 Blairs Ferry Road NE (additional outdoor service area for an event on October 7-9, 2016).
 - k. Coe College, 1220 1st Avenue NE.
 - l. Cooter's, 729 1st Avenue NW.
 - m. The History Center, 716 Oakland Road NE (5-day permit for an event at the History Center future site, 800 2nd Avenue SE, on October 6, 2016).
 - n. Hy-Vee #5 Club Room, 3235 Oakland Road NE.
 - o. Hy-Vee Drugstore #6, 505 Boyson Road NE.
 - p. Leonardo's Pizza, 2228 16th Avenue SW.
 - q. National Czech & Slovak Museum & Library, 1400 Inspiration Place SW (additional outdoor service area for the Brewnost event on October 7, 2016).
 - r. NewBo City Market, 1100 3rd Street SE.
 - s. Papa Juan's, 5505 Center Point Road NE.
 - t. Paramount Theatre, 119 & 123 3rd Avenue SE.

- u. Pub 217, 217 3rd Street SE.
 - v. Target T-1771, 3400 Edgewood Road SW.
 - w. Texas Roadhouse, 2605 Edgewood Road SW.
 - x. Veterans of Foreign Wars Post #788, 3240 Southgate Place SW.
 - y. Walgreens #12580, 324 Edgewood Road NW.
 - z. Wasabi, 221 2nd Avenue SE.
 - aa. Westside Lounge, 325 Edgewood Road NW.
19. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2016-01
 - b. Payroll. CIP/DID #FIN2016-02
 - c. Transfer of funds. CIP/DID #FIN2016-03
20. Resolutions appointing and thanking the following individuals:
- a. Appointing Dawn Brouwers, Michael Butterfield, Elizabeth Cwik, Amy DeLay, Allan Pierson, Christopher Poole, Clark Rieke, Justin Wasson and Greg Young as members and Steven Nylin, Lynette Richards and Barbra Solberg as alternate representatives on the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302
 - b. Vote of thanks to Brenda Blevins for serving on the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302
 - c. Vote of thanks to Angie Kuhn for serving on the Medical Quarter Design Review Technical Advisory Committee. CIP/DID #OB525028
21. Resolutions approving the special event applications for:
- a. Cedar Rapids Food Truck Fest event (includes road closures) on October 8, 2016. CIP/DID #SPEC-002658-2016
 - b. Especially For You Race Against Breast Cancer event (includes road closures) on October 9, 2016. CIP/DID #SPEC-002985-2016
22. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste & Recycling – clean-up costs – seven properties. CIP/DID #SWM-011-16
 - b. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties. CIP/DID #SWM-008-16
 - c. Intent to assess – Water Division – delinquent municipal utility bills – 68 properties. CIP/DID #WTR092716-001
 - d. Levy assessment – Water Division – delinquent municipal utility bills – 21 properties. CIP/DID #WTR082316-001
23. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
- a. Portland Cement Concrete in The Sanctuary at Ellis Park First Addition and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$55,530.20. CIP/DID #FLPT-014565-2014
 - b. Sanitary sewer in Krebs First Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$85,508. CIP/DID #FLPT-016336-2015
 - c. Storm Sewer in Krebs First Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$114,747. CIP/DID #FLPT-016336-2015

24. Resolution accepting project, approving Performance Bond and authorizing final payment:
 - a. 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project, Change Order No. 7 (Final) deducting the amount of \$191,710.04, final payment in the amount of \$91,643.77 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$1,922,103; final contract amount is \$1,832,875.32). **(Paving for Progress)** CIP/DID #3012081-02

25. Resolution approving a final plat:
 - a. Grand Living Indian Creek Addition for land located at 325 Collins Road SE. CIP/DID #FLPT-023591-2016

26. Resolutions approving actions regarding purchases, contracts and agreements:
 - a. Contract with Snyder & Associates, Inc. for engineering design services for fiber projects for the Information Technology Department for an annual amount not to exceed \$50,000. CIP/DID #PUR0616-225B
 - b. 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. CIP/DID #PUR0616-225A
 - c. Amendment No. 1 to the contract with Van Meter, Inc. for parts and service for Allen-Bradley equipment for the Water Division and the Water Pollution Control Facility to reflect an increase in volume for an amount not to exceed \$100,000 (original contract amount was \$100,000; total contract amount with this amendment is \$200,000). CIP/DID #PUR1115-096
 - d. Contract with SulzCo LLC for the F Avenue NW Transmission Main Repair project for the Water Division for an amount not to exceed \$53,934. CIP/DID #PUR0816-037
 - e. Contract with Gillespie & Powers, Inc. for as-needed incinerator maintenance services for the Water Pollution Control Facility for two years for an annual amount not to exceed \$75,000. CIP/DID #PUR0616-209
 - f. Professional Services Agreement with HDR, Inc. for an amount not to exceed \$200,500 for a drainage study in connection with the E Avenue NW Watershed Drainage Study project. CIP/DID #304355-03
 - g. Professional Services Agreement with Fehr Graham – Engineering & Environmental for an amount not to exceed \$171,350 for design services in connection with the Forest Drive SE from Grande Avenue SE to Mount Vernon Road SE Pavement and Water Main Improvements project. **(Paving for Progress)** CIP/DID #3012102-01
 - h. Change Order No. 6 in the amount of \$52,548.84 with Rathje Construction Company for the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project (original contract amount was \$3,108,134.70; total contract amount with this amendment is \$3,259,816.96). **(Paving for Progress)** CIP/DID #3012092-02
 - i. Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$78,034 for the WPCF Sewer Inspection & Repairs project. CIP/DID #615123-01
 - j. Change Order No. 5 Final deducting the amount of \$850,136.05 with Municipal Pipe Tool Company, LLC for the East Side Sanitary Sewer Interceptor Repairs project (original contract amount was \$7,855,968.40; total contract amount with this amendment is \$7,269,411.99). **(Flood)** CIP/DID #SSD013-04

- k. Change Order No. 8 in the amount of \$8,755 with Rathje Construction Company for the 2008 Flood Area Sanitary Sewer Restoration, SW Quadrant, Phase 2, Part 4 (original contract amount was \$2,302,374.75; total contract amount with this amendment is \$2,171,802.26). **(Flood)** CIP/DID #SSD103-14
- l. Change Order No. 3 in the amount of \$41,213.58 with Dave Schmitt Construction Company, Inc. for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5 project (original contract amount was \$936,722.05; total contract amount with this amendment is \$1,005,727.85). **(Flood)** CIP/DID #SSD104-09
- m. Change Order No. 6 in the amount of \$37,223.94 with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 5 project (original contract amount was \$1,755,389; total contract amount with this amendment is \$1,869,174.79). **(Flood)** CIP/DID #SSD102-06
- n. Change Order No. 3 in the amount of \$172,988.76 with S.M. Hentges & Sons, Inc for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction – Phase 2 project (original contract amount was \$3,823,657.76; total contract amount with this amendment is \$4,016,495.30). **(Flood)** CIP/DID #SSD011-04
- o. Change Order No. 6 in the amount of \$78,667.42, plus twelve additional calendar days, with S.M. Hentges & Sons, Inc. for the Prairie Creek from J Street SW to Cedar River Sanitary Sewer Reconstruction Phase 3 project (original contract amount was \$8,675,135.78; total contract amount with this amendment is \$8,875,306.74). **(Flood)** CIP/DID #SSD011-06
- p. Change Order No. 4 in the amount of \$17,006.25 with Pirc-Tobin Construction, Inc. for the B Avenue NW from Highland Drive NW to 8th Street NW Roadway Improvements project (original contract amount was \$1,913,406.54; total contract amount with this amendment is \$2,061,185.54). **(Paving for Progress)** CIP/DID #3012091-02
- q. Change Order No. 5 in the amount of \$37,777.73 with Horsfield Construction, Inc. for the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (original contract amount was \$1,261,252.34; total contract amount with this amendment is \$1,419,159.99). **(Paving for Progress)** CIP/DID #3012050-02
- r. Change Order No. 1 in the amount of \$64,044 with Ti-Zack Concrete, Inc. for the Curb Ramp Repair Project-NW Bid Package No. 1 project (original contract amount was \$439,499; total contract amount with this amendment is \$503,543.51). CIP/DID #3016016-04
- s. Change Order No. 3 in the amount of \$42,618.50 with Midwest Concrete, Inc. for the 2016 Sidewalk Infill Project Phases 1 & 2 project (original contract amount was \$409,010.25; total contract amount with this amendment is \$461,587.75). CIP/DID #3012074-02
- t. Change Order No. 5 in the amount of \$32,089 with Garling Construction, Inc. for the Northwest Recreation Center project (original contract amount was \$3,597,000; total contract amount with this amendment is \$3,835,417). **(Flood)** CIP/DID #PRE069-13
- u. Agreement with the Cedar Rapids Community School District to renew the Police PAL Program for the term September 12, 2016 through June 30, 2017. CIP/DID #PD0011
- v. 28E Agreement with the College Community School District to renew the School Resource Officer Program for the term July 1, 2016 through June 30, 2018. CIP/DID #OB641224
- w. Agreement with the Iowa Department of Transportation (IDOT) for the 1st Avenue E from approximately 325 feet south of 34th Street to 40th Street project. **(Paving for Progress)** CIP/DID #301240-00
- x. Memorandum of Agreement with Neighborhood Development Corporation of Cedar Rapids, Inc. providing City funding up to \$150,000. CIP/DID #OB452300

- y. Memorandum of Agreement with the Housing Fund for Linn County for City matched contribution of \$24,000 to leverage up to \$347,910 in additional funding from the State Housing Trust Fund Program. **(Flood)** CIP/DID #OB282125
- z. Purchase Agreement in the amount of \$1 with Interstate Power and Light Company for vacant real property located within Lot 44 at 11th Avenue SE and 2nd Street SE adjacent to the Cedar River in connection with the Cedar River Flood Control System project. **(Flood)** CIP/DID #3316210-00
- aa. Amendment No. 2 to the Development Agreement with S & J Homes, LLC for property at 6318 Ridgewood Meadows Lane NE participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #SFNC4-2016
- ab. Development Agreements with Neighborhood Development Corporation of Cedar Rapids, Inc. for properties at 650 and 654 2nd Avenue SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #SFNC4-2016
- ac. Awarding and approving contract in the amount of \$448,899.81 plus incentive up to \$40,000, bond and insurance of Rathje Construction Company for the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street Phase 1 – Utility Improvements project (estimated cost is \$880,000). **(Paving for Progress)** CIP/DID #3012129-02
- ad. Special Warranty Deed with Little House, LLC for conveyance of City-owned vacant property at 1305 3rd Street SE pursuant to a Development Agreement. **(Flood)** CIP/DID #OB811372
- ae. Easement for flood management system, utility and recreational trail agreement in the amount of \$1 from International Power and Light Company from property known as the River Run Substation located between the Cedar River and Hull Avenue SE in connection with the Cedar River Flood Control System project. **(Flood)** CIP/DID #3316209-00

REGULAR AGENDA

- 27. Report on bids for the Raw Water Main Relocation project (initial estimated cost was \$670,000) (Steve Hershner). CIP/DID #6250044-02
 - a. Resolution awarding and approving contract in the amount of \$896,900, bond and insurance of Langman Construction for the Raw Water Main Relocation project.
- 28. Report on bids for the Alley between D Avenue NE and E Avenue NE from College Drive NE to 14th Street NE Improvements project (estimated cost is \$99,300) (Sandy Pumphrey). CIP/DID #304453-01
 - a. Resolution awarding and approving contract in the amount of \$136,305 plus incentive up to \$7,500, bond and insurance of Vieth Construction Corp. for the Alley between D Avenue NE and E Avenue NE from College Drive NE to 14th Street NE Improvements project.
- 29. Presentation and Resolution with respect to the adoption of the Resolution of Necessity (Proposed) for the construction of the C Avenue NE from Collins Road to 40th Street Pavement Reconstruction project (Doug Wilson). **(Paving for Progress)** CIP/DID #3012008-00

ORDINANCES

Second and possible Third Readings

30. Ordinance vacating public ways and grounds in and to the property described as a 60-foot by 130-foot parcel of excess City-owned right-of-way located between 2117 and 2137 Chandler Street SW as requested by the City of Cedar Rapids. CIP/DID #ROWV-023554-2016
31. Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by establishing school speed limits in Section 61.029 to be enforced based on signs specifying AM and PM time periods and days of the week. CIP/DID #60-16-012

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 and may discuss the items specifically listed.

1. Mayor Corbett
2. Council member Gulick
3. Council member Olson
4. Council member Overland
5. Council member Poe
6. Council member Russell
7. Council member Shey
8. Council member Shields
9. Council member Weinacht

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, should contact the City Clerk's Office at (319) 286-5060 or email 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.