

“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, November 7, 2023 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 – Boys & Girls Clubs of the Corridor 30th Anniversary
 - ❖ Proclamation – National Apprenticeship Week
 - ❖ Proclamation – Global Entrepreneurship Week
 - ❖ Presentation – VenuWorks Fiscal Year 2023 Review (Mike Silva)

PUBLIC HEARINGS

1. A public hearing will be held to review preliminary information for a State Revolving Fund loan and to make available to the public the contents of an environmental information document and the project plan for the WPCF Process Improvements – Contract 2 project (Jim Flamming). CIP/DID #6150053-02
2. A public hearing will be held to consider the annexation of land north of Walford Road SW and west of 6th Street SW as requested by Linn County (Jeff Wozencraft). CIP/DID #ANNX-034092-2023
 - a. Resolution authorizing execution of a pre-annexation agreement with Linn County for land north of Walford Road SW and west of 6th Street SW.
 - b. Resolution authorizing the annexation of land north of Walford Road SW and west of 6th Street SW as requested by Linn County.

3. A public hearing will be held to consider a change of zone for property at 10000 6th Street SW from A-AG, Agricultural District, to I-LI, Light Industrial District, as requested by Williams Synergy Group, LLC (Bill Micheel). CIP/DID #RZNE-033946-2023
 - a. First and possible Second and Third Readings: Ordinance granting a change of zone for property at 10000 6th Street SW from A-AG, Agricultural District, to I-LI, Light Industrial District, as requested by Williams Synergy Group, LLC.
4. A public hearing will be held to consider proposed amendments to the Central Business Urban Renewal Plan, the Amended and Restated Consolidated Central Urban Renewal Plan, and the Osada Urban Renewal Plan, to include all in a consolidated urban renewal plan with the existing areas unified and renamed the Central Consolidated Urban Renewal Area (Scott Mather). CIP/DID #TIF-0089-2023
 - a. Resolution approving the Urban Renewal Plan for the Central Consolidated Urban Renewal Area.
5. A public hearing will be held to consider a Development Agreement with D Taggart Holdings, Inc. for a housing project along the 900 block of M Street and at 1213 N Street SW (Scott Mather). CIP/DID #TIF-0081-2023
 - a. Resolution authorizing execution of a Development Agreement with D Taggart Holdings, Inc. for a housing project along the 900 block of M Street and at 1213 N Street SW.
6. A public hearing will be held to consider a Development Agreement with FXLK, LC for the redevelopment of property at 512 3rd Avenue SE (Scott Mather). CIP/DID #TIF-0085-2023
 - a. Resolution authorizing execution of a Development Agreement with FXLK, LC for the redevelopment of property at 512 3rd Avenue SE.
7. A public hearing will be held to consider a Development Agreement with Modern Home Builders, LLC for the redevelopment of property at 1627 Hamilton Street SW (Scott Mather). CIP/DID #TIF-0087-2023
 - a. Resolution authorizing execution of a Development Agreement with Modern Home Builders, LLC for the redevelopment of property at 1627 Hamilton Street SW.
8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Edgewood Road Transit Stops and Sidewalk project (estimated cost is \$764,000) (Ken DeKeyser). CIP/DID #3018005-02
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Edgewood Road Transit Stops and Sidewalk project.
9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Kenilworth Court Streambank Stabilization project (estimated cost is \$120,000) (Ben Worrell). CIP/DID #304548-01
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Kenilworth Court Streambank Stabilization 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.

10. Motion to approve the minutes.
11. Resolution authorizing fiscal year 2024 hotel motel tax allocations in the amount of \$525,000 for various grant applicants. CIP/DID #FIN2023-14
12. Resolution authorizing submittal of the Annual Urban Renewal Area Report to the Iowa Department of Management reporting on activities, debt, and financial obligations within the City's Urban Renewal Areas. CIP/DID #OB163407
13. Resolution authorizing submittal of Tax Increment Financing Indebtedness Certifications to the Linn County Auditor indicating the total debt incurred and tax increment revenues collected within each of the City's Urban Renewal Areas. CIP/DID #OB163407
14. Resolution adopting fees for the 2024 golf season. CIP/DID #GLF013-23
15. Resolution restating fees for licenses and permits issued by the Office of the City Clerk. CIP/DID #CLK003-23
16. Resolution adopting an updated Procurement Manual to reflect changes in purchasing thresholds. CIP/DID #OB341805
17. Resolution amending Resolution No. 1505-10-23, which approved the special event application for the Cedar Rapids Turkey Trot 5K on November 23, 2023, to update the planned street closures. CIP/DID #EVENT-57988-2023
18. Preliminary resolution for the construction of concrete sidewalk improvements for the Taft and West Willow Safe Routes to School project. CIP/DID #301948-00
19. Resolution authorizing the addition of a Safety Specialist position in the City Manager's Office, and the elimination and addition of one position each in the City Manager's Office and the Human Resources Department. CIP/DID #HR0093

20. Resolution authorizing final trip costs in the amount of \$3,486.74 for the Assistant City Manager's attendance at the International City/County Management Association Annual Conference in Austin, TX in September and October 2023. CIP/DID #CM005-23
21. Resolution authorizing final trip costs in the amount of \$3,254.08 for the Assistant to the City Manager's attendance at the International City/County Management Association Annual Conference in Austin, TX in September and October 2023. CIP/DID #CM006-23
22. Resolution authorizing a Police Officer to attend Traffic Crash Reconstruction 2 training in Gurnee, IL in October and November 2023 for an estimated amount of \$3,600. CIP/DID #PD0070
23. Resolution setting a public hearing for December 5, 2023 to consider the Resolution of Necessity (Proposed) for the construction of the 2024 Blairs Ferry Road NE from North Towne Place to Sammi Drive Sidewalk Infill project. CIP/DID #301878-00
24. Resolution setting a public hearing for December 5, 2023 to consider the Resolution of Necessity (Proposed) for the construction of the Crestwood Drive NW Roadway and Pedestrian Improvements project. CIP/DID #301946-00
25. Motions setting public hearing dates for:
 - a. November 21, 2023 – to consider the proposal to reallocate certain unspent proceeds of the Series 2018A, 2019A and 2020A General Obligation Bonds, and providing for publication of notice thereof. CIP/DID #FIN2019-13
 - b. November 21, 2023 – to consider a change of zone for property at 5104 J Street SW from I-GI, General Industrial District, to T-IM, Traditional Industrial Mixed Use District, as requested by Cedar Valley Properties, LLC. CIP/DID #RZNE-034102-2023
26. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
 - a. November 21, 2023 – Cedar Lake Amenities Bid Package 1: Trail, Shoreline and Lake Improvements project (estimated cost is \$1,110,000). CIP/DID #327003-02
 - b. November 21, 2023 – FY 2024 Tree and Vegetation Removal project (estimated cost is \$260,000). CIP/DID #301990-31
 - c. November 21, 2023 – Nixon Park Pedestrian Bridge Replacement project (estimated cost is \$260,000). CIP/DID #PUR1023-104
 - d. November 21, 2023 – NWTP Chlorine Contact Basin Repairs project (estimated cost is \$363,000). CIP/DID #6250113-02
27. Motion assessing civil penalties for violation of State Code regarding the sale of alcohol to minors against:
 - a. Casey's General Store #2791, 9125 Atlantic Drive SW (first offense – \$500). CIP/DID #LIQR004385-05-2019
 - b. The Sag Wagon, 827 Shaver Road NE (first offense – \$500). CIP/DID #LIQR005361-02-2022
 - c. Whiskey Jo's, 4617 J Street SW (first offense – \$500). CIP/DID #LIQR004500-06-2019

28. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- Groundswell, 201 3rd Avenue SW (new – adding alcohol to existing business).
 - Hy-Vee Food Store #1, 1843 Johnson Avenue NW.
 - Immaculate Conception Catholic Church, 857 3rd Avenue SE (5-day license for an event).
 - Kum & Go #520, 2604 16th Avenue SW.
 - Mirrorbox Theatre, 1200 Ellis Boulevard NW.
 - Murphy USA #7775, 3030 Edgewood Road SW.
 - Outback Steakhouse, 3939 1st Avenue SE.
 - Pizza World, 4201 42nd Street NE.
 - Ringer Golf, 1701 C Street SW.
 - Tornado's Grub & Pub, 1600 3rd Street SE.
 - Williams Boulevard Service, Inc., 2601 Williams Boulevard SW.
29. Resolutions approving:
- Payment of bills. CIP/DID #FIN2023-01
 - Payroll. CIP/DID #FIN2023-02
30. Resolutions appointing and thanking the following individuals:
- Appointing Jonathan Konga (effective through June 30, 2024) to the Cedar Rapids Citizen Review Board. CIP/DID #CM005-20
 - Vote of thanks to Caleb Mason for serving as an alternate representative on the Corridor Metropolitan Planning Organization. CIP/DID #OB542014
31. Resolutions approving assessment actions:
- Levy assessment – Building Services Division – delinquent nuisance abatement charges – nine properties. CIP/DID #FIN2023-06
 - Intent to assess – Solid Waste and Recycling – cleanup costs – nine properties. CIP/DID #SWM-020-23
 - Levy assessment – Solid Waste and Recycling – cleanup costs – three properties. CIP/DID #SWM-017-23
 - Levy assessment – Solid Waste and Recycling – delinquent weed mowing charges – 76 properties. CIP/DID #FIN2023-07
 - Intent to assess – Water Division – delinquent municipal utility bills – 44 properties. CIP/DID #WTR110723-01
 - Levy assessment – Water Division – delinquent municipal utility bills – 19 properties. CIP/DID #WTR092623-01
32. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
- Sanitary sewer in Bear Creek First Addition and 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$290,710.50. CIP/DID #FLTP-032009-2021
 - Storm sewer in Bear Creek First Addition and 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$398,503.50. CIP/DID #FLTP-032009-2021
 - Water system improvements in Bear Creek First Addition and 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$220,991. CIP/DID #2022035-01

33. Resolutions accepting projects, approving Performance Bonds and authorizing final payments:
- a. Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction project, Change Order No. 19 deducting the amount of \$66,693.05, final payment in the amount of \$267,942.71 and 4-year Performance Bond submitted by Boomerang Corp. (original contract amount was \$4,848,174.70; final contract amount is \$5,358,854.21). **(Paving for Progress)** CIP/DID #3012148-08
 - b. Derecho Roof Replacements project, final payment in the amount of \$9,688.65 and 2-year Performance Bond submitted by Cedar Service Co. (original contract amount was \$180,566; final contract amount is \$193,773). **(Derecho)** CIP/DID #PUR1022-089
 - c. 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project, final payment in the amount of \$67,004.84 and 4-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC (original contract amount was \$1,348,063.30; final contract amount is \$1,340,096.71). **(Paving for Progress)** CIP/DID #3012129-07
 - d. Resurface Noelridge Tennis Courts project, final payment in the amount of \$14,994.96 and 2-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$299,889; final contract amount is \$299,889). CIP/DID #PUR0922-058
34. Resolution approving final plat:
- a. Westdale Twelfth Addition for land west of Edgewood Road SW and north of 29th Avenue SW. CIP/DID #FLPT-033912-2023
35. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Grant agreement in the amount of \$27,361.46 with the Iowa Homeland Security and Emergency Management Division for Iowa Hazmat Task Force training. CIP/DID #FIR1123-0086
 - b. Purchase of stop loss health insurance coverage for 2024 from Wellmark Blue Cross/Blue Shield of Iowa in the amount of \$396,630. CIP/DID #FIN2023-20
 - c. Amendment No. 20 to the contract with HBK Engineering, LLC for engineering design services for ADA compliance to add services for an amount not to exceed \$5,632 (original contract amount was \$108,147; contract amount with this amendment is \$1,025,142.25). CIP/DID #PUR1216-136
 - d. Contract with Bowker Mechanical Contractors, LLC for the ImOn Ice Arena Cooling Tower Upgrade project for the Facilities Maintenance Services Division for an amount not to exceed \$62,950. CIP/DID #PUR0823-066
 - e. Information Technology Department purchase of network small form-factor pluggable devices for the Network Refresh and Switch Upgrade project from Heartland Business Systems LLC in the amount of \$67,921.76. CIP/DID #IT2023-019
 - f. Contract with Kieck's Career Apparel for as-needed purchases of uniform apparel for the Police and Fire Departments for two years for a total amount not to exceed \$200,000. CIP/DID #PUR0823-038
 - g. Contract with T&C Landscape for 2023 fall tree planting for the Parks and Recreation Department for an amount not to exceed \$288,636. CIP/DID #PUR0923-088
 - h. Amendment No. 3 to the contract with L.L. Pelling Company, Inc. for asphalt for the Streets Division to increase volume for an amount not to exceed \$800,000 (original contract amount was \$1,200,000; total contract amount with this amendment is \$2,000,000). CIP/DID #PUR0322-245
 - i. Transit Division purchase of a medium-duty paratransit bus from Hoglund Bus Company Inc. in the amount of \$283,545.85. CIP/DID #TRN2023-07

- j. Contract with Iowa State University for consulting services related to a study of Per- and Polyfluoroalkyl Substances at the Water Pollution Control Facility for two years for a total amount not to exceed \$150,000. CIP/DID #PUR1023-124
- k. Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$27,352 for design services in connection with the Lindale Trail Phase II from I-380 to Council St. NE project (original contract amount was \$148,556; total contract amount with this amendment is \$260,958). CIP/DID #325071-03
- l. Change Order No. 12 in the amount of \$28,255.49 with Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project (original contract amount was \$8,852,304; total contract amount with this amendment is \$9,583,138). CIP/DID #3312510-30
- m. Change Order No. 12 in the amount of \$10,578.04 with Boomerang Corp. for the 8th Avenue SW from 15th Street to Rockford Road Improvements project (original contract amount was \$2,834,118; total contract amount with this amendment is \$3,352,936.64). **(Paving for Progress)** CIP/DID #3012101-04
- n. Change Order No. 15 in the amount of \$55,326.48 with Boomerang Corp. for the Ellis Boulevard and 6th Street NW Connector project (original contract amount was \$6,357,840.10; total contract amount with this amendment is \$6,813,551.74). **(Paving for Progress)** CIP/DID #301963-03
- o. Change Order No. 12 in the amount of \$58,173.87 with Boomerang Corp. for the Tower Terrace Road: Phase A Grading from East of Meadowknolls Road to Alburnett Road project (original contract amount was \$2,918,024.20; total contract amount with this amendment is \$3,124,652.73). CIP/DID #301666-03
- p. Change Order No. 6 in the amount of \$233,125.60 with Boulder Contracting, LLC for the FY 2022 Bridge Maintenance project (original contract amount was \$1,975,486; total contract amount with this amendment is \$2,558,521.44). **(Paving for Progress)** CIP/DID #305145-02
- q. Change Order No. 10 deducting the amount of \$332,767.46 with E & F Paving Co., LLC for the 6th Street SW from 76th Avenue to 2,000' South project (original contract amount was \$3,335,500; total contract amount with this amendment is \$3,210,422.96). CIP/DID #301882-02
- r. Change Order No. 6 in the amount of \$4,221.36 with Eastern Iowa Excavating & Concrete, LLC for the 2022 Traffic Signal and Curb Ramp Repair project (original contract amount was \$1,616,296.20; total contract amount with this amendment is \$1,711,979.17). CIP/DID #3016016-22
- s. Change Order No. 5 in the amount of \$2,955 with Eastern Iowa Excavating & Concrete, LLC for the 2023 Fair Oaks Addition Pavement Reconstruction project (original contract amount was \$1,832,924.95; total contract amount with this amendment is \$1,893,480.62). **(Paving for Progress)** CIP/DID #3012285-02
- t. Change Order No. 6 in the amount of \$4,251.91 with Garling Construction, Inc. for the Colonial Building Renovation project (original contract amount was \$5,124,000; total contract amount with this amendment is \$5,599,800.94). CIP/DID #PUR1222-125
- u. Change Order No. 3 in the amount of \$92,027.53 with Midwest Concrete, Inc. for the 2023 Pavement Milling and Curb Repair project (original contract amount was \$2,653,297.30; total contract amount with this amendment is \$2,853,389.88). **(Paving for Progress)** CIP/DID #301998-12
- v. Change Order No. 4 in the amount of \$104,075 with Minturn, Inc. for the FY 2023 Bridge Maintenance – Bid Package 1 project (original contract amount was \$1,961,921; total contract amount with this amendment is \$2,189,447.29). CIP/DID #305150-03

- w. Change Order No. 13 in the amount of \$22,000 with Peterson Contractors, Inc. for the Cedar Lake North Shore & Levee Construction project (original contract amount was \$18,359,172.85; total contract amount with this amendment is \$20,210,025.80). CIP/DID #3314510-20
- x. Change Order No. 4 in the amount of \$3,212.50 with Pirc-Tobin Construction, Inc. for the Mount Vernon Road SE from 14th Street to 20th Street Pavement Improvements project (original contract amount was \$7,877,664.14; total contract amount with this amendment is \$8,028,378.70). **(Paving for Progress)** CIP/DID #3012149-05
- y. Change Order No. 15 in the amount of \$1,000 with Rathje Construction Co. for the 1st Avenue E and 1st Street NE Temporary Traffic Signal and Pavement Improvements project (original contract amount was \$500,925.14; total contract amount with this amendment is \$695,874.16). CIP/DID #3315510-67
- z. Change Order No. 5 in the amount of \$93,864.68 with Rathje Construction Co. for the 1st Avenue W from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project (original contract amount was \$3,795,065.14; total contract amount with this amendment is \$3,958,931.54). CIP/DID #3018002-02
- aa. Change Order No. 5 in the amount of \$500 with Rathje Construction Co. for the 11th Avenue SE and 5th Street SE Roadway and Utility Improvements project (original contract amount was \$604,445.89; total contract amount with this amendment is \$654,811.50). CIP/DID #6550051-02
- ab. Change Order No. 19 in the amount of \$5,622.25 with Rathje Construction Co. for the Cherokee Trail (Phase 2B) from Cherry Hill Park to Sharon Lane, Along Gordon Avenue through Cherokee Park to Midway Drive NW project (original contract amount was \$3,910,292.97; total contract amount with this amendment is \$4,573,427.39). CIP/DID #325069-07
- ac. Change Order No. 30 in the amount of \$164,303.45 with Rathje Construction Co. for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW project (original contract amount was \$8,571,345.88; total contract amount with this amendment is \$9,806,306.35). **(Paving for Progress)** CIP/DID #3012121-03
- ad. Change Order No. 4 in the amount of \$1,096.95 with Rathje Construction Co. for the Valor Way SW and 1st Street SW Sanitary Sewer Relocation project (original contract amount was \$1,053,349; total contract amount with this amendment is \$1,103,638.47). CIP/DID #3312520-70
- ae. Change Order No. 4 in the amount of \$26,724.61 with Rathje Construction Co. for the Wiley Boulevard Trail Improvements from Williams Boulevard to 16th Avenue SW project (original contract amount was \$1,487,704.68; total contract amount with this amendment is \$1,555,021.11). CIP/DID #325052-02
- af. Change Order No. 13 in the amount of \$5,100 with Tschiggfrie Excavating Co. for the Lindale Trail Phase 1 From Council Street to East of C Avenue NE project (original contract amount was \$2,553,646.76; total contract amount with this amendment is \$2,995,562.24). CIP/DID #325071-02
- ag. Partial final payment in the amount of \$80,409.47 to Garling Construction, Inc. for the Veterans Stadium Annex Building project (original contract amount was \$1,579,000; final contract amount is \$1,668,189.52). CIP/DID #PUR0422-284
- ah. Resolution amending Resolution No. 1325-08-23 to correct references to previously recorded documents for City-owned vacant land north of 418 2nd Street NE in connection with the Cedar River Flood Control System project. CIP/DID #3314200-00
- ai. Purchase Agreement in the amount of \$3,500 and accepting an Easement for Permanent Retaining Wall from the William B. Aossey Revocable Trust for land at 2904 Bowling Street SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

- aj. Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Roger and Tina Gudenkauf for land at 4350 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project. CIP/DID #304548-00
- ak. Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Robert Henry Sr. and Annette Martin for land at 4364 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project. CIP/DID #304548-00
- al. Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Richard Murphy and Collette Wright for land at 4358 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project CIP/DID #304548
- am. Awarding and approving contract in the amount of \$3,709,833.91, bond and insurance of Cramer & Associates, Inc. for the Edgewood Trail Bridge Phase 2B – Bridge Modifications and Trail project (estimated cost was \$2,800,000). **(Paving for Progress)** CIP/DID #305124-03
- an. Awarding and approving contract in the amount of \$4,052,498.27, bond and insurance of Eastern Iowa Excavating & Concrete, LLC for the Tower Terrace Road: Phase A – PCC Pavement project (estimated cost was \$5,380,000). CIP/DID #301666-06

REGULAR AGENDA

- 36. Report on bids for the Cedar Rapids Horizontal Collector Well No. 7, Contract 1 – Caisson & Laterals project (estimated cost is \$5,110,000) (Paul Bestick). CIP/DID #3317510-11
- 37. Report on bids for the Cedar Rapids Horizontal Collector Well No. 7, Contract 2 – Wellhouse project (estimated cost is \$17,810,000) (Paul Bestick). CIP/DID #3317510-12
- 38. Presentation and resolution approving a term sheet with Matthew 25 for a housing redevelopment project at 1021-1033 8th Street NW under the City's Above Standard Economic Development Program (Scott Mather). CIP/DID #DISP-0035-2020

ORDINANCES

Second and possible Third Readings

- 39. Ordinance repealing Chapter 59 of the Municipal Code, Massage Therapy Business License, and enacting a new Chapter 59, Massage Therapy, in its place to incorporate the existing Iowa State Code Chapter 152C. CIP/DID #PD0033
- 40. Ordinance establishing the 80th Street NW South of E Avenue Sanitary Sewer Extension District and related sanitary sewer extension charge. CIP/DID #6550072-00
- 41. Ordinance granting a change of zone for property at 1119 Wenig Road NE from I-GI, General Industrial District, to I-LI, Light Industrial District, as requested by Ross Industrial Park, Inc. CIP/DID #RZNE-034047-2023

42. Ordinance granting a change of zone for property at 2125 Wilson Avenue SW from S-RL1, Suburban Residential Low Single Unit District, to T-ML, Traditional Mixed Use Limited District, as requested by Smokehouse Assets Company, LLC. CIP/DID #RZNE-033869-2023

First Reading

43. Ordinance amending Chapter 9 of the Municipal Code, Streets, Alleys, and Sidewalks, to update a reference to the State of Iowa Income Offset program in Section 9.11(p). CIP/DID #AMD-SEC-911P

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

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: Water Pollution Control

Presenter at Meeting: Jim Flamming, P.E.

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to review preliminary information for a State Revolving Fund (SRF) loan and to make available to the public the contents of an environmental information document and the project plan for the WPCF Process Improvements – Contract 2 project.

CIP/DID #6150053

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

Background: For forty years, the City of Cedar Rapids Water Pollution Control Facility (WPCF) has utilized the same processes and facilities for treatment of wastewater and handling and disposing of waste solids but many parts have reached the end of their useful life. That along with the need to address growth and future nutrient reduction requirements led to planning and design efforts for upgrades. Upgrades are needed for the solids handling system, secondary treatment, nutrient (nitrogen and phosphorous) removal systems and a desire to improve resource recovery (biogas and nutrients). Planning studies for future upgrades at the plant recommended a series of phased improvement projects. The final design of the second improvements contract has reached 60% completion. Contract 2 of the improvements plan includes the installation of anaerobic digesters and biogas cleaning and compression systems, and installation of a new aerobic granular sludge treatment train.

The total anticipated project cost for Contract 2, including engineering and construction assistance, is approximately \$250 million dollars. The Utilities Department has submitted an application to the Iowa Clean Water State Revolving Fund (SRF) to obtain a low-interest loan for this project. A public hearing is required to review the application and to make available to the public the contents of an environmental information document and the City's project plan. The Public Hearing is intended to inform area residents of this proposed action, discuss the actual cost associated with this project, and to address citizen's concerns, if any, with the plan.

Action/Recommendation: The Utilities Department – Water Pollution Control Division staff recommends approval of the resolution authorizing the Utilities Director to sign the Iowa SRF Environmental Information Document for the WPCF Process Improvements - Contract 1 project.

Alternative Recommendation: NA

Time Sensitivity: 11-7-23

Resolution Date: 11-7-23

Budget Information: The project will be coded to the following CIP fund: 553000-615-615000-x-x-6150053-NA.

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: Community Development

Director Contact: Jennifer Pratt – j.pratt@cedar-rapids.org – (319) 538-2552

Presenter at Meeting: Jeff Wozencraft

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the annexation of land generally located north of Walford Road SW and west of 6th Street SW, as requested by Linn County (Titleholder). (Jeff Wozencraft)
CIP/DID #ANNX-034092-2023

- a. Resolution authorizing a pre-annexation agreement to set conditions for annexation of land generally located north of Walford Road SW and west of 6th Street SW, as requested by Linn County (Titleholder).
- b. Resolution authorizing the annexation of land generally located north of Walford Road SW and west of 6th Street SW, as requested by Linn County (Titleholder).

EnvisionCR Element and Goal: GrowCR Goal 2: Manage Growth.

Background: Refer to the attached map for the annexation location. The above property owner has applied for 100% voluntary annexation within an urbanized area, because the property is within two-miles of another municipality (Swisher and Shueyville). The property to be annexed is approximately 11 acres and includes the entire right of way of Walford Road to Interstate 380, including parts of 6th Street SW right of way (as outlined in the attached annexation map).

The owner wishes to annex at this time to facilitate the improvement of infrastructure along Walford Road related to a RISE grant. Public streets, utility infrastructure, police, fire, and other services are or will be available to the site.

A pre-annexation agreement was requested by Linn County to clarify the following terms related to the on-going operations of their existing facilities within the proposed annexation:

- The City will initiate rezoning of the properties to Public-Institutional (P-IN)
- No structural changes to either property will be required with the rezoning
- The City will not assess the County for any roadway or other infrastructure improvements associated with the annexation and adjacent roadway improvements benefiting either property

Notices have been mailed and published in accordance with State Code requirements. The annexation does require approval by the Iowa Economic Development Authority City Development Board because it is within the urbanized area of Swisher and Shueyville. If approved by City Council Resolution the application will be reviewed by the State's City Development Board. The resolution, legal description, and map will also be recorded with the county recorder upon approval.

Recommended Action: Approval of both resolutions

Alternative: City Council may table and request further information

Time Sensitivity: The annexation needs to be on the December City Development Board meeting agenda for approval

Meeting Date: November 7, 2023

Budget Information: N/A

Local Preference Policy: Not applicable

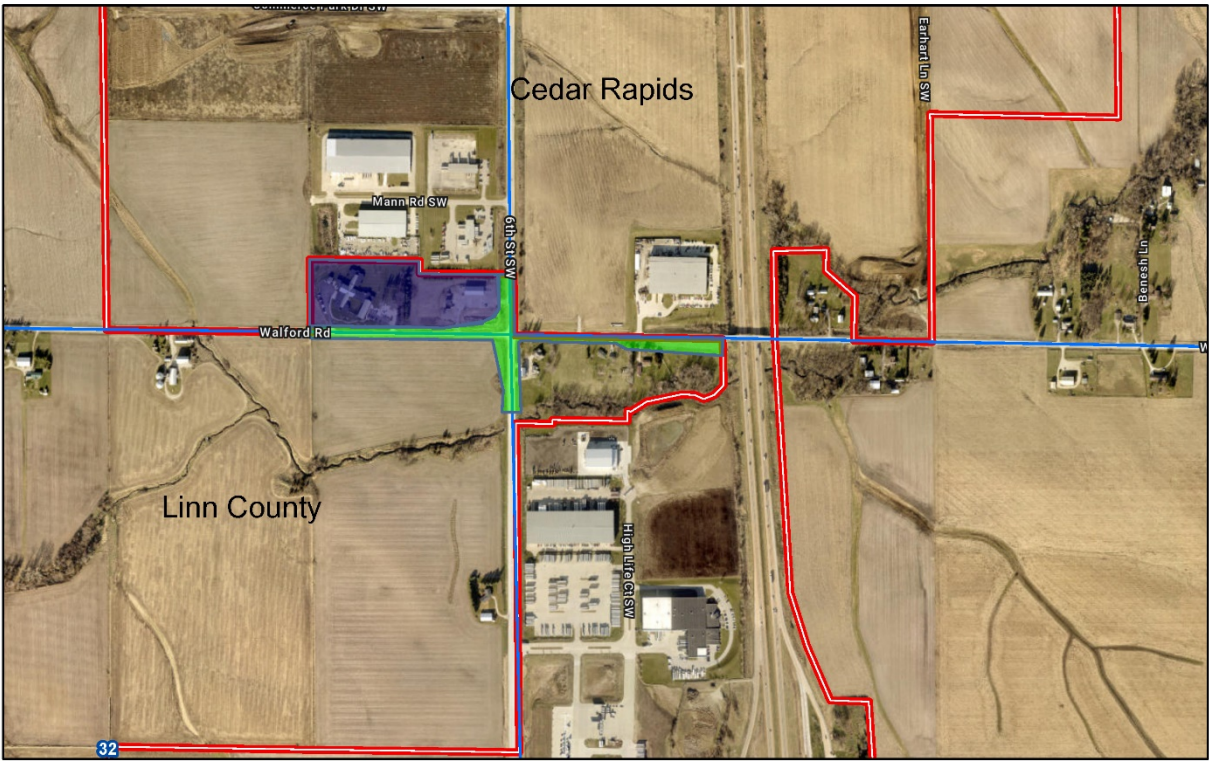
Explanation:

Recommended by Council Committee: Not applicable

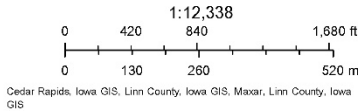
Explanation:

Location Map

Linn County Walford Road Proposed Annexation



October 10, 2023



Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Linn County, the owner of the following described property in Linn County, Iowa (the property) has submitted to the City Council of the City of Cedar Rapids an Application for Voluntary Annexation of the Property to the City of Cedar Rapids:

Part of Lot 2, DAR-T Second Addition to Linn County, Iowa and part of the Southeast Quarter of the Southeast Quarter of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian, Linn County, Iowa described as follows:

Beginning at the Southwest Corner of Lot 1, DAR-T Second Addition to Linn County, Iowa; thence N90°00'00" W along the North Right of Way line of Walford Road, 563.60 Feet to the West Line of the Southeast Quarter of the Southeast Quarter of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian; Thence N1°30'30" W along said west line, 423.77 feet; thence N89°59'30" E, 701.76 feet to the west line of Mann Second Addition; thence S 0°01'55" W along said west line, 80.00 feet to the north line of said Lot 1; thence S89°59'30" W along said north line, 126.87 feet to the Northwest corner of said Lot 1; thence S0°00'50" W along the west line of said Lot 1, 343.71 feet to the point of beginning.

And

Lot 1, Dar-T's Second Addition, Linn County, Iowa

WHEREAS, the Property is locally known as 650 Walford Road and 800 Walford Road, Cedar Rapids, Iowa 52404, and

WHEREAS, Linn County has entered into a Pre-Annexation Agreement with the City of Cedar Rapids governing the future annexation of the Property, and,

WHEREAS, the annexation of the Property is consistent with the Comprehensive Plan of the City of Cedar Rapids, necessary for the future orderly growth and development of the City of Cedar Rapids, and will promote efficient and cost-effective extension of municipal services,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Pre-Annexation Agreement by and between Linn County and the City of Cedar Rapids is hereby approved.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature

CD	LC BLD
ANL	LC BOS
ASR	PD
BSD	PKS
CLK	RCR
DSD	STR
ECICOG	SWM
ENG	TED
FIR	TRN
IDOT	USPS
JC	VOTER REG
LC ASR	WPC
LC AUD	WTR

ANNX-034092-2023

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING THE ANNEXATION OF LAND GENERALLY LOCATED NORTH OF WALFORD ROAD SW AND WEST OF 6TH STREET SW, AS REQUESTED BY LINN COUNTY

WHEREAS, the City of Cedar Rapids, Iowa received an application from Linn County (titleholder) for property generally located north of Walford Road SW and west of 6th Street SW, and

WHEREAS, it is proposed that the City of Cedar Rapids, Iowa, annex land legally described in attached Exhibit "A", as permitted by Iowa Code Chapter 368.7, and

WHEREAS, the property is currently located in College Township in Linn County and the College Community School District, and

WHEREAS, upon recordation of the annexation the property will be included in Voting Precinct Cedar Rapids 48, City Council District 5, County Supervisor District 1, State House District 77, State Senate District 39, State Judicial District 6 and US Representative District 1, and

WHEREAS, the right of way as described in Exhibit "A" will be included in the proposed annexation, and

WHEREAS, it is in the best interest of the City of Cedar Rapids that the land legally described in attached Exhibit "A" be annexed to the City of Cedar Rapids at this time.,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the land legally described above, is hereby annexed by the City of Cedar Rapids, Iowa, in a manner provided by Chapter 368 of the Code of Iowa, and shall become a part of the City of Cedar Rapids, Iowa.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Exhibit A

Legal Description

Part of Lot 2, DAR-T Second Addition to Linn County, Iowa and part of the Southeast Quarter of the Southeast Quarter of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian, Linn County, Iowa described as follows:

Beginning at the Southwest Corner of Lot 1, DAR-T Second Addition to Linn County, Iowa; thence N90°00'00" W along the North Right of Way line of Walford Road, 563.60 Feet to the West Line of the Southeast Quarter of the Southeast Quarter of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian; Thence N1°30'30" W along said west line, 423.77 feet; thence N89°59'30" E, 701.76 feet to the west line of Mann Second Addition; thence S 0°01'55" W along said west line, 80.00 feet to the north line of said Lot 1; thence S89°59'30" W along said north line, 126.87 feet to the Northwest corner of said Lot 1; thence S0°00'50" W along the west line of said Lot 1, 343.71 feet to the point of beginning.

And

Lot 1, Dar-T's Second Addition, Linn County, Iowa

Including the following right-of-way

Being the complete Walford Road and 6th Street SW right-of-way as measured from the southeast corner of Section 29, Township 82 North, Range 7 West of the 5th Principal Meridian as follows: to a perpendicular line being 815 feet west of said southeast corner as measured along the south line of said Section 29; and to a perpendicular line being 485 feet south of said southeast corner as measured along the east line of Section 32, Township 82 North, Range 7 West of the 5th Principal Meridian; and 387 feet north more or less, of said southeast corner and lying easterly and adjacent to Lot 1 of Dar - T Second Addition to Linn County, Iowa, excepting that area within Section 28, Township 82 North, Range 7 West of the 5th Principal Meridian; and the south half of the Walford Road right-of-way lying between said southeast corner and the west right-of-way line of Interstate 380, within Section 33, Township 82 North, Range 7 West of the 5th Principal Meridian.



Council Agenda Item Cover Sheet

Submitting Department: Development Service

Presenter at meeting: William Micheel

Alternate Contact Person: William Micheel

Cell Phone Number: 319-538-5725

E-mail Address: w.micheel@cedar-rapids.org

Description of Agenda Item: ORDINANCES – First and possible Second and Third Readings

A public hearing will be held on November 7th, 2023 to consider a change of zone for property located at 10000 6th street SW from AG, Agricultural, to I-LI, Light Industrial, as requested by Williams Synergy Group, LLC.

CIP/DID #RZNE-033946-2023

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

Background: The request was brought before the City Planning Commission on September 7th, 2023, and was recommended unanimously for approval by the Commission.

Action/Recommendation: City Staff recommend voting in the affirmative on the first reading.

Alternative Recommendation: City Council may request further information.

Time Sensitivity: N/A

Resolution Date: N/A

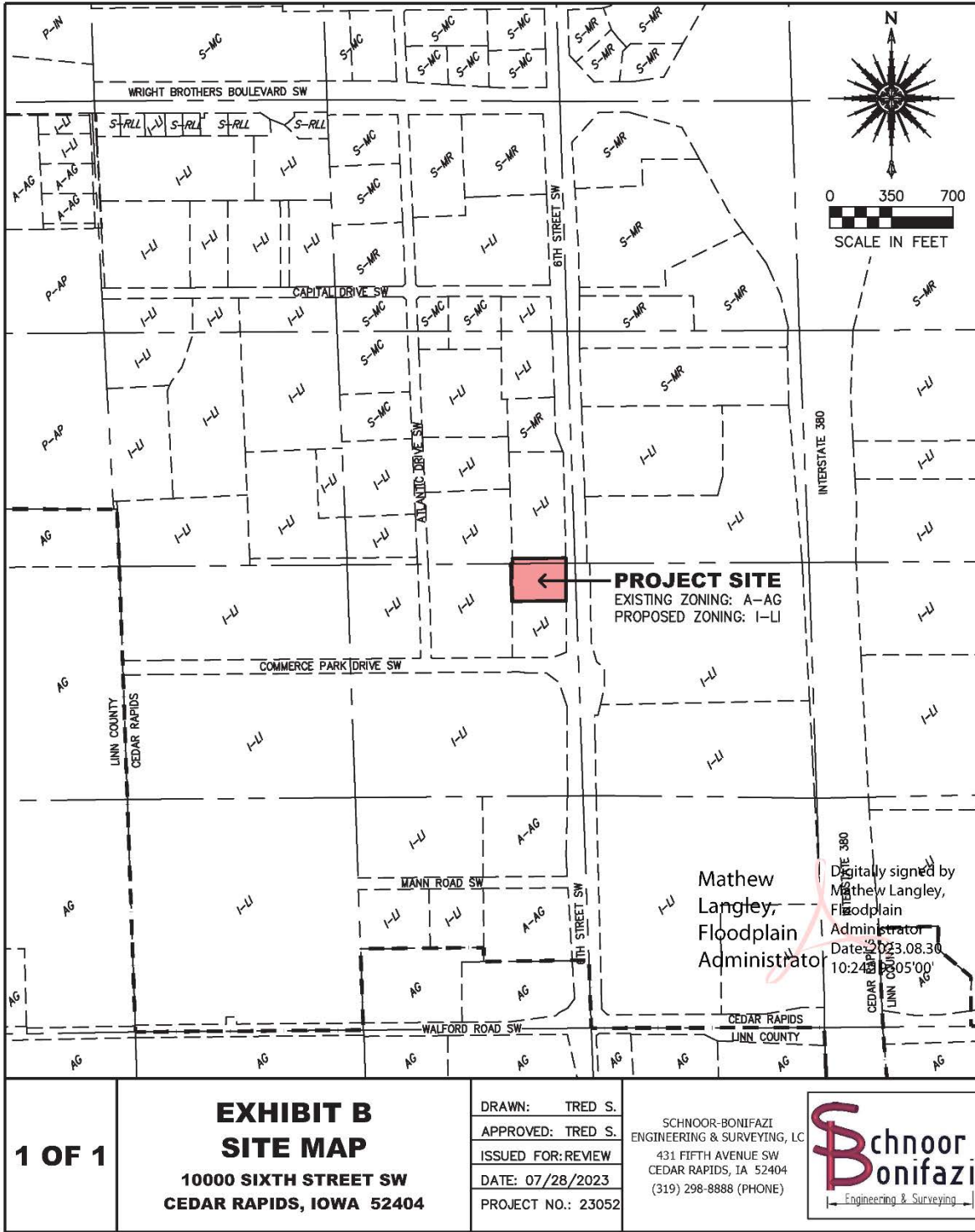
Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



1 OF 1	EXHIBIT B SITE MAP 10000 SIXTH STREET SW CEDAR RAPIDS, IOWA 52404	DRAWN: TRED S.	SCHNOOR-BONIFAZI ENGINEERING & SURVEYING, LC 431 FIFTH AVENUE SW CEDAR RAPIDS, IA 52404 (319) 298-8888 (PHONE)	
		APPROVED: TRED S.		
		ISSUED FOR: REVIEW		
		DATE: 07/28/2023		
		PROJECT NO.: 23052		

DSD
WTR
BSD
ENG
STR
FIR
TED
PKS
RCR

RZNE-033946-2023

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING
THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN
ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY
DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

The South 30 feet of Lot 1, Dar-T First Addition to the City of Cedar Rapids, Linn County,
Iowa AND All that part of the NE 1/4 of the SE 1/4 of Section 29-82-7, Linn County, Iowa,
described as follows: Beginning at the Northwest corner of Lot 1, Mod Second Addition in
Linn County, Iowa; thence N 88°21'20" W 10 Feet along the North line of said NE 1/4 of
the SE 1/4; thence S 00°00'00" E 213.87 Feet, parallel with the East line of said NE 1/4 of
the SE 1/4; thence S 88°21'20"E 10 Feet, parallel with the North Line of said NE 1/4 of the
SE 1/4, to the Southwest corner of Lot 1, Mod Second Addition in Linn County, Iowa;
thence N 00°00'00" W along the West line of Lot 1, Mod Second Addition in Linn County
Iowa, 213.87 Feet to the point of beginning AND Lot 1, Mod Second Addition in Linn
County, Iowa Subject to all easements and restrictions of record.

and located at 10000 6th Street SW, now zoned A-AG, Agricultural District and as shown on the
"District Map," be rezoned and changed to I-LI, Light Industrial District, and that the property be
used for such purposes as outlined in the I-LI, Light Industrial District, as defined in Chapter 32 of
the Municipal Code of Cedar Rapids, Iowa.

Section 2. That the official zoning map of the city of Cedar Rapids is hereby amended
accordingly and this amendment shall be reflected on the next official zoning map to be signed
and dated by the Mayor and City Clerk and approved and adopted by the City Council.

Section 3. That this Ordinance shall be in full force and effect from and after its
passage and publication as provided by law.

Section 4. Following publication of this Ordinance as provided for by law, the City
Clerk shall certify this Ordinance and the plat of the property described hereinabove, as shown
by Exhibit A attached hereto and by this reference incorporated herein, to the Linn County
Recorder.

Introduced this 7th day of November, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature

**REZONING
AUTHORIZATION / CONSENT FORM
& ACCEPTANCE OF CONDITIONS**

I/We Williams Synergy Group, LLC am Titleholder(s)/Owner(s) of
(Name)

property located at : 10000 Sixth Street SW

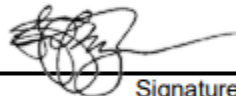
Cedar Rapids Linn County Iowa.

I hereby give my consent to petition the Cedar Rapids City Council for a rezoning to the following zone district:

I-LI (Light Industrial)

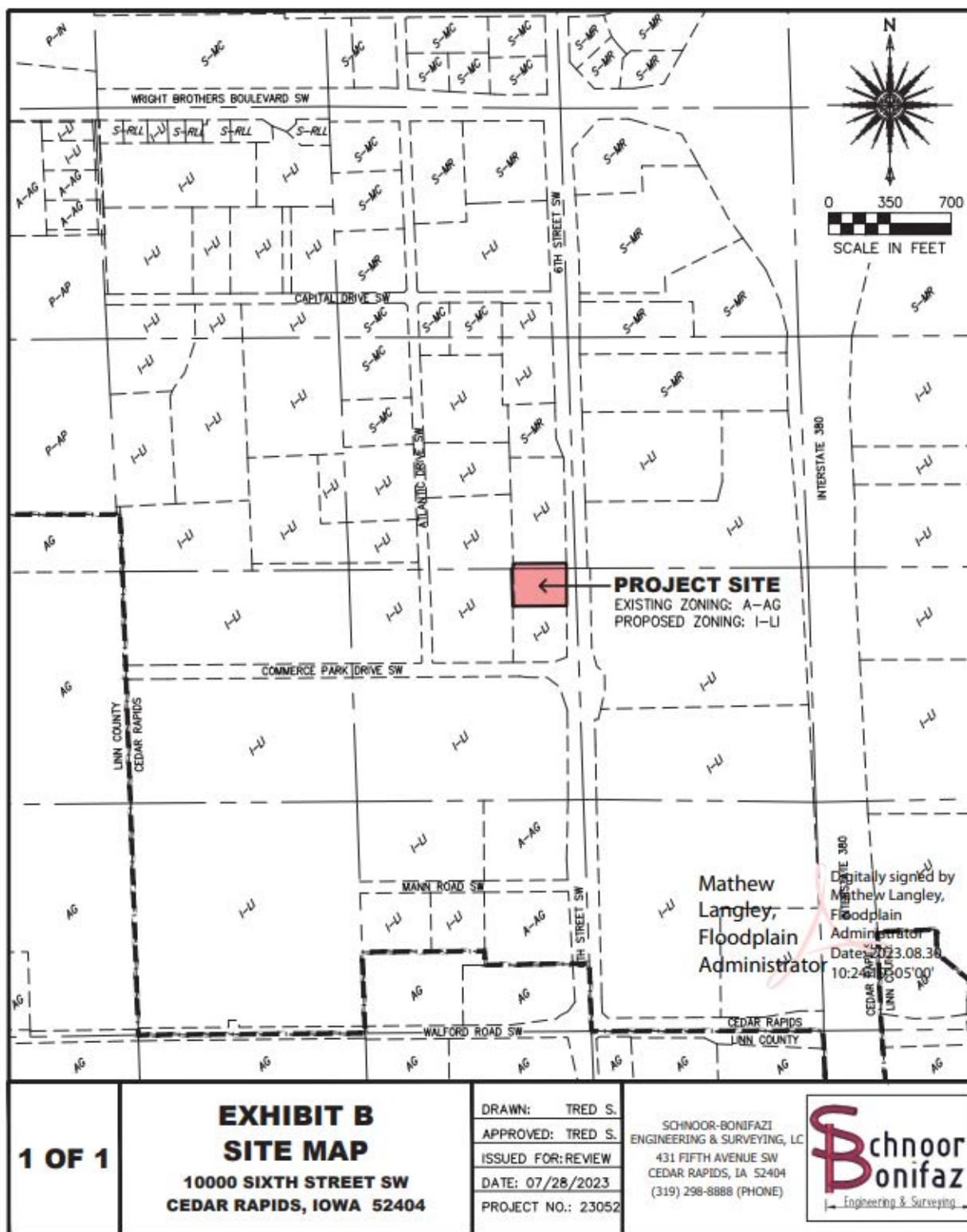
I further agree to any terms and conditions set forth by the City of Cedar Rapids in its approval of said petition. I specifically agree to protect, defend and hold the City of Cedar Rapids and its employees harmless from any and all damages or claims for damages that might arise or accrue by reason of the granting of said use. I also agree that this agreement shall be binding upon the current Titleholder(s)/Owner(s), as well as future owners, heirs, legal representatives, successors and assigns.

Dated this 4 day of August, 2023.



Signature

Exhibit A





Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held on the proposed amendments to the Central Business Urban Renewal Plan, the Amended and Restated Consolidated Central Urban Renewal Plan, and Osada Urban Renewal Plan so as to include all in a consolidated urban renewal plan so the existing areas which will be unified and renamed the Central Consolidated Urban Renewal Area. (Scott Mather) CIP/DID# TIF-0089-2023

- a. Resolution approving the Urban Renewal Plan for the Central Consolidated Urban Renewal Area. CIP/DID #TIF-0089-2023

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

Background: The public hearing and resolution provide for the consolidation of multiple contiguous urban renewal areas generally located in the downtown area of the City into a single urban renewal area known as the Central Consolidated Urban Renewal Area. The existing URAs being consolidated include the Central Business URA, Consolidated Central URA, and Osada URA. The consolidation of the URAs improves planning for development and supportive infrastructure for future growth. As part of the Amendment, no additional area is being added into the consolidated URA. The following includes the process and timeline for the URA Plan Amendment:

Oct 10	Resolution Setting a Public Hearing Date and consultation with affected taxing agencies
Oct 23	Consultation with affected taxing agencies
Nov 7	Public Hearing & Resolution approving Plan amendment

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

Alternative Recommendation: City Council may table and request additional information

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION DETERMINING AN AREA OF THE CITY TO BE A BLIGHTED AREA AND AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING AN URBAN RENEWAL PLAN FOR THE CENTRAL CONSOLIDATED URBAN RENEWAL AREA WHICH CONSOLIDATES THE CENTRAL BUSINESS URBAN RENEWAL AREA, THE CONSOLIDATED CENTRAL URBAN RENEWAL AREA AND OSADA URBAN RENEWAL INTO A UNIFIED AND RENAMED THE CENTRAL CONSOLIDATED URBAN RENEWAL AREA

WHEREAS, by Resolution No. 0193-02-66 adopted on February 9, 1966, the City Council of the City of Cedar Rapids, Iowa determined that certain areas located within the City are eligible and should be designated as a blighted urban renewal area and approved and adopted the Central Business Urban Renewal Plan (the "Central Business URA Plan") for the **Central Business Urban Renewal Area** (the "Central Business URA"), which plan is on file in the office of the Recorder of Linn County; and

WHEREAS, the City Council has made the following amendments to the Amended and Restated Urban Renewal Plan:

<u>Amendment</u>	<u>Resolution No.</u>	<u>Date</u>
Amendment No. 1	1255-06-79	June 27, 1979
Amendment No. 2	1470-09-81	September 21, 1981
Amendment No. 3	0185-02-82	February 10, 1982
Amendment No. 4	0492-04-85	April 17, 1985
Amendment No. 5	2292-12-88	December 7, 1988
Amended and Restated (6)	0044-01-97	January 8, 1997
Second Amended and Restated (7)	1427-10-12	October 23, 2012
Amendment No. 1 to Second Amended and Restated (8)	0513-04-13	April 9, 2013
Amendment No. 2 to Second Amended and Restated (9)	0965-06-13	June 25, 2014
Amendment No. 3 to Second Amended and Restated (10)	0455-04-15	April 14, 2015
Amendment No. 4 to Second Amended and Restated (11)	0812-06-17	June 27, 2017

Amendment No. 5 to Second Amended and Restated (12)	0001-01-19	January 8, 2019
Amendment No. 6 to Second Amended and Restated (13)	0155-02-22	February 8, 2022
Amendment No. 7 to Second Amended and Restated (14)	1594-10-22	October 25, 2022
Amendment No. 8 to Second Amended and Restated (15)	0158-02-23	February 14, 2023

WHEREAS, by Resolution No. 2254-11-00 adopted on November 1, 2000, the City Council of the City of Cedar Rapids, Iowa determined that certain areas located within the City are eligible and should be designated as a blighted urban renewal area and approved and adopted the Amended and Restated Urban Renewal Plan (the "Consolidated Central URA Plan") for the **Consolidated Central Urban Renewal Area** (the "Consolidated Central URA"), which plan is on file in the office of the Recorder of Linn County; and

WHEREAS, the City Council has made the following amendments to the Amended and Restated Urban Renewal Plan:

Amendment	Resolution #	Date
Amendment #1	1059-05-01	May 16, 2001
Amendment #2	0107-02-11	February 8, 2011
Amendment #3	0514-04-13	April 9, 2013
Amendment #4	0968-06-13	June 25, 2013
Amendment #5	1839-12-13	December 3, 2013
Amendment #6	0456-04-15	April 14, 2015
Amendment #7	0946-07-17	July 25, 2017
Amendment #8	1188-09-17	September 12, 2017
Amendment #9	0843-07-19	July 23, 2019
Amendment #10	0003-01-20	January 14, 2020
Amendment #11	1426-11-20	November 17, 2020
Amendment #12	0263-02-21	February 23, 2021
Amendment #13	0793-06-21	June 8, 2021
Amendment #14	0156-02-22	February 8, 2022
Amendment #15	1595-10-22	October 25, 2022
Amendment #16	0090-01-23	January 24, 2023
Amendment #17	0738-05-23	May 23, 2023

WHEREAS, by Resolution No. 1370-7-96 adopted on July 2, 1996, the City Council of the City of Cedar Rapids, Iowa determined that certain areas located within the City are eligible and should be designated as a blighted urban renewal area and approved and adopted the Osada Urban Renewal Plan (the "Osada URA Plan") for the **Osada Urban Renewal Area** (the "Osada URA"), which plan is on file in the office of the Recorder of Linn County; and

WHEREAS, City staff has caused there to be prepared a form of a consolidated plan entitled Central Consolidated Urban Renewal Plan (Consolidated Plan), a copy of which is attached hereto as Exhibit 1 and has been placed on file for public inspection in the office of the City Clerk and which is incorporated herein by reference, the purpose of which is to amend the Central Business URA Plan, Consolidated Central URA Plan, and Osada URA Plan so as to: (a) unify the City's Central Business URA, Consolidated Central URA, and Osada URA; (b) rename the Central Business, Consolidated Central URA, and Osada URA as the **Central Consolidated Urban Renewal Area** (the "Urban Renewal Area" or "Area") and rename the urban renewal plans for the Central Business URA Plan, Consolidated Central URA Plan, and Osada URA Plan as the **Central Consolidated Urban Renewal Plan** (the "Urban Renewal Plan" or "Plan"); and (c) add projects that may be undertaken by the City in accordance with the Plan; and

WHEREAS, the Central Consolidated Urban Renewal Area will consist of the following existing areas that will be linked into a unified area: Central Business URA, Consolidated Central, and Osada URA; however, the previously established frozen base values for all of the previously established areas remain unchanged; and

WHEREAS, the existing urban renewal areas being unified in the Urban Renewal Area include the following described areas:

CENTRAL BUSINESS URBAN RENEWAL AREA

Beginning at a point at the intersection of the easterly right-of-way line of Fifth Street SE and the southerly right-of-way line of Fifth Avenue SE being the Point of Beginning; thence Southwesterly along said southerly right-of-way line of the Fifth Avenue SE to a point of intersection with the easterly right-of-way line of Fourth Street SE; thence Southeasterly along said easterly right-of-way line of Fourth Street SE to a point of intersection with the southerly right-of-way line of Ninth Avenue SE; thence Southwesterly along said southerly right-of-way line of Ninth Avenue SE to a point of intersection with the east bank of the Red Cedar River; thence Northwesterly along the east bank of the Cedar River to the southerly right-of-way line of Eighth Avenue SE; thence Southwesterly along said southerly right-of-way line of Eighth Avenue SE to a point of intersection with the southerly right-of-way line of Diagonal Drive SW; thence Westerly along said southerly right-of-way line of Diagonal Drive SW to its intersection with the westerly right-of-way line of First Street SW; thence Northwesterly along said westerly right-of-way line of First Street SW to a point of intersection with the southerly right-of-way line of Fourth Avenue SW; thence Westerly along said southerly right-of-way line of Fourth Avenue SW to a point of intersection with the westerly right-of-way line of Second Street SW; thence Northwesterly along said westerly right-of-way line of Second Street SW to a point of intersection with the northerly right-of-way line of Second Avenue SW; thence Northeasterly along said northerly right-of-way line of Second Avenue SW to a point of intersection with the westerly right-of-way line of the alley located between First Street SW and Second Street SW; thence Northwesterly along said westerly right-of-way line of the alley located between First Street SW and Second Street SW to a point of intersection with the southerly right-of-way line of vacated A Avenue NW; thence Westerly along said southerly right-of-way line of vacated A Avenue NW to a point of intersection with the easterly vacated right-of-way line of Second Street NW; thence Northwesterly along said easterly vacated right-of-way line of Second Street NW to a point of intersection with the southerly right-of-way line of E Avenue NW; thence Westerly along said southerly right-of-way line of E Avenue NW to a point of intersection with the westerly right-of-way line of Third Street NW; thence Northerly along said westerly right-of-way line of Third Street NW to a point of intersection with the northerly right-of-way line of I Avenue NW; thence Easterly along said northerly right-of-way line of I Avenue NW to a point of intersection with the westerly right-of-way line of First Street NW; thence Northerly along said westerly right-of-way line of First Street NW to a point of intersection with the southerly right-of-way line of the Chicago and Northwestern Railroad; thence Easterly along said southerly right-of-way line of the Chicago and Northwestern Railroad to a point of intersection with the easterly bank of the Red Cedar River; thence Southerly along said easterly bank of the Red Cedar River to a point of intersection with the southerly right-of-way line of vacated D Avenue NE; thence Easterly along said southerly right-of-way line of vacated D Avenue NE to a point of intersection with the easterly property line of Lot 2 of Auditor's Plat No. 208; thence Southerly and southeasterly along the easterly property lines of Fractional Blocks 14 and 15, Original Town to a point of intersection with the westerly extension of the northerly right-of-way line of the alley located one hundred and forty feet northerly of B Avenue NE; thence Northeasterly along the northerly right-of-way line of said alley located one hundred and forty feet northerly of B Avenue NE extended to a point of intersection with the easterly right-of-way line of Second Street NE; thence Southeasterly along said easterly right-of-way line of Second Street NE to a point

of intersection with the northerly right-of-way line of B Avenue NE; thence Northeasterly along said northerly right- of-way of B Avenue NE to a point of intersection with the easterly right-of-way line of Third Street NE; thence Southeasterly along said easterly right-of-way line of Third Street NE to the northerly right-of-way line of the alley first located one hundred and forty feet northerly of A Avenue NE; thence Northeasterly along said northerly right-of-way line of the alley first located one hundred and forty feet northerly of A Avenue NE to Fourth Street NE; thence Southeasterly along said easterly right-of-way line of Fourth Street NE to a point of intersection with the northerly alley right-of-way line first located one hundred and forty feet northerly of First Avenue East; thence Northeasterly along said northerly alley right-of-way line first located one hundred and forty feet northerly of First Avenue East to a point of intersection with the easterly right-of-way line of Fifth Street NE; thence Southeasterly along said easterly right-of-way line of Fifth Street NE to the Point of Beginning.

CONSOLIDATED CENTRAL URBAN RENEWAL AREA

Beginning at a point on the southerly right-of-way line of 3rd Avenue SW at its intersection with the Red Cedar River;

Thence north and northwesterly along and parallel to the west bank of the Red Cedar River to the northeasterly corner of Lot 16 of Auditors Plat 156; thence southwesterly along the north line of said Lot extended to the west right-of-way line of Ellis Boulevard NW; thence southerly along said right-of-way to the north right-of-way line of Ellis Lane NW; thence west-southwesterly along said right-of-way extended to the northwesterly point of intersection of 11th Street NW extended; thence southerly along the westerly right-of-way of said Street to a point of intersection with the southerly right-of-way line of N Avenue NW; thence westerly along said Avenue right-of-way to the point of intersection with the easterly line of Lot 22, Emery's 2nd Addition; thence southerly along the said east lot line extended to the northerly right-of-way line of M Avenue NW; thence easterly along the northerly right-of-way of said Avenue to the point of intersection with the westerly right-of-way line of 11th Street NW; thence southerly along the westerly right-of-way of said Street to a point of intersection with the southerly right-of-way line of I Avenue NW; thence easterly along the southerly right-of-way of said Avenue to the westerly point of the intersection with the westerly right-of-way line of 10th Street NW; thence southerly along the westerly right-of-way line of said Street to the point of intersection with the southerly right-of-way line of E Avenue NW; thence westerly along the southerly right-of-way line of said Avenue to the westerly point of the intersection with the westerly right-of-way line of 11th Street NW; thence south along the westerly right-of-way of said Street to its point of intersection with the south right-of-way line I Avenue NE; thence easterly along said south right-of-way line to its point of intersection with the east line of Lot 17, Belmont Park subdivision; thence south along the said east line extended to its intersection with the south right-of-way line of E Avenue NW; thence west along said south right-of-way line to its intersection with the west right-of-way line of 11th Street NW; thence south and southeasterly along said west right-of-way to its intersection with the northwesterly right-of-way line of 2nd Avenue SW; thence southerly along the westerly right-of-way of 11th Street NW to the southwesterly point of intersection with the southerly right-of-way line of 3rd Avenue SW; thence easterly along the southerly right-of-way line of said Avenue to its intersection with the Chicago and Northwestern railroad tracks; thence southerly along said Railroad right-of-way to the point of intersection with the northerly right-of-way line of 8th Avenue SW; thence westerly along the northerly right-of-way of said Avenue to the point of intersection with the westerly right-of-way line of 15th Street SW; thence southerly along the westerly right-of-way line of said Street to the point of intersection with the southerly right-of-way line of 14th Avenue SW; thence easterly along the southerly right-of-way line of said Avenue extended to the point of intersection with the westerly right-of-way line of the Chicago and Northwestern railroad tracks; thence southwesterly along the

westerly right-of way line of said railroad tracks to the point of intersection with the northerly right of-way line of Wilson Avenue SW; thence east along the north right-of-way line of said Avenue to the point of intersection with the westerly right-of-way line of 3rd Street SW; thence north along the west right-of-way line of said Street to the intersection with the southerly right-of-way line of 18th Avenue SW; thence east along said right-of-way line to the intersection of the south right-of-way line 17th Avenue SW extended; thence northeasterly along said right-of-way line to the intersection of the easterly right-of-way line of Barbar Street W; thence north along said right-of-way to the intersection of the northerly right-of-way line of D Street SW; thence southeasterly along said right-of-way to the intersection with the southerly right-of-way line of 18th Avenue SW; thence northeasterly along said right-of-way line to the intersection of the easterly right-of-way line of C Street SW; thence southeasterly along said right-of-way line to the intersection of the southerly right-of-way line of Hawthorne Drive SW; thence east along the extension of said right-of-way to the southwesterly bank of the Red Cedar River; thence north and northwesterly along the said river bank to the easterly right-of way line of the Chicago Rock Island and Pacific Railroad; thence northwesterly along said right-of-way to the intersection of the northeasterly bank of the Red Cedar River; thence northeasterly along said river bank to the intersection of a line extending southward along the westerly right-of-way of the alley abutting 16th Avenue SE; thence north along said extended right-of-way to the intersection of the southerly right-of-way line of 15th Avenue SE; thence easterly along said right-of-way to a point approximately 300 feet east of 18th Street SE; thence north along a parcel line to the intersection of the northerly right-of-way line of 12th Avenue SE; thence east along said right-of-way line to the easterly right-of-way line of 19th Street SE, continuing east along the south line of Lot 22, Burtons Irregular Survey to the southeast corner of said Lot 22; thence north along the east line of Burtons Irregular Survey to the northerly right-of-way line of Mt. Vernon Road SE; thence east along said right-of-way line to the intersection of the easterly right-of-way line of 19th Street SE; thence north along said right of-way line to the intersection of the extended south right-of-way line of Ridgewood Terrace SE; thence west along said right-of-way line extended to the intersection of the southerly right-of-way line of 3rd Avenue SE and the extended northerly right-of-way line of 18th Street SE; thence northwesterly along the northerly right-of-way line of said 18th Street SE to the intersection of the northerly right-of-way line of 1st Avenue East; thence southwesterly along the said right-of-way line to the intersection of the easterly right-of-way line of 18th Street NE; thence northwesterly along the said right-of-way line the intersection of the north right-of-way line of D Avenue NE; thence southwesterly along said right-of-way to the intersection of the easterly right-of-way line of 17th Street NE; thence northwesterly along said right-of-way to the intersection of the southerly right-of-way line of F Avenue NE; thence northeasterly along said right of-way 170 feet; thence northwesterly from said point 32 feet to the centerline of said F Avenue SE; thence northeasterly along said centerline 130 feet to the intersection of the extended east lot line of Lot 3, Block 18, Green and College Addition; thence southeasterly along said easterly lot line to a point 10 feet southerly of the south lot line of said Lot 3, Block 18, Green and College Addition; thence northeasterly along a line perpendicular to the east lot line of Lot 3, Block 18, Green and College Addition to the intersection of the extended west lot line of Lot 6, Block 18, Green and College Addition; thence northwesterly 10 feet to the southwest corner of Lot 6, Block 18, Green and College Addition; thence northeasterly along the south lot line of said Lot 6 to the intersection of the westerly right-of-way line of 18th Street SE; thence southeasterly along said right-of-way 10 feet to the intersection of the centerline of the alley of the vacated alley between E Avenue NE and F Avenue NE; thence northeasterly along the extended centerline of said alley to the intersection of the easterly right-of-way line of 19th Avenue SE; thence southeasterly along said right-of-way 10 feet to the extended southerly right-of-way line of said vacated alley; thence northeasterly 480 feet along the extended southerly right-of-way line of said vacated alley to the intersection of the west boundary of Cedar Rapids School District property; thence northwesterly along said west property boundary to the south right-of-way line of the C.M. St. P. & P. Railroad; thence northeasterly along the

south right-of-way of said Railroad to the intersection of the west right of-way line of 20th Street NE; thence northwesterly along said right-of-way to intersection of the northerly right-of-way line of K Avenue NE; thence southwesterly and west along said right-of-way line to the intersection of the north extension of the east lot line of Lot 37, Block 8, Mound Farm; thence south along the north extension of said east lot line to the intersection of the north right-of-way line of J Avenue NE; thence westerly along said right-of-way line to the intersection of the north extension of the west lot line Lot 3, Block 8, Bells Addition; thence south along the said extended west property line to the intersection of the south right-of-way line of the vacated alley south of J Avenue NE; thence easterly along the south right-of-way line of said vacated alley to the intersection of the northerly right-of-way line of I Avenue NE; thence southwesterly and west along said right-of-way to the intersection of the east right-of-way line 17th Street NE; thence northerly along said right-of-way to the intersection of the north right-of-way line of J Avenue NE; thence westerly along said right-of-way to the intersection of the east right-of-way line of Oakland Road NE; thence north along said right-of-way to the intersection of the east extension of the northerly lot lines of Lots 1 through 8, Auditors Plat Number 63; thence westerly along the said extended northerly lot lines to the intersection of the east right-of-way line of Center Point Road NE; thence northerly along said right-of-way line to the intersection of the north right-of-way line of 29th Street NE; thence westerly along said right-of-way line to the intersection of the east right-of-way line of Interstate 380; thence southerly along said right-of-way to the intersection of the north right-of-way line of J Avenue NE; thence westerly and northwesterly along said right-of-way to the intersection of the north extension of the northwesterly boundary of Mohawk Park; thence southwesterly along the said extended boundary of Mohawk Park to the northeasterly bank of the Red Cedar River; thence southeasterly along the said northeasterly bank of the Red Cedar River to the Chicago, Northwestern railroad bridge; thence northeasterly approximately 1,200 feet to the intersection with the north extension of the westerly right-of-way line of 5th Street NE extended at the north right-of-way line the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence northeasterly along said railroad right-of-way to the intersection of the west right-of-way line of Center Point Road NE at Coe Road NE; thence southwesterly along the south right-of-way line of said Coe Road NE to the intersection with the west right-of-way line of 12th Street NE at the north right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence along the said north railroad right-of-way line to the intersection with the north extension of the westerly right of-way line of 10th Street NE; thence southeasterly along said right-of-way line to the intersection of the northerly right-of-way line of the alley between 3rd Avenue SE and 4th Avenue SE; thence southwesterly along said alley right-of-way to the intersection of the easterly right-of-way line of 5th Street SE; thence southeasterly along said right-of-way to the intersection of the southerly right-of-way of 5th Avenue SE; thence southwesterly along said right-of-way to the intersection of the easterly right-of-way of 4th Street SE; thence southeasterly along said right-of-way to the intersection of the southerly right-of-way line of 9th Avenue SE and the easterly right-of-way of the Chicago, Rock Island and Pacific Railroad; thence southwesterly along said right-of-way line to the intersection of the southerly right-of-way line of 9th Avenue SE and the easterly bank of the Red Cedar River; thence northwesterly along said easterly bank to the intersection of the southerly right-of-way line of 8th Avenue SE; thence southwesterly along said right-of-way line to the intersection of the southerly right-of-way of Diagonal Drive SW; thence northwesterly along said right-of-way to the intersection of the westerly right-of-way of 1st Street SW; thence northwesterly along said right-of-way to the intersection of the southerly right-of-way line of 4th Avenue SW; thence southwesterly along said right-of-way to the intersection of the westerly right-of-way line of 3rd Street SW; thence northwesterly along said right-of-way line to the intersection of the southerly right-of-way line of 3rd Avenue SW; thence northeasterly along said right-of-way to the point of beginning.

Excepting therefrom the following area:

The easterly 42.1 feet of Lot 3, and all Lots 4 through 10, Carpenters Second Addition to the Town of Cedar Rapids, Linn County, Iowa.

OSADA URBAN RENEWAL AREA

The easterly 42.1 feet of Lot 3, and all Lots 4 through 10, Carpenters Second Addition to the Town of Cedar Rapids, Linn County, Iowa.

WHEREAS, no new land is being added to the Urban Renewal Area; and

WHEREAS, by Resolution No. 1493-10-23, the Cedar Rapids City Council directed that a consultation be held with the designated representatives of all affected taxing entities to discuss the Plan and the division of revenue described therein, and that notice of the consultation and a copy of the proposed Plan be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held on Monday, October 23, 2023 at 10:00 a.m., and all responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Economic Development Manager filed herewith and attached as Exhibit 2 and by this reference incorporated herein, which report is in all respects approved; and

WHEREAS, by Resolution No. 1493-10-23, the Cedar Rapids City Council also set a public hearing on the adoption of the proposed Amendment for the meeting on November 7, 2023 commencing at 12:00 p.m., and due and proper notice of the public hearing was given, as provided by law, by timely publication in the Cedar Rapids Gazette and by mail to the affected taxing entities, which notice set forth the time and place for this hearing that nature and purpose thereof; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Amendment, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Council in connection therewith and the public hearing has been closed.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2. The findings and conclusions set forth or contained in the Amendment concerning the area of the City of Cedar Rapids, State of Iowa, be and the same are hereby ratified and confirmed in all respects as the findings of this Council for this area.

Section 3. The City Council further finds:

- A. Although relocation is not expected, a feasible method exists for the relocation of any families who may be displaced from the Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;
- B. The Amendment conforms to the general plan for the development of the City as a whole; and

- C. Acquisition by the City is not immediately expected, however, as to any areas of open land to be acquired by the City included within the Urban Renewal Area:
- i. Residential uses is expected and with reference to any portions thereof which are to be developed for residential uses, this City Council hereby determines that a shortage of housing of sound standards and design with decency, safety and sanitations exists within the City; that the acquisition of the area for residential uses is an integral part of and essential to the program of the municipality; and that one or more of the following conditions exist:
 - a. That the need for housing accommodations has been or will be increased as a result of the clearance of slums in other areas, including other portions of the urban renewal area.
 - b. That conditions of blight in the municipality and the shortage of decent, safe, and sanitary housing cause or contribute to an increase in and spread of disease and crime, so as to constitute a menace to the public health, safety, morals, or welfare.
 - c. That the provision of public improvements related to housing and residential development will encourage housing and residential development which is necessary to encourage the retention or relocation of industrial and commercial enterprises in this state and its municipalities.
 - d. The acquisition of the area is necessary to provide for the construction of housing for low- and moderate-income families.
 - ii. Non-residential use is expected and with reference to those portions thereof which are to be developed for non-residential uses, such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the City in accordance with sound planning standards and local community objections.

Section 4. The Central Business URA, Consolidated Central URA, and Osada URA were previously designated as a blighted urban renewal area within the meaning of Chapter 403, Code of Iowa, and the Central Consolidated Urban Renewal Area continues to be a blighted urban renewal area within the meaning of the urban renewal law; that the Area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of the urban renewal law; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this City.

Section 5. The Amendment to the Central Business Urban Renewal Plan, the Amended and Restated Consolidated Central Urban Renewal Plan, and Osada Urban Renewal Plan are to include all in a consolidated urban renewal plan so the existing areas which will be unified and renamed the Central Consolidated Urban Renewal Area, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as " Central Consolidated Urban Renewal Plan for the City of Cedar Rapids, State of Iowa"; The Amendment is hereby in all respects approved; and the City Clerk is hereby directed to file a certified copy of the Amendment and the proceedings of this meeting.

Section 6. The Amendment shall be forthwith certified by the City Clerk, along with a copy of this Resolution, to the Recorder for Linn County, Iowa, to be filed and recorded in the manner provided by law.

Section 7. Notwithstanding any resolution, ordinance, plan, amendment or any other document, the Amendment shall be in full force and effect from the date of this Resolution until the City Council amends or repeals the Amendment.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

EXHIBIT 1



**CENTRAL CONSOLIDATED
URBAN RENEWAL PLAN**

CENTRAL CONSOLIDATED RENEWAL AREA

Central Business Urban Renewal Area (Including Amendments 1-15)
Consolidated Central Urban Renewal Area (Including Amendments 1-17)
Osada Urban Renewal Area

**Consolidated Plan Approved by City Council
Resolution No. LEG_NUM_TAG**

City Manager's Office
City of Cedar Rapids, Iowa
City Hall
101 First Street SE
Cedar Rapids, IA 52401

1.0 INTRODUCTION

The City of Cedar Rapids (the “City”) has created and amended three urban renewal areas in areas generally in and contiguous to the downtown area of Cedar Rapids. The purpose of these existing urban renewal areas is to remediate blight and promote the growth and retention of qualified industries and businesses in the Urban Renewal Area through various public purpose and special financing activities. Changing priorities make it unnecessary to have separate areas to accomplish the same objectives, and the City desires to link the urban renewal areas into a contiguous area to adequately address blight remediation, facilitate and promote economic development, redevelopment, maximize incremental property tax revenues, and provide adequate infrastructure in the areas. Accordingly, this consolidated urban renewal plan of the Central Consolidated Urban Renewal Area (“Consolidated Plan”) accomplishes the following:

1. Consolidates and links the following urban renewal areas:
 - Central Business Urban Renewal Area (Includes Amendments 1-15) as shown in Exhibit A
 - Consolidated Central Urban Renewal Area (Includes Amendments 1-17) as shown in Exhibit B
 - Osada Urban Renewal Area as shown in Exhibit C

The adoption this Consolidated Plan will have no effect on any of the tax increment ordinances that have been adopted for any of the urban renewal areas, or on any of the tax base valuations that have been previously established for any of the urban renewal areas or amendment areas.

2. Renames the consolidated areas as the Central Consolidated Urban Renewal Area (the “Area” or “Urban Renewal Area”) and renames the amended and consolidated plans the Central Consolidated Urban Renewal Plan.
3. Amends and restates the existing plans, as amended, for the aforementioned urban renewal areas so as to update and confirm the list of objectives, activities, and projects for the Area.

Except as modified by this Consolidated Plan, the provisions of the plans for the consolidated areas, as previously amended, including any previously approved projects, are hereby ratified, confirmed, and approved and shall remain in full force and effect as provided herein. In case of any conflict or uncertainty, the terms of this Consolidated Plan shall control.

2.0 DESCRIPTION OF THE URBAN RENEWAL AREA

The Urban Renewal Area, including all of the existing areas being consolidated, is described in Exhibit D.

3.0 AREA DESIGNATION

The Central Consolidated Urban Renewal Area continues to be designated as a blight area, and economic development area under Chapter 403 of the Code of Iowa and is appropriate for the remediation of blight and the promotion of economic development.

4.0 BASE VALUES

Those portions of the existing areas being consolidated as a result of this Consolidated Plan which are already included in a tax increment financing (“TIF”) ordinance will retain their separate existing base values. Correspondingly, different portions of the Urban Renewal Area will continue to have different TIF areas with different base value dates.

5.0 LAND USES AND DEVELOPMENT PLAN

On November 27, 2018, the City Council repealed Chapter 32, Zoning Ordinance, and enacted a new Chapter 32 containing updating zoning requirements. This Consolidated Plan does not in any way replace or modify the City’s current land use planning or zoning regulation process. Cedar Rapids has a general plan for the physical development of the City as a whole outlined in EnvisionCR, adopted January 27, 2015 and is from time to time amended. The goals and objectives of the Consolidated Plan, including the urban renewal projects updated in this Consolidated Plan, are in conformity with EnvisionCR.

The need, if any, for improved traffic, public transportation, public utilities, recreational and community facilities, or other public improvements within the Urban Renewal Area is set forth in the Consolidated Plan or in a predecessor plan or amendment. As the Area redevelops, the need for public infrastructure extensions and upgrades will be evaluated and planned for by the City.

6.0 PROJECT AREA OBJECTIVES

Renewal activities are designed to provide opportunities, incentives, and sites for community blight remediation and economic development purposes, including new and expanded industrial, commercial, and mixed-use development. More specific objectives of the Urban Renewal Plan are as follows:

1. To stimulate through public action and commitment, private investment in redevelopment and new development;
2. To plan and provide sufficient land for new and expanding private development;
3. To attract new businesses to the City and to encourage the expansion of existing City businesses;
4. To provide for the creation of new jobs and the retention of existing jobs;
5. To provide a more marketable and attractive investment climate through the use of various federal, state and local incentives;
6. To ensure that the Area is adequately served with public facilities, roadways, trails, parks and open space, utilities and services; and

7. To achieve a diversified, well-balanced economy providing a desirable standard of living, creating job opportunities for City residents, and strengthening the property tax base of the City.
8. To eliminate blighting influences and promote revitalization.

7.0 PROJECT AREA ACTIVITIES

As a means of assisting in the redevelopment of the Area and fulfilling the objectives of this Consolidated Plan, the City may determine:

1. To undertake and carry out urban renewal project activities through the execution of contracts and other instruments;
2. To arrange for or cause to be provided the construction or repair of public infrastructure improvements, including street, water, sanitary sewer and storm sewer systems, traffic signals, and public utilities or other facilities in connection with urban renewal projects;
3. To acquire property through a variety of means (purchase, lease, exchange, condemnation, donation or otherwise) and to hold, clear or prepare the property for redevelopment;
4. To dispose of property so acquired (by sale, lease, exchange or otherwise) for purposes of private redevelopment;
5. To provide financing to pay a portion of the cost of construction of new facilities and developments;
6. To undertake or cause to be undertaken the construction of specific site improvements, such as grading and site preparation activities, access roads and parking, fencing, utility connections and related activities, in connection with the disposition of property;
7. To make loans or grants to private persons or businesses for economic development purposes on such terms as may be determined by the City Council;
8. To borrow money and provide security therefor;
9. To provide for relocation benefits as required by law;
10. To establish and enforce controls, standards and restrictions on land use and buildings;
11. To make or have made surveys and plans necessary for the implementation of the urban renewal program and specific urban renewal project activities;
12. To use tax increment financing to provide for necessary physical improvements and infrastructure, and to fund other urban renewal project costs; or
13. To use any and all other powers, without limitation, granted by the Iowa Code to develop and provide for improved economic conditions in the City of Cedar Rapids, Iowa.

8.0 PROPERTY ACQUISITION

All of the properties, besides existing city owned property, public right-of-way or planned right-of-way, located within the Area are privately owned and the City does not presently intend to acquire any land in the Area for purposes of private development, other than property that will be dedicated and platted to the City for right-of-way. Areas may be identified for acquisition in the future for the following purposes:

- To provide sites for needed private and public improvements or facilities in proper relationship to the projected demand for such facilities and in accordance with accepted criteria for the development of such facilities;
- To assemble land into parcels of adequate size and shape to meet contemporary development needs and standards and to allow new construction to meet the objectives of this Consolidated Plan; or
- To acquire any and all interests in any property within the Project Area which in any way dominates or controls usage of other real property proposed to be acquired.

9.0 CLEARANCE AND DISPOSITION OF PROPERTY

If the City makes improvements in preparation for redevelopment or transfer of land to private developers, all improvements will be accomplished in accordance with the goals and objectives of this Consolidated Plan and in concert with other actions to ensure timely improvement of the land.

The City may advertise and solicit development proposals, may negotiate directly with prospective developers, and may dispose of all or a portion of any property acquired by it for the purpose of redevelopment in accordance with the goals and objectives of this Consolidated Plan. The property so disposed of may include vacated right-of-way and other lands under public ownership which are not needed for public purposes.

The City may subdivide, vacate or otherwise change the recorded arrangement of property under its control to accomplish the goals and objectives of this Consolidated Plan.

10.0 DEVELOPER REQUIREMENTS

In consideration of the efforts to be made by the City in furthering the development of the Area, developers who purchase land in the Area may be required to observe the land use requirements of this Consolidated Plan and to enter into a contractual agreement with the City in order to assure that the objectives of this Consolidated Plan are furthered or achieved.

1. Developers will not be permitted to defer the start of construction for a period longer than that required to prepare architectural plans, obtain satisfactory financing, and the review and approval of such plans by the City in order to establish their conformance with the provisions of this Consolidated Plan. In addition, it is expected that the following provisions will be included in agreements with developers:
 - a. Developers will submit plans and schedules for the proposed development to the City and will keep the City informed regarding progress on implementing these plans;

- b. Any land purchased from the City can only be used for the purpose of development, and not for speculation;
- c. Any ownership parcel made up in part of land acquired from the City will be built upon and improved in conformity with the objectives and provisions of this Consolidated Plan;
- d. Construction of improvements will be initiated and completed within a reasonable time; and
- e. There will be no discrimination against any person or group of persons on account of race, creed, color, national origin or ancestry in the sale, lease, sublease, transfer, use of enjoyment of the premises therein conveyed, nor will the developers themselves, or any claiming under or through them, establish or permit such practices of discrimination or segregation with respect to the selection, location, number, use or occupancy of tenants, lessees, or sub lessees in the premises therein conveyed.

The contract and other disposition documents to be executed by the developer will set forth, in detail, the provisions, standards and criteria for achieving the objectives and land use requirements established in this Consolidated Plan.

11.0 PROJECT AND CITY INDEBTEDNESS

The estimated amount of debt to be incurred by the updated urban renewal projects identified in this Consolidated Plan are outlined in *Section 12* of this Amendment. The estimated project costs in this Consolidated Plan are estimates only and will be incurred and spent over a number of years. In no event will the City's constitutional debt limit be exceeded. The City Council will consider each project proposal on a case-by-case basis to determine if it is in the City's best interest to participate before approving an urban renewal project or expense. It is further expected that such indebtedness may be financed in whole or in part with tax increment revenues from the Urban Renewal Area, as amended. Subject to the foregoing, the anticipated aggregate indebtedness to be incurred for the proposed urban renewal projects identified in this Consolidated Plan is estimated at \$4,330,000.

Currently, the City of Cedar Rapids' outstanding general obligation indebtedness is \$366,140,000 (as of Fiscal Year 2024 beginning July 1, 2023). The Constitution of the State of Iowa limits the amount of City debt outstanding at any time to no more than five (5) percent of the value (as shown by the last certified state and county tax list) of all taxable property within the City. The City's constitutional debt limit is \$652,291,034 as of July 1, 2023 (FY2024).

12.0 ELIGIBLE URBAN RENEWAL PROJECTS

Numerous urban renewal projects were authorized prior to the date of this Consolidated Plan consistent with the predecessor plans, as previously amended. Such projects are not listed in this Consolidated Plan but consist of a variety of urban renewal projects, some of which are continuing in nature.

Development Agreements

The following private redevelopment project was included as part of the Original plan, however, additional details, including the estimated amount of tax increments with respect to the project are being updated:

Project	Description & Rationale	Tax Increment
1627 Hamilton Street SW	Developer to construct 4 three plex townhomes, with each unit being 3 bedroom, 2.5 bath, and 2 stall garage each. City to provide a reimbursement of 100% of tax increments up to (i) a net present value (NPV) of \$600,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive payments, whichever occurs first.	\$1,200,000
512 3 rd Ave SE	Developer to renovate existing 16,400 square foot commercial building and construct a 9,100 square foot addition. Developer to show demonstrated increased costs associated with LEED certification, with city to provide up to 10 year, 100% rebate of increased taxes.	\$950,000
920 M Street SW 926 M Street SW 930 M Street SW 940 M Street SW 1213 N Street SW	Developer to construct 1 single family home and 2 accessory dwelling units (ADU's) on each parcel. Each unit is 3 bedroom, 2 bath, with 3 garage stalls. City to provide a reimbursement of 100% of tax increments up to (i) a net present value (NPV) of \$400,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive payments, whichever occurs first.	\$775,000
1003 and 1007 6 th Street SE	Developer to construct 4 two story townhomes with each unit being 1945 square foot, 4 bedroom, 3 bath, and 2 stall garage. The lots are currently empty. The city would provide standard incentive of 10 year, 100% of increased taxes.	\$120,000
550 Oakland Road	Developer adaptive reuse of existing 7,000 square foot commercial warehouse building and construct 8 1-bedroom apartments and 4 2-bedroom apartments. City to provide standard incentive of 10 year, 100% of increased taxes.	\$85,000
1021 8 th St NW 1027 8 th St NW 1033 8 th St NW	Developer to construct a single-family home and two (2) ADU's on each parcel, with 3 stall garage. Each single-family home is 3-bedroom, 2 bath and each ADU is 2-bedroom, 2 bath. The lots are currently empty. City to provide a reimbursement of 100% of tax increments up to (i) a net present value (NPV) of \$325,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive payments, whichever occurs first.	\$600,000
329 2 nd Ave SE	Developer adaptive reuse project to construct 13 apartments on the 2 nd and 3 rd level (5-studio, 7 1-bedroom, and 1 2-bedroom), with 1 st floor commercial space. Project to adhere to historic rehabilitation standards. City to provide standard incentive of 10-year, 100% reimbursement of new taxes.	\$380,000
329 12 th Ave SE	Developer constructed 4-story mixed use building and was approved for 10-year, 100% abatement. Building was modified to condominium regime, causing the commercial portion to be eligible for only 3-year, 100% abatement. City to provide the remaining 7 year, 100% rebate of increased taxes.	\$200,000

Public Improvements

Use of tax increments within the Area for improvements to streets, highways, avenues, public ways, and public grounds; installation of street lighting fixtures, connections and facilities; installation and repair of traffic signals and control devices; construction, reconstruction, and repair of sidewalks and pedestrian underpasses and overpasses; improvement and repair of bridges, culverts, retaining walls, viaducts, underpasses, grade crossing separations, and approaches; construction, reconstruction, repair, and relocation of sanitary sewer, storm sewer, water, and fiber optic infrastructure, including but not limited to:

Project	Project Description	Estimated Indebtedness for the Project
Debt Financed Projects		
No projects associated with this Amendment		
Non Debt Financed Projects		
No projects associated with this Amendment		

Administration

The City expects to use tax increments for ongoing legal, consulting, recording, publication, administration and oversight of eligible projects, project financial gap analysis reports, real estate appraisals, and other miscellaneous fees associated with projects occurring within the Area. Administrative expenses are not expected to exceed \$20,000.

13.0 EFFECTIVE DATE

This Consolidated Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the Consolidated Plan. The Consolidated Plan shall remain in full force until amended or rescinded by the City Council.

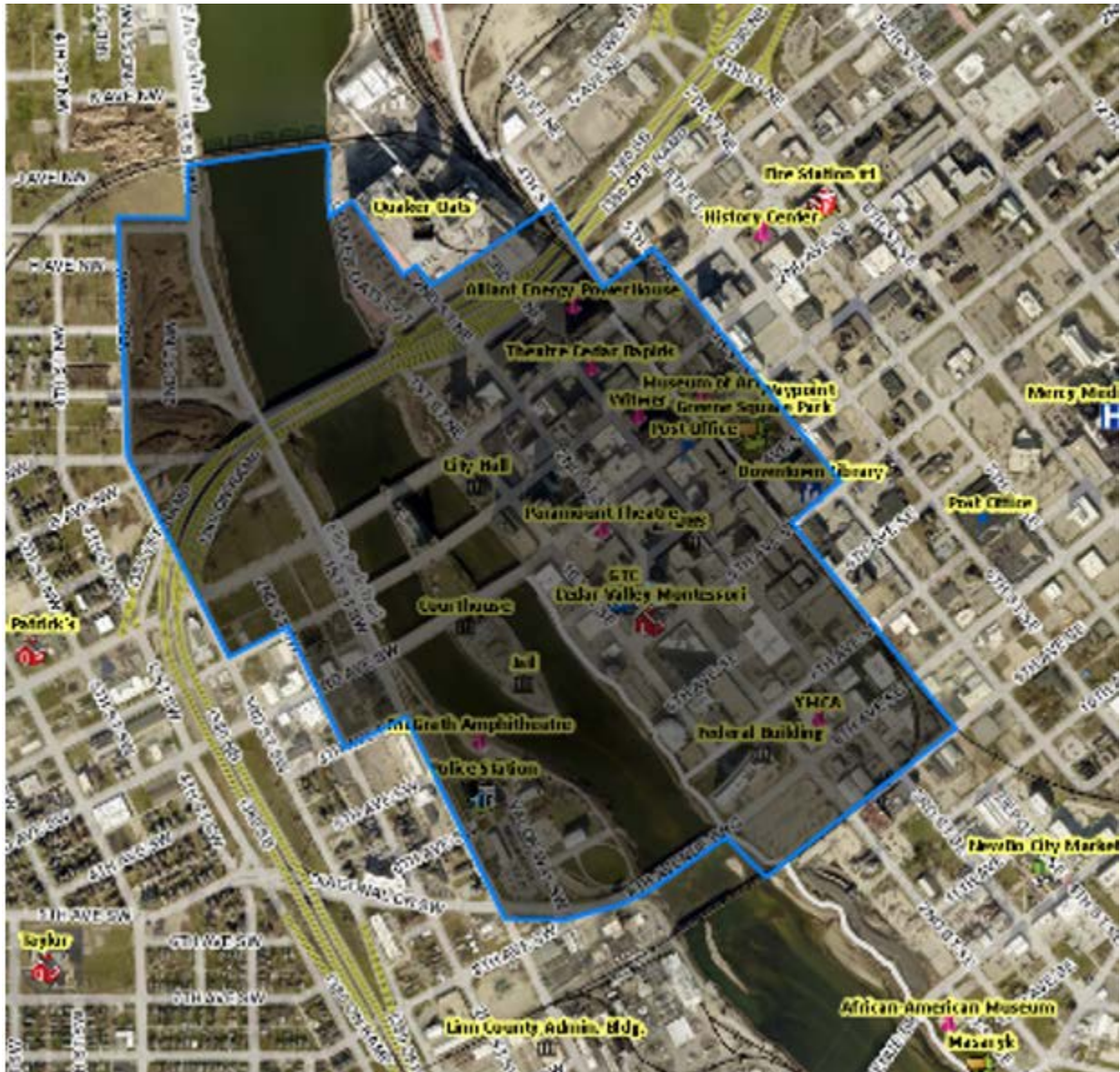
14.0 REPEALER

Any parts of the previous plans, as previously amended, in conflict with this Consolidated Plan are hereby repealed.

15.0 SEVERABILITY

If any part of the Consolidated Plan is determined to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the previously adopted plans, or any part of the Consolidated Plan not determined to be invalid or unconstitutional.

Exhibit A
Existing Central Business URA



□

Exhibit B
Existing Consolidated Central URA

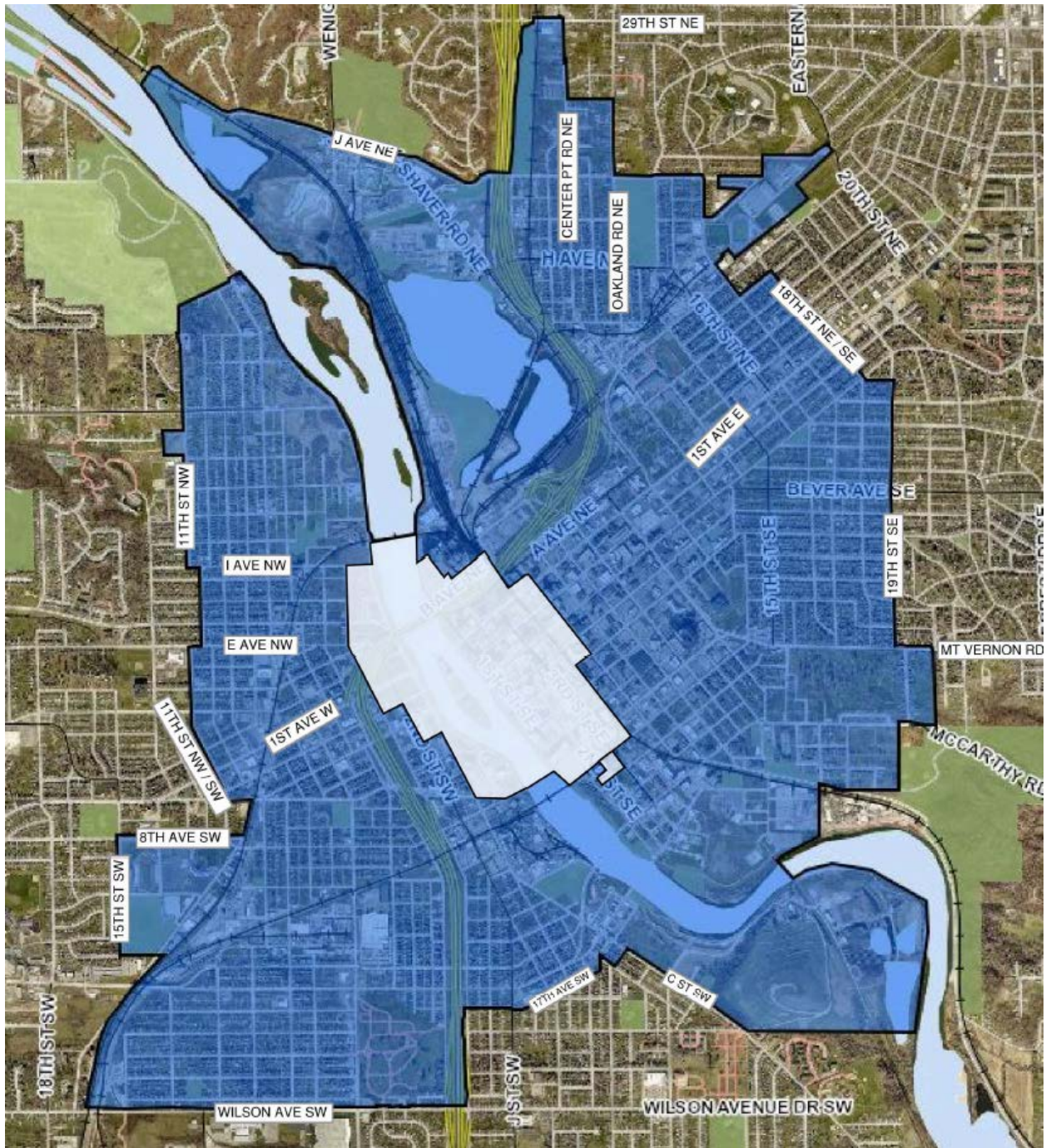
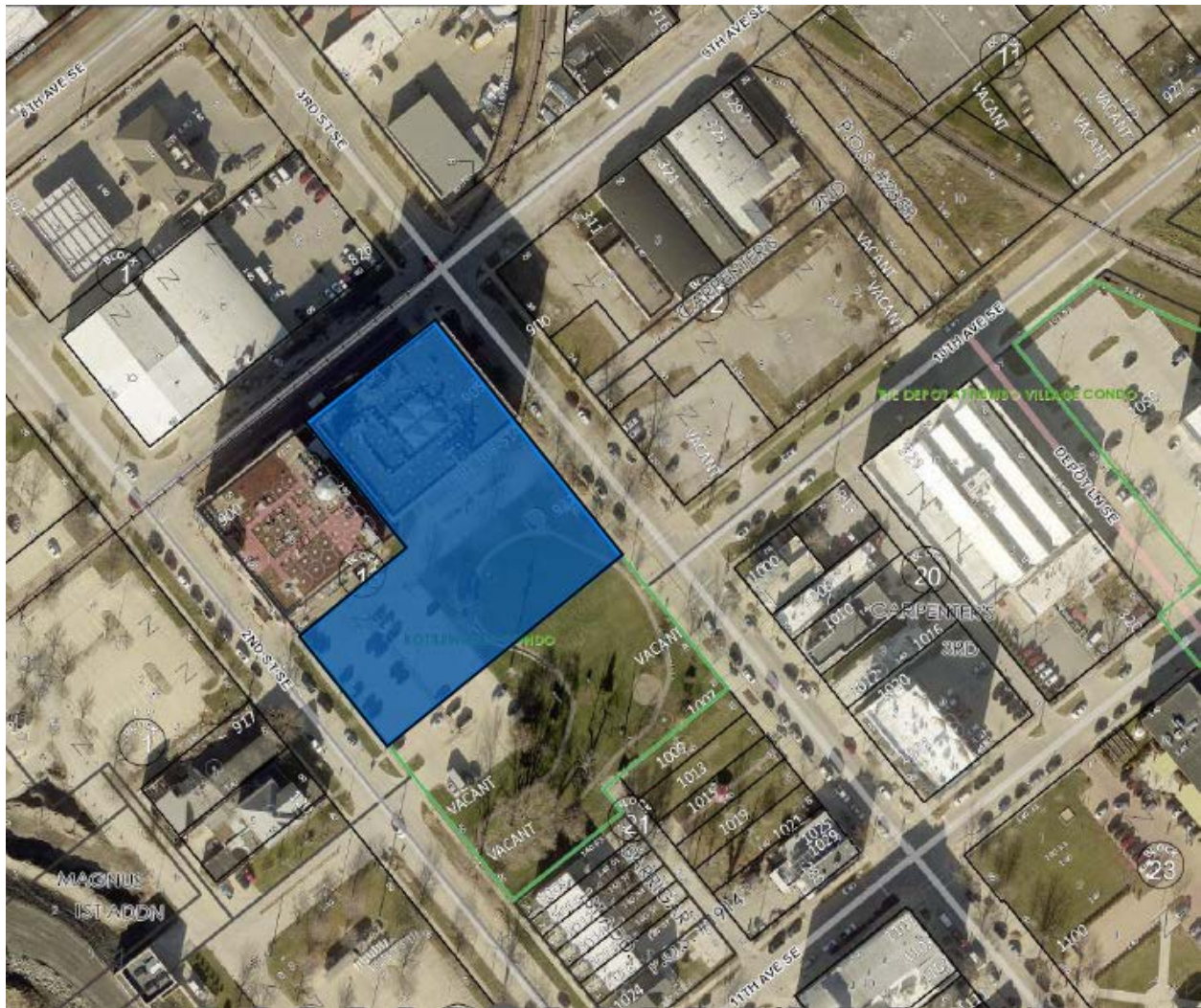
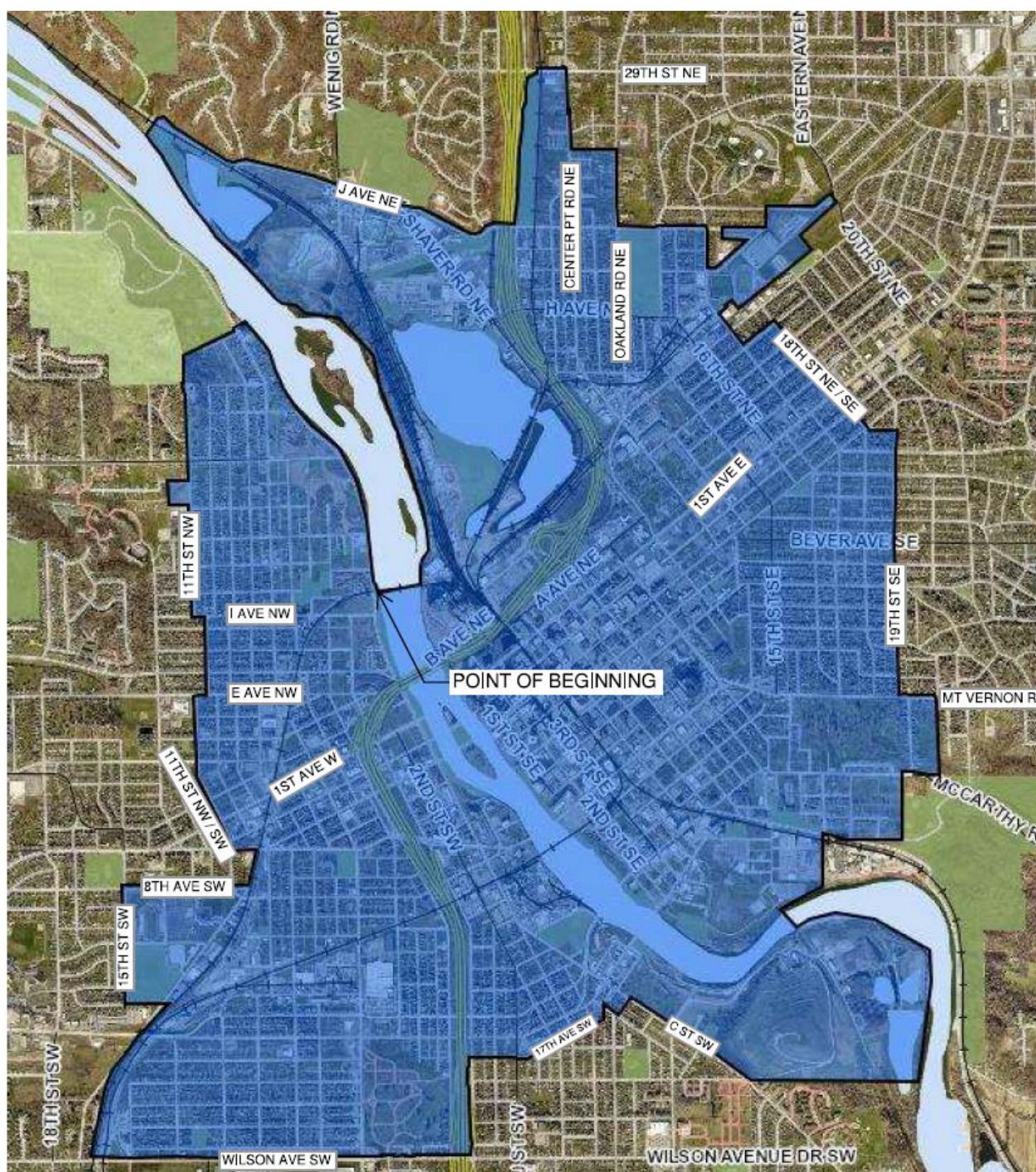


Exhibit C

Existing Osada URA



Central Consolidated Urban Renewal Area Map



LEGAL DESCRIPTION OF CENTRAL CONSOLIDATED URA

Beginning at a point at the intersection of the easterly right-of-way line of Fifth Street SE and the southerly right-of-way line of Fifth Avenue SE being the Point of Beginning; thence Southwesterly along said southerly right-of-way line of the Fifth Avenue SE to a point of intersection with the easterly right-of-way line of Fourth Street SE; thence Southeasterly along said easterly right-of-way line of Fourth Street SE to a point of intersection with the southerly right-of-way line of Ninth Avenue SE; thence Southwesterly along said southerly right-of-way line of Ninth Avenue SE to a point of intersection with the east bank of the Red Cedar River; thence Northwesterly along the east bank of the Cedar River to the southerly right-of-way line of Eighth Avenue SE; thence Southwesterly along said southerly right-of-way line of Eighth Avenue SE to a point of intersection with the southerly right-of-way line of Diagonal Drive SW; thence Westerly along said southerly right-of-way line of Diagonal Drive SW to its intersection with the westerly right-of-way line of First Street SW; thence Northwesterly along said westerly right-of-way line of First Street SW to a point of intersection with the southerly right-of-way line of Fourth Avenue SW; thence Westerly along said southerly right-of-way line of Fourth Avenue SW to a point of intersection with the westerly right-of-way line of Second Street SW; thence Northwesterly along said westerly right-of-way line of Second Street SW to a point of intersection with the northerly right-of-way line of Second Avenue SW; thence Northeasterly along said northerly right-of-way line of Second Avenue SW to a point of intersection with the westerly right-of-way line of the alley located between First Street SW and Second Street SW; thence Northwesterly along said westerly right-of-way line of the alley located between First Street SW and Second Street SW to a point of intersection with the southerly right-of-way line of vacated A Avenue NW; thence Westerly along said southerly right-of-way line of vacated A Avenue NW to a point of intersection with the easterly vacated right-of-way line of Second Street NW; thence Northwesterly along said easterly vacated right-of-way line of Second Street NW to a point of intersection with the southerly right-of-way line of E Avenue NW; thence Westerly along said southerly right-of-way line of E Avenue NW to a point of intersection with the westerly right-of-way line of Third Street NW; thence Northerly along said westerly right-of-way line of Third Street NW to a point of intersection with the northerly right-of-way line of I Avenue NW; thence Easterly along said northerly right-of-way line of I Avenue NW to a point of intersection with the westerly right-of-way line of First Street NW; thence Northerly along said westerly right-of-way line of First Street NW to a point of intersection with the southerly right-of-way line of the Chicago and Northwestern Railroad; thence Easterly along said southerly right-of-way line of the Chicago and Northwestern Railroad to a point of intersection with the easterly bank of the Red Cedar River; thence Southerly along said easterly bank of the Red Cedar River to a point of intersection with the southerly right-of-way line of vacated D Avenue NE; thence Easterly along said southerly right-of-way line of vacated D Avenue NE to a point of intersection with the easterly property line of Lot 2 of Auditor's Plat No. 208; thence Southerly and southeasterly along the easterly property lines of Fractional Blocks 14 and 15, Original Town to a point of intersection with the westerly extension of the northerly right-of-way line of the alley located one hundred and forty feet northerly of B Avenue NE; thence Northeasterly along the northerly right-of-way line of said alley located one hundred and forty feet northerly of B Avenue NE extended to a point of intersection with the easterly right-of-way line of Second Street NE; thence Southeasterly along said easterly right-of-way line of Second Street NE to a point of intersection with the northerly right-of-way line of B Avenue NE; thence Northeasterly along said northerly right-of-way line of B Avenue NE to a point of intersection with the easterly right-of-way line of Third Street NE; thence Southeasterly along said easterly right-of-way line of Third Street NE to the northerly right-of-way line of the alley first located one hundred and forty feet northerly of A Avenue NE; thence Northeasterly along said northerly right-of-way line of the alley first located one hundred and forty feet northerly of A Avenue NE to Fourth Street NE; thence Southeasterly along said easterly right-of-way line of Fourth Street NE to a point of intersection with the northerly alley right-of-way line first located one hundred and forty feet northerly of First Avenue East; thence Northeasterly along said northerly alley right-of-way line first located one hundred and forty feet northerly of First

Avenue East to a point of intersection with the easterly right-of-way line of Fifth Street NE; thence Southeasterly along said easterly right-of-way line of Fifth Street NE to the Point of Beginning.

AND

Beginning at a point on the southerly right-of-way line of 3rd Avenue SW at its intersection with the Red Cedar River;

Thence north and northwesterly along and parallel to the west bank of the Red Cedar River to the northeasterly corner of Lot 16 of Auditors Plat 156; thence southwesterly along the north line of said Lot extended to the west right-of-way line of Ellis Boulevard NW; thence southerly along said right-of-way to the north right-of-way line of Ellis Lane NW; thence west-southwesterly along said right-of-way extended to the northwesterly point of intersection of 11th Street NW extended; thence southerly along the westerly right-of-way of said Street to a point of intersection with the southerly right-of-way line of N Avenue NW; thence westerly along said Avenue right-of-way to the point of intersection with the easterly line of Lot 22, Emery's 2nd Addition; thence southerly along the said east lot line extended to the northerly right-of-way line of M Avenue NW; thence easterly along the northerly right-of-way of said Avenue to the point of intersection with the westerly right-of-way line of 11th Street NW; thence southerly along the westerly right-of-way of said Street to a point of intersection with the southerly right-of-way line of I Avenue NW; thence easterly along the southerly right-of-way of said Avenue to the westerly point of the intersection with the westerly right-of-way line of 10th Street NW; thence southerly along the westerly right-of-way line of said Street to the point of intersection with the southerly right-of-way line of E Avenue NW; thence westerly along the southerly right-of-way line of said Avenue to the westerly point of the intersection with the westerly right-of-way line of 11th Street NW; thence south along the westerly right-of-way of said Street to its point of intersection with the south right-of-way line I Avenue NE; thence easterly along said south right-of-way line to its point of intersection with the east line of Lot 17, Belmont Park subdivision; thence south along the said east line extended to its intersection with the south right-of-way line of E Avenue NW; thence west along said south right-of-way line to its intersection with the west right-of-way line of 11th Street NW; thence south and southeasterly along said west right-of-way to its intersection with the northwesterly right-of-way line of 2nd Avenue SW; thence southerly along the westerly right-of-way of 11th Street NW to the southwesterly point of intersection with the southerly right-of-way line of 3rd Avenue SW; thence easterly along the southerly right-of-way line of said Avenue to its intersection with the Chicago and Northwestern railroad tracks; thence southerly along said Railroad right-of-way to the point of intersection with the northerly right-of-way line of 8th Avenue SW; thence westerly along the northerly right-of-way of said Avenue to the point of intersection with the westerly right-of-way line of 15th Street SW; thence southerly along the westerly right-of-way line of said Street to the point of intersection with the southerly right-of-way line of 14th Avenue SW; thence easterly along the southerly right-of-way line of said Avenue extended to the point of intersection with the westerly right-of-way line of the Chicago and Northwestern railroad tracks; thence southwesterly along the westerly right-of-way line of said railroad tracks to the point of intersection with the northerly right-of-way line of Wilson Avenue SW; thence east along the north right-of-way line of said Avenue to the point of intersection with the westerly right-of-way line of 3rd Street SW; thence north along the west right-of-way line of said Street to the intersection with the southerly right-of-way line of 18th Avenue SW; thence east along said right-of-way line to the intersection of the south right-of-way line 17th Avenue SW extended; thence northeasterly along said right-of-way line to the intersection of the easterly right-of-way line of Barbar Street W; thence north along said right-of-way to the intersection of the northerly right-of-way line of D Street SW; thence southeasterly along said right-of-way to the intersection with the southerly right-of-way line of 18th Avenue SW; thence northeasterly along said right-of-way line to the intersection of the easterly right-of-way line of C Street SW; thence southeasterly along said right-of-way line to the intersection of the southerly right-of-way line of Hawthorne Drive SW;

thence east along the extension of said right-of-way to the southwesterly bank of the Red Cedar River; thence north and northwesterly along the said river bank to the easterly right-of-way line of the Chicago Rock Island and Pacific Railroad; thence northwesterly along said right-of-way to the intersection of the northeasterly bank of the Red Cedar River; thence northeasterly along said river bank to the intersection of a line extending southward along the westerly right-of-way of the alley abutting 16th Avenue SE; thence north along said extended right-of-way to the intersection of the southerly right-of-way line of 15th Avenue SE; thence easterly along said right-of-way to a point approximately 300 feet east of 18th Street SE; thence north along a parcel line to the intersection of the northerly right-of-way line of 12th Avenue SE; thence east along said right-of-way line to the easterly right-of-way line of 19th Street SE, continuing east along the south line of Lot 22, Burtons Irregular Survey to the southeast corner of said Lot 22; thence north along the east line of Burtons Irregular Survey to the northerly right-of-way line of Mt. Vernon Road SE; thence east along said right-of-way line to the intersection of the easterly right-of-way line of 19th Street SE; thence north along said right-of-way line to the intersection of the extended south right-of-way line of Ridgewood Terrace SE; thence west along said right-of-way line extended to the intersection of the southerly right-of-way line of 3rd Avenue SE and the extended northerly right-of-way line of 18th Street SE; thence northwesterly along the northerly right-of-way line of said 18th Street SE to the intersection of the northerly right-of-way line of 1st Avenue East; thence southwesterly along the said right-of-way line to the intersection of the easterly right-of-way line of 18th Street NE; thence northwesterly along the said right-of-way line the intersection of the north right-of-way line of D Avenue NE; thence southwesterly along said right-of-way to the intersection of the easterly right-of-way line of 17th Street NE; thence northwesterly along said right-of-way to the intersection of the southerly right-of-way line of F Avenue NE; thence northeasterly along said right-of-way 170 feet; thence northwesterly from said point 32 feet to the centerline of said F Avenue SE; thence northeasterly along said centerline 130 feet to the intersection of the extended east lot line of Lot 3, Block 18, Green and College Addition; thence southeasterly along said easterly lot line to a point 10 feet southerly of the south lot line of said Lot 3, Block 18, Green and College Addition; thence northeasterly along a line perpendicular to the east lot line of Lot 3, Block 18, Green and College Addition to the intersection of the extended west lot line of Lot 6, Block 18, Green and College Addition; thence northwesterly 10 feet to the southwest corner of Lot 6, Block 18, Green and College Addition; thence northeasterly along the south lot line of said Lot 6 to the intersection of the westerly right-of-way line of 18th Street SE; thence southeasterly along said right-of-way 10 feet to the intersection of the centerline of the alley of the vacated alley between E Avenue NE and F Avenue NE; thence northeasterly along the extended centerline of said alley to the intersection of the easterly right-of-way line of 19th Avenue SE; thence southeasterly along said right-of-way 10 feet to the extended southerly right-of-way line of said vacated alley; thence northeasterly 480 feet along the extended southerly right-of-way line of said vacated alley to the intersection of the west boundary of Cedar Rapids School District property; thence northwesterly along said west property boundary to the south right-of-way line of the C.M. St. P. & P. Railroad; thence northeasterly along the south right-of-way of said Railroad to the intersection of the west right-of-way line of 20th Street NE; thence northwesterly along said right-of-way to intersection of the northerly right-of-way line of K Avenue NE; thence southwesterly and west along said right-of-way line to the intersection of the north extension of the east lot line of Lot 37, Block 8, Mound Farm; thence south along the north extension of said east lot line to the intersection of the north right-of-way line of J Avenue NE; thence westerly along said right-of-way line to the intersection of the north extension of the west lot line Lot 3, Block 8, Bells Addition; thence south along the said extended west property line to the intersection of the south right-of-way line of the vacated alley south of J Avenue NE; thence easterly along the south right-of-way line of said vacated alley to the intersection of the northerly right-of-way line of I Avenue NE; thence southwesterly and west along said right-of-way to the intersection of the east right-of-way line 17th Street NE; thence northerly

along said right-of-way to the intersection of the north right-of-way line of J Avenue NE; thence westerly along said right-of-way to the intersection of the east right-of-way line of Oakland Road NE; thence north along said right-of-way to the intersection of the east extension of the northerly lot lines of Lots 1 through 8, Auditors Plat Number 63; thence westerly along the said extended northerly lot lines to the intersection of the east right-of-way line of Center Point Road NE; thence northerly along said right-of-way line to the intersection of the north right-of-way line of 29th Street NE; thence westerly along said right-of-way line to the intersection of the east right-of-way line of Interstate 380; thence southerly along said right-of-way to the intersection of the north right-of-way line of J Avenue NE; thence westerly and northwesterly along said right-of-way to the intersection of the north extension of the northwesterly boundary of Mohawk Park; thence southwestly along the said extended boundary of Mohawk Park to the northeasterly bank of the Red Cedar River; thence southeasterly along the said northeasterly bank of the Red Cedar River to the Chicago, Northwestern railroad bridge; thence northeasterly approximately 1,200 feet to the intersection with the north extension of the westerly right-of-way line of 5th Street NE extended at the north right-of-way line the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence northeasterly along said railroad right-of-way to the intersection of the west right-of-way line of Center Point Road NE at Coe Road NE; thence southwestly along the south right-of-way line of said Coe Road NE to the intersection with the west right-of-way line of 12th Street NE at the north right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence along the said north railroad right-of-way line to the intersection with the north extension of the westerly right-of-way line of 10th Street NE; thence southeasterly along said right-of-way line to the intersection of the northerly right-of-way line of the alley between 3rd Avenue SE and 4th Avenue SE; thence southwestly along said alley right-of-way to the intersection of the easterly right-of-way line of 5th Street SE; thence southeasterly along said right-of-way to the intersection of the southerly right-of-way of 5th Avenue SE; thence southwestly along said right-of-way to the intersection of the easterly right-of-way of 4th Street SE; thence southeasterly along said right-of-way to the intersection of the southerly right-of-way line of 9th Avenue SE and the easterly right-of-way of the Chicago, Rock Island and Pacific Railroad; thence southwestly along said right-of-way line to the intersection of the southerly right-of-way line of 9th Avenue SE and the easterly bank of the Red Cedar River; thence northwesterly along said easterly bank to the intersection of the southerly right-of-way line of 8th Avenue SE; thence southwestly along said right-of-way line to the intersection of the southerly right-of-way of Diagonal Drive SW; thence northwesterly along said right-of-way to the intersection of the westerly right-of-way of 1st Street SW; thence northwesterly along said right-of-way to the intersection of the southerly right-of-way line of 4th Avenue SW; thence southwestly along said right-of-way to the intersection of the westerly right-of-way line of 3rd Street SW; thence northwesterly along said right-of-way line to the intersection of the southerly right-of-way line of 3rd Avenue SW; thence northeasterly along said right-of-way to the point of beginning.

EXHIBIT 2



City Manager's Office
City Hall
101 First Street SE
Cedar Rapids, IA 52401
Telephone: (319) 286-5080

To: City Council
From: Scott Mather, Economic Development Coordinator
Subject: Consultation with affected taxing agencies – Amendment to Central Business URA Plan, Amended and Restated Consolidated Central URA Plan, and Osada URA Plan into the Central Consolidated Urban Renewal Plan for the Central Consolidated Urban Renewal Area
Date: October 31, 2023

REPORT ON CONSULTATION WITH AFFECTED TAXING AGENCIES AMENDMENT TO THE CENTRAL CONSOLIDATED URBAN RENEWAL AREA

Chapter 403 of the Code of Iowa ("Urban Renewal Law") outlines requirements for undertaking urban renewal projects and activities including the timely notice and consultation with affected taxing entities on the urban renewal activities and the division of revenue therein. In connection with the proposed Amendment to the Central Business URA Plan, Amended and Restated Consolidated Central URA Plan, and Osada URA Plan into the Central Consolidated Urban Renewal Plan for the Central Consolidated Urban Renewal Area, after due and proper notice as required by the Urban Renewal Law, a consultation with affected taxing entities was held on Monday, October 23, 2023 at 10:00 a.m. in the Culver Conference room of City Hall, 101 First Street SE, Cedar Rapids, Iowa. No representatives from any taxing entities were present and the consultation was closed at 10:20 a.m. In addition, no written comments have been received by the within seven (7) days of the consultation which require a written response on behalf of the City.



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider a Development Agreement with D Taggart Holdings, Inc for a housing project along the 900 block of M Street and 1213 N Street SW. (Scott Mather)
CIP/DID#TIF-0081-2023

- a. Resolution approving and authorizing execution of a Development Agreement with D Taggart Holdings, Inc for a housing project along the 900 block of M Street and 1213 N Street SW. CIP/DID#TIF-0081-2023

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

Background: The public hearing and resolution authorize execution of a Development Agreement with D Taggart Holdings, Inc for a housing project along the 900 block of M Street and 1213 N Street SW. On October 10, 2023, the City Council authorized a project term sheet which outlined preliminary deal points for the redevelopment. The Development Agreement has been finalized, memorializing the previously approved terms of the terms, which include:

- + Minimum Investment: \$4 million
- + Minimum Improvements: Construction of 15 total units on the following parcels:
 - o 920 M Street SW
 - o 926 M Street SW
 - o 930 M Street SW
 - o 940 M Street SW
 - o 1213 N Street SW
- + Each parcel consists of 3 units - 1 in a Single-Family house and 2 ADU units, 3 garage stalls, 6 total off street parking spaces
- + Construction Timeline:
 - o Construction Commencement – May 1, 2024
 - o Construction Completion – May 1, 2025
- + Financial Incentives
 - o City to provide a reimbursement of 100% of the tax increments up to (i) a net present value (NPV) of \$400,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive annual payments.

- If construction has not commenced prior to the Iowa Economic Development Authority FY25 application deadline for Workforce Housing Tax Credits (WHTC), Developer shall submit an application.

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A
DEVELOPMENT AGREEMENT AND RELATED DOCUMENTS BY AND
BETWEEN THE CITY OF CEDAR RAPIDS AND D TAGGART HOLDINGS, INC

WHEREAS, the City Council previously found and determined that certain areas located within the City of Cedar Rapids, ("City") are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the amended and restated Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Consolidated Central Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 2254-11-00 on November 1, 2000, which Plan, is on file in the office of the Recorder of Linn County and is from time to time amended; and

WHEREAS, the Urban Renewal Area has been designated on the basis of an "slum and blight, and economic development" pursuant to Chapter 403 of the Iowa Code (the "Urban Renewal Law"); and

WHEREAS, the Urban Renewal Law authorizes cities to make grants, loans, guarantees, incentives and financial assistance for economic development and in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Urban Renewal Law; and

WHEREAS, the City Council intends to enter into a Development Agreement ("Agreement") with D Taggart Holdings, Inc. ("Developer") for the development of the Urban Renewal Area in accordance with the Urban Renewal Plan, (ii) it will establish conditions which attract further new investment, (iii) it will maintain and expand taxable values in the Urban Renewal Area, (iv) it will retain employment opportunities within the Urban Renewal Area and the community that might otherwise be lost, (v) it will illuminate slum and blighting in the Urban Renewal Area; and

WHEREAS, the Council has determined that the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate economic development activities and objectives of the City within the meaning of Chapter 403 of the Iowa Code; and

WHEREAS, the Agreement provides that the Developer will undertake the construction of certain Minimum Improvements consisting of 15 total housing units in the 900 block of M Street

SW and 1213 N Street SW. Each parcel consists of 3 units-1 single family house and 2 ADU's, and 3 garage stalls, which Minimum Improvements requires a minimum investment of not less than \$4,000,000.00; and

WHEREAS, the Agreement, subject to stated terms and conditions, would obligate the City reimburse 100% of the tax increments up generated by the Minimum Improvements ("TIF Reimbursements"), which reimbursements will cease upon the soonest occurring: (i) the cumulative total of the reimbursement payments equals a net present value (NPV) of \$400,000 using 6% discount rate and discounting payments to completion date or (ii) the City has made 20 consecutive annual payments. The TIF Reimbursements are payable solely and only from portion of the Developer Tax Increments derived from the property taxes paid and received by City into the Consolidated Central Urban Renewal Tax Increment Revenue Fund, collected from the Development Property and the Minimum Improvements constructed thereon, under the authority of Ordinance No. 79-00. The City's obligation to make the TIF Reimbursements is subject to annual appropriation, and the total amount of Developer Tax Increment to be rebated is not anticipated to exceed \$775,000.00; and

WHEREAS, the Council has determined that entering into the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project, is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate blight remediation and economic development activities and objectives of the City within the meaning of Chapters 15, 15A and 403; and

WHEREAS, the Development Agreement, and related documents, are 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 AS FOLLOWS:

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2. The performance by the City of its obligations under the Development Agreement, including but not limited to, providing TIF Reimbursements be and are hereby declared to be a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Development Agreement, and the City's performance thereunder is in furtherance of appropriate economic development and blight remediation activities and objectives of the City within the meaning of Chapters 15A and 403, Code of Iowa, taking into account the factors set forth therein, and that the expenditure of public funds is commensurate with the public gains and benefits received from the Project.

Section 4. The aggregate amount of Tax Increment utilized in furtherance of the Project shall not exceed \$775,000.00 and based upon the factors outlined in Chapter 403 of the Code of Iowa, the Council hereby determines the public gains and benefits received as a result of the Project are commensurate with the expenditure of public funds to this level.

Section 5. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver them for and on behalf of the City in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Development Agreement.

Section 6. The City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider a Development Agreement with FXLK, LC for the redevelopment of property at 512 3rd Ave SE. (Scott Mather) CIP/DID#TIF-0085-2023

- a. Resolution approving and authorizing execution of a Development Agreement with FXLK, LC for the redevelopment of property at 512 3rd Ave SE. CIP/DID#TIF-0085-2023

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

Background: The public hearing and resolution authorize execution of a Development Agreement with FXLK, LC for the redevelopment of property at 512 3rd Ave SE. On June 27, 2023, the City Council authorized standard incentives under the City's Green Building-Economic Development Program. The Development Agreement has been finalized, memorializing the previously approved terms, which include:

- + Minimum Investment: \$6.3 million
- + Minimum Improvements
 - o Renovation of a 16,400 square ft commercial building
 - Renovate exterior fenestration and adding roof top plaza
 - Construction of 9,100 square ft addition
 - Total of 25,500 square ft post development
 - o LEED Certification
- + Financial Incentives
 - o The City would reimburse the increased taxes generated by the Project to cover the increased cost to achieve LEED certification, up to a 10-year, 100% reimbursement.
 - o The Developer must provide full documentation of the increased costs associated with the LEED certification and documentation that it has been certified by the credentialing agency prior to the reimbursements.
 - o Based on the investment and estimated post-development value, the project is expected to generate \$950,000 in increased costs which would be eligible for reimbursement to cover the incremental LEED costs.

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A
DEVELOPMENT AGREEMENT AND RELATED DOCUMENTS BY AND
BETWEEN THE CITY OF CEDAR RAPIDS AND FXLK LC

WHEREAS, the City Council previously found and determined that certain areas located within the City of Cedar Rapids, ("City") are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the amended and restated Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Consolidated Central Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 2254-11-00 on November 1, 2000, which Plan, is on file in the office of the Recorder of Linn County and is from time to time amended; and

WHEREAS, the Urban Renewal Area has been designated on the basis of an "slum and blight, and economic development" pursuant to Chapter 403 of the Iowa Code (the "Urban Renewal Law"); and

WHEREAS, the Urban Renewal Law authorizes cities to make grants, loans, guarantees, incentives and financial assistance for economic development and in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Urban Renewal Law; and

WHEREAS, the City Council intends to enter into a Development Agreement ("Agreement") with FXLK, LC ("Developer") for the development of the Urban Renewal Area in accordance with the Urban Renewal Plan, (ii) it will establish conditions which attract further new investment, (iii) it will maintain and expand taxable values in the Urban Renewal Area, (iv) it will retain employment opportunities within the Urban Renewal Area and the community that might otherwise be lost, (v) it will illuminate slum and blighting in the Urban Renewal Area; and

WHEREAS, the Council has determined that the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate economic development activities and objectives of the City within the meaning of Chapter 403 of the Iowa Code; and

WHEREAS, the Agreement provides that the Developer will undertake the construction of certain Minimum Improvements consisting of renovation of existing 16,400 square ft commercial building, 9,100 square ft new construction addition, and addition of rooftop plaza, achieving LEED

Certification which Minimum Improvements requires a minimum investment of not less than \$6,300,000.00; and

WHEREAS, the agreement would, subject to stated terms and conditions, obligate the City to provide up to ten (10) consecutive TIF Reimbursements to the Developer. The TIF Reimbursements are payable solely and only from a portion of 100% of the Developer Tax Increments derived from the property taxes paid and received by the City into the Consolidated Central Urban Renewal Tax Increment Revenue Fund, collected from the Minimum Improvements constructed thereon, under the authority of Ordinance No. 79-00. The aggregate amount of TIF Reimbursements to be provided in furtherance of the Project is estimated not to exceed \$950,000. The City's obligation to make the TIF Reimbursement payments is subject to annual appropriation; and

WHEREAS, the Council has determined that entering into the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project, is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate blight remediation and economic development activities and objectives of the City within the meaning of Chapters 15, 15A and 403; and

WHEREAS, the Development Agreement, and related documents, are 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 AS FOLLOWS:

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2. The performance by the City of its obligations under the Development Agreement, including but not limited to, providing TIF Reimbursements be and are hereby declared to be a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Development Agreement, and the City's performance thereunder is in furtherance of appropriate economic development and blight remediation activities and objectives of the City within the meaning of Chapters 15A and 403, Code of Iowa, taking into account the factors set forth therein, and that the expenditure of public funds is commensurate with the public gains and benefits received from the Project.

Section 4. The aggregate amount of Tax Increment utilized in furtherance of the Project shall not exceed \$950,000.00 and based upon the factors outlined in Chapter 403 of the Code of Iowa, the Council hereby determines the public gains and benefits received as a result of the Project are commensurate with the expenditure of public funds to this level.

Section 5. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver them for and on behalf of the City in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Development Agreement.

Section 6. The City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The

City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider a Development Agreement with Modern Home Builders, LLC for the redevelopment of property at 1627 Hamilton Street SW. (Scott Mather) CIP/DID#TIF-0087-2023

- a. Resolution approving and authorizing execution of a Development Agreement with Modern Home Builders LLC for the redevelopment of property at 1627 Hamilton Street SW. CIP/DID#TIF-0087-2023

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

Background: The public hearing and resolution authorize execution of a Development Agreement with Modern Home Builders, LLC for the redevelopment of property at 1627 Hamilton Street SW. On June 27, 2023, the City Council authorized a project term sheet which outlined preliminary deal points for the redevelopment. The Development Agreement has been finalized, memorializing the previously approved terms of the terms, which include:

- + Minimum Investment: \$4 million
- + Minimum Improvements
 - o Construction of four 3-plex townhomes (12 total units)
 - 3 bedroom, 2.5 bath
 - 2 stall garage per unit
 - 1,514 square ft
 - o All units are market rate rentals
- + Financial Incentives
 - o City to provide a reimbursement of 100% of the tax increments up to (i) a net present value (NPV) of \$600,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive annual payments

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A
DEVELOPMENT AGREEMENT AND RELATED DOCUMENTS BY AND
BETWEEN THE CITY OF CEDAR RAPIDS AND MODERN HOME BUILDERS LLC

WHEREAS, the City Council previously found and determined that certain areas located within the City of Cedar Rapids, ("City") are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the amended and restated Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Consolidated Central Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 2254-11-00 on November 1, 2000, which Plan, is on file in the office of the Recorder of Linn County and is from time to time amended; and

WHEREAS, the Urban Renewal Area has been designated on the basis of an "slum and blight, and economic development" pursuant to Chapter 403 of the Iowa Code (the "Urban Renewal Law"); and

WHEREAS, the Urban Renewal Law authorizes cities to make grants, loans, guarantees, incentives and financial assistance for economic development and in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Urban Renewal Law; and

WHEREAS, the City Council intends to enter into a Development Agreement ("Agreement") with Modern Home Builders, LLC ("Developer") for the development of the Urban Renewal Area in accordance with the Urban Renewal Plan, (ii) it will establish conditions which attract further new investment, (iii) it will maintain and expand taxable values in the Urban Renewal Area, (iv) it will retain employment opportunities within the Urban Renewal Area and the community that might otherwise be lost, (v) it will illuminate slum and blighting in the Urban Renewal Area; and

WHEREAS, the Council has determined that the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate economic development activities and objectives of the City within the meaning of Chapter 403 of the Iowa Code; and

WHEREAS, the Agreement provides that the Developer will undertake the construction of certain Minimum Improvements consisting of four 3-plex townhomes (12 total units) at 1627

Hamilton Street SW. Each unit is 3-bedroom, 2.5 bath and 2 garage stalls, which Minimum Improvements requires a minimum investment of not less than \$4,000,000.00; and

WHEREAS, the Agreement, subject to stated terms and conditions, would obligate the City reimburse 100% of the tax increments up generated by the Minimum Improvements ("TIF Reimbursements"), which reimbursements will cease upon the soonest occurring: (i) the cumulative total of the reimbursement payments equals a net present value (NPV) of \$600,000 using 6% discount rate and discounting payments to completion date or (ii) the City has made 20 consecutive annual payments. The TIF Reimbursements are payable solely and only from portion of the Developer Tax Increments derived from the property taxes paid and received by City into the Consolidated Central Urban Renewal Tax Increment Revenue Fund, collected from the Development Property and the Minimum Improvements constructed thereon, under the authority of Ordinance No. 79-00. The City's obligation to make the TIF Reimbursements is subject to annual appropriation, and the total amount of Developer Tax Increment to be rebated is not anticipated to exceed \$1,200,000.00; and

WHEREAS, the Council has determined that entering into the Development Agreement, which memorializes the commitment of the City and Developer with regard to the Project, is in the best interests of the City and the residents thereof and that the performance by the City of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law, and further, that the Development Agreement and the City's performance thereunder is in furtherance of appropriate blight remediation and economic development activities and objectives of the City within the meaning of Chapters 15, 15A and 403; and

WHEREAS, the Development Agreement, and related documents, are 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 AS FOLLOWS:

Section 1. The recitals contained hereinabove are found to be true and correct and incorporated herein.

Section 2. The performance by the City of its obligations under the Development Agreement, including but not limited to, providing TIF Reimbursements be and are hereby declared to be a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Development Agreement, and the City's performance thereunder is in furtherance of appropriate economic development and blight remediation activities and objectives of the City within the meaning of Chapters 15A and 403, Code of Iowa, taking into account the factors set forth therein, and that the expenditure of public funds is commensurate with the public gains and benefits received from the Project.

Section 4. The aggregate amount of Tax Increment utilized in furtherance of the Project shall not exceed \$1,200,000.00 and based upon the factors outlined in Chapter 403 of the Code of Iowa, the Council hereby determines the public gains and benefits received as a result of the Project are commensurate with the expenditure of public funds to this level.

Section 5. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver them for and on behalf of the City in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Development Agreement.

Section 6. The City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at meeting: Ken DeKeyser, PE

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 Edgewood Road Transit Stops and Sidewalk (estimated cost is \$764,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Edgewood Road Transit Stops and Sidewalk project.

CIP/DID #3018005-02

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

Background: This project consists of construction of accessible transit stop loading pads located along the west side of Edgewood Road from 12th Avenue SW to O Avenue NW. Transit stop improvements are to include amenities such as benches and/or shelters. A total of 7 transit stop locations are planned for improvements within the project limits. Sidewalk gaps will also be filled by the project along the west side of Edgewood Road generally from F Avenue to Crestwood Drive NW and from Westwood Drive to O Avenue NW. The City of Cedar Rapids has received a Transportation Alternatives Set-Aside Program (formerly TAP) federal grant for this project up to \$325,000.

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

Alternative: The alternative to this project is to defer construction of the project until a later season, direct staff to repackaging the project into multiple smaller projects or abandon the project.

Time Sensitivity: Must be acted upon November 7, 2023 to maintain the project schedule, and which must occur ahead of the project's November 21, 2023 bid opening

Meeting Date: November 7, 2023

Budget Information: 301/301000/3018005, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 24, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Edgewood Road Transit Stops and Sidewalk project (Contract No. 3018005-02) 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.

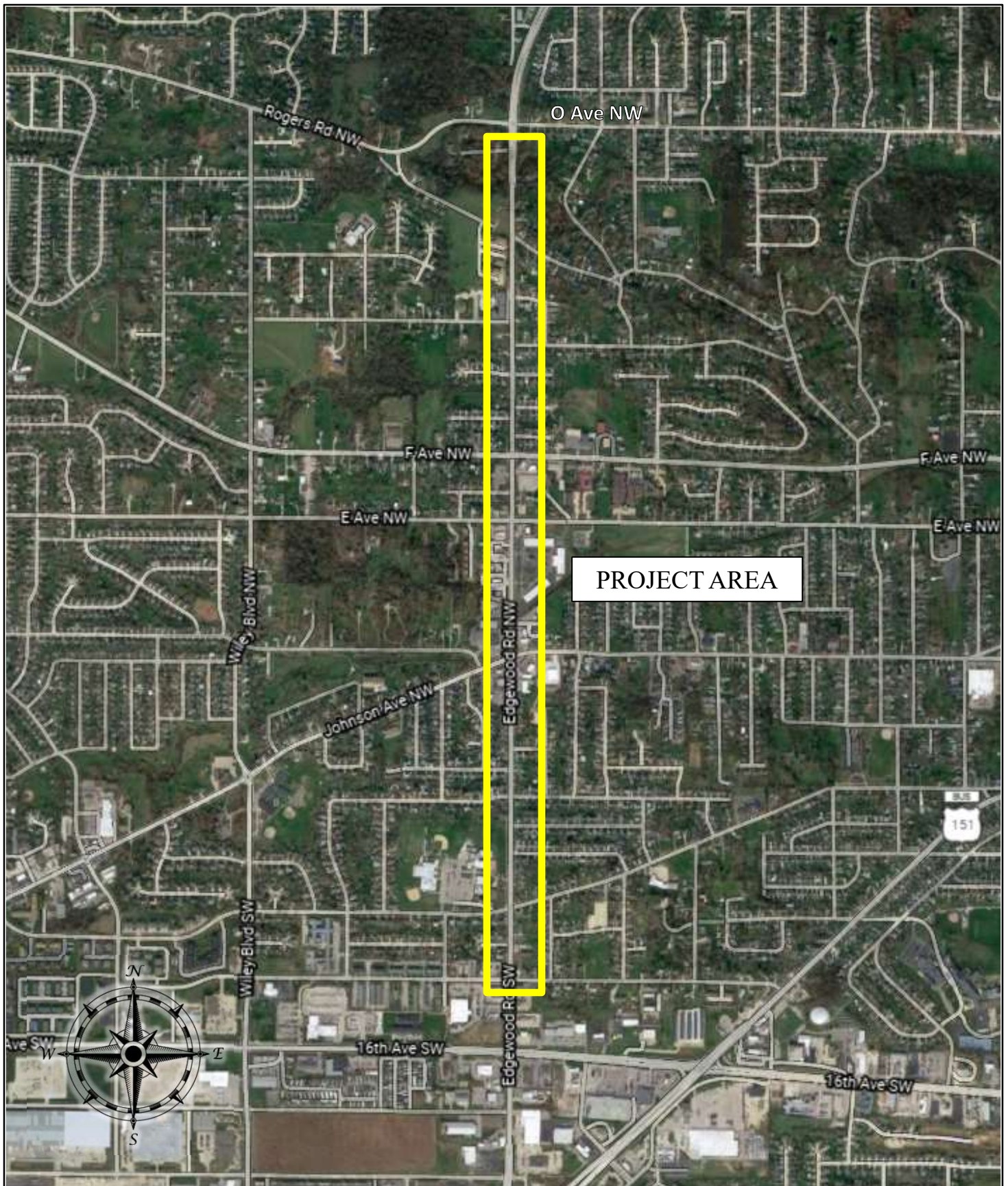
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



PROJECT AREA



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at meeting: Ben Worrell, P.E.

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 Kenilworth Court Streambank Stabilization project (estimated cost is \$120,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Kenilworth Court Streambank Stabilization project.

CIP/DID #304548-01

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

Background: This project is for installation of riprap along Indian Creek north of Kenilworth Court. This will help minimize erosion along the south bank of Indian Creek. This will protect existing utilities and public and private property adjacent to the creek. Construction is scheduled to be completed spring 2024.

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

Alternative: Abandon or defer project to the future.

Time Sensitivity: Must be acted upon November 7, 2023 to maintain the project schedule, and which must occur ahead of the project's November 15, 2023 bid opening

Meeting Date: November 7, 2023

Budget Information: 304/304000/304548, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on October 24, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Kenilworth Court Streambank Stabilization project (Contract No. 304548-01 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Grid File Name: W:\PROJECTS\CIP\304\304548 Kenilworth CI Stabilization\Design\Council Map 304548.dwg



KENILWORTH COURT STREAMBANK STABILIZATION



0 FEET 100



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Heidi Stiffler

Contact Person: Heidi Stiffler

Phone Number/Ext.: 5824

E-mail Address: h.stiffler@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing City Council to approve fiscal year 2024 hotel motel tax grant application allocations in the amount of \$525,000.00.

CIP/DID#: FIN2023-14

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

Background: The use of Hotel Motel Tax revenue is separated between two resolutions for fiscal year 2024. The first resolution allocated funds based on outstanding City commitments and was passed on July 25, 2023. This is the second resolution for City Council approval for the 2023 – 2024 hotel motel tax grant applications and this is year two allocation of a two-year cycle.

Below is the allocation to non-profits for year two (unchanged from year one):

Organization Name	Amount
African American Museum of Iowa	\$ 42,000.00
Brucemore	\$ 45,000.00
Cedar Rapids Museum of Art	\$ 41,500.00
Cedar Rapids Opera	\$ 5,000.00
CSPS Hall - Legion Arts	\$ 17,000.00
Five Seasons Ski Team	\$ 3,100.00
Freedom Festival	\$ 50,000.00
Hawkeye Downs	\$ 35,000.00
Indian Creek Nature Center	\$ 39,500.00
National Czech and Slovak Museum and Library	\$ 45,000.00
NewBo City Market	\$ 35,000.00
Orchestra Iowa	\$ 40,000.00
Revival Theatre Company	\$ 15,400.00
SPT Theatre	\$ 5,000.00
The District: Czech Village & New Bohemia	\$ 25,000.00
The History Center	\$ 31,500.00
Theatre Cedar Rapids	\$ 50,000.00
Total	\$ 525,000.00

Action/Recommendation: City Council approve fiscal year 2024 hotel motel tax allocations from the hotel motel grant application process.

Alternative Recommendation: None

Time Sensitivity: Low

Resolution Date: 11/07/2023

Budget Information: N/A

Local Preference Policy: No

Explanation: N/A.

Recommended by Council Committee: Yes

Explanation: Reviewed and approved the Finance Admin Committee members

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council recommends the following fiscal year 2024 City hotel motel tax allocations in the amount of \$525,000 related to Hotel Motel Tax grant applications submitted for fiscal years 2023 and 2024:

Organization Name	Amount
African American Museum of Iowa	\$ 42,000.00
Brucemore	\$ 45,000.00
Cedar Rapids Museum of Art	\$ 41,500.00
Cedar Rapids Opera	\$ 5,000.00
CSPS Hall - Legion Arts	\$ 17,000.00
Five Seasons Ski Team	\$ 3,100.00
Freedom Festival	\$ 50,000.00
Hawkeye Downs	\$ 35,000.00
Indian Creek Nature Center	\$ 39,500.00
National Czech and Slovak Museum and Library	\$ 45,000.00
NewBo City Market	\$ 35,000.00
Orchestra Iowa	\$ 40,000.00
Revival Theatre Company	\$ 15,400.00
SPT Theatre	\$ 5,000.00
The District: Czech Village & New Bohemia	\$ 25,000.00
The History Center	\$ 31,500.00
Theatre Cedar Rapids	\$ 50,000.00
Total	\$ 525,000.00

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa, that the City Council hereby approves \$525,000 in fiscal year 2024 from the hotel motel tax fund for approved grant applicants.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing submittal of Annual Urban Renewal Area Report to the Iowa Department of Management reporting on activities, debt, and financial obligations within the City's Urban Renewal Areas. CIP/DID #OB163407

<p>EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply</p>

Background: The resolution authorizes the submission of the report to the Iowa Department of Management by the December 1, 2023 deadline. A summary report is attached and the full report is on file in the City Clerk's Office.

The Urban Renewal Reporting Act of 2012 was adopted in the 2012 state legislative session. One requirement of the Act is submission of an Annual Urban Renewal Area report to the Department of Management no later than December 1 to report on previous fiscal years' activities within each Urban Renewal Area. This includes data includes:

- Bond debt issuances
- Infrastructure projects (internal transfers)
- Rebates made under Development Agreements
- Any new activities or projects being undertaken in the URA

As this report is for the previous fiscal year (FY2023) activities, the only items being reported on are those previously approved by the City Council. There are no additional projects or obligations being approved with this report. A summary of the URA Report is attached as an exhibit to the Resolution.

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

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

Time Sensitivity: Urban Renewal Reporting Act of 2012 requires Annual Urban Renewal Area Report be submitted to the Iowa Department of Management by December 1, 2023.

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Urban Renewal Area reporting requirements are in effect as of July 1, 2012 and Iowa Code Sections 331.403(3), 357H.9(2), and 384.22(2), as amended by HF 2460 (Urban Renewal Reporting Act of 2012) require that all cities with active Urban Renewal Areas provide specified information concerning active Urban Renewal Areas and any associated Tax Increment Financing Districts, and

WHEREAS, annual reports from local governments are due each December 1, and include information pertaining to projects and activities, debts, obligations, and other information for the previous fiscal year, in this case FY2022 ending June 30, 2023, and

WHEREAS, the Annual Urban Renewal Area Report has been completed and a summary reported is attached hereto for the Urban Renewal Areas within the City of Cedar Rapids that include associated Tax Increment Financing districts for the collection of tax increment as provided under State Urban Renewal Law within the respective Urban Renewal Areas.

WHEREAS, the Annual Urban Renewal Area Report, a summary of which is attached in Exhibit A, is now ready for approval by the City Council.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager, or designee, is authorized and directed to submit the Annual Urban Renewal Report to the Iowa Department of Management by December 1, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Exhibit A

Annual Urban Renewal Report, Fiscal Year 2022 - 2023

Levy Authority Summary

Local Government Name: CEDAR RAPIDS
Local Government Number: 57G539

Active Urban Renewal Areas	U.R. #	# of Tif Taxing Districts
CEDAR RAPIDS CENTRAL URA	57001	7
CEDAR RAPIDS OSADA URA	57004	2
CEDAR RAPIDS TECH PARK URA	57008	11
CEDAR RAPIDS VILLAGE URA	57053	2
CEDAR RAPIDS CONSOLIDATED URA	57057	23
CEDAR RAPIDS COUNCIL ST URA	57064	2
CEDAR RAPIDS ROCKWELL URA	57067	2
CEDAR RAPIDS POINTE URA	57069	1
CEDAR RAPIDS DIAMOND V MILLS URA	57075	2
CEDAR RAPIDS RAINING ROSE URA	57076	1
CEDAR RAPIDS WESTDALE URA	57077	1
CEDAR RAPIDS FOUNTAINS URA	57078	1
CEDAR RAPIDS NEW PIONEER URA	57935	1
CEDAR RAPIDS NORTHTOWNE MARKET URA	57936	2
CEDAR RAPIDS 42ND & EDGEWOOD URA	57937	1
CEDAR RAPIDS APACHE INC URA	57938	2
CEDAR RAPIDS MIRON CONSTRUCTION URA	57941	1
CEDAR RAPIDS STONE CREEK URA	57942	1
CEDAR RAPIDS EARHART LANE URA	57943	2
CEDAR RAPIDS GRAND LIVING URA	57944	1
CEDAR RAPIDS MUIRFIELD SW URA	57946	1
CEDAR RAPIDS 20TH AVE URA	57947	3
CEDAR RAPIDS HIDDEN CREEK URA	57948	1
CEDAR RAPIDS EDGEWOOD TOWN CTR URA	57949	2
CEDAR RAPIDS COMMERCE PARK URA	57952	5
CEDAR RAPIDS WEST SIDE CORP PARK URA	57953	3
CEDAR RAPIDS REM MENTOR URA	57954	1
CEDAR RAPIDS HAWKEYE DOWNS URA	57955	1
CEDAR RAPIDS BAE SYSTEMS URA	57956	2
CEDAR RAPIDS AMERICAN PRAIRIE URA	57961	2

TIF Debt Outstanding: 250,879,659

TIF Sp. Rev. Fund Cash Balance			Amount of 07-01-2022 Cash Balance
as of 07-01-2022:	-4,297,242	0	Restricted for LMI
TIF Revenue:	19,723,453		
TIF Sp. Revenue Fund Interest:	16,321		
Property Tax Replacement Claims	5,658		
Asset Sales & Loan Repayments:	7,493		
Total Revenue:	19,752,925		
Rebate Expenditures:	6,914,089		
Non-Rebate Expenditures:	14,799,149		
Returned to County Treasurer:	0		
Total Expenditures:	21,713,238		

TIF Sp. Rev. Fund Cash Balance			Amount of 06-30-2023 Cash Balance
as of 06-30-2023:	-6,257,555	0	Restricted for LMI

Year-End Outstanding TIF
Obligations, Net of TIF Special
Revenue Fund Balance: 235,423,976



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing submittal of Tax Increment Financing (TIF) Indebtedness Certifications to the Linn County Auditor indicating the total debt incurred and tax increment revenues collected within each of the City's Urban Renewal Areas. CIP/DID #OB163407

<p>EnvisionCR Element/Goal: Routine business - EnvisionCR does not apply</p>

Background: Chapter 403 of the Iowa Code (the Urban Renewal Law) requires all taxing bodies that utilize Tax Increment Financing (TIF) to submit verification of funds expended and collected on an annual basis. The State provides TIF Indebtedness Certificate forms be completed and submitted to the Linn County Auditor no later than December 1 annually for the collection of increments the following fiscal year based on approved indebtedness. A TIF Indebtedness Certificate must be completed for each of the individual Urban Renewal Areas where tax increment revenues are collected and expended on previously approved projects and activities.

All of the expenditures listed in the TIF indebtedness certifications are those previously approved by the City Council. No additional obligation of additional tax revenues, new projects or activities are associated with the certifications.

The Resolution authorizes the City Clerk to sign and execute TIF Indebtedness Certificates for submission to the Linn County Auditor. The TIF Indebtedness Certifications will be submitted for each of the City's twenty-nine (29) Urban Renewal Areas which are identified in the attachments to the Resolution.

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

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

Time Sensitivity: Debt Certifications must be approved and submitted to the County by December 1, 2023.

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids, Iowa has twenty-five (25) Urban Renewal Areas as outlined in Exhibit A, which all URAs provide for the collection of tax increment as provided under Chapter 403.19 of the Iowa Code; and

WHEREAS, Iowa Code Section 403.19(5) requires annual filing of a certification of indebtedness for each urban renewal area which provides for the collection of tax increments with the County Auditor in order for the City to receive said tax increment revenue in the fiscal year following the certification; and

WHEREAS, the City has incurred indebtedness through conducting activities in adoption and furtherance of the objectives of the urban renewal areas identified in Exhibit A, and TIF Indebtedness Certificates for each urban renewal area has been prepared and are now ready for approval by this City Council, and

WHEREAS, as part of the debt certification process the fund for each respective TIF district is reconciled with approved indebtedness, and in cases where increments exceed total indebtedness and no further indebtedness has been approved and certified, the City is to remit payment of excess increments to the Linn County Treasurer's Office, and

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

1. The TIF Indebtedness Certificates are hereby approved.
2. The City Clerk, or designee, is hereby authorized and directed to sign TIF Indebtedness Certificates for the twenty-five (25) Urban Renewal Areas, as outlined in Exhibit A, requesting that tax increments identified therein be paid to the City as provided by Iowa Code Section 403.19(2) to their respective special funds as provided under that Section.
3. The City Clerk, or other appropriate City Official, shall file said certifications with the Auditor of the County of Linn, Iowa as provided under Iowa Code Section 403.19(5) prior to December 1, 2023.
4. The City's Interim Finance Director, or designee, is authorized to remit payment of the above referenced TIF fund balances in conjunction with the TIF Indebtedness Certification process.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

City of Cedar Rapids - Urban Renewal Debt and Revenue
Indebtedness Certification Summary
December 1, 2023

EXHIBIT A

Urban Renewal Area	URA #	TIF Fund	Net Debt at December 1, 2022	Net Change in City TIF Indebtedness	Net Change in estimated City TIF Revenues	Net Debt at December 1, 2023	FY 2024 Requested TIF Revenue
Central Business URA	57001	7501	\$ 78,423,874.00	\$ 11,514,642.00	\$ 5,831,083.00	\$ 84,107,433.00	Max
Consolidated Central URA	57057	7524	\$ 35,091,004.00	\$ 4,706,625.00	\$ 7,889,253.00	\$ 31,908,376.00	Max
Technology Park Consolidated URA	57008	7503	\$ (1,522.00)	\$ 4,723.00	\$ 3,201.00	\$ -	-
I-380 Corridor Consolidated URA	57962		\$ 6,569,068.00	7,225,745.00	\$ 3,984,983.00	\$ 9,809,830.00	Max
OSADA	57004	7517	\$ 5,158.00	\$ -	\$ -	\$ 5,158.00	-
Council St.	57064	7526	\$ -	\$ (52,401.00)	\$ (48,742.00)	\$ (3,659.00)	-
Rockwell Collins	57067	7528	\$ -	\$ 766.00	\$ 766.00	\$ -	766.00
Pointe	57069	7530	\$ -	\$ -	\$ -	\$ -	-
Raining Rose	57076	7531	\$ -	\$ -	\$ -	\$ -	-
Diamond V Mills	57075	7532	\$ -	\$ 4,148.00	\$ 4,148.00	\$ -	891.00
Fountains	57078	7533	\$ 395,512.00	\$ (305,503.00)	\$ 90,009.00	\$ -	107,406.00
Westdale	57077	7534	\$ 23,056,686.00	\$ 23,332.00	\$ 2,082,717.00	\$ 20,997,301.00	Max
New Pioneer	57935	7535	\$ -	\$ -	\$ -	\$ -	-
Northtowne Market	57936	7536	\$ -	\$ (787,586.00)	\$ (27,035.00)	\$ (760,551.00)	-
42nd & Edgewood	57937	7537	\$ -	\$ 34,357.00	\$ 34,357.00	\$ -	38,912.00
Apache	57938	7538	\$ (14,048.00)	\$ (14,557.00)	\$ (498.00)	\$ (28,107.00)	-
Miron Construction	57941	7541	\$ (5,566.00)	\$ (7,401.00)	\$ (772.00)	\$ (12,195.00)	-
Grand Living	57944	7542	\$ -	\$ 17,696.00	\$ 17,696.00	\$ -	23,565.00
Stone Creek	57942	7543	\$ 209,584.00	\$ (6,443.00)	\$ 203,141.00	\$ -	204,556.00
20th Ave SW	57947	7545	\$ -	\$ -	\$ -	\$ -	39.00
Muirfield SW	57946	7546	\$ -	\$ (8,839.00)	\$ (419.00)	\$ (8,420.00)	-
Hidden Creek	57948	7547	\$ (5,880.00)	\$ 418,203.00	\$ 412,323.00	\$ -	419,822.00
Edgewood Town Center	57949	7548	\$ 386,053.00	\$ 2,910.00	\$ 388,963.00	\$ -	408,036.00
REM Mentor	57954	7552	\$ -	\$ (1,665.00)	\$ (210.00)	\$ (1,455.00)	-
Hawkeye Downs	57955	7553	\$ -	\$ 31,663.00	\$ 31,663.00	\$ -	31,670.00
Total			\$ 144,109,923.00	\$ 22,800,415.00	\$ 20,896,627.00	\$ 146,013,711.00	



Council Agenda Item Cover Sheet

Submitting Department: Golf

Presenter at Meeting: Dave Roe

Contact Person: Hashim Taylor

Cell Phone Number: 319-304-0991

E-mail Address: H.Taylor@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution adopting the proposed 2024 Golf season fees.

CIP/DID #GLF013-23

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

Background: Parks & Recreation Department - Golf Operations has researched golf fees from across the state of Iowa and determined a strategy to maintain its competitive pricing yet improve the operation's opportunity to increase revenues in 2024. The proposed 2024 fee schedule includes a \$1.00 increase in green fees and \$1.00 increase in golf car rental. \$156,102 in additional revenue is estimated based on the 2023 sales data.

Action/Recommendation: City Council adopt golf fee schedule for the 2024 season.

Alternative Recommendation: Leave fees the same as 2023 season and forfeit estimated additional revenue.

Time Sensitivity: Need for immediate action so punch cards may be sold for holiday purchases, thereby increasing revenues for Golf Operations.

Resolution Date: November 7, 2023

Budget Information: \$156,102 in additional revenue is estimated based on the 2023 sales data

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Parks & Recreation Golf Operations has recommended the following golf fees and charges be established for the Municipal Golf courses for the 2024 season:

2024 DAILY FEES	ELLIS	GARDNER	TWIN PINES
Tax Included			
WEEKDAY - GOLF			
18 H	\$26.00	\$26.00	\$22.00
9H	\$20.00	\$20.00	\$18.00
SR 9H	\$18.00	\$18.00	\$16.00
SR 18H	\$23.00	\$23.00	\$19.00
JR	\$16.00	\$16.00	\$11.00
LEAGUE	\$21.00	\$21.00	\$19.00
TWILIGHT (after 2 pm)	\$21.00	\$21.00	\$19.00
WEEKENDS/HOLIDAYS - GOLF			
18 H - B4 2 PM: PRIMETIME	\$32.00	\$32.00	\$26.00
9H - B4 2 PM: PRIMETIME	\$23.00	\$23.00	\$19.00
TWILIGHT - AFTER 2 PM	\$24.00	\$24.00	\$21.00
JUNIORS - PRIMETIME; B4 2 PM	\$18.00	\$18.00	\$14.00
JR TWILIGHT - AFTER 2 PM	\$16.00	\$16.00	\$11.00
FAMILY - AFTER 12 PM - ADULT	N / A	\$21.00	\$21.00
FAMILY - AFTER 12 PM - JRS with ADULT	N / A	\$8.00	\$8.00
GOLF CARS			
18 H	\$18.00	\$18.00	\$18.00
9H	\$12.00	\$12.00	\$12.00
TWILIGHT CART	\$15.00	\$15.00	\$15.00
FAMILY CART	N / A	\$16.00	\$16.00
PROMO FEES (GOLF & CART RENTAL)			
EARLY BIRD/I.P.G.A. (18h + CAR RENTAL)	\$36.00	\$36.00	\$34.00
G.I.V.E. (18h + CAR RENTAL/18 OR 9h)	N / A	\$18/\$12	\$18/\$12

MISCELLANEOUS			
Twin Pines - Jr. Clinic fee			\$80.00
School Fee / player	\$50.00	\$50.00	\$50.00
League reservation fee / tee time	\$0.40	\$0.40	\$0.40
Best Shot tournaments - registration fee	\$60.00		
Women's City Am- registration fee	\$55.00		
Men's / Senior Men's City Am & Women's Best BBQ	\$80.00		
Get Golf Ready Group - beginning classes	\$129.00		
Get Golf Ready Group - Intermediate / specialty classes	\$159.00		
PUNCH CARD PRICING			
7-day 18h (pay for 10 = 2 free)	\$320.00		
5-day Senior 18 h	\$230.00		
5-day 9 hole	\$200.00		
Golf Cart Punch Card 18H	\$180.00		
Golf Cart Punch Card 9H	\$120.00		
DRIVING RANGE BUCKET PRICING			
	FEE		
Small (25 - 30 golf balls)	\$6.00		
Medium (35 - 65 golf balls)	\$8.00		
Large (70 - 95 golf balls)	\$9.00		
Xlarge (100 + golf balls)	\$11.00		
High school Medium	\$5.00		
High school Large	\$6.00		
High school Xlarge	\$8.00		
MINIATURE GOLF			
	FEE		
Adult (19-64)	\$8.00		
Senior (65 & over)	\$7.00		
Student (5-18)	\$6.00		
Toddler (0-4)	\$3.00		

SEASON PASSES			
	2024 Price	2024 Price	
	w/o Tax	w/Tax	
UNLIMITED PASS: 7 DAY - 3 Courses			
Platinum (Age 36-61)	\$1,121.50	\$1,200.00	
Senior Platinum (62+)	\$929.91	\$995.00	
Young Professional Platinum (18-35)	\$836.45	\$895.00	
Driving Range	\$327.10	\$350.00	
"5-DAY PLUS" PASS: M-F ANYTIME; S/S/H AFTER 12 NOON (primetime players - pay regular greens fee rate - 3 Courses)			
Adult (Gold: Age 36-61)	\$897.20	\$960.00	
Senior (Silver: Age 62+)	\$733.64	\$785.00	
Young Professional (18-35)	\$621.50	\$665.00	
Junior (Under 18)	\$224.30	\$240.00	
Families (Couples not allowed)	\$1,728.97	\$1,850.00	
(RATE for 4 players (1-2 Adults & Children); each add'l child player under age 18-add \$200)	\$200.00	\$214.00	

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the following golf fees and schedule shall be in effect commencing November 7, 2023 and thereafter until changed by resolution of the City Council.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Director Contact: Alissa Van Sloten – a.vansloten@cedar-rapids.org – (319) 286-5270

Presenter at Meeting: Alissa Van Sloten

Description of Agenda Item: CONSENT AGENDA

Resolution restating fees for licenses and permits issued by the Cedar Rapids City Clerk.

CIP/DID #CLK003-23

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

Background: The Cedar Rapids Municipal Code authorizes the City Clerk to issue certain licenses and permits as may be provided in said code. Fees are charged to capture the costs of providing said licenses and permits and such costs should be paid by the recipient of said licenses and permits. Due to some updates to code chapters that the City Clerk's Office is responsible for licensing, the fee schedule is being updated to reflect those changes.

Recommended Action: Approve resolution as presented.

Alternative:

Time Sensitivity: None

Meeting Date: November 7, 2023

Budget Information: NA

Local Preference Policy: Not applicable

Explanation:

Recommended by Council Committee: Not applicable

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Municipal Code authorizes the City Clerk to issue certain licenses and permits as may be provided in said code. Fees are charged to capture the costs of providing said licenses and permits and such costs should be paid by the recipient of said licenses and permits, and

WHEREAS, the Municipal Code authorizes fees for licenses and permits issued by the City Clerk to be set by resolution, and

WHEREAS, the City Clerk requests the City Council of the City of Cedar Rapids, Iowa approve the restated schedule of fees for licenses and permits issued by the City Clerk,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached fee schedule be adopted by the City Council.

BE IT FURTHER RESOLVED, all previous license or permit fees charged and collected by the City Clerk whether by ordinance or resolution are hereby declared to be ratified, authorized, and legally assessed by and paid to the City.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

City Clerk's Office License Fees – November 2023

Fee	Amount
After Hours Business – 1 Year	\$350.00
After Hours Business – Late Fee	\$50.00
Ambulance Service – 1 Year	\$450.00
Ambulance Service – Late Fee	\$50.00
Auctioneer – 1 Year	\$50.00
Auctioneer – 6 Months	\$25.00
Auctioneer – 1 Day	\$10.00
Closing Out Sale – 30 Days	\$150.00
Closing Out Sale – 1st or 2nd Extension	\$50.00
Miscellaneous – Licensing	Varies
Mobile Food Vendor – 1 Year	\$550.00
Mobile Food Vendor – 6 Months	\$300.00
Mobile Food Vendor – 1 Week	\$100.00
Pawnbroker – 1 Year	\$100.00
Pedicab Business – 1 Year	\$75.00
Recycling (Curbside) – 1 Year	\$30.00
Replacement License	\$5.00
Solicitor – 1 Year	\$170.00
Taxi Business (Limited Hours) – 1 Year	\$200.00
Taxi Business (24/7/365) – 1 Year	\$150.00
Taxi Business – Late Fee	\$25.00
Taxi Business – Audit Recheck Fee	\$75.00
Transient Merchant – 1 Week	\$100.00

Not listed: Alcohol, tobacco, civil penalties and criminal history checks (amounts set by state).

Refunds will be granted minus a non-refundable amount if a license is denied, or the application is withdrawn prior to issuance for the following:

- \$100 non-refundable amount – after hours business and ambulance service licenses
- \$50 non-refundable amount – mobile food vendor and taxicab business licenses

Refunds will be granted minus a non-refundable amount if a license is denied for the following:

- \$50 non-refundable amount – solicitor and transient merchant licenses

No other refunds will be granted.



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Heidi Stiffler – h.stiffler@cedar-rapids.org – (319) 286-5824

Presenter at Meeting: Diane Muench

Description of Agenda Item: Purchases, contracts and agreements

Resolution to update the Procurement Manual to change the purchasing thresholds.

CIP/DID #OB341805

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

Background:

Purchasing Services recently researched spending trends and compared those trends to the existing purchasing authorization guidelines. This included reaching out to other cities in Iowa for their thresholds. Purchasing also reviewed the FY23 statistics to look for efficiencies.

The current version of the Procurement Manual was adopted through Resolution No. 0296-02-23. Inflation and continued supply chain issues are affecting the cost of materials and services. In recognition of the increased costs and for greater efficiencies for departments, Purchasing is submitting this resolution to revise the purchasing thresholds.

Less than \$10,000 - no quotes or purchase order required (currently less than \$5,000)

\$10,000-\$20,000 - minimum of 3 quotes, purchase order required (currently \$5,000-10,000)

Greater than \$20,000 - Purchasing to prepare bid/proposal (currently greater than \$10,000)

Action/Recommendation: Approve the resolution as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 7, 2023

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the current version of the Procurement Manual was adopted through Resolution No. 0296-02-23; and

WHEREAS, Purchasing Services is recommending increasing the purchasing thresholds for greater efficiencies for departments.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the updated Procurement Manual be approved as described herein.

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

Cell Phone Number: 319-286-5090

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

Description of Agenda Item: Special events

Resolution amending Resolution No. 1505-10-23, which approved the special event application for the Cedar Rapids Turkey Trot 5K on November 23, 2023, to update the planned street closures. CIP/DID # EVENT-57988-2023

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, 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: 11/7/2023

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Resolution No. 1505-10-23 approved the special event application for the Cedar Rapids Turkey Trot 5k on city streets in the Czech Village and New Bohemia area on Thursday, November 23, 2023; and

WHEREAS, the closure of 10th Street SE from 17th Avenue to the trail entrance and Hull Ave SE from 9th Street to 10th Street has also been requested for the race;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, that Resolution No. 1505-10-23 be amended to add "10th Street SE from 17th Avenue to the trail entrance and Hull Ave SE from 9th Street to 10th Street" to the list of street closures for the event.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Preliminary resolution for the construction of concrete sidewalk improvements for the Taft and West Willow Safe Routes to School project.

CIP/DID #301948-00

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

Background: This project includes sidewalk extensions for Taft and West Willow schools. The City applied for and was awarded grant funding from the Safe Routes to School (SRTS) Program through the Corridor Metropolitan Planning Organization. There is one assessment and it will cover the cost of construction for the sidewalk along the property at 300 Stoney Point Road SW.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit and the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments.

The total estimated project cost is approximately \$623,000. A Federal Safe Routes to School Program grant will cover up to \$384,000 with General Obligation Bonds funding the balance.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit in the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments. The total estimated project cost is approximately \$623,000.

Action/Recommendation: Public Works Department recommends adoption of the preliminary resolution for the construction of concrete sidewalk improvements in the City of Cedar Rapids, Iowa for the Taft and West Willow Safe Routes to School.

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

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: 301/301000/301948, NA

Local Preference Policy: NA

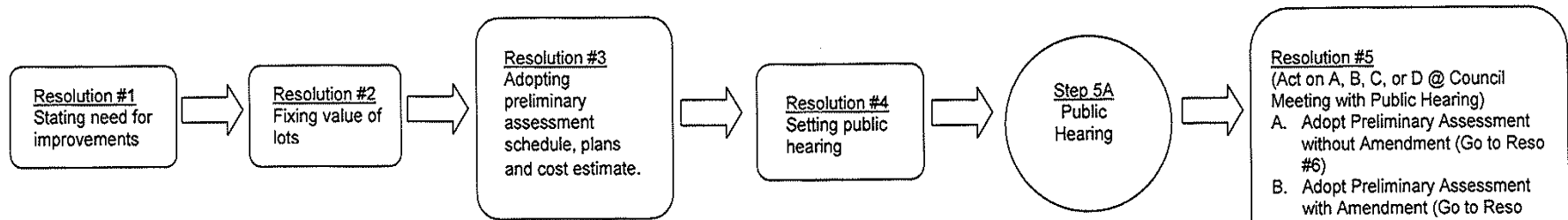
Explanation: NA

Recommended by Council Committee: NA

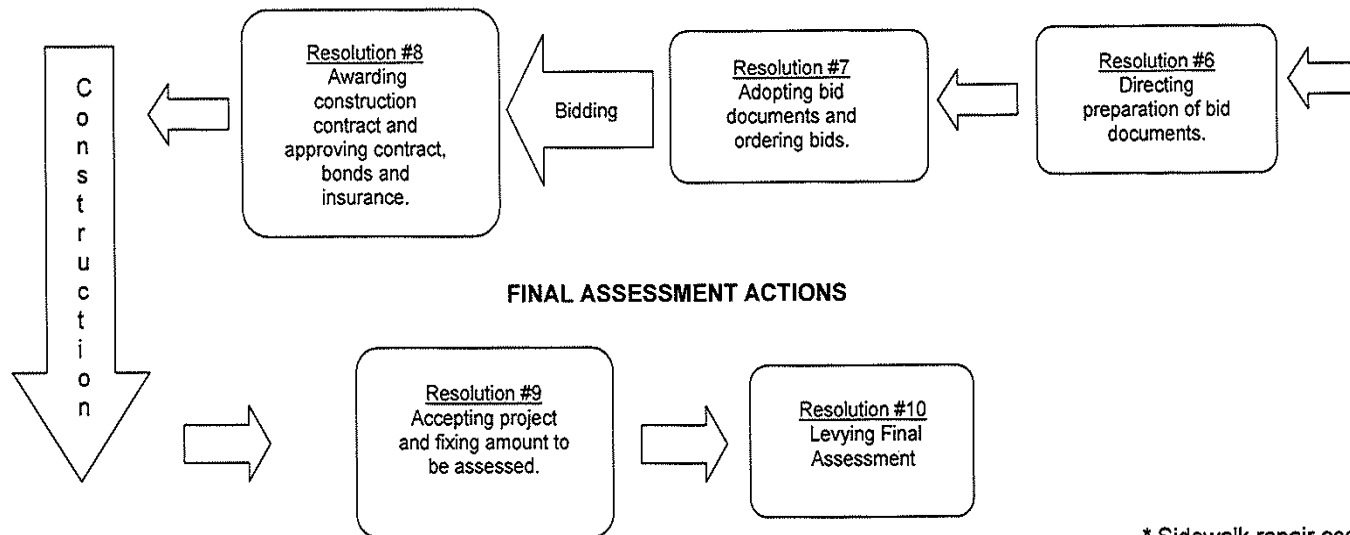
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS* SUMMARY

PRELIMINARY ASSESSMENT ACTIONS



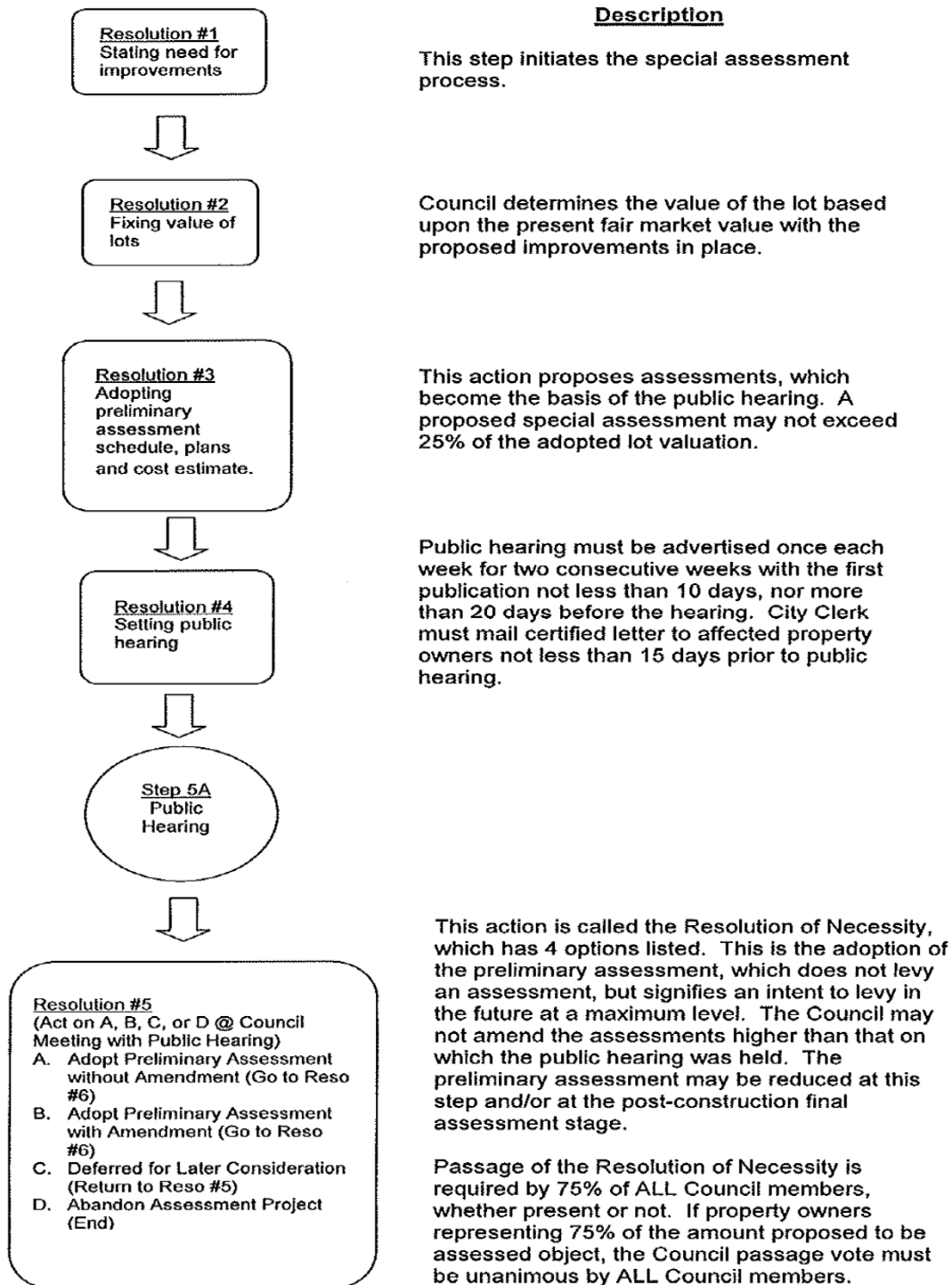
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

**CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT**



RESOLUTION NO. LEG_NUM_TAG

PRELIMINARY RESOLUTION FOR THE CONSTRUCTION OF
SIDEWALK 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 sidewalk 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 sidewalk as hereinafter described, and

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

Stoney Point Road SW, from Underwood Avenue SW to 1st Avenue SW as well as From the north end of the property at 1003 Jacolyn Drive NW across F Ave NW and adjoining with the sidewalk at 900 Moose Drive NW

, and

BE IT FURTHER RESOLVED that Ken DeKeyser, P.E., of the Public Works Department, Cedar Rapids, Iowa, having authorized a professional engineering firm to prepare estimates, plans and specifications and HDR, Inc. to prepare plats and schedules 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:

13274010340000	Lot A Stoney Point 1st
----------------	------------------------

, and

BE IT FURTHER RESOLVED that said improvement shall be designated as "Taft and West Willow Safe Routes to School", and such name shall be sufficient designation to refer to said improvement in all subsequent proceedings.

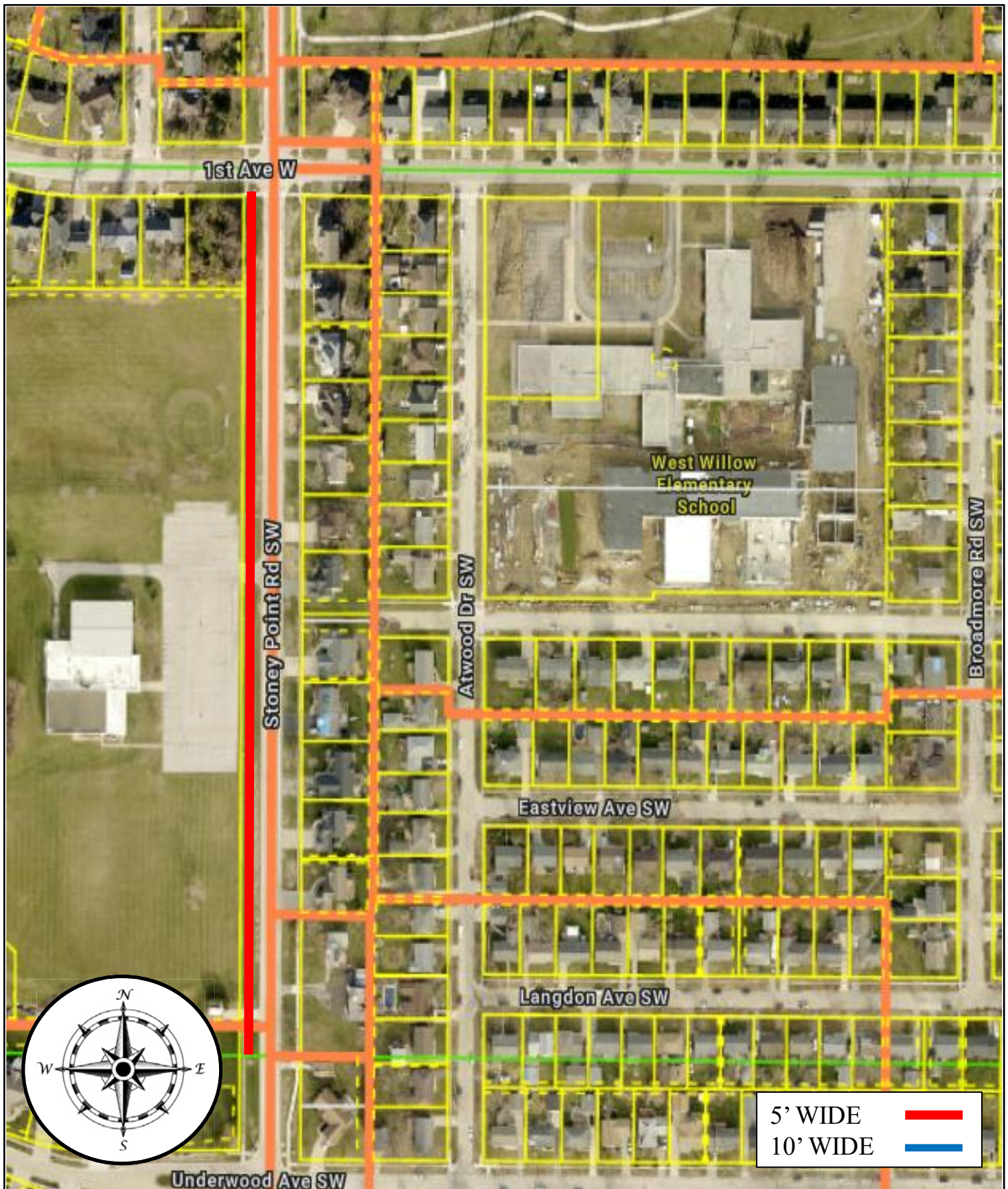
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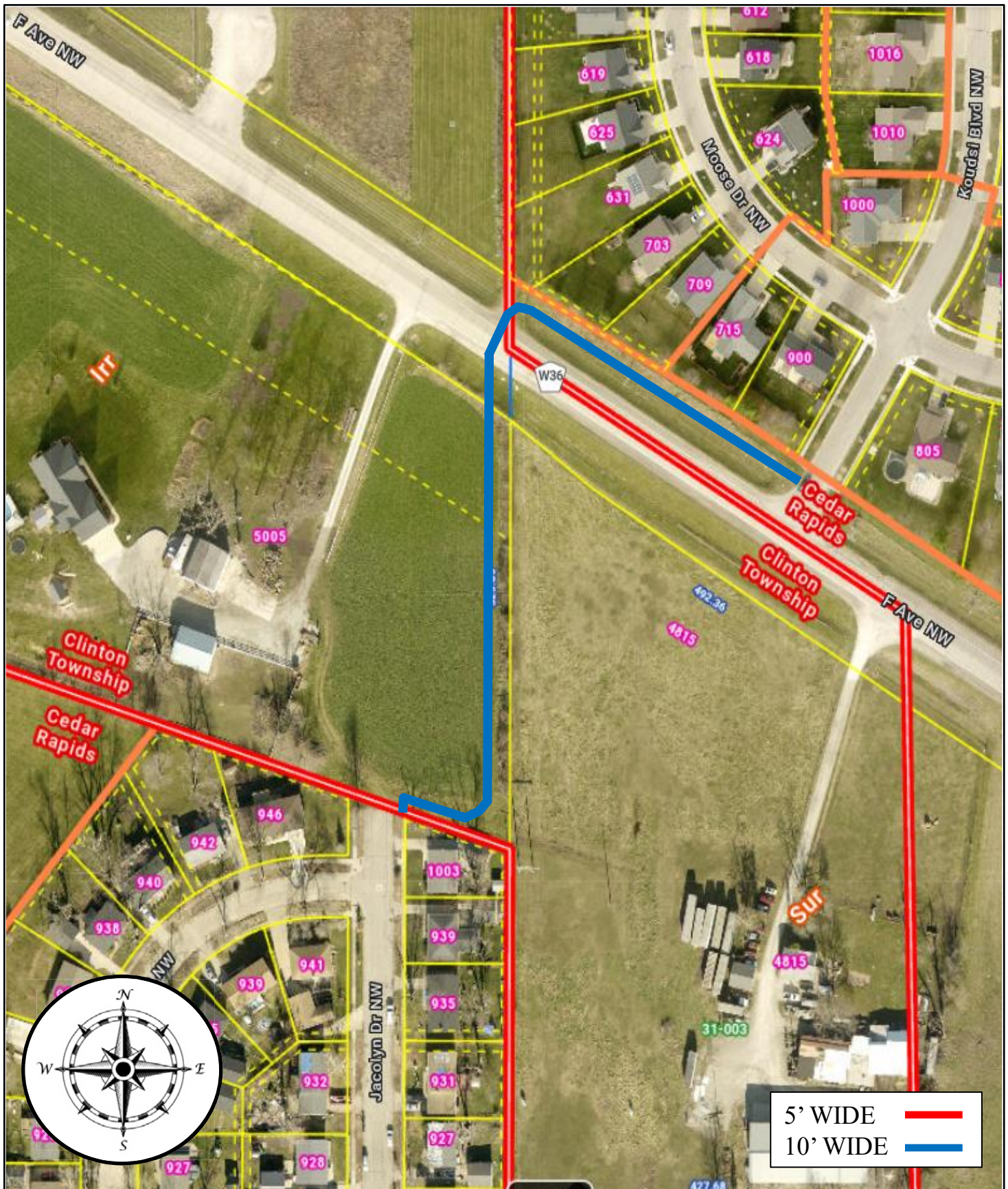
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MayorSignature

Attest:

ClerkSignature







Council Agenda Item Cover Sheet

Submitting Department: Human Resources

Presenter at Meeting: Rachelle Stewart

Contact Person: Rachelle Stewart

Cell Phone Number: 319-249-9551

E-mail Address: R.Stewart@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the addition of 1.0 FTE for a Safety Specialist in the City Manager's Office. Additionally, authorizing the elimination of Occupational Health Coordinator classification from the Human Resources Department and the addition of Occupational Health Coordinator to the City Manager's Office. Also, authorizing the elimination of the Safety Coordinator classification from the City Manager's Office and moving the position to the Human Resources Department as Human Resources Specialist.

CIP/DID #HR0093

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

Background: The City Manager's Office proposes adding one position to meet the needs of the City for safety programs, OSHA, and other regulatory requirements and to reorganize the training and worker's compensation functions between Safety and Human Resources.

Action/Recommendation: Approve the addition of 1.0 FTE for Safety Specialist. Approve the elimination of a 1.00 FTE Occupational Health Coordinator from the Human Resources Department and the addition of a 1.00 FTE Occupational Health Coordinator to the Safety Department. Approve the moving of the 1.0 FTE Safety Coordinator classification from the Safety Department to the Human Resources Department as a Human Resources Specialist.

Alternative Recommendation: n/a

Time Sensitivity:

Resolution Date: 11/7/2023

Budget Information: n/a

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has identified a need to add a Safety Specialist position to meet the City's safety program, OSHA, and other regulatory requirement obligations, and to reorganize the training and worker's compensation functions between Safety and Human Resources,

WHEREAS, the City Manager's Office will add a 1.0 FTE Safety Specialist and the Human Resources Department is eliminating the classification of Occupational Health Coordinator and the City Manager's Office (Safety) is adding the classification of Occupational Health Coordinator and City Manager's Office (Safety) is eliminating the classification of Safety Coordinator and moving the position to Human Resources Department as a Human Resources Specialist.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager's Office is hereby authorized to add 1.0 FTE for a Safety Specialist and Human Resources and Safety will exchange positions (Occupational Health Coordinator from Human Resources to Safety and Safety Coordinator (from Safety to Human Resources) as a Human Resources Specialist.

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MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Jeff Pomeranz

Contact Person: Jeff Pomeranz

Cell Phone Number: 319-213-8891

E-mail Address: J.Pomeranz@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution approving City Manager Angie Charipar's travel expenses incurred to attend ICMA in Austin, TX, September 29 – October 4, 2023, for actual trip costs of \$3,486.74.

CIP/DID #CM005-23

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

Background: The ICMA Annual Conference brings the local government community together for leadership and professional development, networking, and best-in-class programming.

Action/Recommendation: Staff recommend approval of the resolution.

Alternative Recommendation: NA

Time Sensitivity:

Resolution Date: November 7, 2023

Budget Information: 542102-101-112000

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Assistant City Manager Angie Charipar attended the 2023 ICMA Conference in Austin, TX on September 29 – October 4, 2023, 2023, and

WHEREAS, the 2023 ICMA Annual Conference brings the local government community together for leadership and professional development, networking, and best-in-class programming, and

WHEREAS, the trip costs were originally estimated to be less than \$3,000 and did not require Council approval, and

WHEREAS, the actual trip costs were \$3,486.74, and

WHEREAS, the difference in cost was due to increased travel costs and increased demand.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Angie Charipar be hereby approved, as amended, for her attendance at ICMA in Austin, TX on September 29 – October 4, 2023, for a total amount of \$3,486.74. Funding for this travel will be from GL-112000.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Jeff Pomeranz

Contact Person: Jeff Pomeranz

Cell Phone Number: 319-213-8891

E-mail Address: J.Pomeranz@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution approving Assistant to the City Manager Amanda Grieder's travel expenses incurred to attend ICMA in Austin, TX, September 29 – October 4, 2023, for actual trip costs of \$3,254.08. CIP/DID #CM006-23

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

Background: The ICMA Annual Conference brings the local government community together for leadership and professional development, networking, and best-in-class programming.

Action/Recommendation: Staff recommend approval of the resolution.

Alternative Recommendation: NA

Time Sensitivity:

Resolution Date: November 7, 2023

Budget Information: 542102-101-112000

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Assistant to the City Manager Amanda Grieder attended the 2023 ICMA Conference in Austin, TX on September 29 – October 4, 2023, and

WHEREAS, the 2023 ICMA Annual Conference brings the local government community together for leadership and professional development, networking, and best-in-class programming, and

WHEREAS, the trip costs were originally estimated to be less than \$3,000 and did not require Council approval, and

WHEREAS, the actual trip costs were \$3,254.08, and

WHEREAS, the difference in cost was due to increased travel costs and increased demand.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Amanda Grieder be hereby approved, as amended, for her attendance at ICMA in Austin, TX on September 29 – October 4, 2023, for a total amount of \$3,254.08. Funding for this travel will be from GL-112000.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Police

Director Contact: (Click here to select)

Presenter at Meeting: Interim Chief Tom Jonker

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing Police Officer Sean Kinhead to travel to Traffic Crash Reconstruction 2 Training in Gurnee, IL to attend mandatory training with an estimated cost of \$3,600.00

CIP/DID # PD0070

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

Background: The City of Cedar Rapids travel policy requires any travel expenses with a cost of \$3,000 or more to be approved by City Council. The final travel costs exceed the amount of \$3,000, and is being brought to City Council for their approval.

Recommended Action: Police Department requests approval for final costs of mandatory training required of Traffic Crash Reconstruction 2 Training in Gurnee, IL from October 29 - November 10, 2023.

Alternative: N/A

Time Sensitivity: N/A

Meeting Date: November 7, 2023

Budget Information: 542102-101-132202

Local Preference Policy: (Click here to select)

Explanation: N/A

Recommended by Council Committee: (Click here to select)

Explanation: N/A

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Police Officer Sean Kinhead is authorized to attend Traffic Crash Reconstruction 2 Training in Gurnee, IL from October 29 – November 10, 2023 for an estimated total of \$3,600.00. The trip cost will be funded from 542102-101-132202.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for December 5, 2023 to consider the Resolution of Necessity (Proposed) for the construction of the 2024 Blairs Ferry Road NE from North Towne Place to Sammi Drive Sidewalk Infill project.

CIP/DID #301878-00

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

Background: This project is to fill missing sidewalk gaps along Blairs Ferry Road NE from North Towne Place to Sammi Drive. This sidewalk infill project was identified as a high pedestrian demand area in the City's Pedestrian Master Plan adopted by Council in December 2019. The assessments will cover the cost of the sidewalk construction according to the City's New Sidewalk Construction Special Assessment Policy.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any TIF (Tax Incremental Financing) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for December 5, 2023 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.

2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date.
4. Abandon the special assessment.

Action/Recommendation: The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on December 5, 2023 to receive public comments.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed. The project will then require funding by TIF and the STP (Surface Transportation Program) grant, general obligation funds, or the project abandoned.

Time Sensitivity: Normal

Resolution Date: December 5, 2023

Budget Information: 301/301000/301878, NA

Local Preference Policy: NA

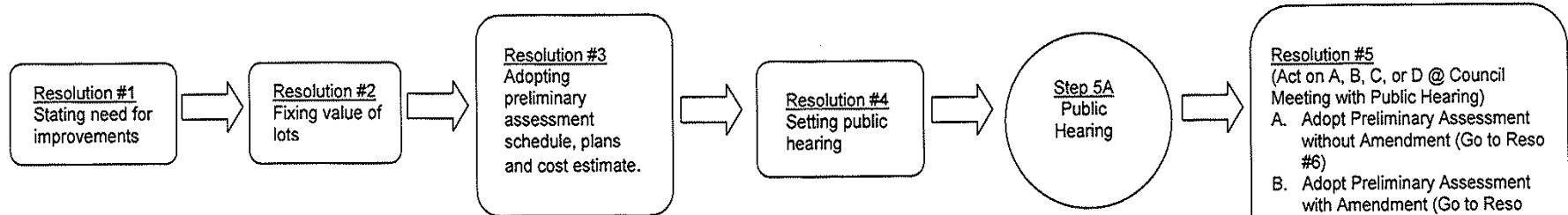
Explanation: NA

Recommended by Council Committee: NA

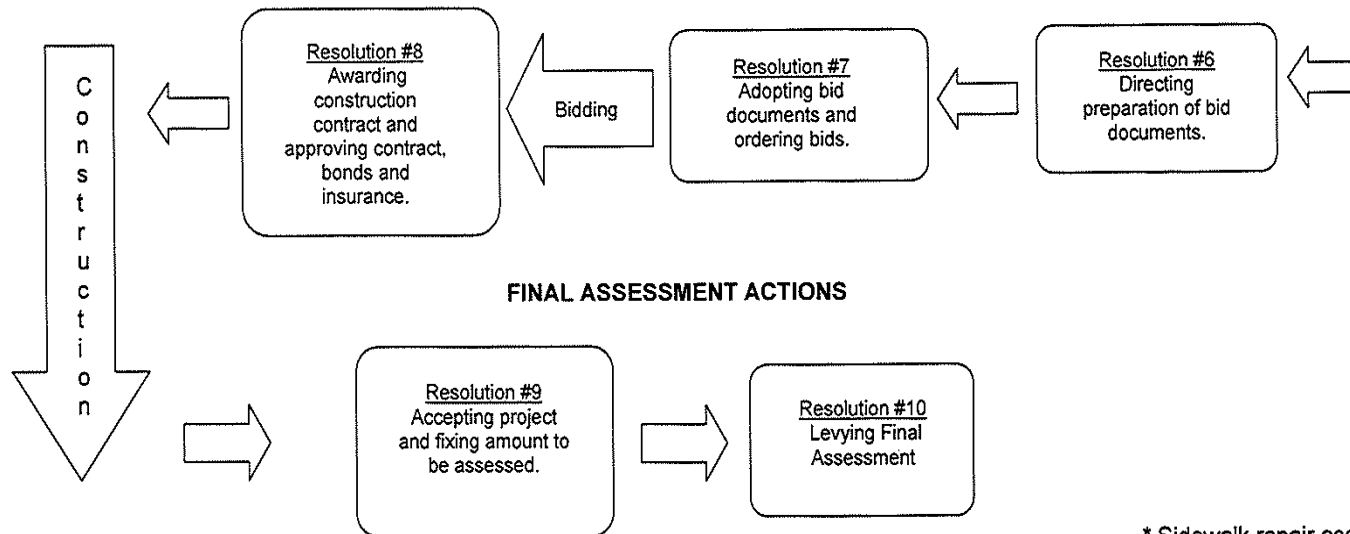
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS* SUMMARY

PRELIMINARY ASSESSMENT ACTIONS



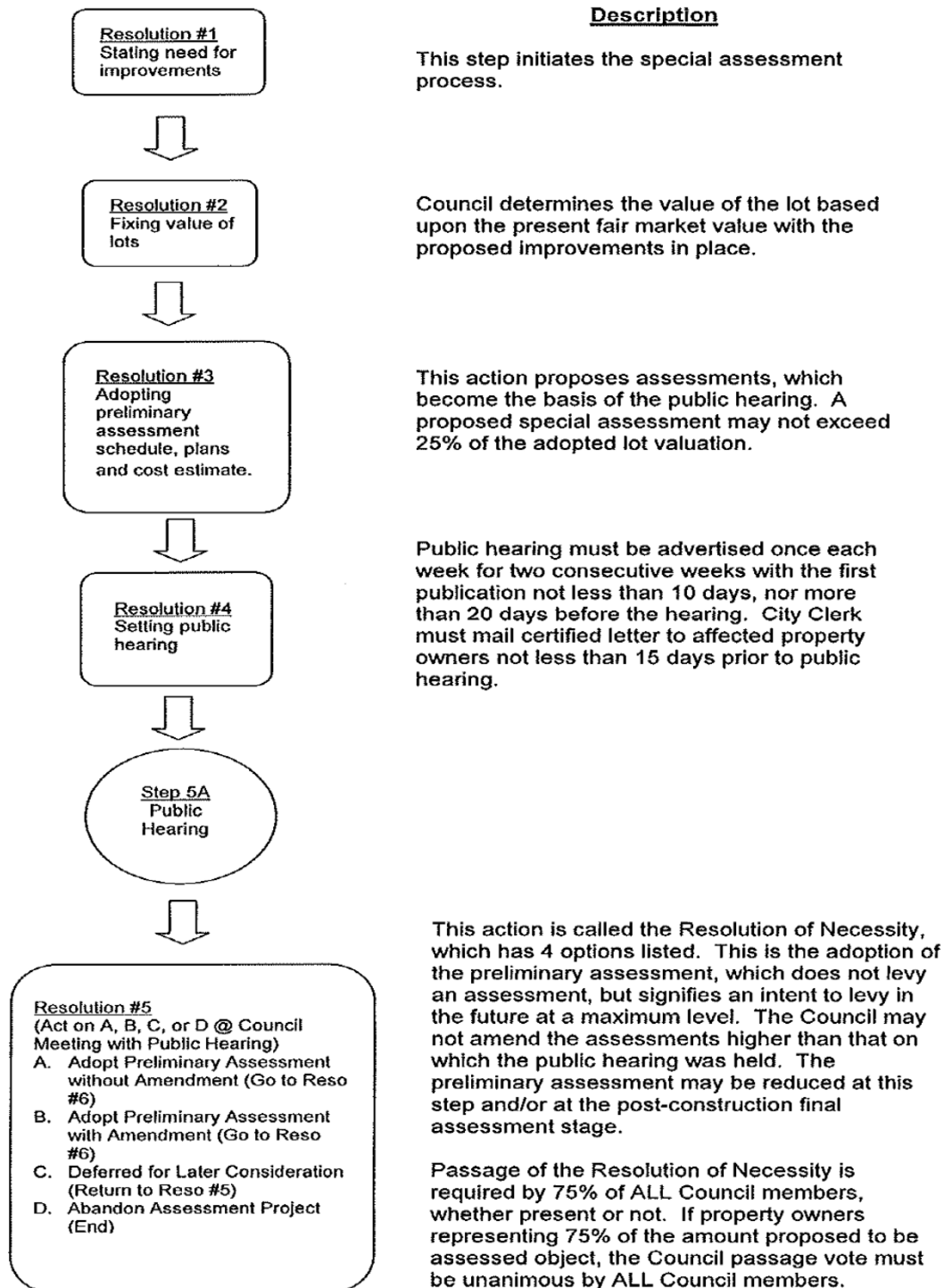
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

**CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT**



RESOLUTION NO. LEG_NUM_TAG

RESOLUTION SETTING A PUBLIC HEARING DATE FOR DECEMBER 5, 2023
TO CONSIDER THE 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 2024 Blairs Ferry Road NE from North Towne Place to Sammi Drive Sidewalk Infill 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 2024 Blairs Ferry Road NE from North Towne Place to Sammi Drive Sidewalk Infill in Cedar Rapids, Iowa.

Said District containing the properties to be assessed is set out and described in the following "Notice to Property Owners", set out by this Resolution.

Said improvements within said District are located and described in the "Notice to Property Owners", set out by this Resolution.

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 for 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.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 p.m., on the 5th day of December, 2023 at Council Chambers, City Hall, 3rd Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of the hearing

on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements.

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MayorSignature

Attest:

ClerkSignature

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the 2024 Blairs Ferry Road NE from North Towne Place to Sammi Drive Sidewalk Infill of the types and in the location as follows:

GPN & Legal Description:

14041-26014-00000 COOK'S INDUSTRIAL ADDN (LESS N 200' EACH) LOT 1 & W 20' STR/LB 2	14041-26008-00000 COOK'S INDUSTRIAL ADDN E 79.73' MEAS ON S LN S 150' STR/LB 2
14041-26007-00000 COOK'S INDUSTRIAL ADDN S 150' STR/LB 3	14041-26006-00000 ST ANDREWS 5TH STR/LB A
14041-26005-00000 COOK'S INDUSTRIAL ADDN (LESS ST) STR/LB 4	14041-26004-00000 COOK'S INDUSTRIAL ADDN EX E30' BNG E25' N138.9' STR/LB 5
14041-26025-00000 COOK'S INDUSTRIAL ADDN W5' E30' EX N138.9' STR/LB 5	14041-26003-00000 COOK'S INDUSTRIAL ADDN E25' LOT 5 & W35' LOT 6 EX RD
14041-26001-00000 COOK'S INDUSTRIAL ADDN E 75' STR/LB 7	14041-01003-00000 COOK'S INDUSTRIAL ADDN LOT 8 & W 25' STR/LB 9
14041-01004-00000 COOK'S INDUSTRIAL ADDN E75' LOT 9 & W98' LOT 10 & P.O.S. #743 PARCEL A EX RD & P.O.S. #742 PARCEL A	14041-01005-00000 COOK'S INDUSTRIAL ADDN LOTS 10, 11, 12 & 13-EX W98' & EX P.O.S. #743 & EX RD & P.O.S. #742 PARCEL B
14041-01002-00000 LANDS N OF BLAIRS FERRY RD (LESS E 330' MEAS ALG C/L OF BLAIRS FERRY RD) E 1/2 NE NE STR/LB 4 83 7	14032-27004-00000 COUNCIL STREET INDUSTRIAL PARK 1ST W 172.5' STR/LB 6
14032-27005-00000 COUNCIL STREET INDUSTRIAL PARK 1ST (LESS N 20') E 172.5' STR/LB 6	14032-26006-00000 COUNCIL STREET INDUSTRIAL PARK 1ST S 232' W 160' STR/LB 7
14032-26007-01000 14032-26007-01001 14032-26007-01002 14032-26007-01003 14032-26007-01004 BLAIRCON CONDO UNITS 1, 2, 3, 4, 5	14042-05008-00000 REALSITE 1ST W 16.66' LOT 8 & ALL LOT 9 EX RD

14042-05007-00000 REALSITE 1ST W 50.66' LOT 7 & (LESS W 16.66') STR/LB 8	14042-05006-01000 14042-05006-01001 14042-05006-01002 14042-05006-01003 14042-05006-01004 14042-05006-01005 2121 CONDO UNITS 1, 2, 3, 4, 5 6 STR/LB
14042-05005-00000 REALSITE 1ST W 12' LOT 3 & ALL LOT 4 & E 45' STR/LB 5	14042-05004-00000 REALSITE 1ST LOT 2 EX E32' & E64' LOT 3 EX RD
14042-05003-00000 REALSITE 1ST LOT 1 & E 32' LOT 2 EX RD	14041-31003-00000 P.O.S. #763 PARCEL EX RD STR/LB B
14041-31002-00000 P.O.S. #763 PARCEL A EX RDS	14041-30009-00000 MILEX 1ST LOTS 2 & 6 & COMMUNICATIONS 1ST LOT 2
14041-30001-00000 MILEX 1ST N 200' STR/LB 3	14041-29003-00000 MILEX 1ST (LESS W 30' S 250') STR/LB B
14041-29001-00000 MILEX 1ST LOTS 4 & 8 STR/LB	14041-02002-00000 LANDS (LESS N 7') W 970' LYG BET RR & BLAIRS FERRY RD E 1/2 NE & THAT PT DESC B 1774 P 172 BNG A TRI MEAS 127' ON E LN & 180' ON S LN W 1/2 NE STR/LB 4 83 7
14041-02001-00000 NE NE LYG BET RR & BLAIRS FERRY RD EX W970' STR/LB 4 83 7	

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

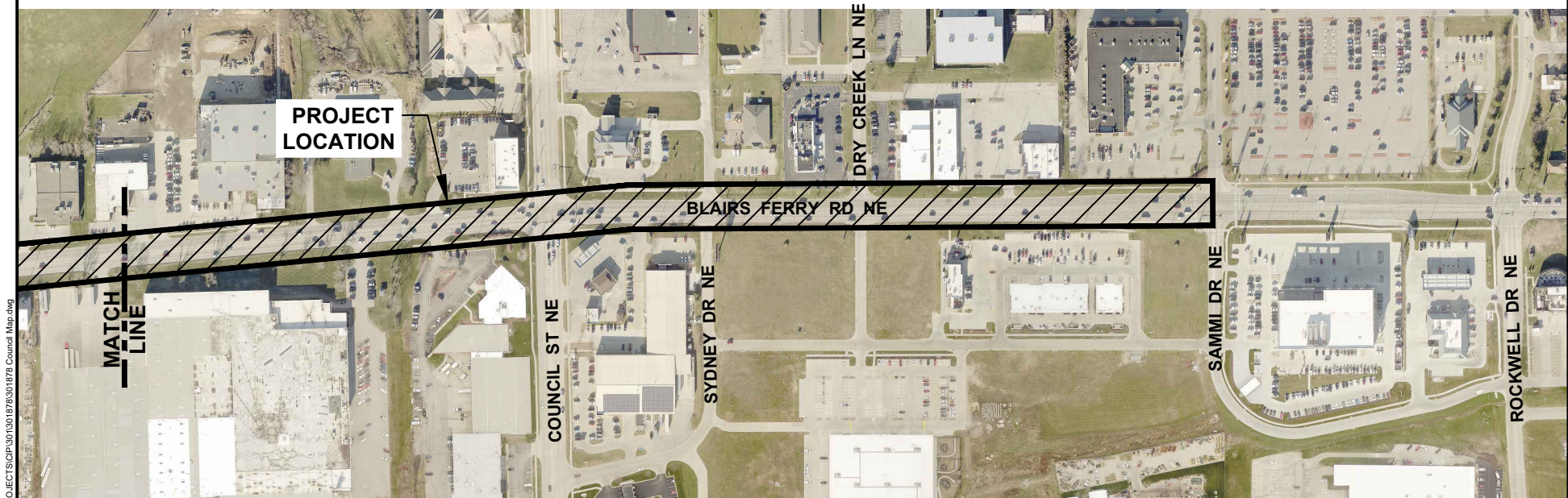
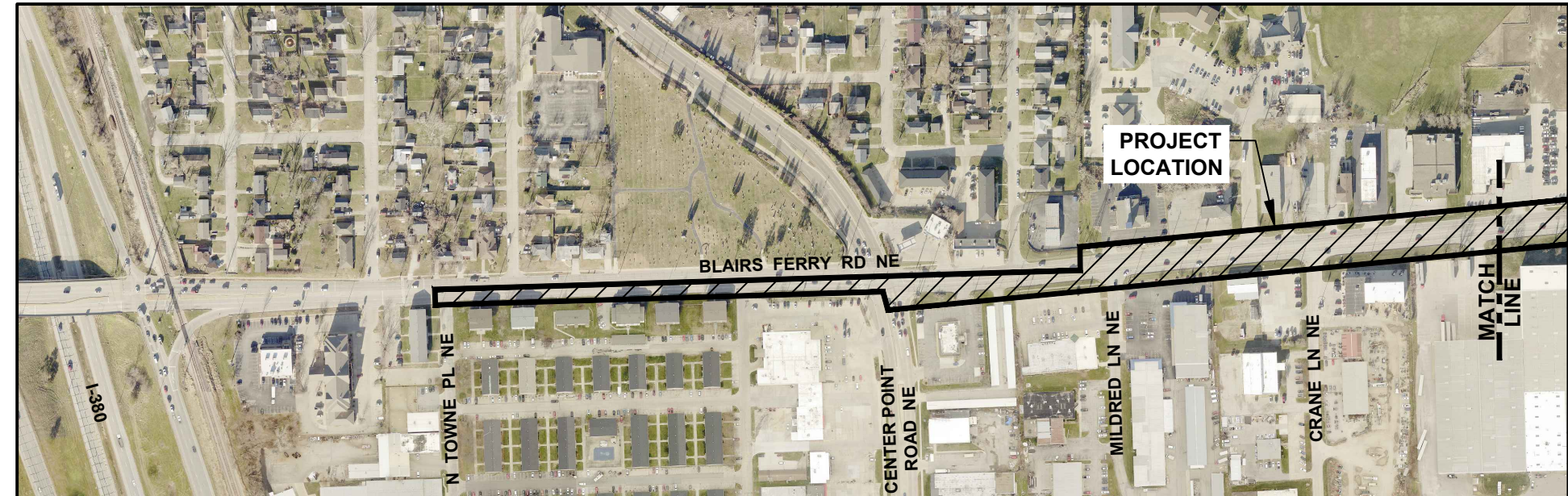
Fill missing sidewalk gaps along Blairs Ferry Road NE from North Towne Place to Sammi Drive

The Cedar Rapids City Council will meet at 12:00 p.m., on the 5th day of December, 2023 at the Cedar Rapids Council Chambers, 3rd floor of City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Alissa Van Sloten
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

Resolution setting a public hearing for December 5, 2023 to consider the Resolution of Necessity (Proposed) for the construction of Crestwood Drive NW Roadway and Pedestrian Improvements project.

CIP/DID #301946-00

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

Background: This project is to install sidewalk infill on Crestwood Dr NW between Westgate Drive and 38th Street, as well as reconstruct/repair pavement between Edgewood Road and Wiley Boulevard. The assessments will cover the cost of the sidewalk construction according to the City's New Sidewalk Construction Special Assessment Policy.

The proposed resolution before City Council is the initial resolution in a series of resolutions (as shown on attached flow chart), which will lead to an assessment public hearing on this project. This resolution indicates there is benefit in the City's intention to do some special assessment. Future resolutions, should the Council proceed with the process, will include property values and specific proposed assessments. The total estimated project cost is approximately \$1,600,000.

When infrastructure construction by the City has benefited underdeveloped land, it has been the City's practice to charge adjacent lands for benefit they receive, via special assessment. If not assessed, the City is essentially financing development construction and increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any TIF (Tax Incremental Financing) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment.

Refer to the attached flow chart of the Special Assessment process. The proposed Resolution of Necessity before City Council is the fourth resolution in a series of resolutions which will lead to an assessment public hearing (Step 5A on the flow chart). This resolution is in accordance with Iowa Code Section 384 for special assessments.

A public hearing is proposed for December 5, 2023 to receive public comments. Property owners in the assessment district will receive written notices of the project, proposed preliminary assessment amounts, and public hearing date. Following the public hearing, council will consider one of the following options:

1. Adopt the Resolution of Necessity as proposed and proceed with the project and special assessment.
2. Amend the preliminary assessments, then adopt the Resolution of Necessity and proceed with the project.
3. Defer action until a specified later date.
4. Abandon the special assessment.

Action/Recommendation: The Public Works Department recommends adoption of the proposed Resolution of Necessity and setting of a public hearing on December 5, 2023 to receive public comments.

Alternative Recommendation: If resolution is not adopted, the assessment will not proceed, and the cost of the sidewalk assessment would have to be covered by General Obligation Bonds, or the project abandoned.

Time Sensitivity: Normal

Resolution Date: December 5, 2023

Budget Information: 301/301000/301946, NA

Local Preference Policy: NA

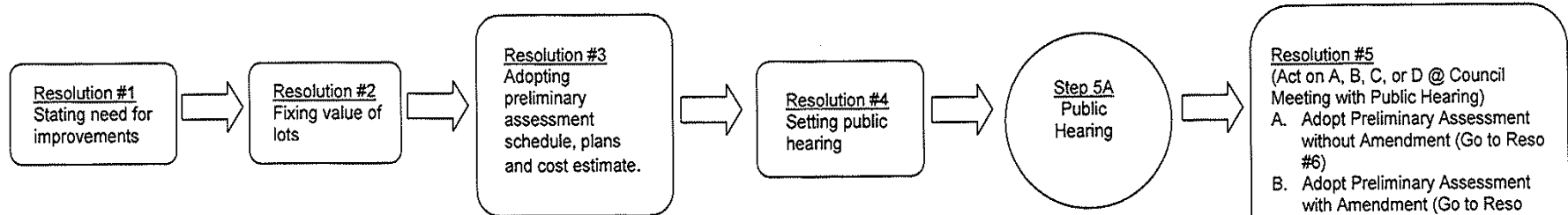
Explanation: NA

Recommended by Council Committee: NA

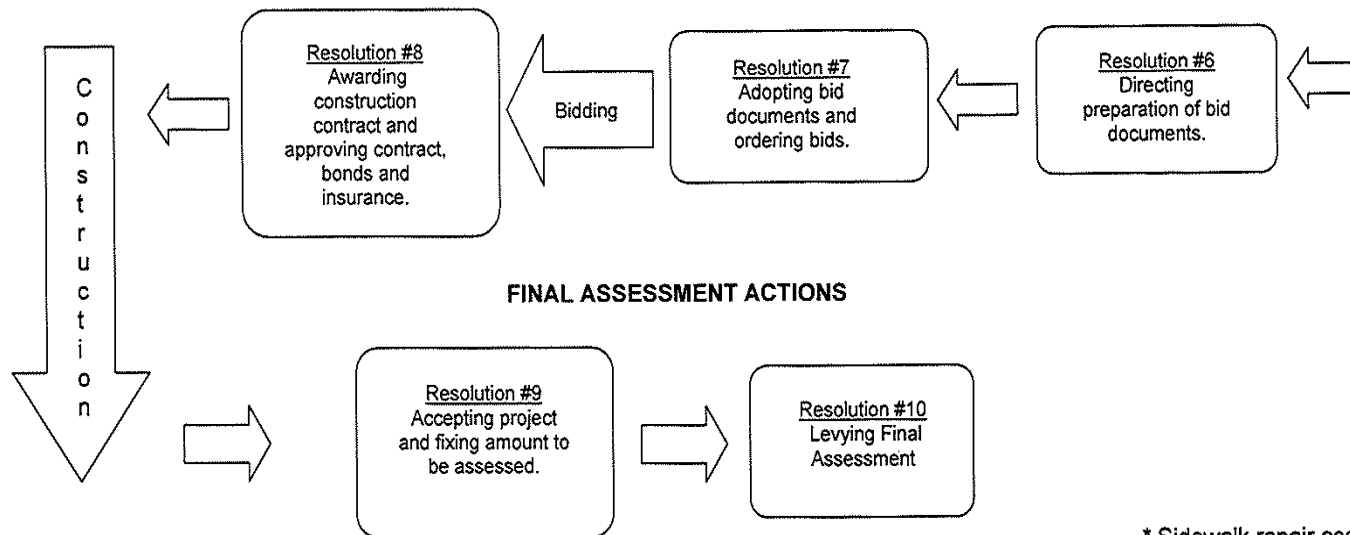
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS* SUMMARY

PRELIMINARY ASSESSMENT ACTIONS



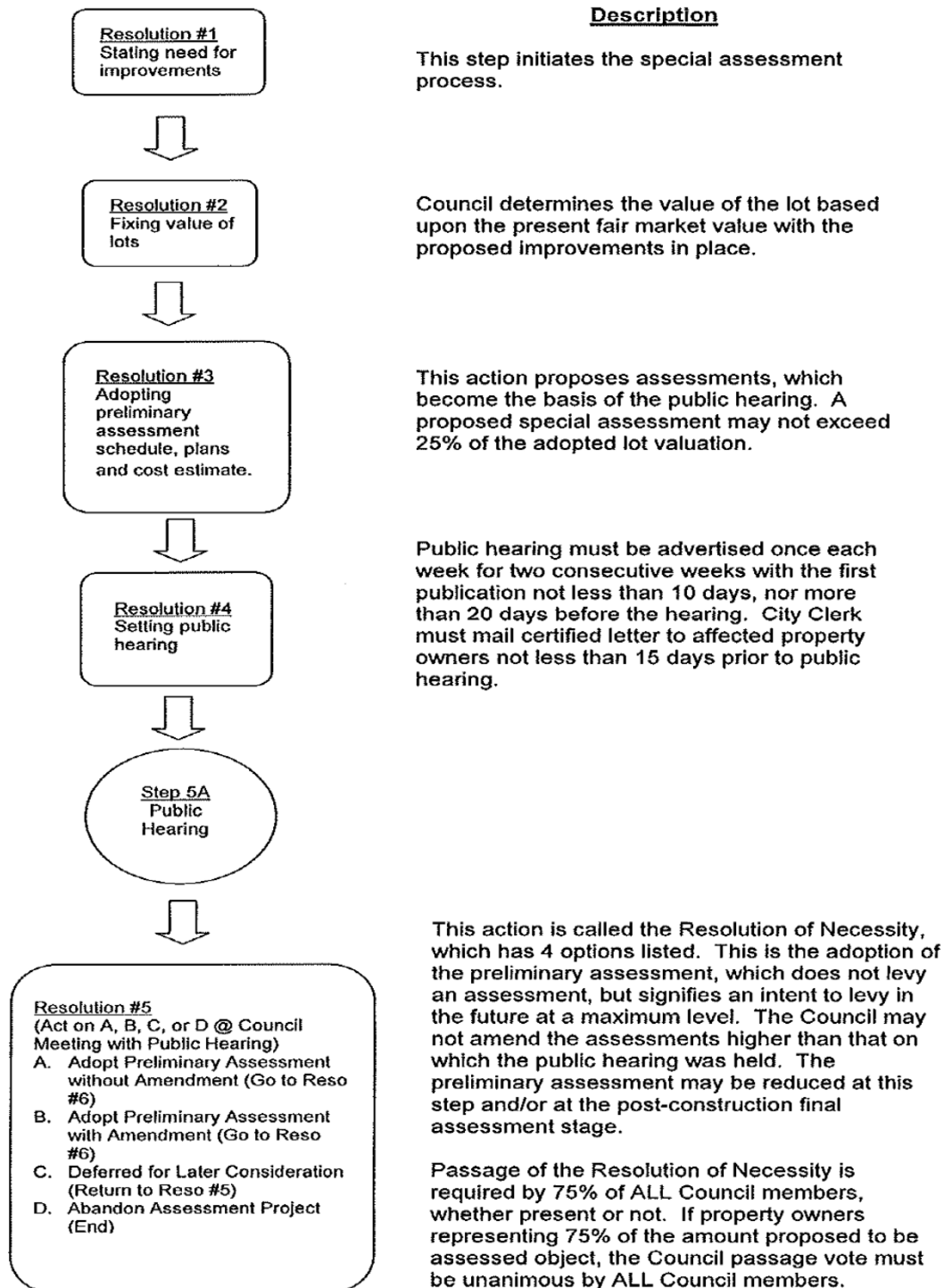
NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



FINAL ASSESSMENT ACTIONS

* Sidewalk repair assessments may skip Resolution #4, Step 5A, Resolution #5, and Resolution #6.

**CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT**



RESOLUTION NO. LEG_NUM_TAG

RESOLUTION SETTING A PUBLIC HEARING DATE FOR DECEMBER 5, 2023
TO CONSIDER THE 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 Crestwood Drive NW Roadway and Pedestrian Improvements 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 Crestwood Drive NW Roadway and Pedestrian Improvements in Cedar Rapids, Iowa.

Said District containing the properties to be assessed is set out and described in the following "Notice to Property Owners", set out by this Resolution.

Said improvements within said District are located and described in the "Notice to Property Owners", set out by this Resolution.

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 for 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.

BE IT FURTHER RESOLVED, that the Cedar Rapids City Council meet at 12:00 p.m., on the 5th day of December 5, 2023 at Council Chambers, City Hall, 3rd Floor, 101 First Street SE, in the City of Cedar Rapids, Iowa, for the purpose of hearing property owners subject to assessment and interested parties for or against the improvement, its cost, the assessment, or the boundaries of the district. Unless a property owner files objections with the Clerk at the time of the hearing on this Resolution, the property owner shall be deemed to have waived all objections pertaining to the regularity of the proceedings and the legality of using special assessment procedure, and

BE IT FURTHER RESOLVED, that the Clerk is hereby instructed to cause notice to be published and mailed as required by law of the pendency of this Resolution and of the time and place of hearing objections thereto, and to the said preliminary plans and specifications, estimate of costs and to the making of said improvements.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

NOTICE TO PROPERTY OWNERS

Notice is hereby given that there is now on file for public inspection in the Office of the City Clerk, located at 101 First Street SE, Cedar Rapids, Iowa, a proposed Resolution of Necessity, an estimate of costs and plat and schedule showing the amounts proposed to be assessed against each lot and the valuation thereof within District as approved by the Council of Cedar Rapids, Iowa, for an improvement, designated as the Crestwood Dr NW between Westgate Drive and 38th Street of the types and in the location as follows:

GPN & Legal Description:

132440201700000; KIME'S 1ST STR/LB 1

That the proposed District to be benefited and subject to assessment for the cost of such improvements is described as follows:

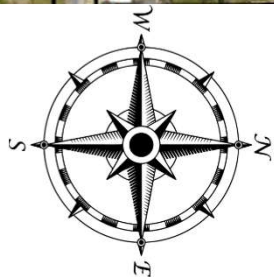
Addition of Portland Cement Concrete sidewalk infill along the north side of Crestwood Drive NW from 38th Street NW to Westgate Drive NW and any necessary work such as grading, seeding, and removals to complete said construction.

The Cedar Rapids City Council will meet at 12:00 p.m., on the 5th day of October, 2023 at the Cedar Rapids Council Chambers, 3rd floor of City Hall, 101 1st Street SE, Cedar Rapids, Iowa, at which time the owners of property subject to assessment for the proposed improvements, or any other person having an interest in the matter may appear and be heard for or against the making of the improvement, the boundaries of the District, the cost, the assessment against any lot, tract, or parcel of land, or the final adoption of a Resolution of Necessity. A property owner will be deemed to have waived all objections unless at the time of Hearing he has filed objections with the Clerk.

The Notice is given by authority of the Council of the City of Cedar Rapids, Iowa.

Alissa Van Sloten
City Clerk, Cedar Rapids, Iowa

(END OF NOTICE)



CRESTWOOD DRIVE NW ROADWAY AND PEDESTRIAN IMPROVEMENTS



Council Agenda Item Cover Sheet

Submitting Department: Treasury

Director Contact: Heidi Stiffler – h.stiffler@cedar-rapids.org – (319) 286-5824

Presenter at Meeting: Chad Mittan

Description of Agenda Item: Motions setting public hearings

November 21, 2023 – to consider the proposal to reallocate certain unspent proceeds of the Series 2018A, 2019A and 2020A General Obligation Bonds and providing for publication of notice thereof.

CIP/DID #

- FIN2017-15
- FIN2018-07
- FIN2019-13

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

Background: On June 14, 2018, the City of Cedar Rapids, Iowa issued \$28,340,000 General Obligation Bonds, Series 2018A, for various projects within the Capital Improvement Program, including the costs of reconstruction, enlargement, improvement and equipping of city facilities to comply with the Americans with Disabilities Act, including at Usher's Ferry and City golf courses; acquisition, construction, reconstruction, enlargement, improvement and equipping of city aquatics facilities and city golf courses. Certain proceeds of the 2018A Bonds remain unspent, and the City staff has recommended that \$4,248.31 of Unspent Proceeds be reallocated.

On June 17, 2019, the City of Cedar Rapids, Iowa issued \$20,485,000 General Obligation Bonds, Series 2019A, for various projects within the Capital Improvement Program, including the costs of reconstruction, enlargement, improvement and equipping Usher's Ferry, including to comply with the Americans with Disabilities Act; acquisition, construction, reconstruction, enlargement, improvement and equipping of city aquatics facilities; acquisition, improvement and continued extension and enhancement of City's enterprise communications and data management systems, including voice systems, data and communications infrastructure, enterprise software applications and data management systems; acquisition of improvements and equipping of city libraries, police and fire department facilities, and city security upgrades; acquisition, construction, reconstruction, enlargement, improvement and equipping of city golf courses, including to comply with the Americans with Disabilities Act. Certain proceeds of the 2019A Bonds remain unspent, and the City staff has recommended that \$69,233.80 of Unspent Proceeds be reallocated.

On June 30, 2020, the City of Cedar Rapids, Iowa issued \$76,780,000 General Obligation Bonds, Series 2020A, for various projects within the Capital Improvement Program, including the acquisition, construction, reconstruction, enlargement, improvement and equipping of city aquatics facilities; and acquisition of improvements and equipping of city libraries. Certain proceeds of the General

Obligation Bonds, Series 2020A Bonds remain unspent, and the City Staff has recommended that \$19,349.35 of Unspent Proceeds be reallocated.

The Unspent Proceeds of each series will be reallocated to pay the costs of construction, reconstruction, and repair of street, street signage and sidewalk improvements, pedestrian underpasses, overpasses, trails and bike paths, and the acquisition of real estate for the same to comply with the Americans with Disabilities Act including the costs of the "ADA Curb Ramps Project".

Bond Counsel advises a public hearing be called pursuant to Iowa Code Sections 364.6 and 384.25 to effectuate the reallocation.

Recommended Action: Recommend fixing the public hearing date for the proposed repurposing of bond proceeds from Series 2018A, Series 2019A and Series 2020A.

Alternative: None

Time Sensitivity: High

Meeting Date: NA

Budget Information: NA

Local Preference Policy: Not applicable
Explanation: NA

Recommended by Council Committee: Not applicable
Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: William Micheel

Contact Person: Seth Gunnerson

Cell Phone Number: 319-432-4579

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

Description of Agenda Item: Motions setting public hearings

A public hearing will be held on November 21, 2023 to consider a change of zone for property at 5104 J St SW from I-GI (General Industrial) to T-IM (Traditional Industrial Mixed-Use), as requested by Grant Kline.

CIP/DID: #RZNE-034102-2023

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

Background: This request will be reviewed by the City Planning Commission on November 2, 2023. The Commission's recommendation will be included on the City Council cover sheet for the public hearing.

The applicant requests to rezone an approximately 0.25 acre parcel to the Traditional-Industrial Mixed Use district to permit establishment of a residential use within a mixed-use structure. The Future Land Use Map designation for this area is Urban-High Intensity.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on November 21, 2023. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends adoption of the motion setting the public hearing.

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

Time Sensitivity: N/A

Resolution Date: NA

Budget Information: NA

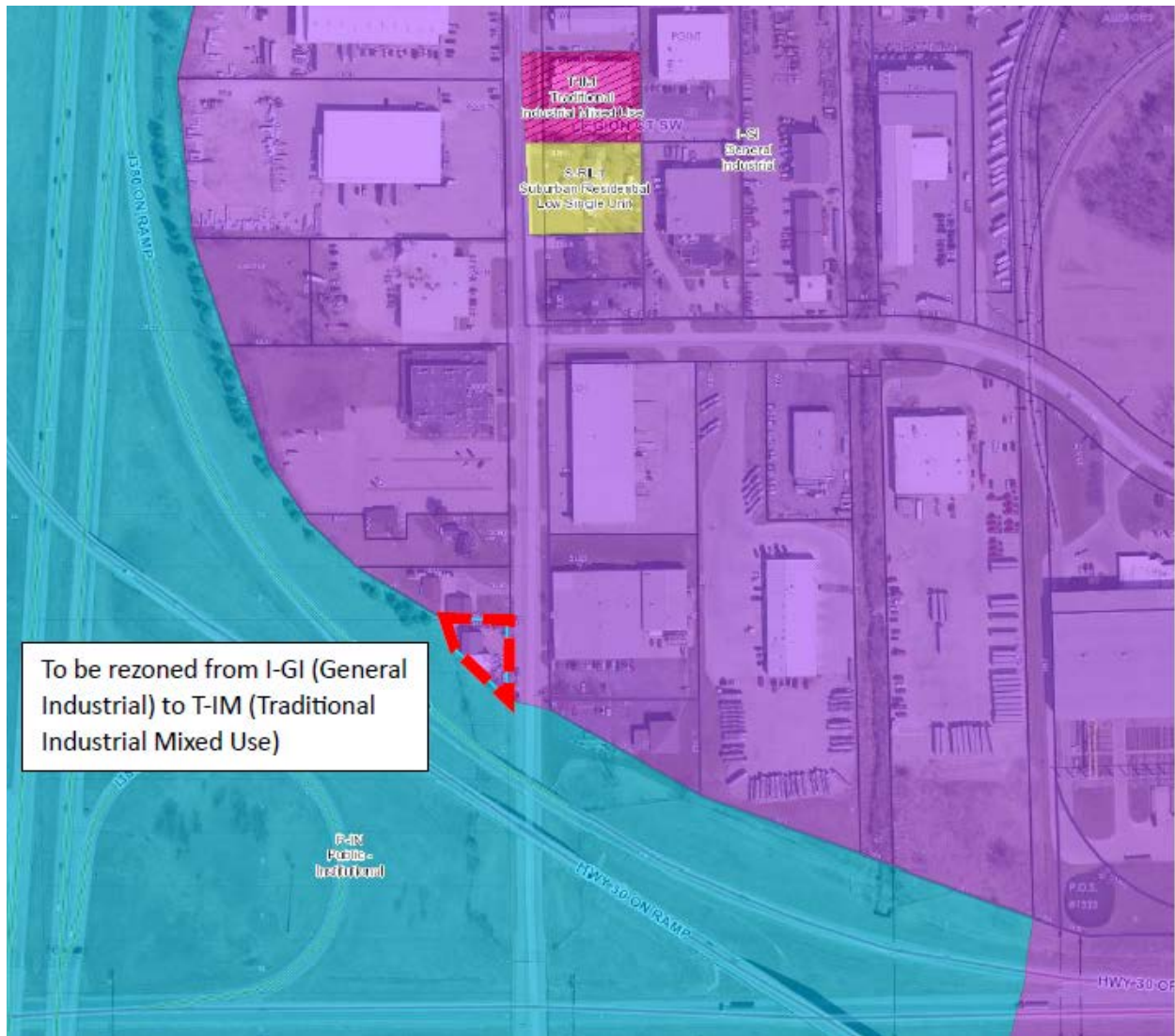
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation:

Rezoning Site Location:





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications

Motion setting public hearing date for November 21, 2023 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 November 22, 2023 for the Cedar Lake Amenities Bid Package 1: Trail, Shoreline and Lake Improvements project (estimated cost is \$1,110,000). CIP/DID #327003-02

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

Background: The ConnectCR project is a community partnered project with both private and public funding and includes two main components:

- Cedar Lake Enhancements
- LightLine Bridge Pedestrian Bridge

This project is the first major bid package for the Cedar Lake Enhancement portion of the ConnectCR project. The project includes shoreline improvements on the eastern shore of Cedar Lake, trail paving and trail connections to Shaver Road NE, and construction of a fishing jetty. All improvements are ADA-accessible and serve as the first phase of several amenities that are included in the Cedar Lake improvement plan. The construction of this segment of trail will take pedestrian and bicycle traffic from Shaver Road and allow trail users to more fully enjoy the lake directly from the shoreline.

Construction is anticipated to occur early in 2024 and has been coordinated with the Flood Control System projects also occurring at Cedar Lake. A continuous trail route around Cedar Lake will be provided throughout construction so that the use of the Cedar River Trail is not interrupted.

Recommended Action: The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 21, 2023 and advertising for bids by publishing notice to bidders for the project.

Alternative: The alternative is to defer the project to a later date.

Time Sensitivity: Normal

Meeting Date: November 7, 2023

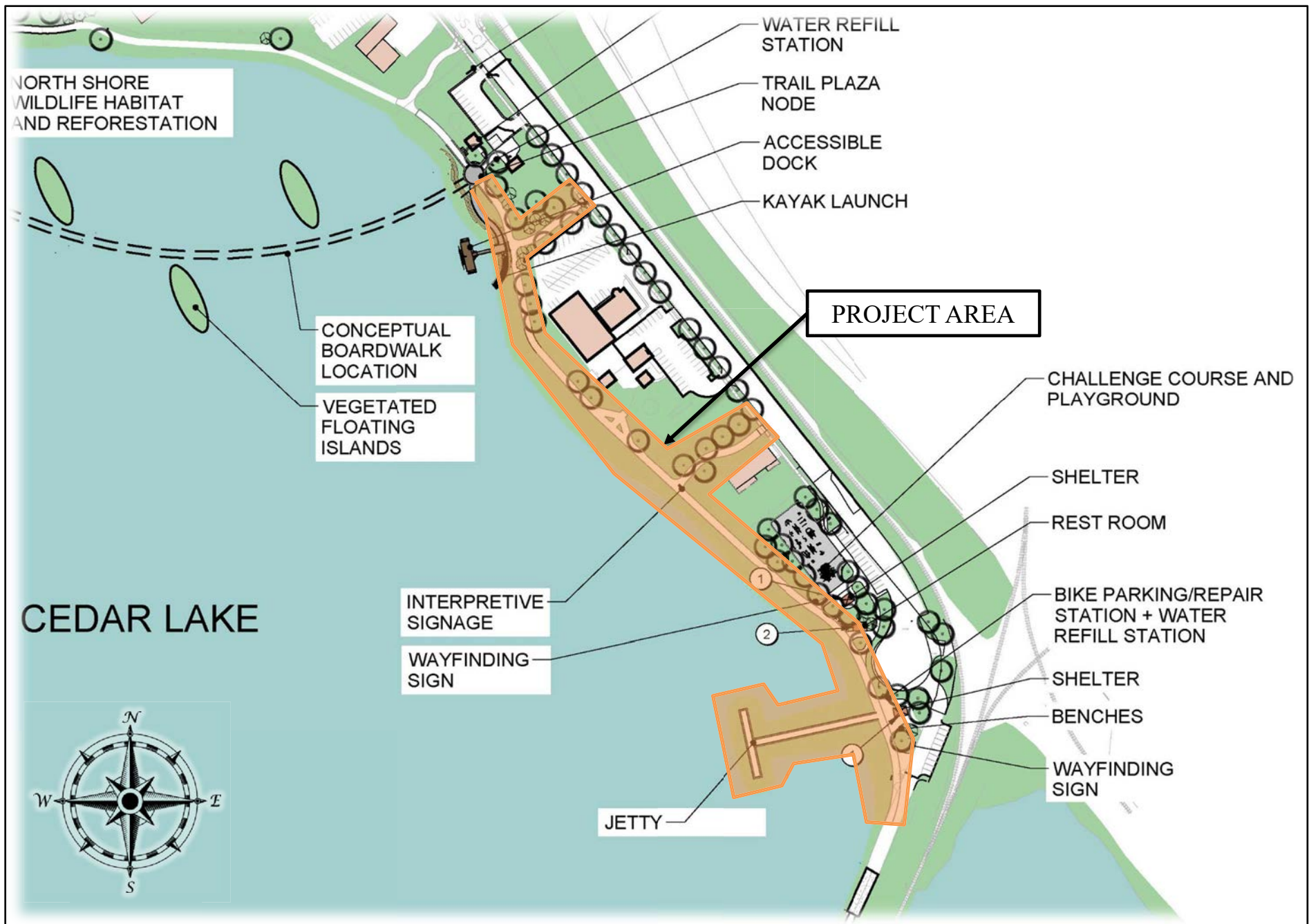
Budget Information: 327/327000/327003, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ben Worrell, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications

Motion setting public hearing date for November 21, 2023 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 November 29, 2023 for the FY 2024 Tree and Vegetation Removal project (estimated cost is \$260,000).

CIP/DID #301990-31

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 Northern Long-Eared Bat and its summer roosting habitat are protected under the Endangered Species Act. Several City projects require removal of trees that may be suitable habitat for these bats. This project will clear trees and vegetation at these locations during the winter months to comply with federal regulations.

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 November 21, 2023, and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: The alternative is to have tree removals done as a part of the capital improvement projects during the warm months with the approval of a wildlife official.

Time Sensitivity: Normal

Resolution Date: November 21, 2023

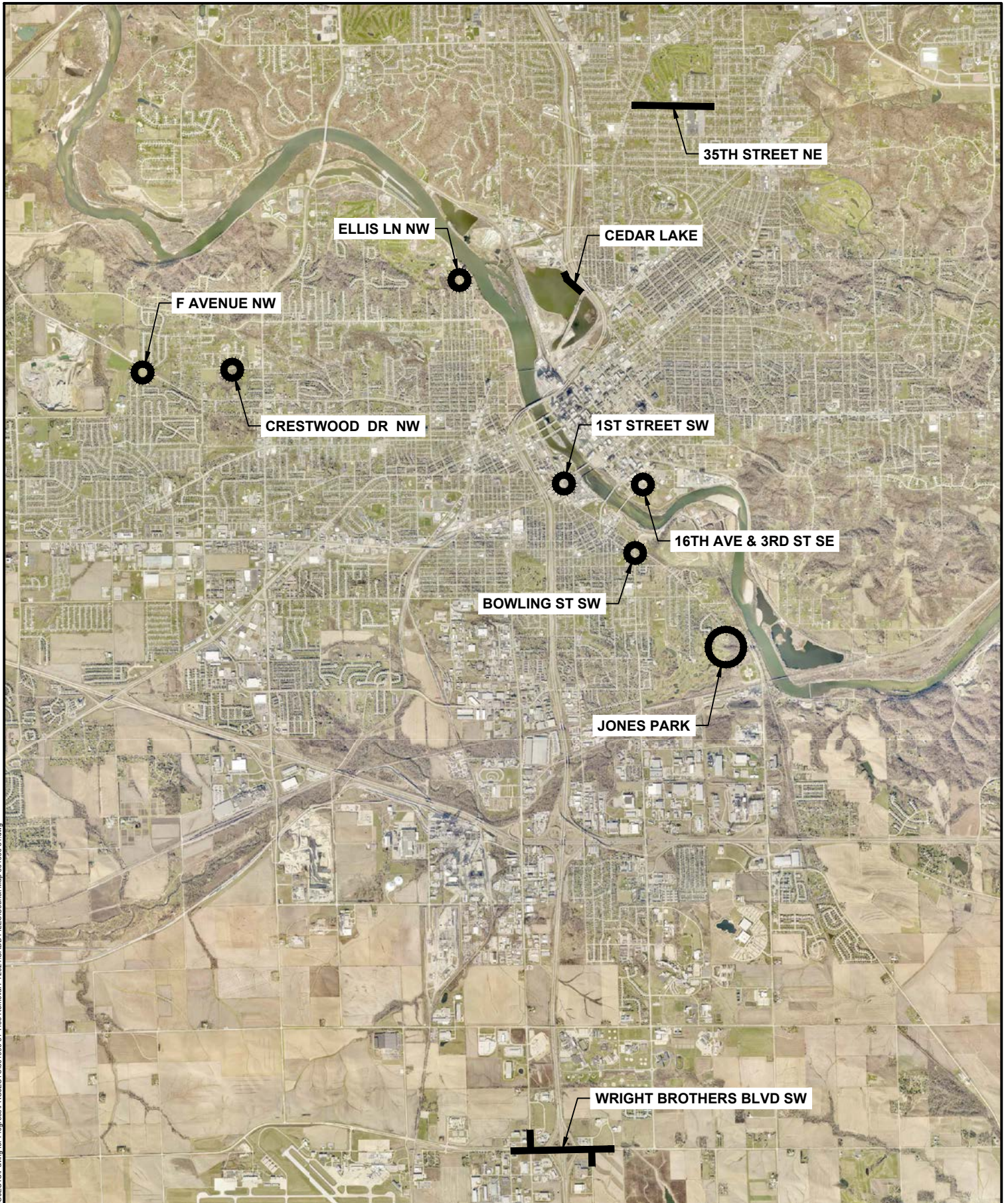
Budget Information: 301/301000/301990, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

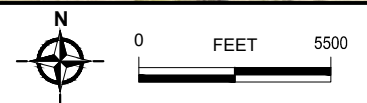
Explanation: NA



Cadd File Name: W:\PROJECTS\Drawing for Progress\PROJECTS\301990-31 Tree Removal FY2024\CADD FILES\Council Map 301990-31.dwg



**FY 2024 TREE AND VEGETATION
REMOVAL PROJECT**



301990-31



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Hashim Taylor – h.taylor@cedar-rapids.org – (319) 304-0991

Presenter at Meeting: Steve Krug

Description of Agenda Item: Motions filing plans and specifications

November 21, 2023– Nixon Park Pedestrian Bridge Replacement project (estimated cost is \$260,000).

CIP/DID PUR1023-104; 307249

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

Background:

This project generally consists of replacement of a pedestrian bridge and paved park path and associated grading and restoration located in Nixon Park, 2000 Northbrook Dr NE, Cedar Rapids, Iowa. Bid Opening Date is November 29, 2023 at 11:00am CST. The estimated completion date is September 20, 2024 at an estimated cost of \$260,000.

Action/Recommendation: Set the public hearing.



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Paul Bestick, Utilities Engineer II

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications

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

- a. November 21, 2023 – NWTP Chlorine Contact Basin Repairs Project (estimated cost is \$363,000).

CIP/DID 6250113-02

EnvisionCR Element and Goal: ProtectCR Goal 4: Demonstrate best practices in building construction.

Background: The Northwest Water Treatment Plant (NWTP) was constructed in 1995. The water treatment process includes riverbank filtration, aeration, lime softening, filtration, and disinfection. Both ultraviolet and chloramines are utilized in the disinfection process.

The Chlorine Contact Basin provides time for the chloramines to contact and destroy potential contaminants in the water before the water is sent out into the distribution system. The tank also serves as a storage reservoir for finished water before being pumped from the adjoining High Service Pump Station to the water distribution system.

The concrete structure of the basin and the masonry structure of the pump station have both suffered weather related damage since their construction. The objective of the project is to repair spalling concrete, cracked concrete, expansion joints, and sealants on the basin as well as to include new moisture control measures in the exterior masonry of the pump station.

The goal of the project is to correct the identified deficiencies and to extend the longevity of the structures.

A pre-bid meeting will be held on November 21st, 2023. Bids will be opened and publicly announced on December 6th, 2023.

Recommended Action: The Utilities Department – Water Division staff recommends that the plans and specifications be filed with the City Clerk's Office on November 7th, 2023 and a Notice of Public Hearing be published on November 11th, 2023. A Public Hearing is scheduled for November 21st, 2023, and bids will be opened on December 6th, 2023.

Alternative: None.

Time Sensitivity: 11-7-2023

Motion Date: 11-7-2023

Budget Information:

1. **Included in Current Budget Year?** Yes. The project will be funded from the FY2024 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 \$600,000 in the FY2024 Capital Improvement Projects budget for the NWTP Chlorine Contact Basin Repairs project. The project will be coded to the following CIP fund: 553000-625-625000-6250113.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being bid as a Capital Improvement Project using Purchasing Department standards.

Local Preference Policy: Not applicable

Explanation: Capital Improvement projects are exempt from Local Preference Policy.

Recommended by Council Committee: Not applicable

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Director Contact: Interim Chief Tom Jonker – t.jonker@cedar-rapids.org – (319) 521-5808

Presenter at Meeting: Interim Chief Tom Jonker

Description of Agenda Item: CONSENT AGENDA

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

- a. Casey's General Store #2791, 9125 Atlantic Drive SW (first offense - \$500).
CIP/DID # LIQR004385-05-2019
- b. The Sag Wagon, 827 Shaver Road NE (first offense - \$500).
CIP/DID # LIQR005361-02-2022
- c. Whiskey Jo's, 4617 J Street SW (first offense - \$500).
CIP/DID # LIQR004500-06-2019

EnvisionCR Element and 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 August 18, 2023, Matthew Primmer was cited for selling alcohol to persons under legal age, Citation No. 13510462308172008153, 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 August 18, 2023, on the premises at **Casey's General Store #2791, 9125 Atlantic Drive SW.**

On August 18, 2023, Trevor Wood was cited for selling alcohol to persons under legal age, Citation No. 13510462308171727402, 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 August 18, 2023, on the premises at **The Sag Wagon, 827 Shaver Road NE.**

On August 18, 2023, Mariah Gilliland was cited for selling alcohol to persons under legal age, Citation No. 13510462308172118064, 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 August 18, 2023, on the premises at **Whiskey Jo's, 4617 J Street SW.**

At the time of the above violation, Matthew Primmer, Trevor Wood, and Mariah Gilliland were employees of a liquor control licensee and/or beer permit holder. Since these violations occurred after January 1, 1998, and this being the first conviction of 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 among other things that a criminal conviction is not a prerequisite to the imposition of a civil penalty. This section also 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 three locations listed above.

Recommended Action: Assess civil penalty (The licensees have submitted payment of the civil penalty.)

Alternative: 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 hearings were waived, and the licensees have 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.

Meeting Date: 11/7/2023

Budget Information:

Local Preference Policy: (Click here to select)

Explanation: N/A

Recommended by Council Committee: (Click here to select)

Explanation: N/A



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Deputy Chief Jonker

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. Groundswell, 201 3rd Avenue SW (new – adding alcohol to existing business).
- b. Hy-Vee Food Store #1, 1843 Johnson Avenue NW.
- c. Immaculate Conception Catholic Church, 857 3rd Avenue SE (5-day License for an event).
- d. Kum & Go #520, 2604 16th Avenue SW.
- e. Mirrorbox Theatre, 1200 Ellis Boulevard NW.
- f. Murphy USA #7775, 3030 Edgewood Road SW.
- g. Outback Steakhouse, 3939 1st Avenue SE.
- h. Pizza World, 4201 42nd Street NE.
- i. Ringer Golf, 1701 C Street SW.
- j. Tornado's Grub & Pub, 1600 3rd Street SE.
- k. Williams Boulevard Service, Inc., 2601 Williams Boulevard SW.

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: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



Cedar Rapids Police Department Memorandum

To: Deputy Chief Jonker

From: Lt. Paulsen

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: 11/1/2023

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Groundswell 201 3RD AVE SW	26	0	0	3
Hy-Vee Food Store #1 1843 JOHNSON AVE NW	243	0	0	12
Immaculate Conception Catholic Church 857 3RD AVE SE	5	0	0	0
Kum & Go #520 2604 16TH AVE SW	289	0	0	18
Mirrorbox Theatre 1200 ELLIS BLVD NW	3	0	0	0
Murphy USA #7775 3030 EDGEWOOD RD SW	55	0	0	4
Outback Steakhouse 3939 1ST AVE SE	14	0	0	1
Pizza World 4201 42ND ST NE	1	0	0	0
Ringer Golf 1701 C ST SW	3	0	0	0
Tornado's Grub & Pub 1600 3RD ST SE	13	0	0	2
Williams Boulevard Service, Inc. 2601 WILLIAMS BLVD SW	26	0	0	2



Council Agenda Item Cover Sheet

Submitting Department: Finance

Director Contact: Heidi Stiffler – h.stiffler@cedar-rapids.org – (319) 286-5824

Presenter at Meeting: Heidi Stiffler

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:

a. Payment of bills.

b. Payroll.

CIP/DID # FIN2023-01 and FIN2023-02

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

Background: The bi-weekly listings of bills and payrolls have been examined and approved by the proper departments.

Recommended Action: Authorize the Finance Department to issue payments and payroll checks and transfer funds as per the resolution listings.

Alternative: NA

Time Sensitivity: Normal

Meeting Date: 11/07/2023

Budget Information: NA

Local Preference Policy: Not applicable

Explanation: NA

Recommended by Council Committee: Not applicable

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the attached listing of bills dated the 7th day of November, 2023, 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 Interim 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 of Cedar Rapids Interim 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.

Department	Total	Department	Total
Animal Control	\$ 28,036.70	Human Resources	\$ 34,059.32
Aquatics Operation	\$ 14,600.91	Information Technology	\$ 113,634.82
Attorney	\$ 31,791.96	Joint Communications	\$ 77,421.33
Building Services Division	\$ 95,367.69	Parks and Rec Directors	\$ 25,448.99
CD – Federal Programs	\$ 37,872.65	Parks Operations	\$ 79,201.67
CR Public Library	\$ 165,169.80	Library Grants	\$ 4,547.20
City Manager	\$ 85,213.59	Police	\$ 916,495.53
Civil Rights	\$ 18,469.60	Public Works	\$ 23,850.44
Clerk	\$ 11,153.40	PW – Engineering	\$ 155,416.35
Comm Develop – DOD	\$ 36,216.94	Purchasing Services	\$ 16,512.00
Council	\$ 8,543.50	Recreation	\$ 31,393.36
Development Services	\$ 51,166.69	Right of Way	\$ 14,228.04
Facilities Maint Service	\$ 60,606.35	Sewer Operations	\$ 87,792.01
Finance	\$ 9,851.21	Street Operations	\$ 186,757.44
Finance – Analysts	\$ 20,691.23	Traffic Engineering	\$ 60,588.05
Financial Operations	\$ 67,214.66	Transit	\$ 144,502.44
Fire	\$ 513,743.44	Utilities	\$ 14,320.97
Five Seasons Parking	\$ 3,714.40	Utilities - Solid Waste	\$ 112,820.93
Fleet Maintenance	\$ 91,644.89	Veterans Memorial	\$ 21,208.21
Forestry	\$ 29,555.55	Water Operations	\$ 307,368.25
Golf Operations	\$ 37,214.45	Water Pollution Control	\$ 217,851.96
		Grand Total	\$ 4,063,258.92

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Director Contact: Alissa Van Sloten – a.vansloten@cedar-rapids.org – (319) 286-5270

Presenter at Meeting: Alissa Van Sloten

Description of Agenda Item: Boards and commissions

Resolutions appointing and thanking the following individuals:

- a. Appointing Jonathan Konga (effective through June 30, 2024) to the Cedar Rapids Citizen Review Board.

CIP/DID #CM005-20

- b. Vote of thanks to Caleb Mason for serving as an alternate representative on the Corridor Metropolitan Planning Organization.

CIP/DID #OB542014

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

Background: This agenda includes an appointment to fill a vacancy on the Cedar Rapids Citizen Review Board. This agenda also includes a vote of thanks for an alternate representative of the Corridor Metropolitan Planning Organization who is leaving City employment.

Recommended Action: Approve resolutions as presented.

Alternative:

Time Sensitivity: None

Meeting Date: November 7, 2023

Budget Information: NA

Local Preference Policy: Not applicable

Explanation:

Recommended by Council Committee: Not applicable

Explanation:

APPOINTMENT

I, Tiffany D. O'Donnell, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Cedar Rapids Citizen Review Board for the term as indicated or until a successor is appointed and qualified:

<u>Member</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Jonathan Konga	11/7/2023	6/30/2024

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Jonathan Konga to the Cedar Rapids Citizen Review Board for the term indicated above is hereby given.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Caleb Mason has devoted considerable time and effort as an alternate representative on the Corridor Metropolitan Planning Organization,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Caleb Mason for serving as an alternate representative on the Corridor Metropolitan Planning Organization.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Heidi Stiffler

Contact Person: Heidi Stiffler

Cell Phone Number: 5824

E-mail Address: H.Stiffler@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment – Building Services – delinquent nuisance abatement charges – 9 properties.
CIP/DID #FIN2023-06

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

Background: The Finance Department is responsible for the billing and collection of charges incurred by Building Services to bring properties into compliance with Cedar Rapids Municipal Code Housing Chapter 29.

Notice of violation and abatement was issued for all properties. Costs were invoiced to the property owners, including notice that unpaid costs would be assessed against the property for collection in the same manner as property tax. The levied amount totals \$3,805.17.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the property and has equal precedence to property taxes.

Action/Recommendation: The Finance Department recommends approval of the Resolution to levy Special Assessment.

Alternative Recommendation: Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed.

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: Building Services

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on nine properties for nuisance abatement according to Municipal Code Housing Chapter 29, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$3,805.17 as shown below, which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessment may be collected in the same manner as property taxes.

#	Service Address	Name	Service Date	GPN	Invoice	Balance
1	1145 15TH AVE SW	Ronald McGraw	5/10/2023	143213001100000	CED_00191978	242.25
2	1215 20TH AVE SW	Steve & William Nohre	5/17/2023	143215600300000	CED_00191980	161.50
3	1215 20TH AVE SW	Steve & William Nohre	5/26/2023	143215600300000	CED_00192081	342.08
4	511 M AVE NW	Sierra Property Management LLC	6/27/2023	142018600200000	CED_00192109	189.92
5	1623 C AVE NE	Abdikadir Abdi	7/20/2023	141538600900000	CED_00193471	1,250.04
6	1215 20TH AVE SW	Steve & William Nohre	7/26/2023	143215600300000	CED_00193472	231.00
7	1801 BEVER AVE SE	Property Holders LTD	8/1/2023	142242600900000	CED_00193995	1,033.98
8	702 2ND AVE SW	Tim L Tallman	8/18/2023	142918101600000	CED_00193998	245.99
9	1019 32ND ST NE	Zachery L Melsha	8/25/2023	141037700200000	CED_00193999	108.41

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Director Contact: Roy Hesemann; r.hesemann@cedar-rapids.org 319-521-5752

Presenter at Meeting: Patricia Hall

Description of Agenda Item: CONSENT AGENDA

1. Resolutions approving assessment actions:

Intent to assess – Solid Waste and Recycling – cleanup costs – nine properties.

CIP/DID #SWM-020-23

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: 11/7/2023

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, December 6, 2023.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

INTENT TO ASSESS 11/07/2023

			INTENT TO ASSESS 11/07/2023
#	Balance Due	District #	Premise Address
1	494.00	3	516 10 th Ave SE
2	178.00	1	1512 9 th St NW
3	253.00	3	1708 Grande Ave SE
4	200.00	3	1711 Blake Blvd SE
5	400.00	5	4008 21 st Ave SW
6	178.00	4	222 11 th St NW
7	272.00	4	258 12 th St NW
8	220.00	4	318 31 st St SW
9	340.00	3	1817 B Ave NE
	\$2,535.00		Grand Total
	9		Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Director Contact: Roy Hesemann r.hesemann@cedar-rapids.org 319-521-5752

Presenter at Meeting: Patricia Hall

Description of Agenda Item: Intent and levy assessments

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste and Recycling – cleanup costs – three properties.

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

(Note: The Intent to Assess Resolution was approved at the Council Meeting on September 26, 2023).

CIP/DID #SWM—017-23

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

Background: The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. The Solid Waste and Recycling Division also initiates the Special Assessment process whenever delinquent nuisance abatements are unpaid and after a Notice of Intent to Assess were mailed at least 30 days prior to this Special Assessment. Below are the steps taken for typical abatements:

- Initial inspection and photos taken
- Abatement letter and photos mailed out (property owner has 7 days to abate nuisance)
- Clean-up is performed by Department, if nuisance is not cleaned up after 7 days
- Invoice mailed out
- Notice of Intent to Assess (authorized by the City Council) is mailed
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess is mailed

The Notice of Intent to Assess these properties were approved by Resolution No.1448-09-23 on September 26, 2023.

Following approval of the "Levy Assessment" Resolution, the nuisance abatement information will be certified with the Linn County Treasurer. This becomes a "Special Assessment" against the properties and has equal precedence to property taxes.

Action/Recommendation: The Solid Waste and Recycling Division recommends that the Resolution to Levy Assessments be approved.

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

Time Sensitivity:

Resolution Date: 11/7/2023

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, a report of the cost of said abatements has been filed with the City Clerk and notice of assessment has been given to the property owners, now therefore

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots and parcels of ground for the amounts shown in said assessments, which invoiced listing attached is made a part of this resolution, and the names of the owners are shown thereon so far as practicable, and

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

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEVY ASSESSMENT (TO BE LIENED) 11/07/2023

			LEVY ASSESSMENT 11/07/2023
#	Balance Due	District #	Premise Address
1	358.90	4	1911 Williams Blvd SW
2	478.00	4	217 11 th St NW
3	477.45	3	1743 D Ave NE
	\$1,314.35		Grand Total
	3		Number of Properties



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Heidi Stiffler

Contact Person: Heidi Stiffler

Phone Number/Ext.: 5824

E-mail Address: H.Stiffler@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment - Solid Waste and Recycling - delinquent weed mowing charges - 76 properties.
CIP/DID #FIN2023-07

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

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Solid Waste and Recycling Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between July 21 and Sept 29, 2023, seventy-six property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$13,954.00

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

Action/Recommendation: The Finance Department recommends approval of the Resolution to levy Special Assessments.

Alternative Recommendation: Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed by the contractor and paid for by the City.

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: Solid Waste Operating – Weed Nuisances

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on seventy-six properties in violation of the City's Weed Ordinance 046-12 and Municipal Code Chapter 21.13;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$13,954.00 as shown below, and which have been invoiced and are on file with the Finance Department, and

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

#	Service Address	Name	Service Date	GPN	Invoice	Balance
1	1711 BROOKDALE LN NE	Douglas F Wilson	8/9/2023	113310502200000	SWW_228423	182.00
2	617 19TH ST SE	A&T Construction LLC	8/9/2023	142245100100000	SWW_229362	222.00
3	513 2ND ST SW	Aicha Soudi	8/4/2023	142828000900000	SWW_231316	122.00
4	806 8TH ST SW	Keith & Marla Stanley	8/11/2023	142940901500000	SWW_231323	162.00
5	806 15TH AVE SW	Old Capitol Group LLC	8/4/2023	143210200700000	SWW_231329	82.00
6	1100 C ST SW	Rapid City, Inc.	8/11/2023	142845400100000	SWW_231334	192.00
7	1206 6TH AVE SE	Rapid Development Corp	8/10/2023	142235100100000	SWW_231339	222.00
8	1255 16TH AVE SW	Spina Jozsef Leo Bradley	8/7/2023	143220400700000	SWW_231349	82.00
9	1607 5TH AVE SE	Wesley Gourley & Christine Josephson	8/9/2023	142243400500000	SWW_231369	182.00
10	2927 WOODLAND DR SW	KJG Properties LLC	8/7/2023	190412800500000	SWW_231372	242.00
11	3340 OAKLAND RD NE	Lynnette K Hruby	7/21/2023	141032801800000	SWW_231377	362.00
12	2042 LARRY DR NE	Paul W Proctor	8/25/2023	140927700300000	SWW_233256	364.00
13	1620 A AVE NW	VICKI & RAYMOND ATKINS	8/17/2023	142925501900000	SWW_233460	142.00
14	124 PARK CT SE	William R Hennessey & Son Inc	8/21/2023	142221100700000	SWW_233815	182.00
15	1241 18TH AVE SW	Joshua A Graham	8/21/2023	143220600300000	SWW_233817	202.00

16	1622 42ND ST NE	Christian & Missionary Alliance	8/22/2023	140447901400000	SWW_233823	242.00
17	1649 C AVE NE	Kirk & Bridgette Williams	8/23/2023	141538600400000	SWW_233829	232.00
18	1725 4TH AVE SE	Gutschmidt Properties Inc	8/23/2023	142243000600000	SWW_233830	402.00
19	2514 A AVE NE	Ana Dudley & Trudy Scott	8/17/2023	141425302300000	SWW_233833	222.00
20	100 MILLER AVE SW	William & Donna Armstrong Revocable Trus	8/15/2023	190942701300000	SWW_233905	152.00
21	141 36TH AVE SW	Dustin Merrill	8/15/2023	190415300800000	SWW_233919	232.00
22	355 8TH AVE SW	7A's Investments LLC	8/14/2023	142833300200000	SWW_233927	122.00
23	362 8TH AVE SW	362 8th Avenue LLC	8/16/2023	142833101400000	SWW_233932	82.00
24	410 FAIRWAY TER SE	Harlo Hadow & Joyce Stoker-Hadow	8/16/2023	141420401100000	SWW_233936	142.00
25	718 9TH ST NW	Marshall Cobb	8/15/2023	142046101800000	SWW_233942	162.00
26	819 21ST AVE SW	Lynn M St John	8/15/2023	143218300500000	SWW_233946	152.00
27	1717 7TH AVE SE	D Taggart Holdings Inc	8/15/2023	142245500500000	SWW_233947	152.00
28	1726 7TH AVE SE	Steven & Dianne Manley	8/15/2023	142245200500000	SWW_233948	152.00
29	2415 WISCONSIN ST SW	William Ford Jr	8/15/2023	143332600800000	SWW_233950	202.00
30	2508 TOWNE HOUSE DR NE	Akex & Christina Guinn	8/7/2023	140540200300000	SWW_233951	152.00
31	2536 30TH ST SW	Anthony M Boots	8/14/2023	143135200100000	SWW_233952	342.00
32	5909 6TH ST SW	Eggleston Properties LLC	8/9/2023	190935300600000	SWW_233953	242.00
33	0 4TH ST SW (VACANT LAND)	CE2 LLC	8/15/2023	191622600800000	SWW_233957	242.00
34	0 36TH AVE SW (VACANT LAND)	Dustin Merrill	8/15/2023	190415300700000	SWW_233963	232.00
35	300 WILEY BLVD NW	Stephanie M Brown	8/22/2023	132520101800000	SWW_236257	222.00
36	270 15TH ST NW	Dustin Printz	8/31/2023	142925400100000	SWW_236639	82.00
37	316 7TH ST SW	Brian J Marrah	8/22/2023	142918801800000	SWW_236650	242.00
38	312 24TH ST NW	EM Properties 2 LLC	8/28/2023	143013002200000	SWW_236652	152.00
39	804 F AVE NW	Michael A Gardzelewski	9/5/2023	142046001500000	SWW_236653	132.00
40	1029 3RD ST SE	Phyto Genesis Inc	8/29/2023	142818800900000	SWW_236660	132.00
41	1019 32ND ST NE	Zachery L Melsha	8/28/2023	141037700200000	SWW_236662	132.00

42	1145 15TH AVE SW	Ronald M McGraw	9/1/2023	143213001100000	SWW_236664	182.00
43	1426 3RD AVE SE	Jacinta Quijana	8/29/2023	142228301800000	SWW_236671	182.00
44	1435 N ST SW	JUNIOR J FOLKERS	9/5/2023	143322600200000	SWW_236673	162.00
45	1800 HIGLEY AVE SE	Mikayla R Lubbock	9/5/2023	142245701400000	SWW_236676	162.00
46	2045 HIGH DR SE	John Cimino	9/12/2023	143522900100000	SWW_239056	232.00
47	137 18TH ST SW	Megan A Junge	9/13/2023	142932701100000	SWW_239166	192.00
48	947 18TH AVE SW	Two Headed Monster LLC	9/15/2023	143213500700000	SWW_239168	182.00
49	1129 C AVE NW	Susan M Lent	9/8/2023	142920300800000	SWW_239171	182.00
50	1528 L ST SW	Virginia L Chavez	9/7/2023	143320600800000	SWW_239174	182.00
51	2200 E AVE NW	Douglas W Reed	9/11/2023	141945602000000	SWW_239183	202.00
52	2310 OTIS RD SE	Joseph & Alan Dotts	9/13/2023	143525100300000	SWW_239184	182.00
53	2526 1ST AVE NE	Lesley K Schooley	9/19/2023	141425203100000	SWW_239185	182.00
54	2916 CENTER POINT RD NE	ICC 2904 Center Point Fuel LLC	9/8/2023	140947802400000	SWW_239187	222.00
55	3317 TIMBER VALLEY CT NE	Frederick & Renae Fischer	9/13/2023	140930203100000	SWW_239188	142.00
56	5651 VERMONT ST SW	William E Crary	9/15/2023	191612600500000	SWW_239189	152.00
57	662 18TH AVE SW	Headdy Dochterman	9/22/2023	143210701400000	SWW_239213	142.00
58	6501 ASBURY LN NE	Ryan Smith	9/22/2023	113340500900000	SWW_240127	132.00
59	1401 CROSSINGS CT NE	ACC 449 LLC	9/21/2023	113432900101004	SWW_240129	122.00
60	1405 CROSSINGS CT NE	ACC 472 LLC	9/21/2023	113432900101005	SWW_240131	122.00
61	1409 CROSSINGS CT NE	B A M Corp	9/21/2023	113432900101006	SWW_240132	122.00
62	1423 CROSSINGS CT NE	ACC 464 LLC	9/21/2023	113432900101001	SWW_240136	122.00
63	1427 CROSSINGS CT NE	B A M Corp	9/21/2023	113432900101002	SWW_240138	122.00
64	927 F AVE NW	Freund Rental Properties LLC	9/22/2023	142046500700000	SWW_240149	132.00
65	1311 K AVE NE	James Kinser	9/25/2023	141618400600000	SWW_240188	182.00
66	102 PATRICIA LN NW	Bryan & Jennifer Minney	9/20/2023	143025500800000	SWW_240190	232.00
67	1732 WILSON AVE SW	HOUSE ON THE ROCK LLC	9/21/2023	143225300900000	SWW_240191	132.00

68	1107 10TH ST NW	Stephanie M Pierce	9/19/2023	142043200800000	SWW_241559	322.00
69	4450 16TH AVE SW	J A Y Holdings LC	9/27/2023	132537800800000	SWW_241560	162.00
70	388 18TH ST SE	Rex Holloway & Anthony Ranard	9/28/2023	142242601100000	SWW_241563	222.00
71	384 19TH ST SE	David T Gray	9/28/2023	142240201100000	SWW_241565	262.00
72	1244 21ST AVE SW	Travis & Trevor Hartson	9/26/2023	143227801400000	SWW_241566	152.00
73	3629 BEL AIR DR SE	Monique Z Diaz	9/29/2023	142525700700000	SWW_241567	132.00
74	1401 BEVER AVE SE	Braeden Watson	9/26/2023	142230201400000	SWW_241570	152.00
75	1306 ELLIS BLVD NW	Dennis A Hill	9/29/2023	142015501200000	SWW_241574	132.00
76	3100 WESTWOOD DR NW	AAAX Inc	9/20/2023	141932800100000	SWW_241584	222.00

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Intent to Assess – Utilities-Water Division – delinquent municipal utility bills – 44 properties.

CIP/DID #WTR110723-01

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 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: November 7, 2023

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

INTENT TO ASSESS

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

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 19th day of December 2023. Notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:00 p.m., December 19, 2023.

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MayorSignature

Attest:

ClerkSignature

LIEN INTENTS 11/07/2023

#		Balance Due	Premise Address		Council District #
1		\$ 461.35	83 MILLER AVE SW #D		5
2		\$ 413.02	128 HAWTHORNE DR SW		3
3		\$ 142.08	160 17TH AVE SW		3
4		\$ 172.32	256 11TH ST NW		4
5		\$ 69.28	323 3RD ST SE #601		3
6		\$ 243.97	323 26TH ST NW		4
7		\$ 537.77	339 30TH STREET DR SE		2
8		\$ 156.34	427 2ND AVE SW		3
9		\$ 90.43	616 14TH ST SE		3
10		\$ 90.58	661 15TH AVE SW - LOWER		4
11		\$ 136.55	711 33RD ST NE		2
12		\$ 444.15	713 7TH ST SW		4
13		\$ 203.59	818 11TH AVE SE		3
14		\$ 158.71	827 9TH ST SW		4
15		\$ 293.09	1016 11TH AVE SE		3
16		\$ 87.66	1027 16TH ST NE		2
17		\$ 413.23	1029 11TH AVE SE		3
18		\$ 47.01	1032 3RD AVE SW		4
19		\$ 58.04	1210 AUBURN DR SW #N5		4
20		\$ 205.28	1233 32ND ST NE		2
21		\$ 166.73	1242 3RD AVE SE		3
22		\$ 246.55	1269 4TH AVE SE - UPPER		3
23		\$ 39.06	1407 GRANT CT NE #A		2
24		\$ 53.66	1420 1ST AVE NE #202		3
25		\$ 183.36	1679 29TH ST NE		1
26		\$ 321.77	1703 A AVE NE		3
27		\$ 170.93	1742 6TH AVE SE		3
28		\$ 774.43	1748 A AVE NE - LOWER		3
29		\$ 330.64	1916 2ND AVE SE		2
30		\$ 221.69	2135 29TH ST NW #2		1
31		\$ 497.62	2301 2ND ST SW		5
32		\$ 293.52	2538 INDIANA ST SW		5
33		\$ 86.01	2728 D AVE NW		4
34		\$ 45.41	2735 E AVE NW		4
35		\$ 116.67	3107 1ST AVE SW		4
36		\$ 314.21	3322 C AVE NE		2
37		\$ 88.21	3321 FALCON VIEW RD SW		5
38		\$ 140.03	3640 E AVE NW		4
39		\$ 86.12	3643 12TH AVE SW #S1		4
40		\$ 152.65	3685 37TH AVE SW #B		5

LIEN INTENTS 11/07/2023					
Balance Due			Premise Address		Council District #
41		\$ 394.63	4424 WHITE PINE DR NE		1
42		\$ 206.45	5060 J ST SW		5
43		\$ 1,806.94	5913 UNDERWOOD AVE SW		4
44		\$ 263.32	7413 SUMMERSET AVE NE		2
		\$ 11,425.06	Grand Total		
		44	Number of Properties		
		\$ 39.06	Balance Due - Low		
		\$ 1,806.94	Balance Due - High		



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments

Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 19 properties.

CIP/DID #WTR092623-01

5EnvisionCR 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. 1450-09-23 on September 26, 2023.

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: 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: November 7, 2023

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

SPECIAL ASSESSMENTS (TO BE LIENED) 11/07/2023

SPECIAL ASSESSMENTS 11/07/2023					
LIEN INTENTS 9/26/2023					
#		Balance Due		Premise Address	Council District #
1		\$ 301.29		114 24TH STREET DR SE	2
2		\$ 132.76		152 14TH AVE SW	3
3		\$ 734.29		622 MEMORIAL DR SE	3
4		\$ 216.12		720 15TH ST SE	3
5		\$ 87.67		800 5TH AVE SW	4
6		\$ 481.22		821 16TH ST SE	3
7		\$ 133.07		822 WELLINGTON ST SE	3
8		\$ 318.37		944 N ST SW	3
9		\$ 144.38		1037 5TH AVE SE	3
10		\$ 136.31		1210 MEMORIAL DR SE	3
11		\$ 113.74		1222 4TH ST NW - UPPER	1
12		\$ 38.62		1512 7TH AVE SE	3
13		\$ 277.86		1607 8TH AVE SE	3
14		\$ 33.97		1666 29TH ST NE	1
15		\$ 114.71		1714 6TH AVE SE	3
16		\$ 72.82		2331 FRUITLAND BLVD SW	3
17		\$ 227.32		2532 1ST AVE NE	2
18		\$ 212.95		3402 C AVE NE	2
19		\$ 72.04		3603 BADGER DR SW	5
		\$ 3,849.51		Grand Total	
		19		Number of Properties	
		\$ 33.97		Balance Due - Low	
		\$ 734.29		Balance Due - High	



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Resolution accepting sanitary sewer in Bear Creek First Addition and approving 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$290,710.50.

CIP/DID #FLPT-032009-2021

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

Background: This item is for acceptance of a maintenance bond from Dave Schmitt Construction Co., Inc. 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 Dave Schmitt Construction Co., Inc.

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: November 7, 2023

Budget Information: Private

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Dave Schmitt Construction Co., Inc. has constructed sanitary sewer in Bear Creek First Addition, and

WHEREAS, said work has now been completed, and Dave Schmitt Construction Co., Inc. has filed a 4-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$290,710.50 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 4-year Maintenance Bond filed by Dave Schmitt Construction Co., Inc. 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: Public Works

Presenter at Meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Resolution accepting storm sewer in Bear Creek First Addition and approving 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$398,503.50.

CIP/DID #FLPT-032009-2021

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

Background: This item is for acceptance of a maintenance bond from Dave Schmitt Construction Co., Inc. for storm 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 Dave Schmitt Construction Co., Inc.

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: November 7, 2023

Budget Information: Private

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Dave Schmitt Construction Co., Inc. has constructed storm sewer in Bear Creek First Addition, and

WHEREAS, said work has now been completed, and Dave Schmitt Construction Co., Inc. has filed a 4-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$398,503.50 covering said work, now therefore

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

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by Dave Schmitt Construction Co., Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Maintenance bonds

Water system improvements in Bear Creek 1st Addition and 4-year Maintenance Bond submitted by Dave Schmitt Construction Co., Inc. in the amount of \$220,991.

CIP/DID #2022035-01

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

Background: Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first four years in service. This bond helps to ensure proper installation of infrastructure that will allow the city to provide quality water service.

The Developer, Bear Creek Properties, LLC, was granted permission by the Water Division to install 8-inch and 6-inch water main, services, and appurtenances in Bear Creek 1st Addition (Project No. 2022035). The Contractor, Dave Schmitt Construction Co., Inc. has installed 3,352 feet of 8-inch PVC water main, 252 feet of 6-inch PVC water main, services and appurtenances on Prairie View Lane, Windrush Way, Elderberry Drive, Honeysuckle Drive and Rose Cottage Drive SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed for Bear Creek 1st Addition (Project No. 2022035) and the Contractor's 4-year Maintenance Bond #54256776, in the amount of \$220,991 submitted by Dave Schmitt Construction Co., Inc.

Alternative Recommendation: There is no alternative recommendation, but an alternative action is to not accept this project. If this project is not accepted, it cannot be closed out and the 4-year maintenance bond period cannot begin, and the City could be subject to claims since the Contractor has completed this project.

Time Sensitivity: None, routine item

Resolution Date: 11/7/2023

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Developer, Bear Creek Properties, LLC, was granted permission by the Water Division to install 8-inch PVC water main, 6-inch PVC water main, services and appurtenances in Bear Creek 1st Addition (Project No. 2022035) to the City of Cedar Rapids, Iowa, and

WHEREAS, the Contractor, Dave Schmitt Construction Co., Inc. has installed 3,352 feet of 8-inch PVC water main, 252 feet of 6-inch PVC water main, services and appurtenances on Prairie View Lane, Windrush Way, Elderberry Drive, Honeysuckle Drive and Rose Cottage Drive SW, and

WHEREAS, said work has now been completed and the Contractor, Dave Schmitt Construction Co., as Principal, has submitted a 4-Year Maintenance Bond #54256776 executed by United Fire & Casualty Company, as Surety, in the sum of \$220,991 (Two Hundred Twenty Thousand Nine Hundred Ninety-One Dollars and 00/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains, services, and appurtenances installed in Bear Creek 1st Addition (Project No. 2022035) be hereby accepted, and

BE IT FURTHER RESOLVED that the 4-Year Maintenance Bond filed by Dave Schmitt Construction Co., as Principal, and executed by United Fire & Casualty Company, as Surety, be hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: b.hammond@cedar-rapids.org

Description of Agenda Item: Accept projects

Authorizing execution of Change Order No. 19 Final deducting the amount of \$66,693.05 and resolution accepting project, authorizing final payment in the amount of \$267,942.71, and approving 4-year Performance Bond submitted by Boomerang Corp. for the Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction project (original contract amount was \$4,848,174.70; total contract amount with this amendment is \$5,358,854.21). **(Paving For Progress)**

CIP/DID #3012148-08

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

Background: Final contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

These are primarily constructability issues:

- Work Change Directive (WCD) #13 - Item 8028: An existing tree at the junction of the driveway and sidewalk at 3419 Oakland Rd NE needs to be removed because it is too high above the new and lower adjacent pavements and prevents proper restoration of the yard. Some of the project related work has also damaged some of the surface roots of this tree.
- Item 8029: The existing pavement and beam curb between Nelson's Meat Market and Basepoint Wealth was removed to allow access to both businesses via one driveway to accommodate the necessary staging for new pavement placement. This item covers replacement of that 31-foot-long beam curb with delineator markers.
- WCD #14 – Item 8030: Additional business signs were necessary to better direct customers to area businesses.
- Item 8031: Replacement of two plants and decorative river rock were necessary due to damage caused by adjacent sidewalk and driveway replacement.

Construction has been substantially completed by Boomerang Corp for the Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction project. This is an approved Capital Improvements Project (CIP No. 3012148-08) with a final construction contract amount of \$4,848,174.70. Funding resources for this project were approved in FY 24 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 19 Final submitted by Boomerang Corp and adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$267,942.71.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: 301/3010000/3012148 SLOST; 625/6250000/6250051-2016065 NA; 655/6550000/6550074 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies that the work on Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction (Contract No. 3012148-08), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated February 9, 2021 in the amount of \$4,748,174.70 covering said work filed by Boomerang Corp., and executed by United Fire & Casualty Company provides a four-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 City Manager is authorized to sign Change Order No. 19 Final deducting the amount of \$66,693.05 with Boomerang Corp. for the Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction, Contract No. 3012148-08. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$4,748,174.70
Original Incentive Value	100,000.00
Change Order No. 1	10,474.00
Change Order No. 2	154,166.99
Change Order No. 3	7,917.00
Change Order No. 4	34,750.00
Change Order No. 5	16,671.84
Change Order No. 6	7,923.02
Change Order No. 7	43,910.94
Change Order No. 8	35,635.96
Change Order No. 9	30,582.99
Change Order No. 10	40,975.07
Change Order No. 11	35,108.62
Change Order No. 12	138,661.72
Change Order No. 13	64,572.06
Change Order No. 14	21,336.56
Change Order No. 15	15,044.00
Change Order No. 16	16,259.44
Change Order No. 17	29,213.05
Change Order No. 18	26,669.30
Change Order No. 19 Final	(66,693.05)
Removal of Original Incentive	(100,000.00)
Addition of Disincentive and/or Liquidated Damages	<u>(52,500.00)</u>
Amended Contract Amount	\$5,358,854.21

General ledger coding for this Change Order to be as follows:

(\$19,838.92)	301-301000-7970-3012148
(\$46,551.68)	625-625000-6250051-6252016065
\$15.00	655-655000-65585-6550043

(\$317.45) 655-655000-65585-6550074

BE IT FURTHER RESOLVED that the Oakland Road NE and Old Marion Road NE from Center Street to Regent Street Pavement Reconstruction, (Contract No. 3012148-08) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$267,942.71 to Boomerang Corp. as final payment.

The final contract price is \$5,358,854.21 distributed as follows:

\$16,080.00	301-301000-30185-3012148
\$4,259,839.29	301-301000-7970-3012148
\$848,897.87	625-625000-6250051-6252016065
\$14,822.50	655-655000-65585-6550043
\$191,681.55	655-655000-65585-6550074
\$27,533.00	655-655000-65585-655996

BE IT FURTHER RESOLVED, that the four-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

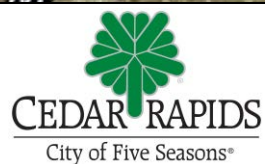
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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



**OAKLAND ROAD NE AND OLD MARION ROAD NE FROM
CENTER STREET TO REGENT STREET
PAVEMENT RECONSTRUCTION**



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Amanda Grieder – a.grieder@cedar-rapids.org – (319) 286-5714

Presenter at Meeting: Jeff Koffron

Description of Agenda Item: Accept projects

Derecho Roof Replacements, final payment in the amount of \$9,688.65 and 2-year Performance Bond submitted by Cedar Service Co. (original contract amount was \$180,566; final contract amount is \$193,773).

CIP/DID #PUR1022-089; 18524

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

Background: This is for the Derecho Roof Replacements project. City Council awarded the project to Cedar Service Co. by Resolution No. 0586-04-23. 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 April 12, 2023 in the amount of \$180,566 covering said work filed by Cedar Service Co. and executed by Employers Mutual Casualty Company provides a two-year correction period for defects in materials and workmanship.

This resolution is to release final payment to Cedar Service Co. of \$9,688.65.

Action/Recommendation: Recommend Council approve the resolution.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: November 7, 2023

Budget Information: 18524

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and Cedar Service Co. are parties to a Contract for the Derecho Roof Replacements, authorized by Resolution No. 0586-04-23; and

WHEREAS, the construction contract work has been substantially completed on the Derecho Roof Replacements (Contract No. PUR1022-089; 18524) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$193,773 and funding for these services is covered under the budget coding 18524; and

WHEREAS, a Performance Bond, dated April 12, 2023 in the amount of \$180,566 covering said work filed by Cedar Service Co. and executed by Employers Mutual Casualty Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, a cost summary of the contract changes for this project is as follows:

Original Contract	\$180,566	Resolution No. 0586-04-23
Change Order No. 1	\$13,207	Signed by CITY 05/25/2023
Total	\$193,773	

AND BE IT FURTHER RESOLVED that based on the Facility Maintenance Services Divisions recommendation, the Derecho Roof Replacements, (PUR1022-089) 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 \$9,688.65 to Cedar Service Co.; 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: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$67,004.84 and approving the 4-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC for the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project (original contract amount was \$1,348,063.30; final contract amount is \$1,340,096.71) **(Paving for Progress).**

CIP/DID #3012129-07

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

Background: Construction has been substantially completed by Eastern Iowa Excavating & Concrete, LLC for the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project. This is an approved Capital Improvements Project (CIP No. 3012129-07) with a final construction contract amount of \$1,340,096.71. Funding resources for this project were approved in FY 24 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$67,004.84.

Alternative Recommendation: There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: 301/3010000/3012129 SLOST

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project (Contract No. 3012129-07), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated August 23, 2022 in the amount of \$1,298,063.30 covering said work filed by Eastern Iowa Excavating & Concrete, LLC and executed by West Bend Mutual Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$1,298,063.30
Original Incentive Value	50,000.00
Change Order No. 1	4,930.00
Change Order No. 2	11,055.40
Change Order No. 3	5,847.33
Change Order No. 4	12,598.40
Change Order No. 5	<u>(42,397.72)</u>
Amended Contract Amount	\$1,340,096.71

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project (Contract No. 3012129-07) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$67,004.84 to Eastern Iowa Excavating & Concrete, LLC as final payment.

The final contract price is \$1,340,096.71 distributed as follows:

\$1,340,096.71 301-301000-7970-3012129

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



**66TH AVENUE SW FROM LOCUST STREET TO 6TH STREET
PAVEMENT AND DRAINAGE IMPROVEMENTS**



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Hashim Taylor – h.taylor@cedar-rapids.org – (319) 304-0991

Presenter at Meeting: Steve Krug

Description of Agenda Item: Accept projects

Resurface Noelridge Tennis Courts, final payment in the amount of \$14,994.96 and 2-year Performance Bond submitted by LL Pelling Company, Inc. (original contract amount was \$299,889; final contract amount is \$299,889).

CIP/DID #PUR0922-058; 311190

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

Background: This is for the Resurface Noelridge Tennis Courts project. City Council awarded the project to LL Pelling Company, Inc. by Resolution No. 1592-10-22. The Parks and Recreation Department has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated October 12, 2022 in the amount of \$299,889 covering said work filed by LL Pelling Company, Inc. and executed by Merchants Bonding Company (Mutual) provides a two-year correction period for defects in materials and workmanship.

This resolution is to release final payment to LL Pelling Company, Inc. of \$14,994.96.

Action/Recommendation: Recommend Council approve the resolution.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: November 7, 2023

Budget Information: 311190

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and LL Pelling Company, Inc. are parties to a Contract for the Resurface Noelridge Tennis Courts project, authorized by Resolution No. 1592-10-22; and

WHEREAS, the construction contract work has been substantially completed on the Resurface Noelridge Tennis Courts project (Contract No. PUR0922-058; 311190) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$299,889 and funding for these services is covered under the budget coding 311190; and

WHEREAS, a Performance Bond, dated October 12, 2022 in the amount of \$299,889 covering said work filed by LL Pelling Company, Inc. and executed by Merchants Bonding Company (Mutual) provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED, a cost summary of the contract for this project is as follows:

Original Contract	\$299,889	Resolution No. 1592-10-22
Total	\$299,889	

AND BE IT FURTHER RESOLVED that based on the Parks and Recreation Program Manager's recommendation, the Resurface Noelridge Tennis Courts Project, (PUR0922-058; 311190) 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 \$14,994.96 to LL Pelling Company, 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: Development Services

Presenter at Meeting: Tyrell Gingerich

Contact Person: William Micheel

Cell Phone Number: 319-286-5725

E-mail Address: w.micheel@cedar-rapids.org

Description of Agenda Item: Final plats

Resolution approving the Final Plat of Westdale Twelfth Addition in the City of Cedar Rapids, Linn County, Iowa, for land located west of Edgewood Road SW and north of 29th Avenue SW, in Cedar Rapids.

CIP/DID #FLPT-033912-2023

<p>EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.</p>
--

Background: The property owner submitted the Final Plat of Westdale Twelfth Addition in conformance with the standards established by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable final plat conditions and applicable requirements for final plats. The final plat contains one (1) numbered lot, Lot 1 and one (1) lettered outlot, Outlot A, all inclusive, and a total plat area of 1.37 acres.

Action/Recommendation: City Development Services Department staff recommends approval of the resolution.

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

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

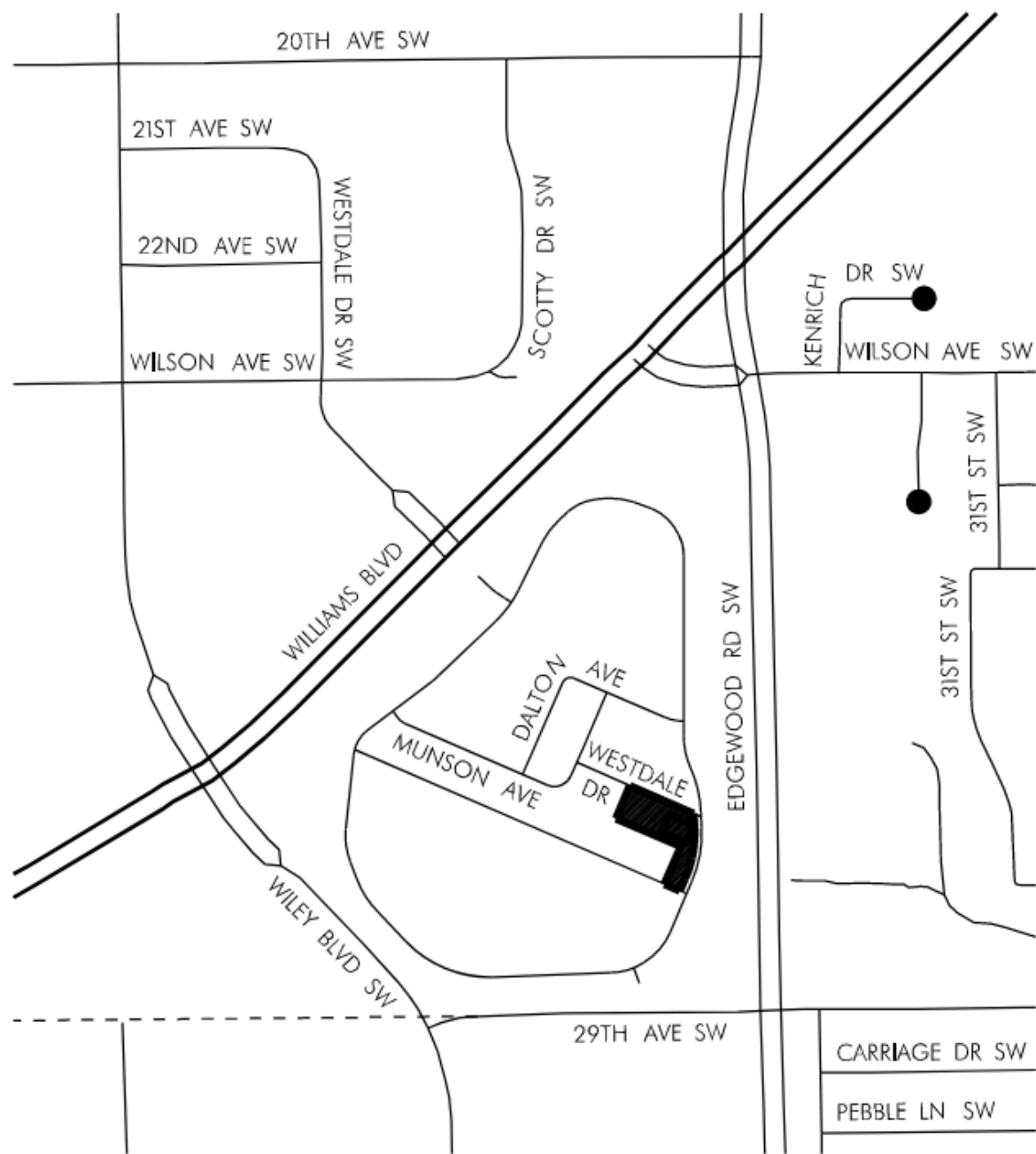
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

Location map



RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF WESTDALE TWELFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing one (1) numbered lot, Lot 1 and one (1) lettered outlot, Outlot A, all inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Agreement for Private Sanitary Sewer Main and Facilities
2. Agreement for Private Water Main Facilities

, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Development Services Department, and

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

1. The City Council concurs with the recommendation of the Development Services Department, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Westdale Twelfth Addition in the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and authentic document of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Fire

Director Contact: Chief Greg Smith – g.smith@cedar-rapids.org – (319) 431-3807

Presenter at Meeting: Chief Greg Smith

Description of Agenda Item: Purchases, contracts and agreements

Commitment to Award and Accept Funds in the amount of \$27,361.46 with the Iowa Homeland Security and Emergency Management Division for Iowa Hazmat Task Force 2023 grant.

CIP/DID # FIR1123-0086

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

Background: The Cedar Rapids Fire Department is a sponsoring agency for the Iowa Hazmat Task Force. The Iowa Hazmat Task Force is made up of 22 divisions throughout the State of Iowa which are trained by these funds. This grant will provide funding for all 22 divisions on Propane IQ, Hazmat IQ, Battery IQ and Air Monitoring for Flammable Liquids.

The Cedar Rapids Fire Department applied for a United States Homeland Security Grant on behalf of the Iowa Hazmat Task Force for the grant year 2023. The City of Cedar Rapids has received Grant # HMEP-23-02-12, in the amount of \$27,361.46.

This resolution authorizes execution of the Commitment to Award and Accept Funds for the Homeland Security Grant Program grant. There is no local financial match required for any of the agreements.

Recommended Action: The Fire Department recommends approval.

Alternative: None.

Time Sensitivity: N/A

Meeting Date: November 7, 2023

Budget Information: N/A

Local Preference Policy: Not applicable

Explanation:

Recommended by Council Committee: Yes

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Fire Department is a sponsoring agency of the Iowa Hazmat Task Force, which is a team designed to safely and efficiently handle hazardous materials incidents, and

WHEREAS, the Cedar Rapids Fire Department applied for a 2023 Hazardous Materials Emergency Preparedness Grant (HMEP) on behalf of the Iowa Hazmat Task Force to provide funding for training of public sector employees in the State of Iowa, and

WHEREAS, the Hazardous Materials Emergency Preparedness Grant has approved the following grant:

HMEP-23-02-12 in the amount of \$27,361.46

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute the Hazardous Materials Emergency Preparedness Grant Program Commitment to Award and Accept Funds on behalf of the Cedar Rapids Fire Department and the Iowa Hazmat Task Force.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Heidi Stiffler
E-mail Address: h.stiffler@cedar-rapids.org

Phone Number/Ext.: 286-5097

Alternate Contact Person: Yvonne Aubrey
E-mail Address: y.aubrey@cedar-rapids.org

Phone Number/Ext.: 286-5008

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing purchase of stop loss insurance coverage from Wellmark for the City of Cedar Rapids medical plan in the amount of \$396,630.

CIP/DID #FIN2023-20

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

Background: The City of Cedar Rapids entered into an agreement with Holmes Murphy as a benefit consultant. Holmes Murphy, on behalf of the City, solicited quotes for stop loss insurance for the City's self-insured health fund. Stop loss insurance provides an advantage to the City's risk financing program by reducing its exposure to large losses and smoothing the uncertainty of the cost of catastrophic loss. The combination of recurring high-cost claimants, low premium, and the City's tendency to run additional high claim frequencies resulted in a recommendation to renew with the current deductibles.

The cost for the expiring stop loss policy is \$18.34 per contract per month which equals approximately \$312,734 for 2023. The renewal quote for the same policy deductible and \$1.5M laser will cost \$23.26 per contract per month.

Action/Recommendation: City Council approve purchase of stop loss insurance coverage in the amount of \$396,630 for the calendar year January 1, 2024 to December 31, 2024.

Alternative Recommendation:

Time Sensitivity:

Resolution Date:

Budget Information: Risk Management Health Fund

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, Holmes Murphy was instructed to solicit quotes for stop loss insurance coverage for the period of January 1, 2024 through December 31, 2024.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is authorized to issue payment to Wellmark Blue Cross/Blue Shield of Iowa in the amount of \$396,630 for stop loss health insurance coverage for the City of Cedar Rapids for the period of January 1, 2024 through December 31, 2024.

Funding will be from the Risk Fund budget (525105-013-013000).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Amanda Grieder – a.grieder@cedar-rapids.org – (319) 286-5714

Presenter at Meeting: Jeff Koffron

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 20 to contract with HBK Engineering, LLC for Engineering Design Services for ADA Compliance, to reflect the cost for additional design services for an amount not to exceed \$5,632 (original contract amount was \$108,147; contract amount with this amendment is \$1,025,142.25).

CIP/DID #PUR1216-136

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

Background:

The City has a current contract with HBK Engineering, LLC to provide design services for various City facilities (Group 1) to correct ADA violations identified in the transition plan developed by the City's Independent Licensed Architect, WT Group. The initial contract for the period of December 21, 2016 through December 31, 2017 was for an amount not to exceed \$108,147 including the following facilities: City Hall, City Services Center, Police Department and Shooting Range, WPC Administration Building, Convention Center Parking Ramp, Five Seasons Parkade, Mays Island Parkade, South Side Parking Ramp, Skywalks throughout downtown, and US Cellular Center. Design services for Parks and Recreation facilities were added via amendment at a later date.

Amendment No. 20 adds additional design services for ADA compliance of McGrath Amphitheater for an additional amount not to exceed \$5,632 as follows:

Facilities	Project Number	Amount
McGrath Amphitheater – Additional Survey for Concession Area	307303	\$1,280
McGrath Amphitheater – Additional Design services for Concession Area	307303	\$3,072
McGrath Amphitheater – Design Services for ADA Route to Restrooms	307303	\$1,280
Total amount for Amendment No. 20:		\$5,632

Summary of Contract to Date:

	Price	Description
Original Contract	\$108,147.00	Resolution No. 1643-12-16
Amendment No. 1	\$446,323.00	Resolution No. 0188-02-17 to add items
Amendment No. 2	\$177,645.00	Resolution No. 1643-12-17 to add various parks
Amendment No. 3	\$0.00	Signed by CITY 12/28/17 to extend through 06/01/2018
Amendment No. 4	\$30,510.00	Resolution No. 0410-03-18 to add additional services
Amendment No. 5	\$0.00	Signed by CITY 6/14/2018 to extend through 8/31/18
Amendment No. 6	\$0.00	Signed by CITY 8/29/2018 to extend through 9/30/18
Amendment No. 7	\$12,820.00	Resolution pending to add services, extend to 4/30/19

Amendment No. 8	\$0.00	Signed by City 7/24/19 to extend through 12/31/19
Amendment No. 9	\$47,265.00	Resolution No. 1043-08-19 to add Parks & Rec and WPC
Amendment No. 10	\$19,772.00	Resolution No. 0120-01-20, add scope, extend to 12/31/20
Amendment No. 11	\$3,747.50	Resolution No. 0048-01-21, add scope, extend to 6/30/21
Amendment No. 12	\$14,449.00	Resolution No. 0581-04-21 to add services for Parks
Amendment No. 13	\$0.00	Signed by CITY 08/13/2021 to extend through 12/31/2021
Amendment No. 14	\$86,317.00	Add services for Parks
Amendment No. 15	\$0.00	Signed by CITY 02/23/2022 to extend through 12/31/2022
Amendment No. 16	\$10,049.00	Add services for Parks
Amendment No. 17	\$16,690.75	Add services for Parks
Amendment No. 18	\$0.00	Extend contract through 12/31/2023
Amendment No. 19	\$45,775.00	Add services for McGrath Amphitheater
Amendment No. 20	\$5,632.00	Add services for McGrath Amphitheater
Total	\$1,025,142.25	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Amendment No. 20 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 7, 2023

Budget Information: ADA Bonds – Class 18401 – 307303

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and HBK Engineering, LLC are parties to a contract for Engineering Design Services for ADA Compliance of various City facilities; and

WHEREAS, both parties have agreed to amend the contract to reflect the cost of additional services for various parks for an amount not to exceed \$5,632 as follows:

Facilities	Project Number	Amount
McGrath Amphitheater – Additional Survey for Concession Area	307303	\$1,280
McGrath Amphitheater – Additional Design services for Concession Area	307303	\$3,072
McGrath Amphitheater – Design Services for ADA Route to Restrooms		\$1,280
Total amount for Amendment No. 20:		\$5,632

AND WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$108,147.00	Resolution No. 1643-12-16
Amendment No. 1	\$446,323.00	Resolution No. 0188-02-17 to add items
Amendment No. 2	\$177,645.00	Resolution No. 1643-12-17 to add various parks
Amendment No. 3	\$0.00	Signed by CITY 12/28/17 to extend through 06/01/2018
Amendment No. 4	\$30,510.00	Resolution No. 0410-03-18 to add additional services
Amendment No. 5	\$0.00	Signed by CITY 6/14/2018 to extend through 8/31/18
Amendment No. 6	\$0.00	Signed by CITY 8/29/2018 to extend through 9/30/18
Amendment No. 7	\$12,820.00	Resolution pending to add services, extend to 4/30/19
Amendment No. 8	\$0.00	Signed by City 7/24/19 to extend through 12/31/19
Amendment No. 9	\$47,265.00	Resolution No. 1043-08-19 to add Parks & Rec and WPC
Amendment No. 10	\$19,772.00	Resolution No. 0120-01-20, add scope, extend to 12/31/20
Amendment No. 11	\$3,747.50	Resolution No. 0048-01-21, add scope, extend to 6/30/21
Amendment No. 12	\$14,449.00	Resolution No. 0581-04-21 to add services for Parks
Amendment No. 13	\$0.00	Signed by CITY 08/13/2021 to extend through 12/31/2021
Amendment No. 14	\$86,317.00	Add services for Parks
Amendment No. 15	\$0.00	Signed by CITY 02/23/2022 to extend through 12/31/2022
Amendment No. 16	\$10,049.00	Add services for Parks
Amendment No. 17	\$16,690.75	Add services for Parks
Amendment No. 18	\$0.00	Extend contract through 12/31/2023
Amendment No. 19	\$45,775.00	Add services for McGrath Amphitheater
Amendment No. 20	\$5,632.00	Add services for McGrath Amphitheater
Total	\$1,025,142.25	Not to exceed, except by written amendment

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. 20 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

Director Contact: Amanda Grieder – a.grieder@cedar-rapids.org – (319) 286-5714

Presenter at Meeting: Jason Stancliffe

Description of Agenda Item: Purchases, contracts and agreements

Contract with Bowker Mechanical Contractors, LLC. for the ImOn Ice Arena Cooling Tower Upgrade project for the Facilities Maintenance Services Division for an amount not to exceed \$62,950.

CIP/DID #PUR0823-066

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

Background: Purchasing Services solicited bids for the ImOn Ice Arena Cooling Tower Upgrade with one (1) vendor responding. The Facilities Maintenance Services Division recommends award to Bowker Mechanical Contractors, LLC., who was the only responsive bidder with their total bid of \$62,950. The contract period is the date the City executes the Contract through December 31, 2023.

Recommended Action: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative: NA

Time Sensitivity: Normal

Meeting Date: November 7, 2023

Budget Information: 552000-555-555000-555097

Local Preference Policy: Not applicable

Explanation: NA

Recommended by Council Committee: Not applicable

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for ImOn Ice Arena Cooling Tower Upgrade on behalf of the Facilities Maintenance Services Division; and

WHEREAS, bids were received from one Contractor; and

WHEREAS, the Facilities Maintenance Services Division recommends that the contract be awarded to Bowker Mechanical Contractors, LLC. as the overall lowest responsive and responsible bidder, for an amount not to exceed \$62,950; and

WHEREAS, a contract has been prepared for Bowker Mechanical Contractors, LLC. for the contract period of the Date the City executes the Contract through December 31, 2023.

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: Information Technology

Director Contact: Shawn Smith – s.smith@cedar-rapids.org – (319) 286-5412

Presenter at Meeting: Shawn Smith

Description of Agenda Item: Purchases, contracts and agreements

Emergency purchase of network small form-factor pluggable (SFP) devices for the Information Technology Network Refresh and Switch Upgrade Project in the amount of \$67,921.76 from Heartland Business Systems.

CIP/DID #IT2023-019

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

Background: The Information Technology Department has identified the emergent need to update and replace network switches throughout the city. The project is necessary for enhanced security and technical resiliency of the city's network. SFPs are required as an interface between the networking equipment and cabling.

Heartland Business Systems LLC was previously awarded the bid for the Aruba switches (#PUR1022-102). Quotes were also solicited from vendors on competitively bid contracts with Heartland Business Systems providing the preferred Aruba compatible brand of SFPs and best price by a substantial amount.

Recommended Action: Approval of the emergency purchase of SFPs from Heartland Business Systems.

Alternative: Risk of network security of critical city infrastructure.

Time Sensitivity: High

Meeting Date: November 7, 2023

Budget Information: 531109-101-109420

Local Preference Policy: Not applicable

Explanation:

Recommended by Council Committee: Not applicable

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Information Technology Department has identified the emergent need to update and replace network switches throughout the city, and

WHEREAS, Heartland Business Systems LLC provided the best price for the preferred brand of Aruba compatible small form-factor pluggable (SFP) devices, and

WHEREAS, SFPs are necessary for the Network Refresh and Switch Upgrade Project to protect and enhance the city's network infrastructure,

WHEREAS, funds are available to provide for these services from the FY2024 Information Technology Department budget, 531109-101-109420, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department is authorized to purchase the SFPs for \$67,921.76 from Heartland Business Systems LLC.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Heidi Stiffler – h.stiffler@cedar-rapids.org – (319) 286-5824

Presenter at Meeting: Rebecca Johnson

Description of Agenda Item: Purchases, contracts and agreements

Contract with Kieck's Career Apparel for as-needed purchases of Uniform Apparel for the Police and Fire Departments for two years for an amount not to exceed \$200,000.

CIP/DID #PUR0823-038

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

Background:

Bids were solicited by the Purchasing Services Division for Uniform Apparel for the Police and Fire Departments with three (3) vendors responding. Award is recommended to the overall lowest bidder, Kieck's Career Apparel, for an initial two-year contract period of December 1, 2023 through November 30, 2025, with two additional two-year renewal options available. Purchases made under the contract term are not anticipated to exceed \$200,000 (\$100,000 annually).

Bids were submitted by the following vendors. The total dollar amount is based on estimated annual purchase quantities and for comparison purposes includes only the items bid by the two vendors who submitted complete bids for all items requested.

Vendor Name	Location	Annual Amount based on Estimated Quantities
Kieck's Career Apparel	Cedar Rapids, IA	\$95,579.00
Galls, LLC	Lexington, KY	\$133,546.25
Rangemasters Training Center	Clive, IA	only bid 1 category – over budget

Recommended Action: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative:

Time Sensitivity: Medium

Meeting Date: November 7, 2023

Budget Information: Operating budgets for Police and Fire Departments

Local Preference Policy: Yes

Explanation: Local preference applies but does not change results. The lowest bidder is local.

Recommended by Council Committee: Not applicable

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the as-needed purchase of uniform apparel on behalf of the Police and Fire Departments; and

WHEREAS, bids were received from three Vendors; and

WHEREAS, the Police and Fire Departments recommend that the contract be awarded to Kieck's Career Apparel as the overall lowest responsive and responsible bidder for two years for an amount not to exceed \$200,000 (\$100,000 annually); and

WHEREAS, a two-year contract with the option of 2 two-year renewal periods has been prepared for the contract period December 1, 2023 through November 30, 2025.

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

Director Contact: Hashim Taylor – h.taylor@cedar-rapids.org – (319) 304-0991

Presenter at Meeting: Todd Fagan

Description of Agenda Item: Purchases, contracts and agreements

Contract with T&C Landscape for 2023 Fall Tree Planting for the Parks and Recreation Department for an amount not to exceed \$288,636.

CIP/DID #PUR0923-088

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: Purchasing Services solicited bids on behalf of the Parks and Recreation Department for the purchase and installation of trees for the 2023 Fall season. T&C Landscape was the lowest bidder in the amount of \$288,636

Bids were received from:

T&C Landscape	Marion, IA	\$288,636.00
Hoffman & McNamara	Hastings, MN	\$305,741.00
Johnston Stump Grinding LLC	Blakesburg, IA	\$313,360.33

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 7, 2023

Budget Information: 309200 - \$18,492; 309100 \$42,612; 301-301000-7970-3012121 \$164,820; 301-301000-7970-3012439 \$42,612; 301-301000-7970-3012094 \$20,100

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for 2023 Fall Tree Planting on behalf of the Parks and Recreation Department; and

WHEREAS, 3 bids were received; and

WHEREAS, the Parks and Recreation Department recommends that the contract be awarded to T&C Landscape, in the amount of \$288,636; and

WHEREAS, a contract has been prepared for T&C Landscape for the contract period November 8, 2023 through December 1, 2023.

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

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at Meeting: Brian McLeod

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 3 to the contract with LL Pelling Company, Inc for Streets Materials Asphalt for the Streets Division to reflect additional product purchases for an amount not to exceed \$800,000 (original contract amount was \$1,200,000; total contract amount with this amendment is \$2,000,000).

CIP/DID #PUR0322-245

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

Background: The City of Cedar Rapids has a contract with LL Pelling Company, Inc for as needed Asphalt products. Due to an increase in the quantity of product purchased, an additional \$800,000 is being added to the contract. Contract total is \$2,000,000, term May 1, 2023-April 30, 2024.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No 3 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 7, 2023

Budget Information: Department Budgets

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and LL Pelling Company, Inc are parties to a contract for Streets Materials Asphalt for the Streets Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional product purchases in the amount of \$800,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (May 1, 2023 - April 30, 2024) shall increase from \$1,200,000 to \$2,000,000;

WHEREAS, a summary of the Contract is as follows:

Description	Authorization	Dates
Original Contract	Resolution No. 0736-05-22	05/01/2022-04/30/2023
Amendment No. 1 for additional product	Resolution No. 1774-11-22	Effective 10/01/2022
Amendment No. 2 to renew Contract	Resolution No. 0486-03-23	05/01/2023-04/30/2024
Amendment No. 3 for additional product	Pending	Effective 11/07/2023

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. 3 as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Transit

Presenter at Meeting: Brad DeBrower
E-mail Address: b.debrower@cedar-rapids.org

Phone Number/Ext.: 5560

Alternate Contact Person:
E-mail Address: @cedar-rapids.org

Phone Number/Ext.:

Description of Agenda Item: CONSENT AGENDA
 Resolution authorizing the purchase of one 32-ft Glavel Legacy medium-duty paratransit replacement buses from Hoglund Bus Co. for a total cost of \$283,545.85.
 CIP/DID #665159 Light & Medium Duty Buses

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: The Transit Division has budgeted FY24 funds to purchase one ADA-accessible, medium-duty replacement bus for our ADA paratransit service. Federal funds will cover 60.7% of the cost of the bus. The bus will be purchased from the Iowa DOT's Bid No. PTS2021LDB, which is open to public transit agencies and meets state and federal procurement requirements. Hoglund Bus Company Inc. is an authorized vendor under contract with the Iowa DOT to provide this bus.

Action/Recommendation: The Transit Division recommends approval of the resolution.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: November 7, 2023

Budget Information: Funding is included in CIP#665159 Light & Medium Duty Buses.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Transit Division has a need to purchase medium-duty buses for our ADA paratransit service; and

WHEREAS, the Iowa DOT conducted Bid No. PTS2021LDB, which is open to public transit agencies to purchase buses and meets state and federal procurement requirements; and

WHEREAS, Hoglund Bus Company Inc. is an authorized vendor under contract with the Iowa DOT to provide medium-duty buses; and

WHEREAS, the funding for this purchase is included in the FY24 Transit budget in CIP #665159;

WHEREAS, federal funds have been secured for 60.7% of the cost of the bus;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Transit Division is authorized to purchase one 32-foot Glavel Legacy medium-duty paratransit bus from Hoglund Bus Company Inc. for a cost of \$283,545.85.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Roy Hesemann – r.hesemann@cedar-rapids.org – (319) 521-5752

Presenter at Meeting: Jim Flamming

Description of Agenda Item: Purchases, contracts and agreements

Contract with Iowa State University for consulting services related to a study of Per- and Polyfluoroalkyl Substances at the Water Pollution Control Facility for two years for a total amount not to exceed \$150,000.

CIP/DID #PUR1023-124

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

Background: This project is to provide consulting, research and advising services to the Cedar Rapids, IA Utilities Department on the implementation of a Clean Water State Revolving Funds (SRF) study on Per- and Polyfluoroalkyl Substances (PFAS). This project will provide insights into the origins, fate, and transport of PFAS during treatment at the Cedar Rapids Water Pollution Control Facility (WPCF). It will also inform the potential replacement of unit processes, including a multiple hearth incinerator (MHI), which may require upgrades due to age and PFAS treatment capability.

Recommended Action: Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative:

Time Sensitivity: Medium

Meeting Date: November 7, 2023

Budget Information: 553000-615-615000-6150071

Local Preference Policy: Yes

Explanation:

Recommended by Council Committee: No

Explanation:

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Water Division desires to enter into a Contract with Iowa State University to provide consulting, research and advising services for Per- and Polyfluoroalkyl Substances of water discharge from the Water Pollution Control Facility; and

WHEREAS, Iowa State University will perform these services for an amount not to exceed \$150,000; and

WHEREAS, a contract has been prepared for the contract period October 1, 2023 through September 30, 2025.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$27,352 for design services in connection with the Lindale Trail Phase II from I-380 to Council St. NE project (original contract amount was \$148,556; total contract amount with this amendment is \$260,958.)

CIP/DID #325071-03

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

Background: This amendment modifies the Professional Services Agreement for Lindale Trail Phase II. Because there was new information and revisions were required for the trail alignment based on new property acquisition, Anderson-Bogert Engineers and Surveyors, Inc. will be required to redesign the retaining wall to reduce height or eliminate portions of it, prepare acquisition documents, as well as revise plans, profiles, cross sections, quantities, and cost estimates.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 4 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$27,352.

Alternative Recommendation: Remain with original trail alignment that does not include the new acquisition. However, this alternative comes with a larger construction cost and a larger risk because of height of the retaining wall, as well as the undesired trail alignment.

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: 325/325000/325071-03, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on November 19, 2019, City Council passed Resolution No. 1449-11-19, approving a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for engineering design services for the Lindale Trail Phase II from I-380 to Council Street NE project, and

WHEREAS, the City and Consultant desire to amend the Scope of Services as indicated in the original Agreement and City approved amendments,

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. 4 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$27,352 for the Lindale Trail Phase II from I-380 to Council St. NE (325071-03). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$148,556.00
Amendment No. 1	\$3,700.00
Amendment No. 2	\$68,694.00
Amendment No. 3	\$12,656.00
Amendment No. 4	\$27,352.00
	<hr/>
Amended Contract Amount	\$260,958.00

General ledger coding for this amendment to be as follows:

Fund 325, Dept ID 325000, Project 325071-03, NA	\$27,352
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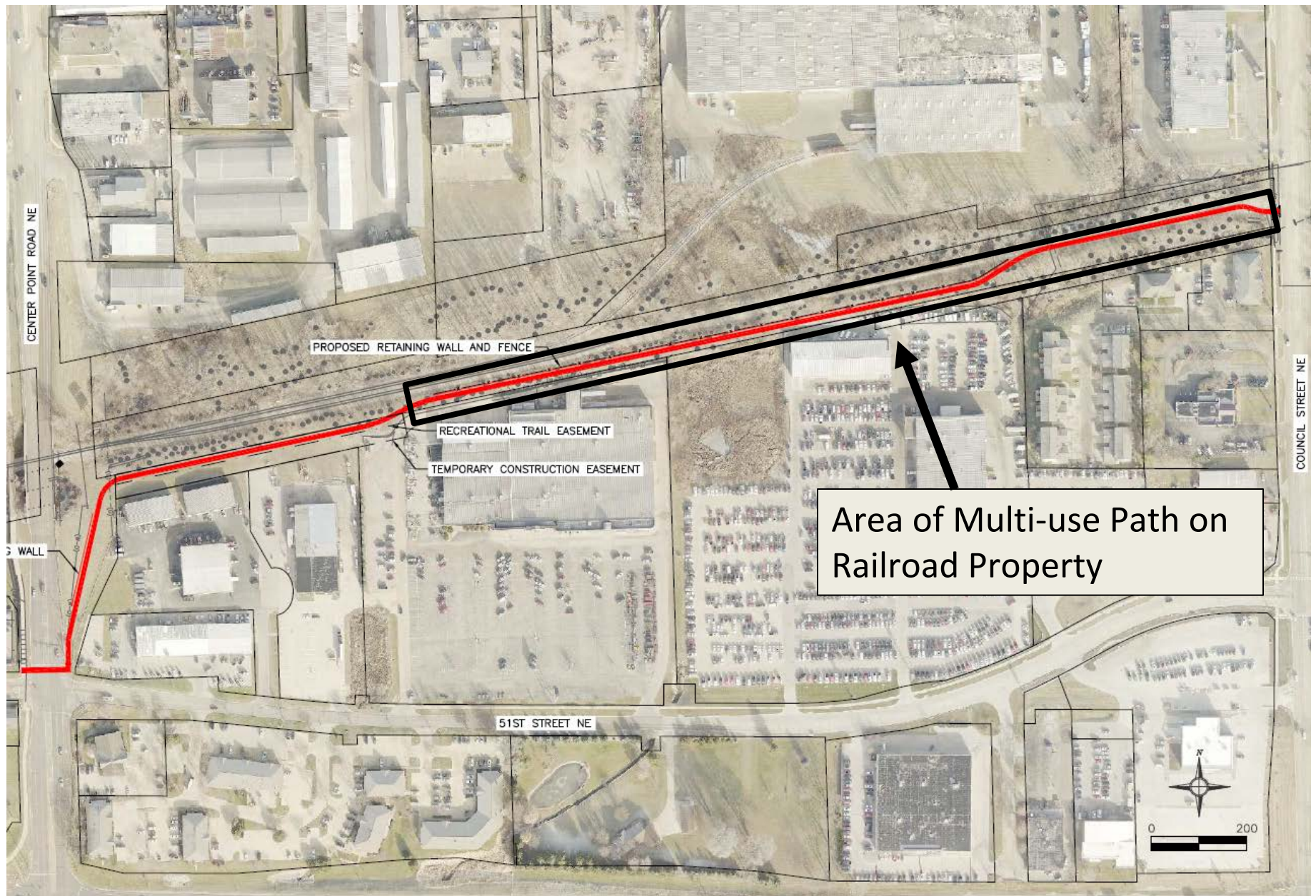
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MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 12 in the amount of \$28,255.49 with Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project (original contract amount was \$8,852,304; total contract amount with this amendment is \$9,583,138.00).
 CIP/DID #3312510-30

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- Work Change Directive (WCD) #9 – Item 8052: While installing the piling for the floodwall, several obstructions were found (large concrete chunks, former foundations, boulders). To proceed the items had to be removed. Unforeseen field conditions.
- Item 8053: A section of sheet pile was not installed in the location of the active 36" water main. The sheet pile will be used in a future project. Cost includes surveying the ends of the installed sheeting, loading, transporting, and unloading the unused sheets at the NW water treatment plant. Constructability issue.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 12 submitted by Boomerang Corp.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: Iowa Flood Mitigation Funds

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. 12 in the amount of \$28,255.49 with Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW, Contract No. 3312510-30. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$8,817,304.00
Original Incentive Value	35,000.00
Change Order No. 1	17,301.81
Change Order No. 2	33,199.97
Change Order No. 3	70,397.46
Change Order No. 4	10,876.50
Change Order No. 5	51,169.00
Change Order No. 6	85,314.58
Change Order No. 7	127,836.82
Change Order No. 8	11,110.00
Change Order No. 9	13,212.50
Change Order No. 10	255,951.95
Change Order No. 11	26,207.92
Change Order No. 12	<u>28,255.49</u>
Amended Contract Amount	\$9,583,138.00

General ledger coding for this Change Order to be as follows:

\$28,255.49 331-331100-7972-33312510

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Project Location





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 12 in the amount of \$10,578.04 with Boomerang Corp. for the 8th Avenue SW from 15th Street to Rockford Road Improvements project (original contract amount was \$2,834,118; total contract amount with this amendment is \$3,352,936.64). **(Paving for Progress)**.

CIP/DID #3012101-04

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based 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.

- 8019: Additional temporary full depth patching was necessary to open 8th Ave to traffic over the 2022-2023 winter season before the project was completed this spring. Facilitates the project schedule.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 12 submitted by Boomerang Corp.

Alternative Recommendation: Do 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: November 7, 2023

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

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation: Approved Paving for Progress project.

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. 12 in the amount of \$10,578.04 with Boomerang Corp. for the 8th Avenue SW from 15th Street to Rockford Road Improvements, Contract No. 3012101-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,784,118.00
Original Incentive Value	50,000.00
Change Order No. 1	68,476.49
Change Order No. 2	226,104.55
Change Order No. 3	64,965.22
Change Order No. 4	26,254.51
Change Order No. 5	61,345.27
Change Order No. 6	4,413.00
Change Order No. 7	23,735.72
Change Order No. 8	10,980.60
Change Order No. 9	22,579.44
Change Order No. 10	7,415.80
Change Order No. 11	2,970.00
Change Order No. 12	10,578.04
Addition of Disincentive and/or Liquidated Damages	<u>(11,000.00)</u>
Amended Contract Amount	\$3,352,936.64

General ledger coding for this Change Order to be as follows:

\$10,578.04 301-301000-7970-3012101

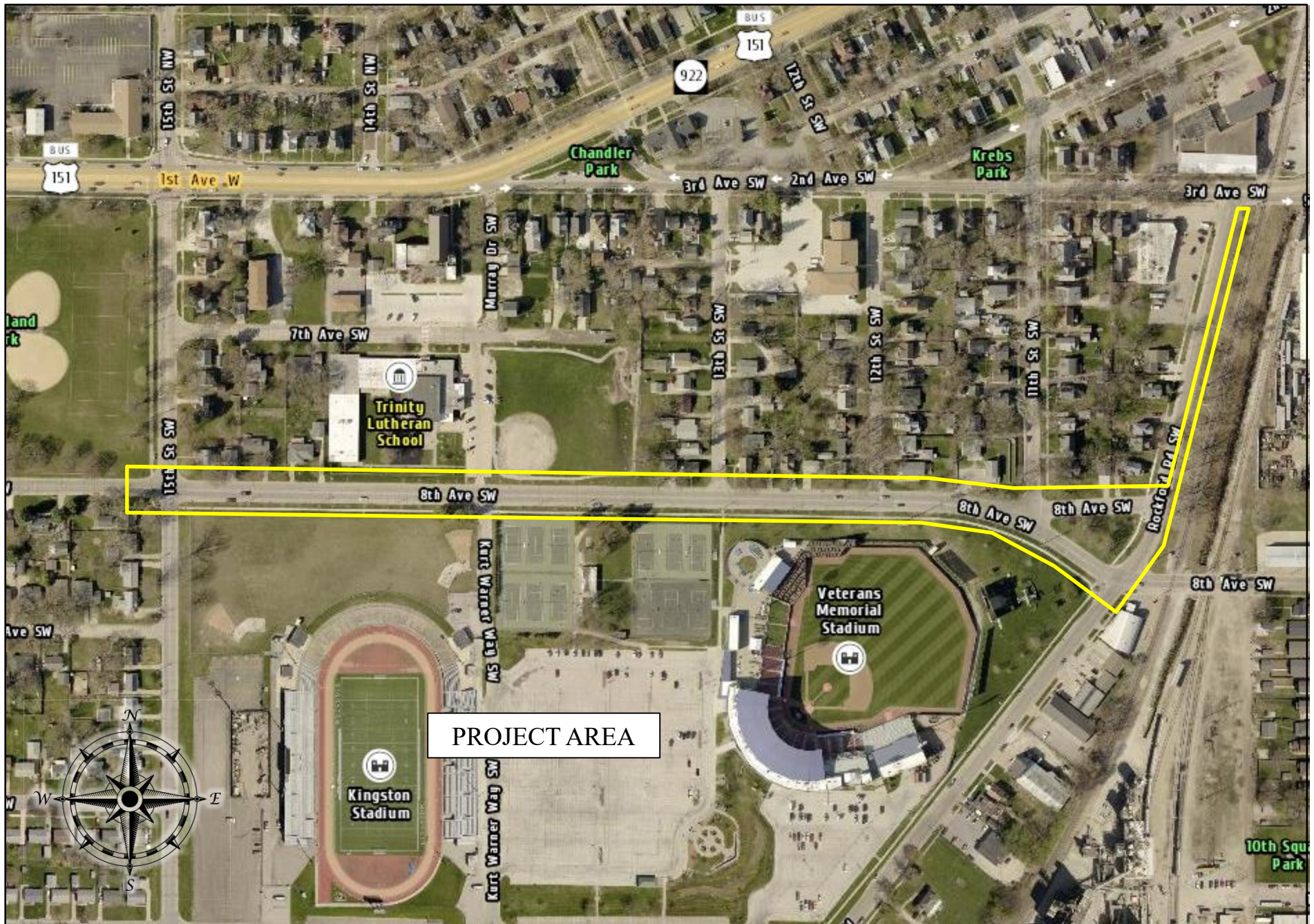
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MayorSignature

Attest:

ClerkSignature



8TH AVENUE SW FROM 15TH STREET TO ROCKFORD ROAD IMPROVEMENTS



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 15 in the amount of \$55,326.48 with Boomerang Corp. for the Ellis Boulevard and 6th Street NW Connector project (original contract amount was \$6,357,840.10; total contract amount with this amendment is \$6,813,551.74) **(Paving for Progress)**.
 CIP/DID #301963-03

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- Bid item 0010: Additional clearing and grubbing was needed near the I-380 off ramp to access the existing fence slated for removal. The contractor had to remove the brush and hedge row that had overgrown on both sides of the fence. Item facilitates constructability.
- Bid item 0490: After a sidewalk was constructed in the northwest quadrant of 1st Ave W and Ellis Blvd NW, it was discovered that pedestrian push buttons could not be installed within 10' of the back of curb as required per the contract documents. The sidewalk was reconstructed to a design allowing an acceptable distance for push buttons to the back of curb. Item resolves a design error.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 15 submitted by Boomerang Corp.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/301000/301963 SLOST 625/625000/625884/2018059 301987
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. 15 in the amount of \$55,326.48 with Boomerang Corp. for the Ellis Boulevard and 6th Street NW Connector, Contract No. 301963-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$6,357,840.10
Change Order No. 1	34,794.89
Change Order No. 2	7,305.32
Change Order No. 3	11,737.55
Change Order No. 4	83,055.31
Change Order No. 5	38,434.25
Change Order No. 6	47,851.30
Change Order No. 7	7,464.00
Change Order No. 8	17,293.60
Change Order No. 9	350.00
Change Order No. 10	21,307.16
Change Order No. 11	86,875.75
Change Order No. 12	1,650.88
Change Order No. 13	10,353.32
Change Order No. 14	31,911.83
Change Order No. 15	<u>55,326.48</u>
Amended Contract Amount	\$6,813,551.74

General ledger coding for this Change Order to be as follows:

\$42,989.04	301-301000-30186-301963
\$1,041.44	301-301000-7970-301963
\$11,296.00	301-301000-30185-301987

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 12 in the amount of \$58,173.87 with Boomerang Corp. for the Tower Terrace Road: Phase A Grading from East of Meadowknolls Road to Alburnett Road project (original contract amount was \$2,918,024.20; total contract amount with this amendment is \$3,124,652.73).

CIP/DID #301666-03

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

Background Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents. As-built quantities exceeded plan quantity.

- 0160: Granular backfill added for the watermain under Future Kettering Road. QTY tabulated did not match the need in the field.
- 0370: Additional QTY to tie in field tiles. QTY paid is GPS shot measurements.
- 0410-0450: Payment is to CL of structure to CL of structure per specification. The measured qty reflects that. Tables were pipe length only.
- 0490: Additional QTY was added at the Single Box culvert to reinforce some areas that would have been vulnerable to scouring.
- 0500: Additional Load used around the 30" RCP outlet to add protection from scour
- 0780: Field Measured QTY
- 8001-8002: Due to the paving contract scheduled for next spring, temporary rural seeding was used over the project to prevent wasted money for permanent seeding

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 12 submitted by Boomerang Corp.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/301000/301666-03, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: 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. 12 in the amount of \$58,173.87 with Boomerang Corp. for the Tower Terrace Road: Phase A Grading from East of Meadowknolls Road to Alburnett Road, Contract No. 301666-03 (IDOT No. STBG-SWAP-1187(787)-SG-57). A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,918,024.20
Change Order No. 1	31,625.00
Change Order No. 2	24,030.44
Change Order No. 3	960.00
Change Order No. 4	2,122.82
Change Order No. 5	11,684.20
Change Order No. 6	34,912.25
Change Order No. 7	12,140.75
Change Order No. 8	7,236.80
Change Order No. 9	600.00
Change Order No. 10	4,434.50
Change Order No. 11	18,707.90
Change Order No. 12	<u>58,173.87</u>
Amended Contract Amount	\$3,124,652.73

General ledger coding for this Change Order to be as follows:

\$49,405.95	301-301000-30186-301666
\$8,767.92	301-301000-30187-301666

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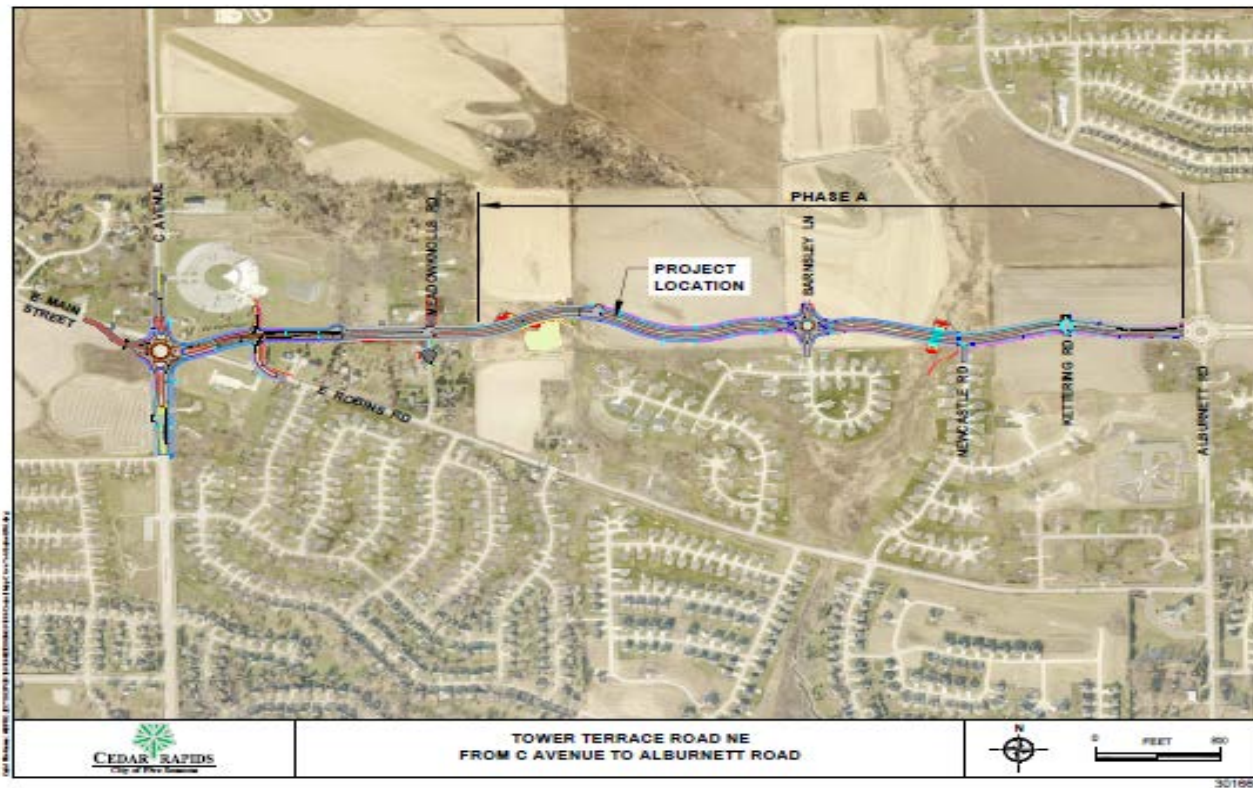
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MayorSignature

Attest:

ClerkSignature

Project Location Map





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 6 in the amount of \$233,125.60 with Boulder Contracting, LLC for the FY 2022 Bridge Maintenance project (original contract amount was \$1,975,486; total contract amount with this amendment is \$2,558,521.44 **(Paving for Progress)**). CIP/DID #305145-02

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- Work Change Directive (WCD) #4 – Items 8010-8023: Items are for additional emergency scope at two 33rd SW Ave Bridges and 6th Street.
- Item 8024: Message board required prior to implementing traffic control on 2nd Avenue Bridge.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 6 submitted by Boulder Contracting, LLC.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 305/305000/30145, SLOST; 332/332500/332503, 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. 6 in the amount of \$233,125.60 with Boulder Contracting, LLC for the FY 2022 Bridge Maintenance Project, Contract No. 305145-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,975,486.00
Change Order No. 1	2,440.00
Change Order No. 2	339,318.17
Change Order No. 3	10,185.14
Change Order No. 4	51,795.20
Change Order No. 5	(53,828.67)
Change Order No. 6	<u>233,125.60</u>
Amended Contract Amount	\$2,558,521.44

General ledger coding for this Change Order to be as follows:

\$233,125.60 305-305000-7970-305145

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



PROJECT
LOCATIONS



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 10 Final deducting the amount of \$332,767.46 with E & F Paving Co., LLC for the 6th Street SW from 76th Avenue to 2,000' South project (original contract amount was \$3,335,500; total contract amount with this amendment is \$3,210,422.96). CIP/DID #301882-02

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

Background: Final contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the contract documents.

- Overall deduction of the contract amount occurred when balancing the final construction quantities.
- Work Change Directive (WCD)#10: Some of the Phase II plantings were destroyed by traffic. This item includes the mobilization of the contractor and the replacement of three (3) trees within the roundabout island.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 10 Final submitted by E & F Paving Co., LLC.

Alternative Recommendation: Do not approve 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: November 7, 2023

Budget Information: 301/301000/301882 NA, DOT RISE grant

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. 10 Final deducting the amount of \$332,767.46 with E & F Paving Co., LLC for the 6th Street SW from 76th Avenue to 2,000' South, Contract No. 301882-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,260,500.00
Original Incentive Value	75,000.00
Change Order No. 1	6,414.22
Change Order No. 2	39,903.18
Change Order No. 3	49,705.95
Change Order No. 4	1,318.65
Change Order No. 5	21,311.50
Change Order No. 6	5,165.94
Change Order No. 7	49,673.57
Change Order No. 8	31,987.63
Change Order No. 9	2,209.78
Change Order No. 10 Final	<u>(332,767.46)</u>
Amended Contract Amount	\$3,210,422.96

General ledger coding for this Change Order to be as follows:

(\$23,435.79)	301-301000-30185-301882
(\$273,060.17)	301-301000-30186-301882
(\$375.00)	304-304000-30485-304524
(\$11,781.00)	304-304000-30486-304524
(\$24,115.50)	625-625000-62586-6250111

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

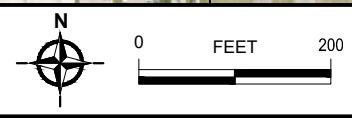
ClerkSignature



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6th Street SW from 76th Avenue to 2,000' South Project





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 6 in the amount of \$4,221.36 with Eastern Iowa Excavating & Concrete for the 2022 Traffic Signal and Curb Ramp Repair project (original contract amount was \$1,616,296.20; total contract amount with this amendment is \$1,711,979.17).

CIP/DID #3016016-22

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

Background: Contract change order adjusts 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 according to the contract documents.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 6 submitted by Eastern Iowa Excavating & Concrete.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/301000/3016016 18401 ADA, 301/301000/301918 SLOST, 306/306000/306995 ADA, 306/306000/306230 TIF, 301/301000/301880 TIF, 301/3010000/3012407 SLOST, 306/306000/306343 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. 6 in the amount of \$4,221.36 with Eastern Iowa Excavating & Concrete for the 2022 Traffic Signal and Curb Ramp Repair, Contract No. 3016016-22. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,616,296.20
Change Order No. 1	7,023.00
Change Order No. 2	12,825.00
Change Order No. 3	56,351.93
Change Order No. 4	13,496.12
Change Order No. 5	1,765.56
Change Order No. 6	<u>4,221.36</u>
Amended Contract Amount	\$1,711,979.17

General ledger coding for this Change Order to be as follows:

\$2,976.43	301-301000-30185-301880
\$1,244.93.16	301-301000-7970-301918

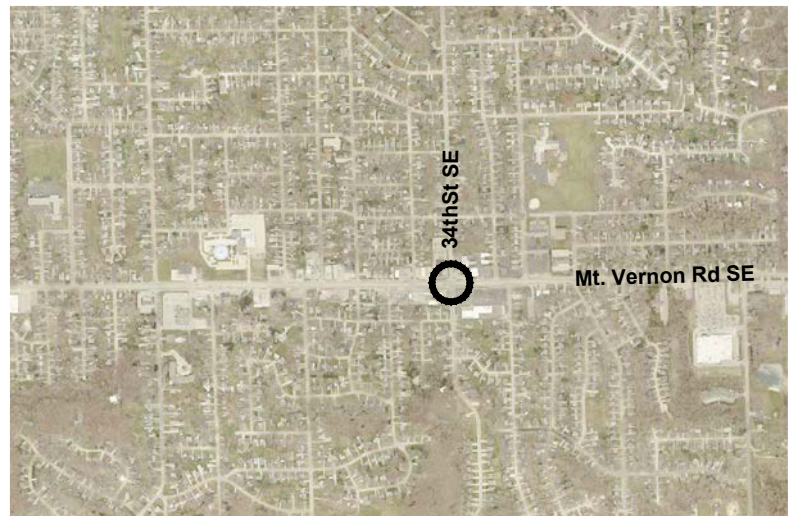
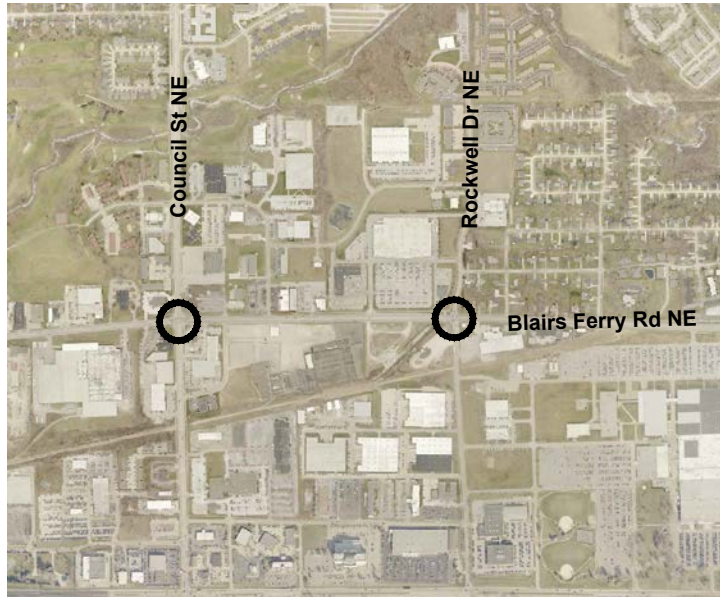
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MayorSignature

Attest:

ClerkSignature



LEGEND

PROJECT LOCATION ○





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 5 in the amount of \$2,955 with Eastern Iowa Excavating & Concrete, LLC for the 2023 Fair Oaks Addition Pavement Reconstruction project (original contract amount was \$1,832,924.95; total contract amount with this amendment is \$1,893,480.62) (**Paving for Progress**).

CIP/DID #3012285-02

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

Background: Contract change order adjusts 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 according to the contract documents.

Items 26 and 53: Constructed quantity exceeded plan quantity.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 5 submitted by Eastern Iowa Excavating & Concrete, LLC.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/301000/3012285 SLOST, 625/625000/6250051, 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. 5 in the amount of \$2,955 with Eastern Iowa Excavating & Concrete, LLC for the 2023 fair Oaks Addition Pavement Reconstruction, Contract No. 3012285-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,832,924.95
Change Order No. 1	11,854.50
Change Order No. 2	6,163.04
Change Order No. 3	7,203.80
Change Order No. 4	32,379.33
Change Order No. 5	<u>2,955.00</u>
Amended Contract Amount	\$1,893,480.62

General ledger coding for this Change Order to be as follows:

\$2,955.00 301-301000-7970-3012285

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Jennifer Pratt – j.pratt@cedar-rapids.org – (319) 538-2552

Presenter at Meeting: Sara Buck

Description of Agenda Item: Purchases, contracts and agreements

Change Order No. 6 in the amount of \$4,251.91 with Garling Construction, Inc. for the Colonial Building Renovation project (original contract amount was \$5,124,000; total contract amount with this amendment is \$5,599,800.94).

CIP/DID PUR1222-125, 353060

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

Background:

The City of Cedar Rapids entered into a contract with Garling Construction, Inc. for the Colonial Building Renovation project in the amount of \$5,124,000. Change Order No. 6 adds labor and materials for the items listed below for a total additional amount of \$4,251.91.

No.	Description	Price
COR 021	Omit all but one data location for Unit E spaces	\$(2,109.13)
COR 029R	High frequency contactless key fob devices for access control system	\$187.42
COR 030	Additional cost for island venting method; vent does not fit in wall furring	\$1,169.56
COR 032	Omit furnace room door surface closers and replace with spring hinges	\$(3,098.64)
COR 034	Additional framing/soffits/chases, fur out walls, relocate water heaters, blackout mech room window, add hose bibs, add fire dampers	\$8,102.70
Total amount for this Change Order No. 6:		\$4,251.91

Summary of Contract to Date:

	Price	Description
Original Contract	\$5,124,000.00	Resolution No. 0271-02-23
Change Order No. 1	\$38,858.79	COR 001R-004 to add work; extend through 12/29/23
Change Order No. 2	\$(14,288.34)	CORs 005R, 008-010 for scope changes
Change Order No. 3	\$139,762.55	CORs 006R2 and 014 for scope changes
Change Order No. 4	\$304,037.93	CORs 007,011-012,016-020 & 022-023 for scope changes and extension through 03/15/2024
Change Order No. 5	\$3,178.10	CORs 024-025 for scope changes
Change Order No. 6	\$4,251.91	CORs 021, 029R, 030, 032, 034 for scope changes
Total	\$5,599,800.94	Not to exceed, except by written authorization

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Change Order No. 6 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: November 7, 2023

Budget Information: HUD Grant; 353-353440-353060

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Garling Construction, Inc. are parties to a contract for the Colonial Building Renovation project for the Community Development Department – Housing Services Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional labor and materials for the following:

No.	Description	Price
COR 021	Omit all but one data location for Unit E spaces	\$(2,109.13)
COR 029R	High frequency contactless key fob devices for access control system	\$187.42
COR 030	Additional cost for island venting method; vent does not fit in wall furring	\$1,169.56
COR 032	Omit furnace room door surface closers and replace with spring hinges	\$(3,098.64)
COR 034	Additional framing/soffits/chases, fur out walls, relocate water heaters, blackout mech room window, add hose bibs, add fire dampers	\$8,102.70
Total amount for this Change Order No. 6:		\$4,251.91

AND WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	\$5,124,000.00	Resolution No. 0271-02-23
Change Order No. 1	\$38,858.79	COR 001R-004 to add work; extend through 12/29/23
Change Order No. 2	\$(14,288.34)	CORs 005R, 008-010 for scope changes
Change Order No. 3	\$139,762.55	CORs 006R2 and 014 for scope changes
Change Order No. 4	\$304,037.93	CORs 007,011-012,016-020 & 022-023 for scope changes and extension through 03/15/2024
Change Order No. 5	\$3,178.10	CORs 024-025 for scope changes
Change Order No. 6	\$4,251.91	CORs 021, 029R, 030, 032, 034 for scope changes
Total	\$5,599,800.94	Not to exceed, except by written authorization

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 Change Order No. 6 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 3 in the amount of \$92,027.53 with Midwest Concrete, Inc. for the 2023 Pavement Milling and Curb Repair project (original contract amount was \$2,653,297.30; total contract amount with this amendment is \$2,853,389.88) **(Paving for Progress)**.

CIP/DID #301998-12

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

Field conditions required additional project quantities:

- Item 32: Removed and replaced an additional 79 LF of PCC curb and gutter on Tomahawk Trail SE. Removed and replaced an additional 166 LF of PCC curb and gutter on Red Fox Rd SE.
- Item 39: After milling it was discovered an additional 276.98 SY of full depth patching was required on Red Fox Rd SE and an additional 181.34 SY of full depth patching was required on Harold Dr SE.
- Item 40: After milling it was discovered an additional 199.80 SY of partial depth patching was required on Harold Dr SE.
- Item 41: After milling Red Fox Rd SE, it was discovered that 1,786 FY of additional milling was needed to prep for a 3-inch HMA base course.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 3 submitted by Midwest Concrete, Inc.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information:

301/301000/3012420 SLOST	301/301000/3012428 SLOST	301/301000/3012438 SLOST
301/301000/3012422 SLOST	301/301000/3012430 SLOST	301/301000/3012457 SLOST
301/301000/3012423 SLOST	301/301000/3012373 SLOST	301/301000/3012458 SLOST
301/301000/3012425 SLOST	301/301000/3012431 SLOST	301/301000/3012460 SLOST
301/301000/3012426 SLOST	301/301000/3012437 SLOST	301/301000/3012459 SLOST

Local Preference Policy: NA

Explanation: Code of Iowa applies for publicly bid projects.

Recommended by Council Committee: Yes

Explanation: Approved Paving for Progress project

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 \$92,027.53 with Midwest Concrete, Inc. for the 2023 Pavement Milling and Curb Repair project, Contract No. 301998-12. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,648,297.30
Original Incentive Value	5,000.00
Change Order No. 1	44,538.18
Change Order No. 2	63,526.87
Change Order No. 3	<u>92,027.53</u>
Amended Contract Amount	\$2,853,389.88

General ledger coding for this Change Order to be as follows:

\$310.24	301-301000-7970-3012423
\$3,818.14	301-301000-7970-3012425
\$5,770.96	301-301000-7970-3012426
\$6,980.70	301-301000-7970-3012428
\$38,425.26	301-301000-7970-3012430
\$1,298.84	301-301000-7970-3012459
\$35,423.39	301-301000-7970-3012460

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 4 in the amount of \$104,075 with Minturn, Inc. for the FY 2023 Bridge Maintenance – Bid Package 1 project (original contract amount was \$1,961,921; total contract amount with this amendment is \$2,189,447.29).
 CIP/DID #305150-03

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- Work Change Directive (WCD) #1 – Item 8002 is an unforeseen field condition at the 12th Avenue SW bridge: when removal of the existing extrusion joints began it was discovered that the existing joint installation differed from expected. The joint to be removed had steel plates embedded into the concrete adding to the time and materials needed. This situation could not have been anticipated by the engineer of record or the contractor. Change order includes the labor, equipment, and materials needed to remove the old joint, additional structural concrete needed for joint removal and install standard extrusion joint.
- Bid Items 26, 27 and 37: all overran which resulted in an additional 3 weeks of work.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 submitted by Minturn, Inc.

Alternative Recommendation: Do not approve 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: November 7, 2023

Budget Information: 305/30500/305150-02, SLOST

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. 4 in the amount of \$104,075 with Minturn, Inc. for the FY 2023 Bridge Maintenance – Bid Package 1, Contract No. 305150-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,961,921.00
Change Order No. 1	6,000.00
Change Order No. 2	67,878.04
Change Order No. 3	49,573.25
Change Order No. 4	<u>104,075.00</u>
Amended Contract Amount	\$2,189,447.29

General ledger coding for this Change Order to be as follows:

\$104,075.00 305-305000-30585-305150

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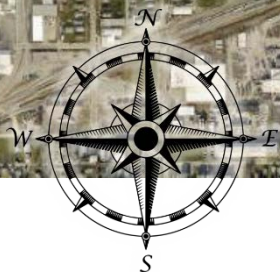
MayorSignature

Attest:

ClerkSignature



PROJECT AREA



FY 2023 Bridge Maintenance – Bid Package 1 12th Ave Bridge



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 13 in the amount of \$22,000 with Peterson Contractors, Inc. for the Cedar Lake North Shore & Levee Construction project (original contract amount was \$18,359,172.85; total contract amount with this amendment is \$20,210,025.80).

CIP/DID #3314510-20

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based 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.

- Item 8011: Increased dewatering pump rental due to the extended time on dewatering permit.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 13 submitted by Peterson Contractors, Inc.

Alternative Recommendation: Do not approve 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: November 7, 2023

Budget Information: 3314510 - \$20,750,000; 327005 - \$90,000

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. 13 in the amount of \$22,000 with Peterson Contractors, Inc. for the Cedar Lake North Shore & Levee Construction, Contract No. 3314510-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$18,359,172.85
Change Order No. 1	15,336.00
Change Order No. 2	16,738.24
Change Order No. 3	360.00
Change Order No. 4	337,502.98
Change Order No. 5	109,216.80
Change Order No. 6	31,687.00
Change Order No. 7	5,900.00
Change Order No. 8	262,980.00
Change Order No. 9	24,323.20
Change Order No. 10	971,115.00
Change Order No. 11	22,050.00
Change Order No. 12	31,643.73
Change Order No. 13	<u>22,000.00</u>
Amended Contract Amount	\$20,210,025.80

General ledger coding for this Change Order to be as follows:

\$22,000.00 331-331100-33101-3314510

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

Project Map

Cedar Lake North Shore & Levee Construction





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 4 in the amount of \$3,212.50 with Pirc-Tobin Construction, Inc. for the Mount Vernon Road SE from 14th Street to 20th Street Pavement Improvements project (original contract amount was \$7,877,664.14; total contract amount with this amendment is \$8,028,378.70). **(Paving for Progress).**

CIP/DID #3012149-05

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

Background: Contract change order adjusts 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 according to the contract documents.

Constructed quantities exceeded plan quantity.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 submitted by Pirc-Tobin Construction, Inc.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/3010000/3012149 SLOST; 301/3010000/3019546 NA; 625/6250000/6250051-2016036 NA; 655/6550000/6550029 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. 4 in the amount of \$3,212.50 with Pirc-Tobin Construction, Inc. for the Mount Vernon Road SE from 14th Street to 20th Street Pavement Improvements, Contract No. 3012149-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,762,664.14
Original Incentive Value	115,000.00
Change Order No. 1	1,200.00
Change Order No. 2	86,782.06
Change Order No. 3	59,520.00
Change Order No. 4	<u>3,212.50</u>
Amended Contract Amount	\$8,028,378.70

General ledger coding for this Change Order to be as follows:

\$3,212.50 301-301000-7970-3012149

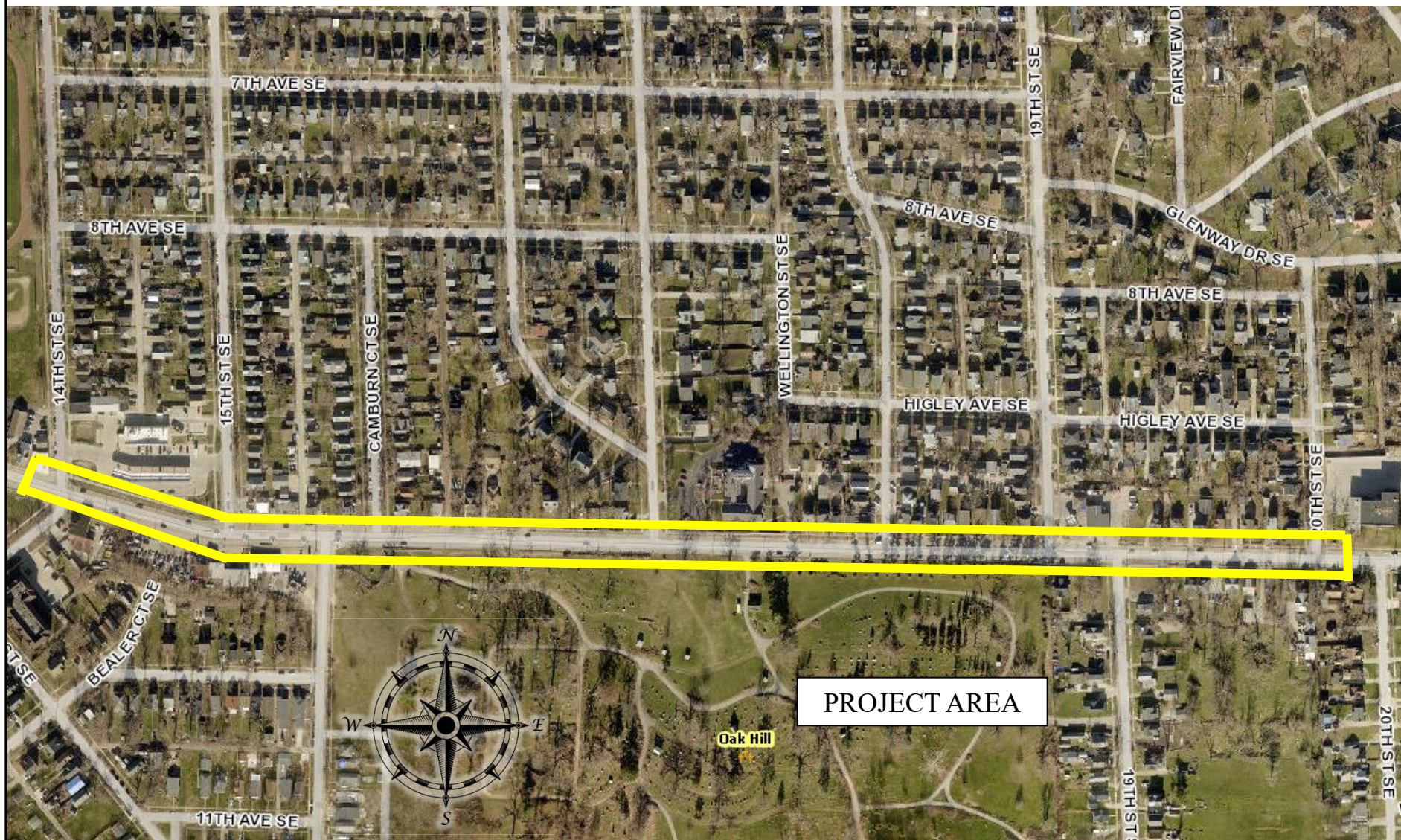
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MayorSignature

Attest:

ClerkSignature



MOUNT VERNON ROAD SE FROM 14TH STREET TO 20TH STREET PAVEMENT IMPROVEMENTS PROJECT



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: b.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 15 in the amount of \$1,000 with Rathje Construction Co. for the 1st Avenue E and 1st Street NE Temporary Traffic Signal and Pavement Improvements project (original contract amount was \$500,925.14; total contract amount with this amendment is \$695,874.16).

CIP/DID #3315510-67

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

Background: Contract change order adjusts 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 according to the contract documents.

Bid item 32: Additional traffic control to accomplish the project.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 15 submitted by Rathje Construction Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: CIP No. 3315510 – \$415,000 General Obligation Bonds

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. 15 in the amount of \$1,000 with Rathje Construction Co. for the 1st Avenue E and 1st Street NE Temporary Traffic Signal and Pavement Improvements, Contract No. 3315510-67. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$495,925.14
Original Incentive Value	5,000.00
Change Order No. 1	1,925.38
Change Order No. 2	150,686.75
Change Order No. 3	1,400.00
Change Order No. 4	8,415.00
Change Order No. 5	22,521.89
Change Order No. 6	1,000.00
Change Order No. 7	1,000.00
Change Order No. 8	1,000.00
Change Order No. 9	1,000.00
Change Order No. 10	1,000.00
Change Order No. 11	1,000.00
Change Order No. 12	1,000.00
Change Order No. 13	1,000.00
Change Order No. 14	1,000.00
Change Order No. 15	<u>1,000.00</u>
Amended Contract Amount	\$695,874.16

General ledger coding for this Change Order to be as follows:

\$1,000.00 331-331100-33101-3315510

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Project Map – 1st Avenue E and 1st Street NE Temporary Traffic Signal and Pavement Improvements



Temporary power to the Tree of Five Seasons

Remove existing traffic signals
Install all-way stop – (In advance of flood closure gate)

Remove existing signals,
Install temporary signal,
ADA parking, sidewalk, and
streetscape improvements





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 5 in the amount of \$93,864.68 with Rathje Construction Co. for the 1st Avenue W from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project (original contract amount was \$3,795,065.14; total contract amount with this amendment is \$3,958,931.54).

CIP/DID #3018002-02

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 and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents. The items listed below are unforeseen field conditions.

- Bid Item 62: The existing roadway under the milling was in worse shape than anticipated. The joint repairs called out for dowel bar retrofit were not viable. Patching was the best option to get a solid base to pave over.
- Work Change Directive (WCD) #2 – Item 8004: An RA-8 storm sewer intake was discovered to be in severe disrepair. Both the inlet and the structure needed work. Due to the type of intake, partial repairs were not feasible, nor would they provide a lasting product. The intake will be removed completely and a new SW-509 will be installed including modification and connection to pipe.
- WCD #3 – Item 8005: Labor and materials to excavate and replace broken 2" conduit to pole base on NW corner of 1st Ave & 15th St NW. Unable to remove debris inside pipe so pipe section was removed and replaced along with pipe coupling and concrete finishing.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 5 submitted by Rathje Construction Co.

Alternative Recommendation: Do not approve 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: November 7, 2023

Budget Information: 301/301000/3018002, NA, SLOST

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. 5 in the amount of \$93,864.68 with Rathje Construction Co. for the 1st Avenue W from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements, Contract No. 3018002-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,793,065.14
Original Incentive Value	2,000.00
Change Order No. 1	954.60
Change Order No. 2	10,105.36
Change Order No. 3	3,848.51
Change Order No. 4	55,093.25
Change Order No. 5	<u>93,864.68</u>
Amended Contract Amount	\$3,958,931.54

General ledger coding for this Change Order to be as follows

\$15,237.35	301-301000-30185-3018002
\$74,608.80	301-301000-30186-3018002
\$1,413.50	306-306000-30685-306296
\$2,605.03	655-655000-65585-6550114

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MayorSignature

Attest:

ClerkSignature

Cadd File Name: W:\PROJECTS\CP\10130180023018002 Council Map.dwg



**1ST AVENUE W FROM 18TH STREET TO 10TH STREET PAVEMENT
REHABILITATION AND TRAFFIC SIGNAL IMPROVEMENTS**



3018002-02



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 5 in the amount of \$500 with Rathje Construction Co. for the 11th Avenue SE and 5th Street SE Roadway and Utility Improvements project (original contract amount was \$604,445.89; total contract amount with this amendment is \$654,811.50).
 CIP/DID #6550051-02

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

Background: Contract change order adjusts 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 according to the contract documents.

Item 8006: Additional rental of traffic control corresponding with additional working days granted for the project

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 5 submitted by Rathje Construction Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 655/655000/6550051, NA; 301/301000/3012387, SLOST; 625884-2022043-01

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. 5 in the amount of \$500 with Rathje Construction Co. for the 11th Avenue SE and 5th Street SE Roadway and Utility Improvements, Contract No. 6550051-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$584,445.89
Original Incentive Value	20,000.00
Change Order No. 1	4,016.00
Change Order No. 2	27,728.05
Change Order No. 3	17,621.56
Change Order No. 4	500.00
Change Order No. 5	<u>500.00</u>
Amended Contract Amount	\$654,811.50

General ledger coding for this Change Order to be as follows:

\$500.00 301-301000-7970-3012387

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



**PROJECT
LOCATION**



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 19 in the amount of \$5,622.25 with Rathje Construction Co. for the Cherokee Trail (Phase 2B) from Cherry Hill Park to Sharon Lane, Along Gordon Avenue through Cherokee Park to Midway Drive NW project (original contract amount was \$3,910,292.97; total contract amount with this amendment is \$4,573,427.39).

CIP/DID #325069-07

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- 0380: A minor adjustment of a sanitary manhole was necessary and was shown on plan sheet D.02 at STA 89+76, but not included in the table on plan sheet C.10, and thus not included in the plan quantity. Plan omission.
- 0450: Storm sewer replacement was necessary to place the new SW-541 intake at STA 87+01.01. Constructability issue.
- 0490: Storm sewer pipe scheduled for abandonment in place conflicted with proposed improvements and required removal. Constructability issue,

Action/Recommendation: The Public Works Department recommends approval of Change Orders No. 19 submitted by Rathje Construction Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 301/301000/3012384
 325/325000/325069
 625/625000/625884-6252040
 655/655000/6550099

The Cherokee Trail (Phase 2B) from Cherry Hill Park to Sharon Lane, Along Gordon Avenue through Cherokee Park to Midway Drive NW project is being awarded prior to the adoption of the FY23 budget and FY23 funding is being committed with this award.

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: 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. 19 in the amount of \$5,622.25 with Rathje Construction Co. for the Cherokee Trail (Phase 2B) from Cherry Hill Park to Sharon Lane, Along Gordon Avenue through Cherokee Park to Midway Drive NW, Contract No. 325069-07. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,910,292.97
Change Order No. 1	60,280.00
Change Order No. 2	.00
Change Order No. 3	249,331.10
Change Order No. 4	20,405.48
Change Order No. 5	31,673.84
Change Order No. 6	105,947.84
Change Order No. 7	10,487.73
Change Order No. 8	73.32
Change Order No. 9	2,084.35
Change Order No. 10	1,500.00
Change Order No. 11	416.59
Change Order No. 12	4,735.00
Change Order No. 13	508.80
Change Order No. 14	78,980.64
Change Order No. 15	16,995.60
Change Order No. 16	26,082.42
Change Order No. 17	20,183.93
Change Order No. 18	27,825.53
Change Order No. 19	<u>5,622.25</u>
Amended Contract Amount	\$4,573,427.39

General ledger coding for these Change Orders to be as follows:

\$5,612.00	301-301000-30186-3012384
\$10.25	325-325000-32586-325069

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Cadd File Name: W:\PROJECT\SCIP\325069 Cherokee Trail\325069 Council Map.dwg



CHEROKEE TRAIL (PHASE 2B)
FROM CHERRY HILL PARK TO SHARON LANE, ALONG GORDON AVENUE,
THROUGH CHEROKEE PARK TO MIDWAY DRIVE NW





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: b.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 30 in the amount of \$164,303.45 with Rathje Construction Company for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW project (original contract amount was \$8,571,345.88; total contract amount with this amendment is \$9,806,306.35). **(Paving for Progress)**

CIP/DID #3012121-03

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents. The items below are due to a variety of issues pertaining to constructability, coordination with other projects, and field adjustments to the design. Work Change Directive (WCD) #11:

- Item 8060 - The traffic control detour due was revised to a timing conflict with the proposed Ellis Blvd/6th St Connector project. The detour for O Avenue NW used Ellis Blvd north of O Avenue in lieu of F Avenue.
- Item 8061 - Modified driveway at 1910 O Avenue NW to include additional curb grinding, finish grading, and driveway PCC.
- Item 8062 - Installed "mid-block" crosswalk at the intersection of O Avenue NW and 30th St NW to assist with local pedestrian traffic.
- Item 8063 - A retaining wall and curb combination design was added at 3124 O Avenue NW to tie-in the projects removal limits with the resident's existing stairs.
- Item 8064 - A street tree at 3225 O Avenue NW which was intended for saving ended up conflicting with the storm sewer pipe/trench and required removal.
- Item 8065 - This item includes additional project management, clerical office personnel, field supervision, maintaining trash removal, maintaining postal service, SWPPP management, and temporary traffic control costs due to the project's duration extending nine months beyond the original completion date of the contract. Due to the changes explained in previous change orders, the project required an extra construction season to complete. The negotiated cost of this item is substantially less than the delay claimed by the contractor.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 30 submitted by Rathje Construction Company.

Alternative Recommendation: Do not approve 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: November 7, 2023

Budget Information: 301-301000-3012121 SLOST, RUT; 625-625000-6250051-2015017 NA; 655-655000-6550064 NA; 304-304000-304510 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. 30 in the amount of \$164,303.45 with Rathje Construction Company for the O Avenue NW Improvements Phase II & III from Edgewood Road NW to 16th Street NW, Contract No. 3012121-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$8,341,345.88
Original Incentive Value	230,000.00
Change Order No. 1	60,094.15
Change Order No. 2	790.40
Change Order No. 3	6,313.51
Change Order No. 4	247,899.39
Change Order No. 5	1,518.86
Change Order No. 6	44,648.74
Change Order No. 7	29,659.87
Change Order No. 8	8,319.14
Change Order No. 9	2,320.82
Change Order No. 10	38,514.45
Change Order No. 11	1,915.77
Change Order No. 12	110,180.90
Change Order No. 13	3,607.48
Change Order No. 14	7,072.28
Change Order No. 15	5,212.86
Change Order No. 16	24,467.00
Change Order No. 17	38,537.88
Change Order No. 18	124,955.25
Change Order No. 19	17,016.67
Change Order No. 20	15,756.90
Change Order No. 21	58,140.48
Change Order No. 22	7,263.60
Change Order No. 23	39,137.42
Change Order No. 24	50,855.64
Change Order No. 25	27,264.05
Change Order No. 26	60,013.08
Change Order No. 27	62,728.21
Change Order No. 28	894.52
Change Order No. 29	557.70
Change Order No. 30	164,303.45
Removal Of Original Incentive Value	<u>(25,000.00)</u>
Amended Contract Amount	\$9,806,306.35

General ledger coding for this Change Order to be as follows:

\$164,303.45 301-301000-7970-3012121

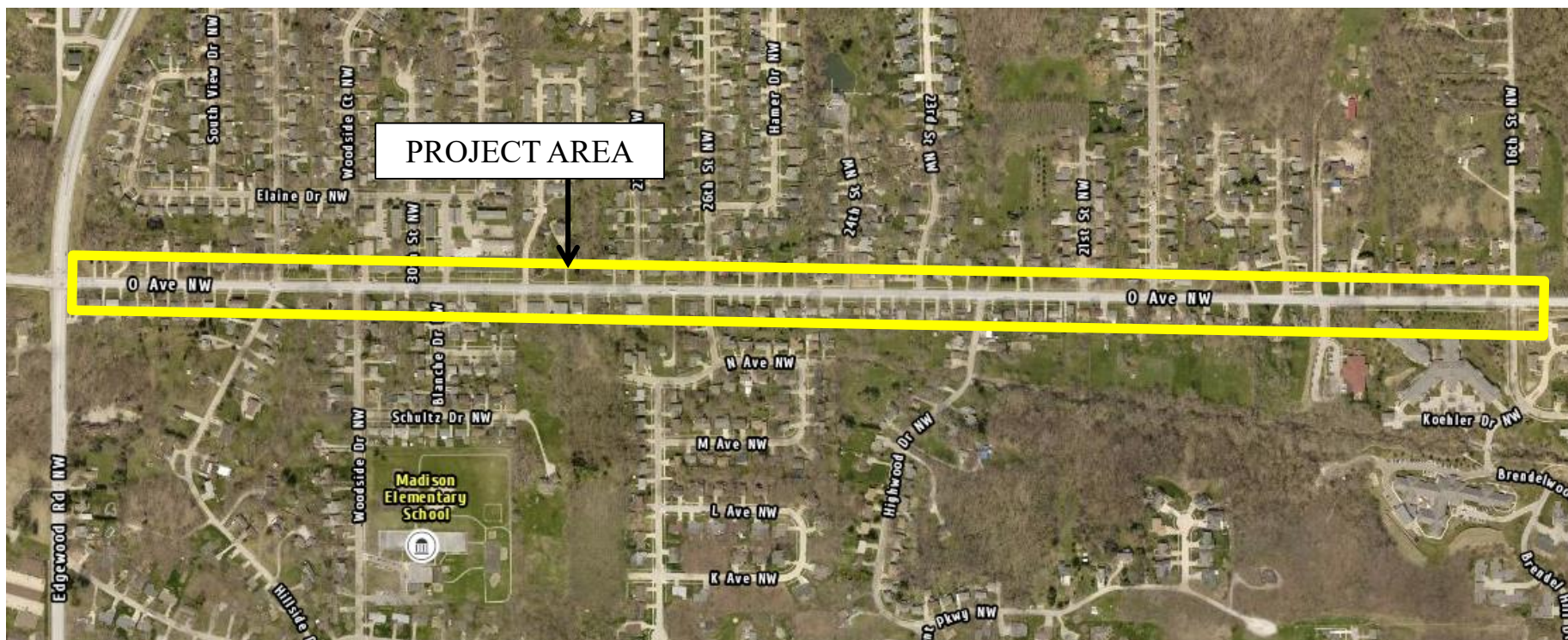
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
 Authorizing execution of Change Order No. 4 in the amount of \$1,096.95 with Rathje Construction Co. for the Valor Way SW and 1st Street SW Sanitary Sewer Relocation project (original contract amount was \$1,053,349; total contract amount with this amendment is \$1,103,638.47).
 CIP/DID #3312520-70

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

Background: Contract change order adjusts 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 according to the contract documents.

Bid Item 19: Additional pavement repair over plan quantity.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 submitted by Rathje Construction Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 3312520-70, 6550110, IFM

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. 4 in the amount of \$1,096.95 with Rathje Construction Co. for the Valor Way SW and 1st Street SW Sanitary Sewer Relocation, Contract No. 3312520-70. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,053,349.00
Change Order No. 1	36,073.20
Change Order No. 2	9,823.21
Change Order No. 3	3,296.11
Change Order No. 4	<u>1,096.95</u>
Amended Contract Amount	\$1,103,638.47

General ledger coding for this Change Order to be as follows:

\$1,096.95 655-655000-65585-6550110

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Grid File Name: W:\PROJECTS\31\SUB-PROJECTS\West\PROJECT_KINGSTON\312520-70 Council Map.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 4 in the amount of \$26,724.61 with Rathje Construction Co. for the Wiley Boulevard Trail Improvements from Williams Boulevard to 16th Avenue SW project (original contract amount was \$1,487,704.68; total contract amount with this amendment is \$1,555,021.11).

CIP/DID #325052-02

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

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents. As-built quantities differed from plan quantities.

- 0060: Patches were added at STA 118+00 R and STA 145+10. Other minor overages at planned locations to find good tie-in locations.
- 0070: Measured QTY. 3 intersections to date, 20th NW, Wilson, and 16th.
- 0190: Field Measured QTY from CL of structure to CL of Structure per specification.
- 0290: Additional areas at 24+20 and 16+50 removed to address grading concerns.
- 0310: Areas added at the driveways in lieu of asphalt connections.
- 8006: Handhole needed adjusted to remove conflict with proposed trail.
- 8007: Material needed to be used in lieu of the RCP proposed to gain clearance past conflicts.
- 8008: Handhole needed adjusted to remove conflict with proposed trail.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 4 submitted by Rathje Construction Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 325/325000/32505

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. 4 in the amount of \$26,724.61 with Rathje Construction Co. for the Wiley Boulevard Trail Improvements from Williams Boulevard to 16th Avenue SW, Contract No. 325052-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,487,704.68
Change Order No. 1	16,233.44
Change Order No. 2	12,386.00
Change Order No. 3	11,972.38
Change Order No. 4	<u>26,724.61</u>
Amended Contract Amount	\$1,555,021.11

General ledger coding for this Change Order to be as follows:

\$6,360.00	325-325000-32585-325052
\$20,364.61	325-325000-32586-325052

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

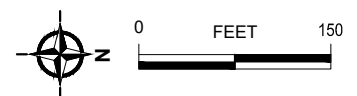
ClerkSignature



Caadd File Name: W:\CIP PLANNING\MPO\FY 21 - FY 24 MPO Funding Applications\Wiley Blvd Trail - Trail Application Documents\DOT App Map.dwg



WILEY BOULEVARD TRAIL
FROM WILLIAMS BOULEVARD TO 16TH AVENUE SW



CIP No.325052-00



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Contact Person: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing execution of Change Order No. 13 in the amount of \$5,100 with Tschiggfrie Excavating Co. for the Lindale Trail Phase 1 From Council Street to East of C Avenue NE project (original contract amount was \$2,553,646.76; total contract amount with this amendment is \$2,995,562.24).

CIP/DID #325071-02

EnvisionCR Element/Goal: ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

Background: Contract change order adjusts the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted according to the contract documents.

- 8027: Contract documents required only a tubular marker system to divide head-to-head traffic. The City of Cedar Rapids requested that this tubular marker system be switched to a temporary lane separator system which provided a raised curb delineator system.

Action/Recommendation: The Public Works Department recommends approval of Change Order No. 13 submitted by Tschiggfrie Excavating Co.

Alternative Recommendation: Do 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: November 7, 2023

Budget Information: 325/325000/325071 NA, DOT STIP and TAP Grants

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. 13 in amount of \$5,100 with Tschiggfrie Excavating Co. for the Lindale Trail Phase 1 From Council Street to East of C Avenue NE, Contract No. 325071-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,553,646.76
Change Order No. 1	21,706.24
Change Order No. 2	21,827.50
Change Order No. 3	14,942.36
Change Order No. 4	45,237.22
Change Order No. 5	34,262.32
Change Order No. 6	83,581.47
Change Order No. 7	139.65
Change Order No. 8	149,474.73
Change Order No. 9	3,610.34
Change Order No. 10	25,361.45
Change Order No. 11	10,064.20
Change Order No. 12	26,608.00
Change Order No. 13	<u>5,100.00</u>
Amended Contract Amount	\$2,995,562.24

General ledger coding for this Change Order to be as follows:

\$5,100.00 325-325000-325086-325071

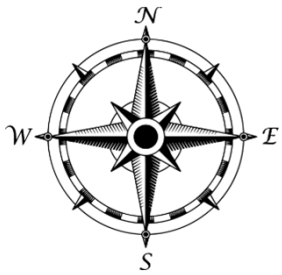
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Director Contact: Heidi Stiffler – h.stiffler@cedar-rapids.org – (319) 286-5824

Presenter at Meeting: Doug Nelson

Description of Agenda Item: Purchases, contracts and agreements

Veterans Stadium Annex Building Project, partial final payment in the amount of \$80,409.47 to Garling Construction, Inc. (original contract amount was \$1,579,000; final contract amount is \$1,668,189.52).

CIP/DID #PUR0422-284

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

Background: This is for the Veterans Stadium Annex Building project. City Council awarded the project to Garling Construction Inc. by Resolution No. 0769-05-22. The Cedar Rapids Kernels have indicated that a significant percentage of the project has been completed in accordance with the approved plans and specifications.

The Cedar Rapids Kernels recommend the issuance of partial final payment to Garling Construction, Inc. in the amount of \$80,409.47. The final release of \$3,000 in retainage will be held until the ADA Audit and associated work is completed.

Action/Recommendation: Authorize the City Manager and the City Clerk to release partial retainage as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: November 7, 2023

Budget Information: 314377

Local Preference Policy: No

Explanation: Public Improvement Project

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS; the City of Cedar Rapids, Iowa and Garling Construction, Inc. are parties to a Contract for the Vets Stadium Annex Building project, authorized by Resolution No. 0769-05-22; and

WHEREAS, a summary of the Contract is as follows:

Original Contract	Resolution No. 0769-05-22	\$1,579,000.00
Change Order No. 1	Signed by City 10/14/2022	\$3,800.41
Change Order No. 2	Signed by City 01/20/2023	\$5,362.49
Change Order No. 3	Resolution No. 0328-02-23	\$42,720.03
Change Order No. 4	Resolution No. 0402-03-23	\$3,136.24
Change Order No. 5	Resolution No. 0637-04-23	\$1,780.86
Change Order No. 6	Resolution No. 0784-05-23	\$6,537.52
Change Order No. 7	Resolution No. 1065-07-23	\$25,851.97
Total, not to exceed except by written change order		\$1,668,189.52

WHEREAS, the Cedar Rapids Kernels have indicated that a significant percentage of the project has been completed on the Vets Stadium Annex Building project (Contract No. PUR0422-284) in accordance with the approved plans and specifications; and

WHEREAS, the Cedar Rapids Kernels recommend that a partial final payment of retainage of this project for \$80,409.47 be released and paid to Garling Construction, Inc. and that \$3,000 of the retainage will be held until the ADA Audit and associated work is completed; and

WHEREAS, funding for the work is covered under the budget coding 314377; and

BE IT RESOLVED that partial payment of \$80,409.47 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: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at Meeting: Robert Davis, P.E., ENVSP

Description of Agenda Item: CONSENT AGENDA

Resolution amending Resolution No. 1325-08-23 to correct the referenced recorded book information to coincide with the documents previously recorded for City-owned vacant land located north of 418 2nd Street NE in connection with the Cedar River Flood Control System project.

CIP/DID #3314200-00

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

Background: On August 22, 2023, the City of Cedar Rapids City Council approved Resolution No. 1325-08-23, which referenced utility acquisition agreements and the book number they were recorded in at the Linn County Recorder's Office. It was later determined the book number referenced was incorrect, and the resolution should be amended to read Book 6872 for clarity.

Action/Recommendation: The Public Works Department recommends amending the resolution to correct the book number.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: November 7, 2023

Budget Information: 331/331100/3314200/FCS - 33101

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA

Explanation: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 22, 2023, the City of Cedar Rapids City Council approved Resolution No. 1325-08-23, which referenced agreements and their recorded book information at the Linn County Recorder for City-owned vacant for located north of 418 2nd Street NE in connection with the Cedar River Flood Control System project, and

WHEREAS, on September 21, 2023, Resolution No. 1325-08.23 was recorded with the incorrect book number referenced on it in the office of the Linn County Recorder, and

WHEREAS, it has been determined that Resolution No. 1325-08-23 should be amended to correct the referenced book number to Book 6872.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1325-08-23 be amended as outlined above 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

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

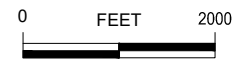
ClerkSignature



EAST SIDE FLOOD CONTROL SYSTEM



**FLOOD RISK MANAGEMENT PROJECT
EAST SIDE FLOOD CONTROL SYSTEM**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at meeting: Rob Davis, PE, ENVSP

Description of Agenda Item: Purchases, contracts and agreements

Execution of a Purchase Agreement in the amount of \$3,500 and accepting an Easement for Permanent Retaining Wall from William B. Aossey Revocable Trust for land located at 2904 Bowling Street SW in connection with the Bowling Street SW Trail project (**CAPITAL IMPROVEMENT PROJECT**).

CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street SW Trail project.

This easement is required to accommodate the proposed trail and sidewalk improvements, including a 10-foot trail, 6-foot sidewalks and bicycle lanes, and a roundabout at the intersection of Wilson Avenue and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,500 and accepting an Easement for Permanent Retaining Wall from William B. Aossey Revocable Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Permanent Retaining Wall and direct City staff to abandon or reconfigure the Bowling Street SW Trail project.

Time Sensitivity: Normal

Meeting Date: November 7, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA

Explanation: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a permanent retaining wall easement exists in order to accommodate the proposed facilities, and

WHEREAS, William B. Aossey Revocable Trust, P.O. Box 1985, Cedar Rapids, Iowa 52406, OWNER of the real property known and described as:

See Attached Permanent Retaining Wall Easement Exhibit

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary easement for permanent retaining wall at 2904 Bowling Street SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$3,500
--------------------	---------

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for permanent retaining wall in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Bowling Street Trail project (Fund 325, Dept. ID 325000, Project 325072, (NA),

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 the Purchase Agreement as described herein.

BE IT FURTHER RESOLVED that the Purchase Agreement and the Permanent Retaining Wall Easement are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Permanent Retaining Wall Easement be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORNASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
tforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 159
AUDITOR'S PLAT NO. 65
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

PERMANENT RETAINING WALL EASEMENT

DESCRIPTION

THE EAST 10 FEET OF THE NORTH 140 FEET OF LOT 159, AUDITOR'S PLAT NO. 65,
CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, CONTAINING 0.03 ACRES (1,400 S.F.)
MORE OR LESS.

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE SOUTH LINE OF LOT 169 IS ASSUMED
TO BEAR NORTH 89° 49' 07" WEST FOR THE
PURPOSE OF THIS SURVEY.

OWNER

WILLIAM B AOSSEY REVOCABLE TRUST

PROPERTY ADDRESS
2904 BOWLING ST SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
PO BOX 1985
CEDAR RAPIDS, IA 52406

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE
TO 21ST AVENUE, AND 6-FOOT
SIDEWALKS AND BICYCLES LANES/
SHARROWS FROM 21ST AVENUE TO
C STREET SW

CEDAR RAPIDS CONTRACT NUMBER
325072-02

LEGEND

Survey

Section Corner
1/2" Rebar, Yellow Plastic Cap #26175
(Unless Otherwise Noted)
ROW Rail
Parcel Number
Platted Distance
Measured Bearing & Distance
Recorded As
Deed Distance
Calculated Distance
Centerline
Section Line
1/4 Section Line
1/4 1/4 Section Line
Easement Line

Found Set

▲ ▲
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GPN
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C



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

Timothy W. Fornash 10/16/23
Timothy W. Fornash, P.L.S. Date

License Number 26175

My License Renewal Date is December 31, 2023

Pages or sheets covered by this seal:

Sheet 1 and 2 of 2

BOWLING ST TRAIL

PARCEL 100 - WILLIAM B AOSSEY REVOCABLE TRUST



5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET 1 OF 2

PN: 1200707

FLD BK: PG:

DATE: 11/08/21

PM/TECH: TWF

PERMANENT RETAINING WALL EASEMENT

29TH AVENUE SW



BOWLING ST TRAIL

PARCEL 100 - WILLIAM B AOSSEY REVOCABLE TRUST



5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET 2 OF 2

PN: 1200707

FLD BK: PG:

DATE: 11/08/21

PMTECH: TWF

V:\2021\1000\Parcel 100\100-001.dwg
V:\2021\1000\Parcel 100\100-001.dwg
11/08/21

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11/08/21





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at Meeting: Rob Davis, PE, ENVSP

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Roger J. Gudenkauf and Tina R. Gudenkauf from land located 4350 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project.

CIP/DID #304548-00

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

Background: In a previous fiscal year, the City Council approved funding towards the Kenilworth Court Streambank Stabilization project in an effort to protect existing utilities and stop bank erosion.

The easements are required to accommodate the proposed streambank improvements. The property owners agree to donate the land to the City by temporary easement.

Recommended Action: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Roger J. Gudenkauf and Tina R. Gudenkauf.

Alternative: Abandon or reconfigure Kenilworth Court Streambank Stabilization project.

Time Sensitivity: Normal

Meeting Date: November 7, 2023

Budget Information: 304/304000/304548

Local Preference Policy: Not applicable

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: Not applicable

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary grading easement for construction exists in order to accommodate the proposed Kenilworth Court Streambank Stabilization improvements, and

WHEREAS, Roger J. Gudenkauf and Tina R. Gudenkauf, 4350 Kenilworth Court SE, OWNERS of the real property known and described as:

PART OF LOT 6 OF HELGENS' FIRST ADDITION, LINN COUNTY, IOWA

in the City of Cedar Rapids, Linn County, Iowa, have agreed to convey the necessary Temporary Grading Easement for Construction at 4350 Kenilworth Court SE, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Kenilworth Court Streambank Stabilization project (Fund 304, Dept. ID 304000, Project 304548, (NA),

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 the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

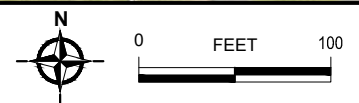
ClerkSignature



Grid File Name: W:\PROJECTS\CIP\304\304548 Kenilworth CI Stabilization\Design\Council Map 304548.dwg



KENILWORTH COURT STREAMBANK STABILIZATION





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at Meeting: Rob Davis, PE, ENVSP

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and other valuable consideration and accepting a Temporary Grading Easement for Construction from Robert J. Henry Sr. and Annette F. Martin from land located at 4364 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project.

CIP/DID #304548-00

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

Background: In a previous fiscal year, the City Council approved funding towards the Kenilworth Court Streambank Stabilization project in an effort to protect existing utilities and stop bank erosion.

The easements are required to accommodate the proposed streambank improvements. The property owners agree to donate the land to the City by temporary easement.

Recommended Action: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Robert J. Henry Sr. and Annette F. Martin.

Alternative: Abandon or reconfigure Kenilworth Court Streambank Stabilization project.

Time Sensitivity: Normal

Meeting Date: November 7, 2023

Budget Information: 304/304000/304548

Local Preference Policy: Not applicable

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: Not applicable

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary grading easement for construction exists in order to accommodate the proposed Kenilworth Court Streambank Stabilization improvements, and

WHEREAS, Robert J. Henry Sr. and Annette F. Martin, 4364 Kenilworth Court SE, OWNERS of the real property known and described as:

PART OF LOT 2 OF HELGENS' FIRST ADDITION, LINN COUNTY, IOWA

in the City of Cedar Rapids, Linn County, Iowa, have agreed to convey the necessary Temporary Grading Easement for Construction at 4364 Kenilworth Court SE, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Kenilworth Court Streambank Stabilization project (Fund 304, Dept. ID 304000, Project 304548, (NA),

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 the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Grid File Name: W:\PROJECTS\CIP\304\304548 Kenilworth CI Stabilization\Design\Council Map 304548.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Director Contact: Bob Hammond – r.hammond@cedar-rapids.org – (319) 440-1005

Presenter at Meeting: Rob Davis, PE, ENVSP

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and other valuable consideration and accepting a Temporary Grading Easement for Construction from Richard L. Murphy and D. Collette Wright from land located at 4358 Kenilworth Court SE in connection with the Kenilworth Court Streambank Stabilization project (**CAPITAL IMPROVEMENT PROJECT**).

CIP/DID #304548-00

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

Background: In a previous fiscal year, the City Council approved funding towards the Kenilworth Court Streambank Stabilization project in an effort to protect existing utilities and stop bank erosion.

The easements are required to accommodate the proposed streambank improvements. The property owners agree to donate the land to the City by temporary easement.

Recommended Action: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting a Temporary Grading Easement for Construction from Richard L. Murphy and D. Collette Wright.

Alternative: Abandon or reconfigure Kenilworth Court Streambank Stabilization project.

Time Sensitivity: Normal

Meeting Date: November 7, 2023

Budget Information: 304/304000/304548

Local Preference Policy: Not applicable

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: Not applicable

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary grading easement for construction exists in order to accommodate the proposed Kenilworth Court Streambank Stabilization improvements, and

WHEREAS, Richard L. Murphy and D. Collette Wright, 4358 Kenilworth Court SE, OWNERS of the real property known and described as:

PART OF LOT 1 OF HELGENS' FIRST ADDITION, LINN COUNTY, IOWA

in the City of Cedar Rapids, Linn County, Iowa, have agreed to convey the necessary Temporary Grading Easement for Construction at 4358 Kenilworth Court SE, to the City of Cedar Rapids for \$1.00 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Kenilworth Court Streambank Stabilization project (Fund 304, Dept. ID 304000, Project 304548, (NA),

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 the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Grid File Name: W:\PROJECTS\CIP\304\304548 Kenilworth CI Stabilization\Design\Council Map 304548.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$3,709,833.91, bonds and insurance of Cramer & Assoc., Inc. for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail project. Estimated cost is \$2,900,000 (**Paving for Progress**).

CIP/DID #305124-03

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

Background:

Cramer & Assoc., Inc., Grimes, IA	\$3,709,833.91
Jasper Construction Services, Inc., Newton, IA	\$3,740,670.16
Minturn, Inc., Brooklyn, IA	\$3,830,729.65
Boulder Contracting, Inc., Grundy Center, IA	\$4,352,059.67
Peterson Contractors, Inc., Reinbeck, IA	\$4,434,591.93

Cramer & Assoc., Inc. submitted the lowest of the bids received on October 17, 2023 for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail project. The bid is within the approved budget. Construction work is anticipated to begin this spring and be completed within 140 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$3,709,833.91, bond and insurance of Cramer & Assoc., Inc. for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail 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

Resolution Date: November 7, 2023

Budget Information: 305/305000/305124 SLOST

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 26, 2023 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 estimated cost for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail (Contract No. 305124-03) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on September 30, 2023 pursuant to which a public hearing was held on October 10, 2023, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on October 17, 2023 for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail (IDOT No. TAP-U-1187(811)—8I-57) (City Contract No. 305124-03) for the City of Cedar Rapids, Iowa, and on October 17, 2023 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on October 24, 2023, and

WHEREAS, the following proposals were received:

Cramer & Assoc., Inc., Grimes, IA	\$3,709,833.91
Jasper Construction Services, Inc., Newton, IA	\$3,740,670.16
Minturn, Inc., Brooklyn, IA	\$3,830,729.65
Boulder Contracting, Inc., Grundy Center, IA	\$4,352,059.67
Peterson Contractors, Inc., Reinbeck, IA	\$4,434,591.93

WHEREAS, general ledger coding to be as follows:

\$164,639.40	325-325000-32585-325036
\$786,034.60	625-625000-625884-6252017031-01
\$2,729,159.91	305-305000-30586-305124
\$30,000.00	305-305000-30585-305124

; and

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;
2. Cramer & Assoc., Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Cramer & Assoc., Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Cramer & Assoc., Inc..
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that 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.

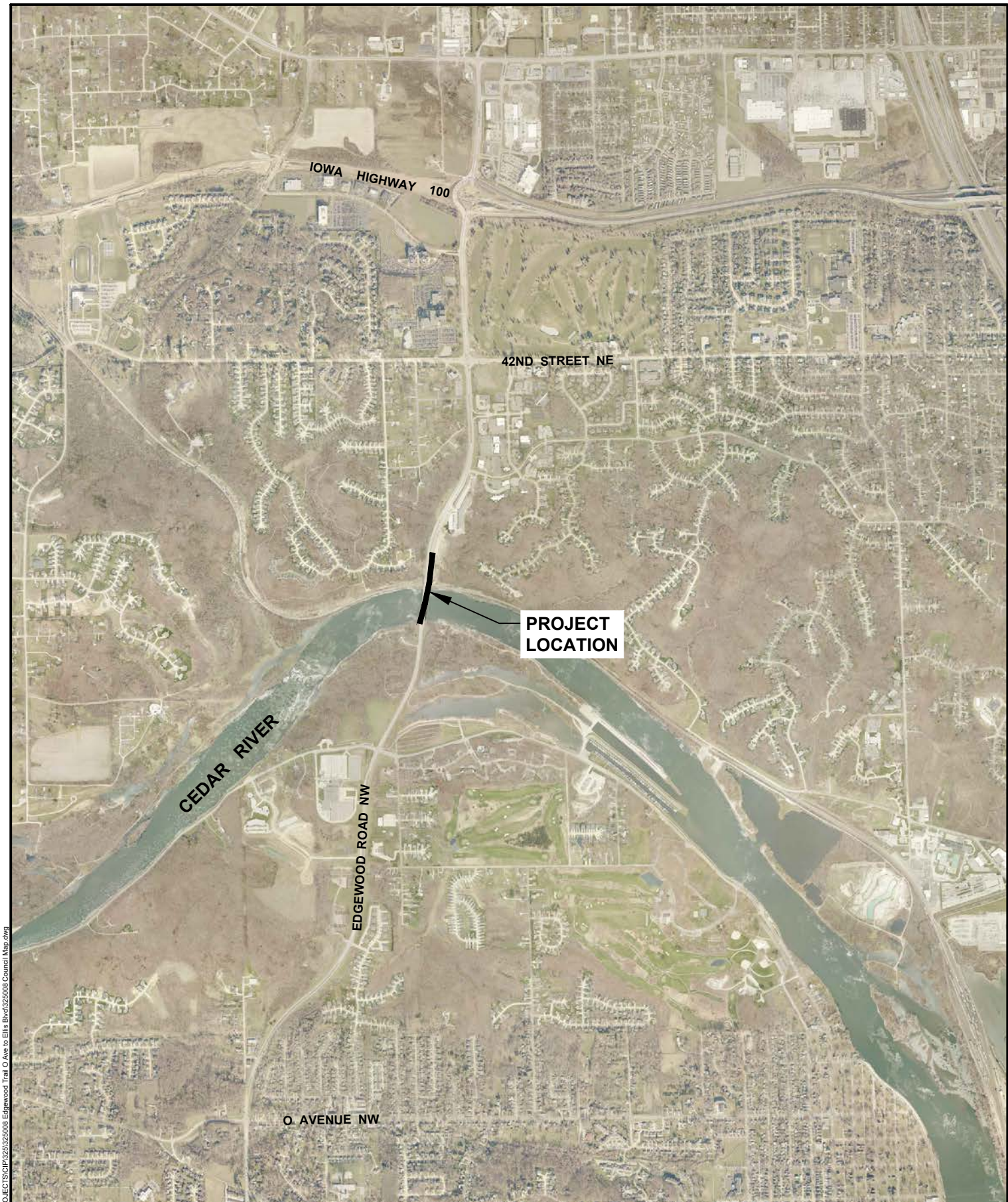
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

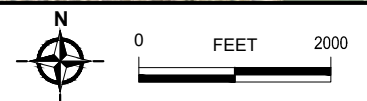
ClerkSignature



Cadd File Name: W:\PROJECTS\CIP\325\325008 Edgewood Trail O Ave to Ellis Blvd\325008 Council Map.dwg



**EDGEWOOD ROAD TRAIL PHASE 2B
BRIDGE MODIFICATIONS AND
TRAIL PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ken DeKeyser, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$4,052,498.27, bonds and insurance of Eastern Iowa Excavating & Concrete, LLC for the Tower Terrace Road: Phase A - PCC Pavement project. Estimated cost is \$5,380,000.

CIP/DID #301666-06

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

Background:

Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$4,052,498.27
Boomerang Corp., Anamosa, IA	\$4,347,751.45
Midwest Concrete, Inc., Peosta	\$4,359,634.23
Streb Construction Co & E&F Paving Co., JV, Cedar Rapids, IA	\$4,413,682.55
Metro Pavers, Inc., Iowa City, IA	\$4,465,853.16
Tschiggfrie Excavating, Dubuque, IA	\$4,553,624.36
Pirc-Tobin Construction, Inc., Alburnett, IA	\$4,628,037.00
Croell, Inc., Cedar Rapids, IA	\$4,928,645.71

Eastern Iowa Excavating & Concrete, LLC submitted the lowest of the bids received on October 17, 2023 for the Tower Terrace Road: Phase A - PCC Pavement project. The bid is within the approved budget. Construction work is anticipated to begin this spring and be completed within 100 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$4,052,498.27, bonds and insurance of Eastern Iowa Excavating & Concrete, LLC for the Tower Terrace Road: Phase A - PCC Pavement 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

Resolution Date: November 7, 2023

Budget Information: 301/301000/301666, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 26, 2023 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 estimated cost for the Tower Terrace Road: Phase A - PCC Pavement (Contract No. 301666-06) 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 30, 2023 pursuant to which a public hearing was held on October 10, 2023, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on October 17, 2023 for the Tower Terrace Road: Phase A - PCC Pavement (IDOT No. STBG-SWAP-1187(828)—SG-57) (City Contract No. 301666-06) for the City of Cedar Rapids, Iowa, and on October 17, 2023 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on October 24, 2023, and

WHEREAS, the following proposals were received:

Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$4,052,498.27
Boomerang Corp., Anamosa, IA	\$4,347,751.45
Midwest Concrete, Inc., Peosta	\$4,359,634.23
Streb Construction Co & E&F Paving Co., JV, Cedar Rapids, IA	\$4,413,682.55
Metro Pavers, Inc., Iowa City, IA	\$4,465,853.16
Tschiggfrie Excavating, Dubuque, IA	\$4,553,624.36
Pirc-Tobin Construction, Inc., Alburnett, IA	\$4,628,037.00
Croell, Inc., Cedar Rapids, IA	\$4,928,645.71

, and

WHEREAS, general ledger coding to be as follows:

\$2,918,565.00	301-301000-30186-301666
\$438,933.27	301-301000-30187-301666
\$695,000.00	301-301000-30188-301666

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;

2. Eastern Iowa Excavating & Concrete, LLC 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 approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Eastern Iowa Excavating & Concrete, LLC is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Eastern Iowa Excavating & Concrete, LLC.
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 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: Water

Presenter at Meeting: Paul Bestick

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids for the Horizontal Collector Well No. 7, Contract 1 – Caisson and Laterals project (engineer's opinion of probable construction cost for the work plus allowance is \$5,110,000) (Paul Bestick).

CIP/DID #3317510-11

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

Background: This project will construct a 20 feet diameter caisson approximately 75 feet deep with six 12-inch laterals, each 200 feet in length. The design capacity of the well is 3,400 gallons per minute (winter conditions) to 4,500 gallons per minute (summer conditions). The purpose of the project is to replace the cooling water supply for the Cargill Corn Milling facility located at 1710 16th Street SE that will be impacted by the proposed flood control system in this area. Construction will begin after approval of the contract documents and is anticipated to be completed in January of 2025.

A pre-bid meeting was held on October 11, 2023. Bids were opened and publicly announced on October 25, 2023. Two bids were received as shown below:

Bidder	Location	Base Bid plus Allowance
Reynolds Construction, LLC	Orleans, IN	\$ 4,017,200.00
Layne Christensen Company	Valley, NE	\$ 4,464,368.00

The engineer's opinion of probable construction cost for the work plus allowance is \$5,110,000

Action/Recommendation: The Utilities Department – Water Division staff is evaluating the bids and will provide a recommendation at a future date.

Alternative Recommendation: None

Time Sensitivity: 11-7-23

Resolution Date: Not applicable

Budget Information: The project will be coded to the following CIP fund: 331-331000-3317510

Local Preference Policy: NA

Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Paul Bestick

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA

Report on bids for the Horizontal Collector Well No. 7, Contract 1 – Caisson and Laterals project (engineer's opinion of probable construction cost for the work plus allowance is \$17,810,000) (Paul Bestick).

CIP/DID #3317510-12

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

Background: This project will construct a wellhouse including all structures, pumping equipment, electrical and HVAC equipment, generator equipment, instrumentation, piping and all appurtenant work. The design capacity of the well is 3,400 gallons per minute (winter conditions) to 4,500 gallons per minute (summer conditions). The purpose of the project is to replace the cooling water supply for the Cargill Corn Milling facility located at 1710 16th Street SE that will be impacted by the proposed flood control system in this area. Construction will begin after approval of the contract documents and is anticipated to be completed by March 2026.

A pre-bid meeting was held on October 11, 2023. Bids were opened and publicly announced on November 1, 2023. Four bids were received as shown below:

Bidder	Location	Base Bid plus Allowance
WRH, Inc	Amana, IA	\$13,888,000.00
Williams Brothers Construction Inc	Peoria Heights, IL	\$15,480,000.00
Tricon General Construction, Inc	Dubuque, IA	\$15,580,000.00
McComas-Lacina Construction LC	Iowa City, IA	\$18,012,700.00

The engineer's opinion of probable construction cost for the work plus allowance is \$17,810,000.

Action/Recommendation: The Utilities Department – Water Division staff is evaluating the bids and will provide a recommendation at a future date.

Alternative Recommendation: None

Time Sensitivity: 11-7-23

Resolution Date: Not applicable

Budget Information: The project will be coded to the following CIP fund: 331-331000-3317510

Local Preference Policy: NA

Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA

Explanation: NA



Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

Contact Person: Bill Micheel

E-mail Address: w.micheel@cedar-rapids.org

Phone Number/Ext.: (319) 432-4579

Description of Agenda Item: REGULAR AGENDA

Presentation and Resolution approving a term sheet with Matthew 25 for a housing redevelopment project at 1021-1033 8th Street NW under the City's Above Standard- Economic Development Program (Scott Mather). CIP/DID #DISP-0035-2020

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

Background: On July 21, 2021, City Council authorized negotiation of a development agreement with Matthew 25 for the disposition of City owned property at 1021, 1027, and 1033 8th Street NW for the construction of three single family detached homes. The project scope has since changed, and as a result, the resolution authorizes a term sheet to memorialize the new terms and conditions to be included in a development agreement.

The City agrees to dispose of 1021 and 1027 8th Street NW for fair market value as determined by an appraisal. City agrees to dispose of 1033 8th Street NW for \$1 due to the proposed gap and the project meeting a goal from the Community Climate Action Plan.

The following is a summary of the proposed project:

- + \$2.50 million capital investment
- + Construction of 9 total units following parcels:
 - o 1021 8th Street NW (Phase 1)
 - o 1027 8th Street NW (Phase 2)
 - o 1033 8th Street NW (Phase 2)
- + Each parcel consists of 3 units - 1 in a Single-Family house and 2 ADU units, 3 garage stalls, 6 total off street parking spaces
- + Equity Share Model
 - o Matthew 25 to target buyers not eligible for a conventional mortgage
 - 10% down payment versus standard 20%
- + Construction Timeline
 - o Phase 1: Commence May 1, 2024; Completion December 31, 2024
 - o Phase 2: Commence December 1, 2024; Completion December 1, 2025
- + Financial Incentives
 - o City to provide a reimbursement of 100% of the tax increments up to (i) a net present value (NPV) of \$360,000 at 6% discount rate and discounting payments to completion date or (ii) 20 consecutive annual payments based on the

demonstrated costs associated with achieving the Department of Energy's Zero Energy Ready Home Certification.

- Developer to apply for Workforce Housing tax Credits (WHTC) in calendar year 2024 for phase 2 of the project. If awarded, an additional gap analysis will be performed to determine if adjustment to TIF incentive is warranted.

Staff will prepare a Development Agreement which memorializes the terms contained in the project term sheet, which will be brought back to City Council for consideration at a future Council meeting.

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA

Resolution Date: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has received a request from Matthew 25 (the “Developer”) for City financial incentives under the City’s Above Standard – Economic Development Program (the “City Program”) for the redevelopment of property at 1021-1033 8th Street NW; and

The following is a summary of the proposed project (the “Project”) :

- + \$2.50 million capital investment
- + Construction of 9 total units following parcels:
 - o 1021 8th Street NW (Phase 1)
 - o 1027 8th Street NW (Phase 2)
 - o 1033 8th Street NW (Phase 2)
- + Each parcel consists of 3 units - 1 in a Single-Family house and 2 ADU units, 3 garage stalls, 6 total off street parking spaces
- + The City agrees to dispose of 1021 and 1027 8th Street NW for fair market value as determined by an appraisal. City agrees to dispose of 1033 8th Street NW for \$1 due to the proposed gap and the project meeting a goal from the Community Climate Action Plan.
- + Equity Share Model
 - o Matthew 25 to target buyers not eligible for a conventional mortgage
 - 10% down payment versus standard 20%
- + City Incentives
 - o City to make consecutive annual TIF Reimbursements to the Developer consisting of 100% of the tax increments which are generated by the Minimum Improvements (i) up to \$360,000 in net present value, discounting each payment back to the date of completion using a 6% discount rate, or (ii) 20 consecutive payments based on the demonstrated costs associated with achieving the Department of Energy’s Zero Energy Ready Home Certification

WHEREAS, a project term sheet has been developed which outlines preliminary terms and conditions (the “Term Sheet”) that may be included in a legally binding development Agreement (the “Agreement”), concerning, among other things, the terms of the sale and purchase of the City Properties, and the commitment of the Developer to construct certain improvements on City Properties and other private property owned by the Developer, and financial incentives to serve as an inducement for the Developer to construct the proposed project; and

WHEREAS, the Term Sheet, attached hereto as Exhibit A and by this reference incorporated herein, has been prepared, subject to City Council approval, which outlines preliminary terms and conditions to be contained in an Agreement; and

WHEREAS, Term Sheet is now ready to be acted upon by this City Council.

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

1. The Term Sheet, attached hereto as Exhibit A, is incorporated by this reference herein and is hereby approved.

2. The City Manager, or designee, is authorized and directed to initiate the proceedings as provided under Chapter 403 of the Code of Iowa, to amend as the Urban Renewal Plan for the Consolidated Central Urban Renewal Area to encompass the proposed.
3. The City Manager, or designee, is authorized and directed to negotiate a Development Agreement which memorializes, among other things, the terms contained in the Term Sheet and any other such terms and conditions determined by the City Manager to be reasonably necessary to effectuate this Resolution and at such time as the terms and conditions of the Agreement are clear and definite, that it be brought back to the City Council for final approval.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Exhibit A

Matthew 25
Term Sheet
November 7, 2023

Agreement Provision	Term
Entities	<p>The following entities shall be known, collectively, as the "<u>Parties</u>", which shall enter into a binding development agreement ("<u>Agreement</u>") which shall memorialize, among other things, the terms contained in this term sheet:</p> <ul style="list-style-type: none">+ City of Cedar Rapids, Iowa ("<u>City</u>")+ Matthew 25 ("<u>Developer</u>")
Minimum Improvements	<p>The developer shall construct a single-family home and two ADU's on each parcel below (the "<u>Minimum Improvements</u>") which, in combination with the Minimum Investment shall constitute the "<u>Project</u>") consisting of the following:</p> <ul style="list-style-type: none">+ 3-bedroom, 2 bath single family unit+ 2-bedroom, 2 bath ADU units+ 3 garage stalls <p><u>Parcels</u></p> <ul style="list-style-type: none">+ 1021 8th St NW (Phase 1)+ 1027 8th St NW (Phase 2)+ 1033 8th St NW (Phase 2)
Property Disposition	<p>The City agrees to dispose of 1021 and 1027 8th Street NW for fair market value as determined by an appraisal. City agrees to dispose of 1033 8th Street NW for \$1 due to the proposed gap and the project meeting a goal from the Community Climate Action Plan.</p> <p>Equity Share Model</p> <ul style="list-style-type: none">+ Matthew 25 to sell each unit to buyers not eligible for conventional home loan+ 10% down payment rather than traditional 20%
Minimum Investment	<p>The minimum investment for the Project is \$2,500,000, which includes construction of the residential buildings and related site improvements (the "<u>Minimum Investment</u>")</p>
Changes to the Minimum Improvements	<p>Any substantial changes to the Minimum Improvements will require an amendment to the Development Agreement. For example, purposes, a substantial change would include reducing 10% of the square footage of a building or changing the exterior composition or cladding material</p>
Construction Timeline	<p>The construction of the Minimum Improvements shall be commenced and completed on the following schedule:</p> <p><u>Phase 1</u></p> <ul style="list-style-type: none">+ Construction Commencement – May 1, 2024; Construction Completion – December 31, 2024 <p><u>Phase 2</u></p> <ul style="list-style-type: none">+ Construction Commencement – December 1, 2024; Construction Completion – December 1, 2025

Financial Incentives	<p>TIF Reimbursements</p> <ul style="list-style-type: none"> + City to make consecutive annual TIF Reimbursements to the Developer consisting of 100% of the tax increments which are generated by the Minimum Improvements (i) up to \$360,000 in net present value, discounting each payment back to the date of completion using a 6% discount rate, or (ii) 20 consecutive payments based on the demonstrated costs associated with achieving the Department of Energy's Zero Energy Ready Home Certification. + With each TIF Reimbursement payment the City shall provide a reconciliation report showing the current TIF Reimbursement, cumulative amount of TIF Reimbursement payments, and the net present value of the cumulative TIF Reimbursements + The total number of consecutive payments shall not exceed 20 years + The annual TIF Reimbursement payments shall be subject to annual appropriation
State Incentives	<p>Workforce Housing Tax Credits</p> <ul style="list-style-type: none"> + Matthew 25 will apply for FY 25 Workforce Housing tax Credits with Phase 2 of the housing project + If awarded WHTC, an additional gap analysis will be performed to determine if adjustment to TIF incentive is warranted
Assignment & Transfer	<p>The Development Agreement may not be assigned on behalf of the Developer to another unaffiliated third-party entity without the prior written consent of the City, which consent shall not be unreasonably withheld</p>



Council Agenda Item Cover Sheet

Submitting Department: Police

Director Contact: Interim Chief Tom Jonker – t.jonker@cedar-rapids.org – (319) 521-5808

Presenter at Meeting: Annette Lorenz

Description of Agenda Item: ORDINANCES – Second and possible Third Readings

Ordinance repealing Chapter 59 of the Municipal Code, Massage Therapy Business License and enacting a new Chapter 59 Massage Therapy in its place incorporating the existing Iowa State Code 152C.

CIP/DID #PD0033

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

Background:

A court ruling determined that Chapter 59 of the Cedar Rapids Municipal Code exceeds legislative home rule powers and is impliedly preempted by state law.

Cedar Rapids Police Department along with City legal department analyzed the Court's ruling and surveyed other cities approaches to the issue determined the best, and perhaps only option, is to amend the current Chapter 59 incorporating the existing State Code 152C.

Recommended Action: Staff recommends second and third reading of the ordinance on November 7, 2023

Alternative: N/A

Time Sensitivity: Normal

Meeting Date: 11-7-2023

Budget Information: N/A

Local Preference Policy: Not applicable

Explanation: N/A

Recommended by Council Committee: Yes

Explanation: The Public Safety and Youth Services Committee voted to place Chapter 59 Massage Therapy Business License on the agenda at the committee meeting on September 18, 2023.

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE REPEALING CHAPTER 59 OF THE MUNICIPAL CODE,
MESSAGE THERAPY BUSINESS LICENSE, AND ENACTING A NEW
CHAPTER 59, MESSAGE THERAPY, IN ITS PLACE TO INCORPORATE
THE EXISTING IOWA STATE CODE CHAPTER 152C.

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

Section 1. Chapter 59 of the Cedar Rapids Municipal Code, Massage Therapy Business License, is hereby repealed and in its place a new Chapter 59, Massage Therapy, is enacted as follows:

“CHAPTER 59 – MESSAGE THERAPY

59.01 STATEMENT OF PUBLIC PURPOSE

The City of Cedar Rapids recognizes the benefits and importance of services which address health and wellbeing of its residents. The City of Cedar Rapids also recognizes, however, that some individuals and businesses may engage in illegal activity including human trafficking and prostitution in connection with and/or under the guise of providing massage therapy services. Such illegal activity is harmful to public health, safety and welfare and also negatively impacts the legitimate practice of the massage therapy profession. The City of Cedar Rapids seeks to balance the legitimate interests of those who lawfully provide and seek massage therapy with the public interest in detecting and holding accountable those who engage in illegal activities such as human trafficking and prostitution.

59.02 DEFINITIONS

For purposes of this Chapter, the definitions set forth in Iowa Code Chapter 152C, as those terms may hereafter be amended from time to time, shall govern the implementation and enforcement of this Chapter.

59.03 STATE LAW AND REGULATIONS GOVERNING MESSAGE THERAPY

It is unlawful to perform “massage therapy” in the City of Cedar Rapids except in compliance with the Iowa Code, regulations adopted pursuant thereto, and the requirements of the Iowa Board of Massage Therapy.

59.04 PENALTIES

A violation of this Chapter is declared to be a municipal infraction and a simple misdemeanor. Anyone found to have committed a violation of this Chapter, whether as principal, agent, or accessory to the violation, shall be subject to the general enforcement and penalty provisions of Cedar Rapids Municipal Code sections 1.06 and/or 1.12.”

Section 2. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this 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 other than that provision affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Cedar Rapids Municipal Code and made a part of said Code as provided by law.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 24th day of October, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ben Worrell, PE

Director: Bob Hammond

Cell Phone Number: 319-440-1005

E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
Ordinance establishing the 80th Street NW South of E Avenue Sanitary Sewer Extension District and related sanitary sewer extension charge (**Sewer Utilities Program**).
CIP/DID #6550072-00

EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.

Background: Development planning has begun for areas within the City of Cedar Rapids city limits and also within the City annexation area along 80th Street NW, an unincorporated area of Linn County. This area of development is not currently served by sanitary sewer. The City has substantially completed a sanitary sewer extension to serve the properties within this area. Property owners who develop land within current or future city limits of Cedar Rapids will be able to utilize this sewer provided that they pay an Extension Charge to recover a portion of project costs associated with the sewer extension as provided for by Iowa Code Section 384.38. The City plans to create a sanitary sewer extension district within this area along 80th Street SW in which sanitary sewer is being constructed through Cedar Rapids CIP Project 80th Street NW South of E Avenue Sanitary Sewer Extension District (6550072-00). The proposed extension district includes 340 acres.

Action/Recommendation: The Public Works Department recommends approval of the Second and possible Third reading of the ordinance.

Alternative Recommendation: Defer action and request additional information.

Time Sensitivity: Normal

Meeting Date: Proposed timeline as follows:

2nd and possible 3rd reading of Ordinance: November 7, 2023

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE ESTABLISHING THE 80th STREET NW SOUTH
OF E AVENUE SANITARY SEWER EXTENSION DISTRICT AND
RELATED SANITARY SEWER EXTENSION CHARGE

WHEREAS, development planning has begun for areas within the City of Cedar Rapids city limits and also within the City of Cedar Rapids annexation area along 80th Street NW, an unincorporated area of Linn County, and

WHEREAS, this area of development is not currently served by sanitary sewer, and

WHEREAS, the City of Cedar Rapids will extend sanitary sewer to serve the properties within this area provided that property owners annex to or develop land within the City of Cedar Rapids and pay an Extension Charge based on the project costs for extending the sanitary sewer as provided for by Section 384.38 of the Code of Iowa (2023), and

WHEREAS, the City of Cedar Rapids plans to create a sanitary sewer extension district within this area along 80th Street NW in 2023, in which sanitary sewer will be constructed through Cedar Rapids CIP Project 6550072 ("the Project"), and

WHEREAS, the district to be served by the Project shall be known as the "80th Street NW South of E Avenue Sanitary Sewer Extension District," and

WHEREAS, the Public Works Department recommends adoption of an ordinance establishing the sanitary sewer extension district and sanitary sewer Extension Charge.

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

1. A sanitary sewer extension district, as shown on Exhibit 1 attached hereto and by this reference incorporated herein, is hereby established and shall be known as the "80TH STREET NW SOUTH OF E AVENUE SANITARY SEWER EXTENSION DISTRICT" (hereinafter referred to as "the Extension Area").
2. The Extension Area includes three hundred and forty (340) acres and is generally described as portions of:

The West Half of the Northwest Quarter of the Northwest Quarter of Section 27, Township 83 North, Range 8 West, of the 5th P.M.; and

The Southwest Quarter of Section 27, Township 83 North, Range 8 West, of the 5th P.M.; and

The East Half of the Northeast Quarter of Section 28, Township 83 North, Range 8 West, of the 5th P.M.; and

The Southeast Quarter of Section 28, Township 83 North, Range 8 West, of the 5th P.M.; and

The East Half of the Northeast Quarter of Section 33, Township 83 North, Range 8 West, of the 5th P.M.; and

The Northwest Quarter of Section 34, Township 83 North, Range 8 West, of the 5th P.M.; and

The North Half of the Northeast Quarter of Section 34, Township 83 North, Range 8 West, of the 5th P.M.

3. A sanitary sewer Extension Charge, as allowed by Section 384.38 of the Code of Iowa (2023), is hereby established within the Extension Area at \$3,100 per acre and is found to be the equitable cost of extending the sanitary sewer to property to be served.
4. The sanitary sewer Extension Charge for a development is due and payable in full at the time an application for a sanitary sewer connection is made, which will occur at the time that approval of the final subdivision plat is requested.
5. Beginning January 1, 2025, and continuing each year thereafter, the Extension Charge established herein will be increased by 3.0 percent per year. However, the Extension Charge calculated hereby shall not exceed twice the amount of the original Extension Charge.
6. The Extension Area, and Extension Charge, will remain in effect until all property within the Extension Area is connected to City of Cedar Rapids sewer.
7. Properties to be served by sanitary sewer within the Extension Area will not be subject to the Sewer Connection Charge established in Chapter 13 of the City of Cedar Rapids Municipal Code.
8. Each section, paragraph, sentence, clause, and provision of this 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. All ordinances or parts of ordinances in conflict herewith are repealed. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.
9. This Ordinance will become part of the City of Cedar Rapids Municipal Code by inclusion as an appendix thereto in the same manner as are certain franchise and other ordinances.

Introduced this 24th day of October, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

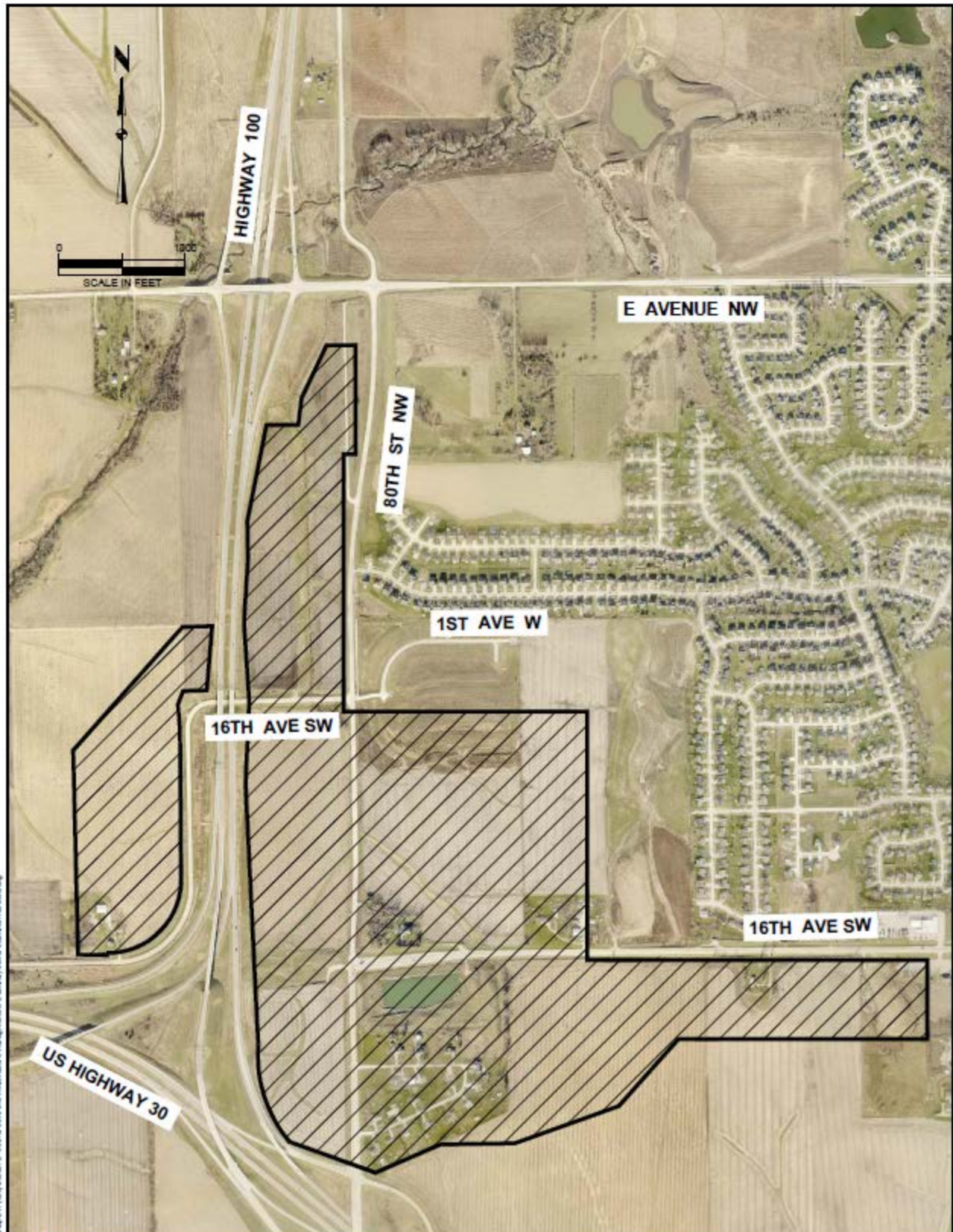
Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature



FILED: 2/6/2020 1:12 PM
 PREPARED BY: CITY OF CEDAR RAPIDS, PUBLIC WORKS
 500 15TH AVENUE SW, CEDAR RAPIDS, IA 52404
 PHONE: 319-285-5802

PREPARED BY:
 CITY OF CEDAR RAPIDS, PUBLIC WORKS
 500 15TH AVENUE SW, CEDAR RAPIDS, IA 52404
 PHONE: 319-285-5802



80TH STREET NW SOUTH OF E AVENUE
 SANITARY SEWER EXTENSION DISTRICT

EXHIBIT 1



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: William Micheel

Contact Person: Seth Gunnerson

Cell Phone Number: 319-432-4579

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

Description of Agenda Item: ORDINANCES – Second and possible Third Readings

Second and possible Third Reading of an Ordinance to consider a change of zone for property at 1119 Wenig Road NE from I-GI (General Industrial) to I-LI (Light Industrial), as requested by Ross Industrial Park, Inc.

CIP/DID: #RZNE-034047-2023

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

Background: This Item is consideration of the second and possible third reading of an ordinance requested by Ross Industrial Park, Inc. to rezone approximately 2 acres of land to the Light Industrial Zone District for the purpose of subdividing the property into 3 separate lots. A public hearing was held on October 24th and City Council adopted the rezoning ordinance on its first reading.

Action/Recommendation: City staff recommends adopting the ordinance on its 2nd and 3rd Readings.

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

Time Sensitivity: N/A

Resolution Date: NA

Budget Information: NA

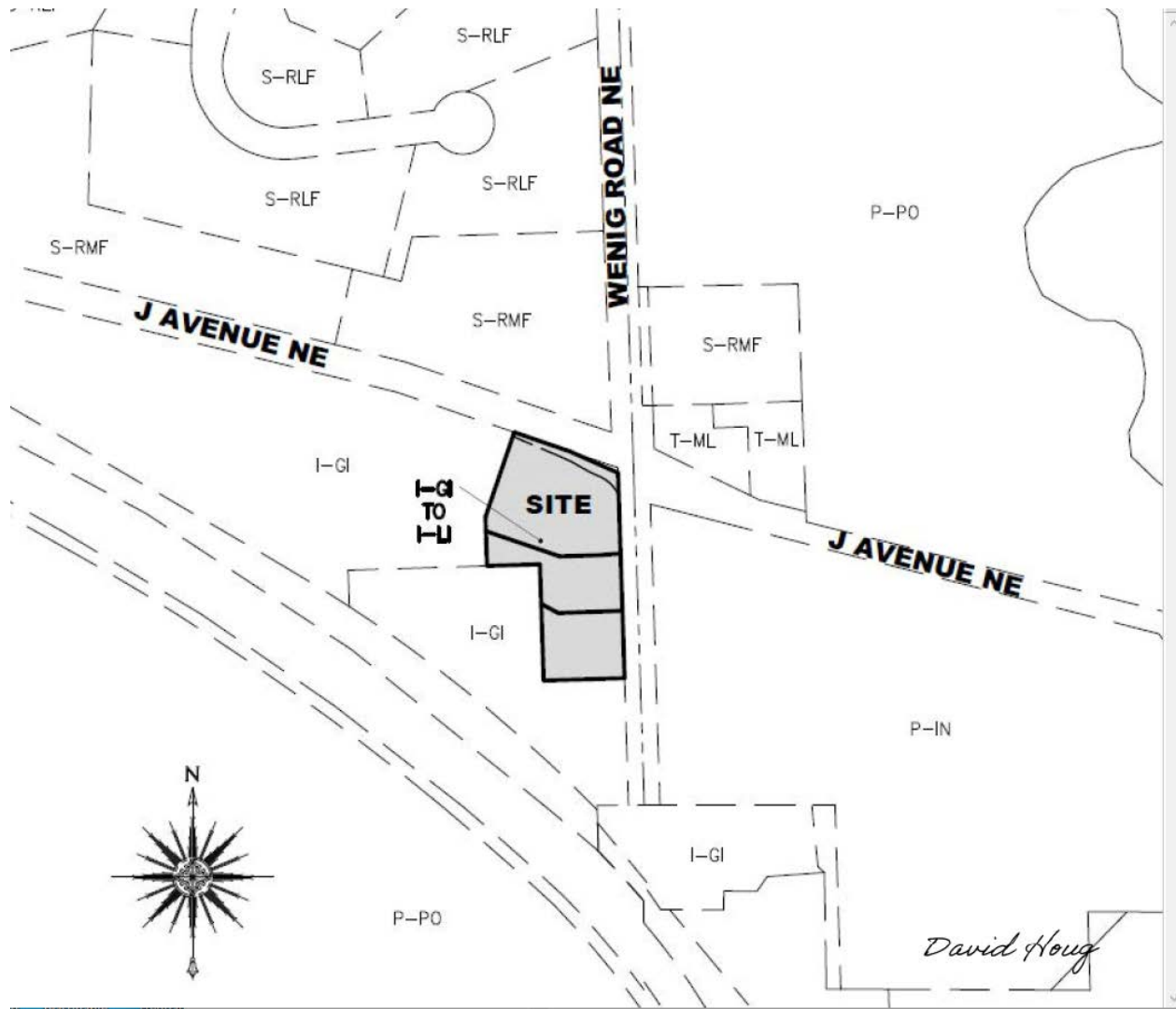
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation:

Rezoning Site Location:



DSD
WTR
BSD
ENG
STR
FIR
TED
PKS
RCR

RZNE-034047-2023

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING
THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN
ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY
DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

ROSS INDUSTRIAL PARK FIRST ADDITION TO LINN COUNTY, IOWA is that part of
Southeast Quarter of the Northeast Quarter of Section 17, Township 83 North, Range 7
West of the 5th P.M., City of Cedar Rapids, Linn County, Iowa, described as follows:
Commencing at the East Quarter Corner of said Section 17; thence North 1° 50' 10" West
632.89 feet along the East line of the Northeast Quarter of said Section 17; thence North
87° 39' 15" West 30.08 feet to a point of intersection with the West right of way line of
Wenig Road N.E and the point of beginning; thence South 1° 50' 10" East 391.23 feet
along said West right of way line to a point of intersection with a South line of a Tract of
land as filed for Record in Book 8031, Page 191, in the Office of the Linn County, Iowa,
Recorder; thence South 88° 09' 50" West 154.46 feet along said South line to the
Southwesterly Corner of said Tract of land; thence North 1° 50' 10" West 222.00 feet along
a West line of said Tract of land to a Northeasterly Corner thereof; thence South 88° 09'
50" West 100.90 feet along a Southerly line of said Tract of land; thence North 1° 50' 10"
West 93.13 feet; thence North 18° 49' 16" East 170.40 feet to a point of intersection with
the South right of way line of J Avenue N.E.; thence South 71° 10' 44" East 112.10 feet
along said South right of way line; thence South 65° 58' 10" East 100.42 feet along said
South right of way line to the point of beginning, subject to easements, covenants and
restrictions of record, containing 1.98 acres. For the purpose of this description, the East
line of the Northeast Quarter of said Section 17 is assumed to bear North 1° 50' 10" West.

and located at 1119 Wenig Rd NE, now zoned I-GI, General Industrial District, and as shown on
the "District Map," be rezoned and changed to I-LI, Light Industrial District, and that the property
be used for such purposes as outlined in the I-LI, Light Industrial District, as defined in Chapter
32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That the official zoning map of the city of Cedar Rapids is hereby amended accordingly and this amendment shall be reflected on the next official zoning map to be signed and dated by the Mayor and City Clerk and approved and adopted by the City Council.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Section 4. Following publication of this Ordinance as provided for by law, the City Clerk shall certify this Ordinance and the plat of the property described hereinabove, as shown by Exhibit A attached hereto and by this reference incorporated herein, to the Linn County Recorder.

Introduced this 24th day of October, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

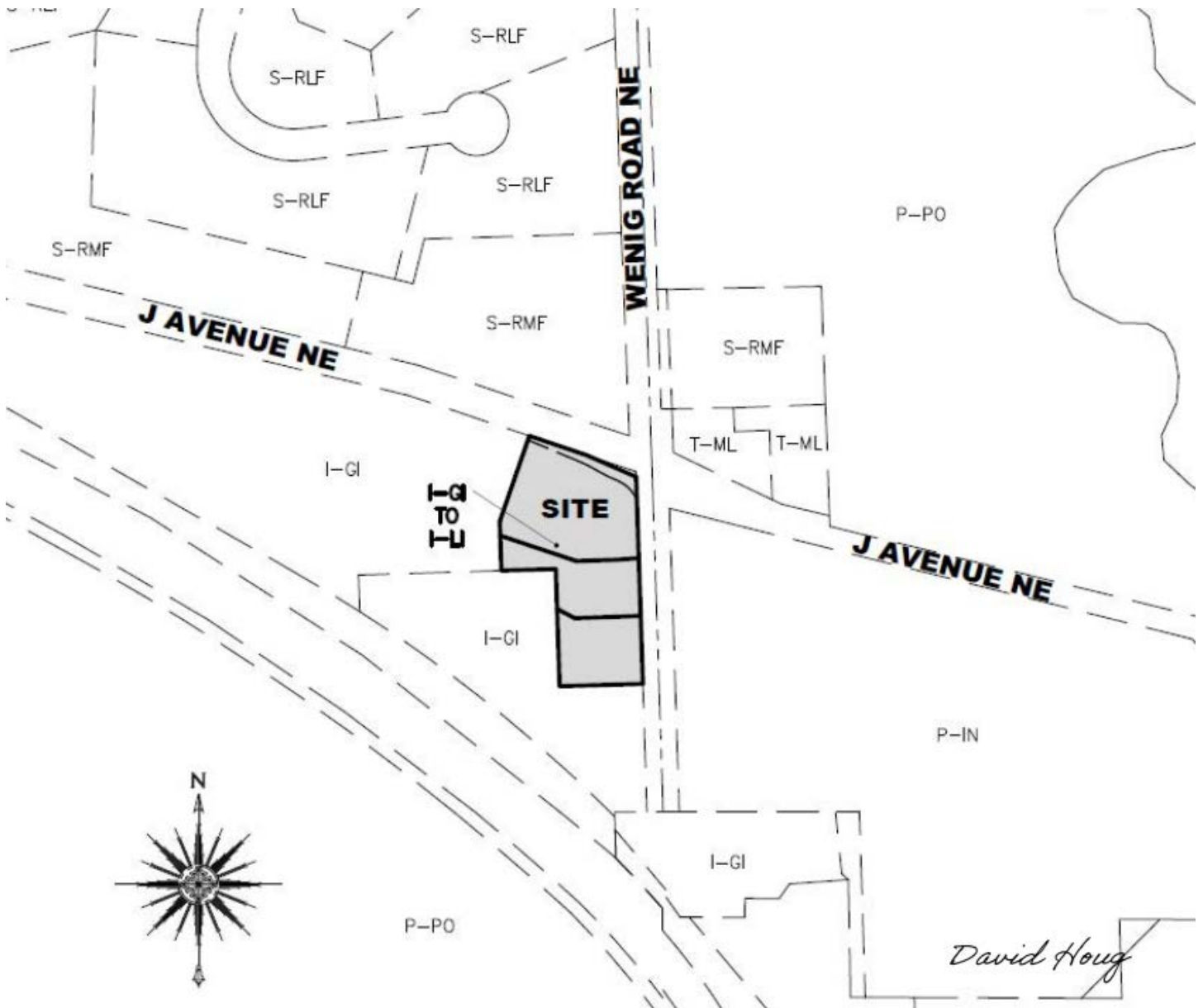
ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature

Exhibit A





Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: William Micheel

Contact Person: Seth Gunnerson

Cell Phone Number: 319-432-4579

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

Description of Agenda Item: ORDINANCES – Second and possible Third Readings

Second and possible Third Reading of an ordinance changing the zoning for property located at 2125 Wilson Avenue SW from S-RL1 (Suburban Residential Low Single Unit) to T-ML (Traditional Mixed Use Limited) as requested by Smokehouse Assets Company, LLC.

CIP/DID: #RZNE-033869-2023-2023

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

Background: City Council conducted a public hearing and voted to approve the first reading of this rezoning on October 24, 2023. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

The applicant requests a mixed-use zone district to correct the nonconforming status of the existing commercial use. In addition to continuing the existing retail use, a coffee shop addition is also proposed. The LUTA for the property is Urban Low Intensity, which permits consideration of the requested zone district.

Action/Recommendation: City staff recommends approval of the second and possible third ordinance readings.

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

Time Sensitivity: N/A

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation:

Rezoning Site Location:



DSD
WTR
BSD
ENG
STR
FIR
TED
PKS
RCR

RZNE-033869-2023

Prepared By: City of Cedar Rapids 319-286-5060
Return To: City Clerk, 101 First Street SE, Cedar Rapids, IA 52401

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING
THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN
ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY
DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

NEWPORT'S 4TH STR/LB 1

and located at 2125 Wilson Ave SW, now zoned S-RL1, Suburban Residential Low Single Unit
District, and as shown on the "District Map," be rezoned and changed to T-ML, Traditional Mixed
Use Limited District, and that the property be used for such purposes as outlined in the T-ML,
Traditional Mixed Use Limited District, as defined in Chapter 32 of the Municipal Code of Cedar
Rapids, Iowa.

Section 2. That the official zoning map of the city of Cedar Rapids is hereby amended
accordingly and this amendment shall be reflected on the next official zoning map to be signed
and dated by the Mayor and City Clerk and approved and adopted by the City Council.

Section 3. That this Ordinance shall be in full force and effect from and after its
passage and publication as provided by law.

Section 4. Following publication of this Ordinance as provided for by law, the City
Clerk shall certify this Ordinance and the plat of the property described hereinabove, as shown
by Exhibit A attached hereto and by this reference incorporated herein, to the Linn County
Recorder.

Introduced this 24th day of October, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 7th day of November, 2023.

ClerkSignature





Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Patricia Hall

Contact Person: Roy Hesemann

Cell Phone Number: 319-521-5752

E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: ORDINANCES – First Reading

Ordinance amending Chapter 9 Streets, Alleys, and Sidewalks, of the Cedar Rapids Municipal Code by amending Chapter 9.11 (p) to include additional language due to program changes at the State of Iowa. CIP/DID #AMD-SEC-9-11P

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

Background: The State of Iowa Income Offset Program is being moved from the Department of Administrative Services to the Department of Revenue and is being renamed as the State of Iowa Setoff Program.

This is the First reading of an ordinance to consider amending Chapter 9.11 (p) to include additional language of “or its related successor program established by the State in its sole discretion, from time to time”.

Recommended Action: City staff recommend the approval of the First Reading of the proposed ordinance.

Alternative: N/A

Time Sensitivity: City staff recommend having the ordinance in place by December 1, 2023.

Meeting Date: November 7, 2023

Budget Information: N/A

Local Preference Policy: Not applicable

Explanation: N/A

Recommended by Council Committee: Not applicable

Explanation:

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING THE CEDAR RAPIDS
MUNICIPAL CODE CHAPTER 9 – STREETS, ALLEYS,
AND SIDEWALKS BY AMENDING SECTION 9.11(p)

WHEREAS, the State of Iowa Income Offset Program is being moved from the Department of Administrative Services to the Department of Revenue and is being renamed as the State of Iowa Setoff Program, and

WHEREAS, Section 9.11(p) of the Cedar Rapids Municipal Code requires an amendment to reflect this change,

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

Section 1. Section 9.11(p) of the Cedar Rapids Municipal Code is hereby repealed, and, in its place, a new Section 9.11(p) is enacted as follows:

“(p) If the recipient of a citation does not either timely pay the fine or successfully appeal the citation as provided herein, the City may file a municipal infraction against the owner in accordance with Cedar Rapids Municipal Code §1.12 and §364.22 of the Iowa Code, seeking judgment for the applicable civil fine provided in this section plus state mandated filing fees and court costs. If judgment is entered for the City in the municipal infraction proceeding, the City may, subject to applicable law, pursue enforcement of the judgment together with interest as permitted by law. Collection of that judgment may include referral to the State of Iowa Income Offset program administered by the Department of Administrative Services, State Accounting Enterprise, or its related successor program established by the State in its sole discretion, from time to time.”

Section 2. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this 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 other than that provision affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Cedar Rapids Municipal Code and made a part of said Code as provided by law.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 7th day of November, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature