AMENDED

"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, July 26, 2022 at 4:00 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
  - ❖ Presentation – Derecho 2020 After Action Review Update (Chief Greg Smith)
  - ❖ Presentation – Urban Dreams Cedar Rapids FY22 Report (Caleb Mason)

PUBLIC HEARINGS

1. A public hearing will be held to consider repealing Chapter 29 of the Municipal Code, Housing Code, and enacting and adopting in lieu thereof a new Housing and Property Maintenance Code and the 2021 edition of the International Property Maintenance Code including Appendix A and Appendix B with modifications (Greg Buelow). CIP/DID #BSD001-22

   a. First Reading: Ordinance repealing Chapter 29 of the Municipal Code, Housing Code, and enacting and adopting in lieu thereof a new Housing and Property Maintenance Code and the 2021 edition of the International Property Maintenance Code including Appendix A and Appendix B with modifications.

2. A public hearing will be held to consider proposed changes to the Cedar Rapids Transit fare structure and the resumption of fare collection on City buses (Brad DeBrower). CIP/DID #TRN2022-05

   a. Resolution authorizing changes to the Cedar Rapids Transit fare structure and the resumption of fare collection on City buses.

3. A public hearing will be held to consider the disposition of a parcel of City-owned land northwest of the intersection of 6th Street and B Avenue NW as requested by the Union Pacific Railroad Company in connection with the Ellis Boulevard and 6th Street NW Connector project (Rita Rasmussen). **(Paving for Progress)** CIP/DID #301963-02

   a. Resolution authorizing the disposition of a parcel of City-owned land northwest of the intersection of 6th Street and B Avenue NW as requested by the Union Pacific Railroad Company in connection with the Ellis Boulevard and 6th Street NW Connector project.

4. ~~A public hearing will be held to consider a change of zone for property at 1105 Wright Brothers Boulevard SW from S-RLL, Suburban Residential Large Lot District, to I-LI, Light Industrial District, as requested by Sunny Ridge, LLC and the City. CIP/DID #RZNE-033009-2022~~ **CANCELLED AT THE REQUEST OF THE DEVELOPMENT SERVICES DEPARTMENT.**

5. A public hearing will be held to consider proposed amendments to the Future Land Use Map (Jeff Wozencraft). CIP/DID #OB165740

   a. Resolution approving amendments to the Future Land Use Map.

6. A public hearing will be held to consider amending Chapter 32 of the Municipal Code, Zoning, to update regulations on Level II alcohol sales, update use tables to correct errors, expand public markets, and add clarifying language on the expiration of approvals (Jeff Wozencraft). CIP/DID #CD-0048-2018

   a. First Reading: Ordinance amending Chapter 32 of the Municipal Code, Zoning, to update regulations on Level II alcohol sales, update use tables to correct errors, expand public markets, and add clarifying language on the expiration of approvals.

7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 6th Street SW & Commerce Park Drive SW Intersection Improvements project (estimated cost is $2,180,000) (Tim Mroch). CIP/DID #301875-03

   a. Resolution adopting plans, specifications, form of contract and estimated cost for the 6th Street SW & Commerce Park Drive SW Intersection Improvements project.

8. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services project (estimated cost is $300,000) (Rob Davis). CIP/DID #PUR0622-379

   a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services project.

9. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Parking Lot Repairs at Tuma Sports Complex project (estimated cost is $250,000) (Mitch Ahrendsen). CIP/DID #PUR0622-382

   a. Resolution adopting specifications, form of contract and estimated cost for the Parking Lot Repairs at Tuma Sports Complex project.

10. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Fencing Replacement at Cedar Lake project (estimated cost is $165,000) (Steve Krug). **(Derecho)** CIP/DID #PUR0622-383

    a. Resolution adopting specifications, form of contract and estimated cost for the Fencing Replacement at Cedar Lake 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.

11. Motion to approve the minutes.

12. Resolution authorizing payment in the amount of $75,000 to the Cedar Rapids Metro Economic Alliance for the annual membership fee for fiscal year 2023. CIP/DID #CM002-16

13. Resolution designating a 2.91-acre City-owned parcel east of 80th Street and north of Worcester Road NW as a recreational trail easement. CIP/DID #ESCY-033102-2022

14. Resolution designating a 0.80-acre City-owned parcel east of 80th Street and south of Ellis Road NW as a recreational trail easement. CIP/DID #ESCY-033102-2022

15. Resolution establishing “No Parking Anytime” on the north side of 15th Avenue SW from C Street SW, east for 250 feet, and establishing “No Parking Loading Zone” on the north side of 15th Avenue SW from a point beginning 250 feet east of C Street SW to a point 420 feet east of C Street. CIP/DID #PARK-033081-2022

16. Resolution accepting the established fair market value in the amount of $905 for the acquisition of a temporary construction easement for property at 1111 Ingleside Drive SW owned by 1111 Investments, LLC in connection with the Ingleside Drive SW Reconstruction project. **(Paving for Progress)** CIP/DID #3012344-00

17. Resolution accepting the established fair market value in the amount of $3,055 for the partial acquisition of right of way and temporary grading easement for construction for property at 1127 Ingleside Drive SW owned by 1127, LLC in connection with the Ingleside Drive SW Reconstruction project. **(Paving for Progress)** CIP/DID #3012344-00

18. Resolution authorizing the addition of two full-time positions, a Systems Support Engineer and a Systems Support Administrator, in the Information Technology Department. CIP/DID #HR0081

19. Resolution authorizing an Economic Development Specialist to attend the 2022 International Economic Development Council training and annual conference in Oklahoma City, OK from September 14-21, 2022 for a total amount of $4,415.20. CIP/DID #CM008-21

20. Resolution setting a public hearing for August 23, 2022 to consider the Resolution of Necessity (Proposed) for the repair and/or replacement of sanitary sewer services with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

21. Motions setting public hearing dates for:
    a. August 9, 2022 – to consider the disposition of City-owned property at 2000 Mount Vernon Road SE. CIP/DID #DISP-0010-2017
    b. August 9, 2022 – to consider a change of zone for property at 1105 Wright Brothers Boulevard SW from S-RLL, Suburban Residential Large Lot District, to I-LI, Light Industrial District, as requested by Sunny Ridge, LLC and the City. CIP/DID #RZNE-033009-2022

22. 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. August 9, 2022 – 1st Street SE Drainage from 5th to 7th Avenue and River Wall Improvements Phase II – Safety Rail Improvements project (estimated cost is $810,000). CIP/DID #3315510-69
    b. August 9, 2022 – 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project (estimated cost is $1,640,000). **(Paving for Progress)** CIP/DID #3012129-07
    c. August 9, 2022 – 2022 Collins Road and Northland Avenue NE Median Improvements project (estimated cost is $310,000). CIP/DID #301885-01
    d. August 9, 2022 – Cedar River Trail SE Reconstruction, CRANDIC Railroad to 16th Avenue project (estimated cost is $660,000). CIP/DID #3316510-72
    e. August 9, 2022 – Package 3 – Drainageway Derecho Cleanup project (estimated cost is $950,000). **(Derecho)** CIP/DID #333671000-04
    f. August 9, 2022 – Vets Stadium Renovations project (estimated cost is $1,831,231). CIP/DID #PUR0622-351

23. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
    a. 30hop CR, 951 Blairs Ferry Road NE.
    b. Big Discount Liquor, 5427 Center Point Road NE.
    c. BP On 1st, 2824 1st Avenue NE.
    d. Casey's General Store #2767, 3434 1st Avenue NE.
    e. Cedar Rapids Softball Hall of Fame, 2000 Ellis Boulevard NW (5-day permit for an event at the Ellis Park Softball Complex, 2000 Ellis Boulevard NW).
    f. Chipotle Mexican Grill #2275, 4444 1st Avenue NE, Suite #538.
    g. Dostal Catering Service, 77 15th Avenue SW.
    h. Eastbank Venue & Lounge, 97 3rd Avenue SE.
    i. Godfather's Pizza, 3647½ 1st Avenue SE.

j. Hops & Hot Rods, Homestead, IA (5-day license for an event at Noelridge Park, 4900 Council Street NE).
k. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SE.
l. Hy-Vee C-Store #3, 2300 Bowling Street SW.
m. Hy-Vee Market Cafe #6, 4035 Mount Vernon Road SE.
n. Hy-Vee Vets Memorial, 50 2nd Avenue Bridge.
o. Mai Pho Vietnamese Restaurant, 2315 Edgewood Road SW.
p. Vernon Bar & Grill, 3025 Mount Vernon Road SE (permanent transfer to 2835 Mount Vernon Road SE, formerly Fresh Wraps).
q. Whiskey Jo's Pub & Grub, 4617 J Street SW.

24. Resolutions approving:
    a. Payment of bills. CIP/DID #FIN2022-01
    b. Payroll. CIP/DID #FIN2022-02

25. Resolution appointing the following individuals:
    a. Appointing Mitch Ahrendsen, Casey Dix, Ron Griffith, Seth Gunnerson, Christine Knapp, Mathew Langley, Caleb Mason, Tim Mroch, Lauren O'Neil and Hashim Taylor (effective through December 31, 2022) as alternate representatives to the Corridor Metropolitan Planning Organization. CIP/DID #OB542014

26. Resolution approving the special event application for:
    a. Art in the Park (includes road closures) on July 31, 2022. CIP/DID #SPEC-006069-2022

27. Resolutions approving assessment actions:
    a. Levy assessment – Building Services – delinquent nuisance abatement charges – 13 properties. CIP/DID #FIN2022-08
    b. Intent to assess – Solid Waste and Recycling – cleanup costs – four properties. CIP/DID #SWM-012-22
    c. Levy assessment – Solid Waste and Recycling – cleanup costs – four properties. CIP/DID #SWM-010-22
    d. Intent to assess – Water Division – delinquent municipal utility bills – 35 properties. CIP/DID #WTR072622-01
    e. Levy assessment – Water Division – delinquent municipal utility bills – 16 properties. CIP/DID #WTR061422-01

28. Resolution accepting project, approving Performance Bond and authorizing final payment:
    a. 2021 On-Call Concrete Repairs project, Change Order No. 2 deducting the amount of $14,499.89, final retainage payment in the amount of $2,174.44 and 4-year Maintenance Bond submitted by Possibilities Unlimited, LLC. (original contract amount was $91,939.86; final contract amount is $83,232.97). CIP/DID #2021009-01

29. Resolution approving final plat:
    a. Country Ridge Fourth Addition for land west of Covington Road and north of Ellis Road. CIP/DID #FLPT-032591-2021

30. Resolutions approving actions regarding purchases, contracts and agreements:
    a. Contract in the amount of $99,900 with New Venture Advisors LLC for a Community Gardens Master Plan for the City Manager's Office. CIP/DID #PUR0522-342

b. Amendment No. 16 to the contract with HBK Engineering, LLC for Engineering Design Services for ADA Compliance to add services for an amount not to exceed $10,049 (original contract amount was $108,147; contract amount with this amendment is $957,044.50). CIP/DID #PUR1216-136

c. Information Technology Department purchase of technology items from CDW Government for an amount not to exceed $650,000 for fiscal year 2023. CIP/DID #IT2022-007

d. Information Technology Department purchase of computer hardware and associated software from Dell, Inc. for an amount not to exceed $550,000 for fiscal year 2023. CIP/DID #IT2022-006

e. Information Technology Department purchase of Oracle database software maintenance and support from Mythics for an amount not to exceed $100,000. CIP/DID #IT2022-005

f. Information Technology Department purchase of PeopleSoft Financials software maintenance and support from Mythics for an amount not to exceed $107,565.29. CIP/DID #IT2022-008

g. Amendment No. 1 to renew the contract with Newman Signs for traffic and street signs for the Traffic Engineering Division for an annual amount not to exceed $100,000 (original contract amount was $100,000; renewal contract amount is $100,000). CIP/DID #PUR1020-102

h. Amendment No. 2 to the contract with Crawford Quarry Company for lime sludge disposal for the Water Division to add work in the amount of $28,045.20 (original contract amount was $60,000; total contract amount with this amendment is $88,045.20). CIP/DID #PUR0519-247

i. Amendment No. 4 to the contract with Ferguson Waterworks for residential water meters for the Water Division to increase volume for an amount not to exceed $65,000 (original contract amount was $300,000; total contract amount with this amendment is $665,000). CIP/DID #PUR0518-177

j. Amendment No. 2 to renew the contract with Ferguson Waterworks for water meter installation for the Water Division for an annual amount not to exceed $289,200 (original contract amount was $289,200; renewal contract amount is $289,200). CIP/DID #PUR0721-029

k. Amendment No. 1 to renew the contract with Van Meter, Inc. for Allen Bradley MRO items and callout services for the Water Division for an annual amount not to exceed $200,000 (original contract amount was $200,000; renewal contract amount is $200,000). CIP/DID #PUR0521-311

l. Amendment No. 3 to renew the contract with Wulfekuhle Injection and Pumping, Inc. for lime sludge removal at the northwest water plant for the Water Division for an annual amount not to exceed $644,500 (original contract amount was $644,500; renewal contract amount is $644,500). CIP/DID #PUR1220-157

m. Amendment No. 4 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed $30,000 for design services in connection with the MedQuarter Parkway Improvements: Priority 2 through Priority 5 projects (original contract amount was $296,800; total contract amount with this amendment is $344,800). CIP/DID #321554-01

n. Amendment No. 2 to the Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed $38,000 for design services in connection with the Edgewood Road Trail Phase 2B Bridge Modifications and Trail project (original contract amount was $184,965; total contract amount with this amendment is $238,615). CIP/DID #305124-02

o. Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed $144,776 for design services in connection with the Mount Vernon Road SE from 20th Street to 26th Street Pavement Improvements project. **(Paving for Progress)** CIP/DID #3012149-06

p. Change Order No. 2 in the amount of $142,149.31 with Advance Builders Corp. for the City Services Center Roof Repairs project (original contract amount was $220,000; total contract amount with this amendment is $415,357.31). **(Derecho)** CIP/DID #PUR0321-240

q. Memorandum of Agreement in the amount of $100,000 with Urban Dreams for workforce programming in fiscal year 2023. CIP/DID #CM008-20

r. Granting a Temporary Construction Easement on City-owned property east of 80th Street and south of Ellis Road NW as requested by Linn County Conservation. CIP/DID #ESCY-033102-2022

s. Granting a Temporary Construction Easement on City-owned property east of 80th Street and north of Worcester Road NW as requested by Linn County Conservation. CIP/DID #ESCY-033102-2022

t. Accepting a Quit Claim Deed from Linn County for an outlot between 1205 and 1207 5th Street NW in connection with the West Side Flood Control System project. CIP/DID #3311200-00

u. Purchase Agreement in the amount of $250 and accepting a Release of Easement from International Paper Company for land at 950 Shaver Road NE in connection with the Cedar River Flood Risk Management Project – Upstream Tie-Off (10th St NE Road Raise, Middle Road (IP) Floodwall, Middle McLoud Channel) project. CIP/DID #3314200-00

v. Purchase Agreement in the amount of $50 and accepting a Temporary Grading Easement for Construction from Penelope Allen for land at 1738 1st Avenue NW in connection with the 1st Avenue West from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project. CIP/DID #3018002-00

w. Agreements for Temporary Construction Easement with multiple owners in connection with the 26th Street Construction from Bever Avenue SE to Meadowbrook Drive SE project. **(Paving for Progress)** CIP/DID #3012380-00

x. Purchase Agreement in the amount of $8,500 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Delbert and Clair Leverington for land at 1601 32nd Street NE in connection with the 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012096-00

y. Tenant Purchase Agreement in the amount of $1 with Collins Aerospace Child Development Center for property at 1215 Skylee Drive NE in connection with the Lindale Trail Phase I from Council Street to East of C Avenue NE Improvements project. CIP/DID #325071-00

REGULAR AGENDA

31. Presentation regarding an appeal of the City Planning Commission's approval of a Preliminary Plat for the Kestrel Heights Addition for land north of Otis Road SE and east of Cole Street SE (Ken DeKeyser). CIP/DID #PRPT-033043-2022

    a. Resolution with respect to an appeal of the City Planning Commission's approval of a Preliminary Plat for the Kestrel Heights Addition for land north of Otis Road SE and east of Cole Street SE.

32. Report on bids for the Repair of Water Service Lines FY23 project (estimated cost is $850,000) (Dave Wallace). CIP/DID #521108-23

    a. Resolution rejecting all bids for the Repair of Water Service Lines FY23 project.

33. Report on bids for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project (estimated cost is $9,900,000) (Rob Davis). CIP/DID #3312510-30

    a. Resolution awarding and approving contract in the amount of $8,817,304, plus incentive up to $35,000, bond and insurance of Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project.

34. Report on bids for the 80th Street NW South of E Avenue Sanitary Sewer Extension project (estimated cost is $1,430,000) (Ben Worrell). CIP/DID #6550072-03

    a. Resolution awarding and approving contract in the amount of $1,317,853.30, plus incentive up to $5,000, bond and insurance of Rathje Construction Co. for the 80th Street NW South of E Avenue Sanitary Sewer Extension project.

35. Report on bids for the FY22 Sanitary Sewer Point Repairs Contract 2 project (estimated cost is $120,000) (Ben Worrell). CIP/DID #655996-22

    a. Resolution awarding and approving contract in the amount of $110,095, bond and insurance of B.G. Brecke, Inc. for the FY22 Sanitary Sewer Point Repairs Contract 2 project.

36. Report on bids for the Cedar River Trail Repair project (estimated cost is $150,000) (Steve Krug). **(Derecho)** CIP/DID #PUR0622-361

    a. Resolution awarding and approving contract in the amount of $135,000, bond and insurance of L.L. Pelling Company Inc. for the Cedar River Trail Repair project.

37. Presentation and resolutions authorizing the use of $101,500 in American Rescue Plan Act funding to provide grants to eligible non-profit organizations that would have received hotel-motel tax proceeds in fiscal year 2022 but did not due to the loss of revenue from COVID-19 (Casey Drew). CIP/DID #FIN2021-26

    a. Resolution authorizing payment in the amount of $15,000 to Czech Village & New Bohemia Main Street District from the City's American Rescue Plan Act funding.
    b. Resolution authorizing payment in the amount of $45,000 to the National Czech & Slovak Museum & Library from the City's American Rescue Plan Act funding.
    c. Resolution authorizing payment in the amount of $41,500 to the Cedar Rapids Museum of Art from the City's American Rescue Plan Act funding.

ORDINANCES

Second and possible Third Readings

38. Ordinance granting a change of zone for property at 710 and 712 O Avenue NW from T-R1, Traditional Residential Single Unit District, to T-RF, Traditional Residential Flex District, as requested by JPAC Investments. CIP/DID #RZNE-033003-2022

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: Building Services

Presenter at Meeting: Greg Buelow

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

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider repealing Chapter 29 of the Municipal Code, Housing Code, and enacting and adopting in lieu thereof a new Housing and Property Maintenance Code and the 2021 edition of the International Property Maintenance Code including Appendix A and Appendix B with modifications (Greg Buelow).

> First Reading: Ordinance repealing Chapter 29 of the Municipal Code, Housing Code, and enacting and adopting in lieu thereof a new Housing and Property Maintenance Code and the 2021 edition of the International Property Maintenance Code including Appendix A and Appendix B with modifications.

CIP/DID #BSD001-22

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: The International Property Maintenance Code is published every three years. Building Services opted to not adopt the 2018 International Property Maintenance Code as it did not include significant life safety updates, instead deferring to the 2021 International Property Maintenance Code publication. In addition to the proposed amendments, the 2021 International Property Maintenance Code contains changes to enhance the protection of the health, safety, and welfare of building occupants through the development of the latest minimum codes and standards.

In addition to the general code provisions, Subchapter 9 is being maintained, which addresses the rental business regulations, and Subchapter 10 is being maintained to address the administrative provisions to register, track and inspect structures that are considered vacant and neglected.

In review of the proposed changes, staff from the Building Services Department has met with external stakeholders including the Housing Board of Appeals (May 4), the Landlords of Linn County (May 12), Iowa City – Cedar Rapids Real Estate Investor Meetup (May 18), held three open houses to the public (May 18, 19, 20), the Cedar Rapids Association of Realtors (May 23), the Cedar Rapids Real Estate Investor Meetup (June 21) and various neighborhood association discussions. In addition to external stakeholders, various input discussions were conducted with internal City teams including the Police Department, SAFE-CR, Fire Department, Building Services trade inspectors and the City Attorney's Office. Housing inspection and code

enforcement officers within the Building Services Department held eight work sessions to review the entire code based on best practices and work experience conducting enforcement activities in Cedar Rapids.

To keep current with other Iowa jurisdictions and to keep current with the City of Cedar Rapids Building Code adoption process, it is important to adopt the 2021 International Property Maintenance Code with modifications as proposed in protection of the health, safety and welfare of our community.

The proposed effective date of the Housing Code will be upon passage of the ordinance.

Action/Recommendation: Request for Public Hearing on July 26, 2022

Alternative Recommendation: None recommended. This is an important step in adopting the latest model code and standards, the 2021 International Property Maintenance Code with local amendments, that protect the health, safety and welfare of community.

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: Yes
Explanation: NA

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, BY REPEALING CHAPTER 29 THEREOF, ENTITLED “HOUSING CODE”; ENACTING AND ADOPTING IN ITS PLACE A NEW CHAPTER 29, ENTITLED “HOUSING AND PROPERTY MAINTENANCE CODE,” CONSISTING OF THE ORDINANCE HEREAFTER SET FORTH WHICH ADOPTS BY REFERENCE, WITH CERTAIN LOCAL AMENDMENTS, THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2021 EDITION, INCLUDING APPENDIX A AND B, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, TOGETHER REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL COMMERCIAL AND RESIDENTIAL PROPERTY, THE DECLARATION OF PROPERTY UNFIT FOR OCCUPANCY AND/OR USE, THE DEMOLITION OF CERTAIN PROPERTY AS PROVIDED THEREIN, THE CONDUCT OF ALL RESIDENTIAL RENTAL BUSINESS WITHIN THE CITY, THE REGULATING OF VACANT AND NEGLECTED BUILDINGS AND THE TERMS ON WHICH PENALTIES SHALL BE IMPOSED FOR VIOLATION OF SAID CODE; AND, FURTHER BY REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

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

Section 1. The Municipal Code of the City of Cedar Rapids, Iowa, is hereby amended by deleting therefrom Chapter 29 entitled “HOUSING CODE,” and adopting in lieu thereof a new Chapter 29 as follows:

“HOUSING & PROPERTY MAINTENANCE CODE

Local section no.	Provision of the IPMC
29.01	International Property Maintenance Code 2021 Adopted

Chapter 1 – Amendments to IPMC Provisions of Scope and Administration

29.02	Section 101.1 Title
29.03	Section 102.2 Maintenance
29.04	Section 102.3 Application of other Codes
29.05	Section 103.1 Creation of Agency
29.06	Section 104.1 Fees
29.07	Section 105.3 Right of Entry
29.08	Section 109.2 Violation Notice and Compliance
29.09	Section 109.4 Violation Penalties
29.10	Section 111.1.5 Dangerous Structure or Premises
29.11	Section 111.4.1 Form
29.12	Section 111.4.2 Method of Service
29.13	Section 111.7 Placarding
29.14	Section 111.7.1 Placard Removal
29.15	Section 111.8 Prohibited Occupancy

Chapter 2 – Amendments to IPMC Definitions

29.16……Section 202 Certificate of Compliance
29.17……Section 202 Condominium
29.18……Section 202 Cooperative
29.19……Section 202 Landlord Business Permit
29.20……Section 202 Nuisance
29.21……Section 202 Nuisance Activity
29.22……Section 202 Nuisance Property
29.23……Section 202 Occupying
29.24……Section 202 Property Manager
29.25……Section 202 Refuse
29.26……Section 202 Rental Business Training
29.27……Section 202 Rental Property (Or Residential Rental Property); Rental Unit (Or Residential Rental Unit)
29.28……Section 202 Rental Property Registration
29.29……Section 202 Rental Unit Registration
29.30……Section 202 Vacant and Neglected Building
29.31……Section 202 Weeds

Chapter 3 – Amendments to IPMC Provisions on General Requirements

29.32……Section 302.1 Sanitation
29.33……Section 302.4 Weeds
29.34……Section 302.7 Accessory Structures
29.35……Section 302.8 Motor Vehicles
29.36……Section 304.3 Premises Identification
29.37……Section 304.7 Roofs and Drainage
29.38……Section 304.14 Insect Screens
29.39……Section 307.1 General (Handrails and Guardrails)
29.40……Section 309.1 Infestation

Chapter 4 – Amendments to IPMC Provisions on Light, Ventilation and Occupancy Limitations

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Chapter 5 – Amendments to IPMC Provisions on Plumbing Facilities and Fixture Requirements

29.41……Section 502.3 Hotels
29.42……Section 502.4 Employees' Facilities
29.43……Section 502.4.1 Drinking Facilities
29.44……Section 503.1 Privacy

Chapter 6 – Amendments to IPMC Provisions on Mechanical and Electrical Requirements

29.45……Section 602.3 Heat Supply
29.46……Section 602.4 Occupiable Work Spaces
29.47……Section 603.1 Mechanical Equipment and Appliances
29.48……Section 604.2 Service
29.49……Section 605.2 Receptacles

Chapter 7 – Amendments to IPMC Provisions on Fire Safety Requirements

29.50……Section 704.6.2 Interconnections
29.51……Section 704.6.3 Power Source
29.52……Section 704 Fire Extinguishers

Chapter 8 – Amendments to IPMC Provisions on Referenced Standards

29.53……Chapter 8 Additional Referenced Standards

Chapter 9 – Rental Business Regulations

29.54……Section 901 Landlord Business Permits
29.55……Section 902 Rental Property or Rental Unit Registration
29.56……Section 903 Mandatory Tenant Background Checks
29.57……Section 904 Suspension, Revocation or Denial (Of Rental Unit Registration or Landlord Business Permit), Right of Appeal, Order of Precedence
29.58……Section 905 Inspection of Rental Property
29.59……Section 906 Certificate of Compliance
29.60……Section 907 Notice Upon Offer For Sale
29.61……Section 908 Uniform Residential Landlord and Tenant Law

Chapter 10 – Vacant and Neglected Building Regulations

29.62……Section 1001 General
29.63……Section 1002 Vacant and Neglected Building Determination
29.64……Section 1003 Vacant and Neglected Building Registration
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29.01 – INTERNATIONAL PROPERTY MAINTENANCE CODE 2021 ADOPTED. Except as hereinafter added to, deleted, modified, or amended, there is hereby adopted as the Housing and Property Maintenance Code of the City of Cedar Rapids, Iowa, that certain code known as the International Property Maintenance Code, First Printing: September 2020 ("IPMC"), including Appendix A and B, as published by the International Code Council.

The provisions of said Housing and Property Maintenance Code shall be for: regulating and governing the conditions and maintenance of all property, essential to ensure that structures are safe, sanitary, and fit for occupancy and use; the condemnation of buildings and structures unfit for human occupancy and use; the demolition of such existing structures as provided within the corporate limits of the City of Cedar Rapids, Iowa; the regulation of rental property and regulation of vacant and neglected buildings.

SUBCHAPTER 1 – Amendments to IPMC Provisions on Scope and Administration

29.02 – 101.1 TITLE. Section 101.1 of the IPMC is hereby amended by deleting Section 101.1 Title, and replacing said section with the following:

> Section 101.1 Title. These regulations shall be known as the Cedar Rapids Housing and Property Maintenance Code which includes the 2021 International Property Maintenance Code with these local amendments, hereinafter referred to as "this code".

29.03 – 102.2 MAINTENANCE. An Exception is hereby added to Section 102.2 of the IPMC (Maintenance) as follows:

> Exception. The owner or owner's authorized agent may by agreement allow the occupant to perform the duties specified herein. All refrigerators, stoves, and ranges shall be maintained in safe working condition.

29.04 – 102.3 APPLICATION OF OTHER CODES. Section 102.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the Cedar Rapids Municipal Code, which includes, but is not limited to the Building Code, Electrical Code, Plumbing Code, Mechanical Code and Fire Code. Nothing in this code shall be construed to cancel, modify, or set aside provisions of the Zoning Code adopted by the City Council of Cedar Rapids, Iowa.

29.05 – 103.1 CREATION OF AGENCY. Section 103.1 of the IPMC (Creation of Agency) is hereby amended by deleting said section and replacing it with the following:

Section 103.1 Creation of Agency. The official in charge of administration of this code shall be known as the *code official*. The function of the agency shall be the implementation, administration and enforcement of the provisions of this code.

29.06 – 104.1 FEES. Section 104.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 104.1 Fees. The City Council of the City of Cedar Rapids, Iowa may by resolution prescribe the occasions when fees for rental business permits, rental registrations, rental inspections, inspections of owner occupied units, re-inspections and registration of vacant and/or neglected structures are required and in what amount.

29.07 – 105.3 RIGHT OF ENTRY. Section 105.3 of the IPMC is hereby amended by adding the following as Warrant to said section:

Warrant. When the *code official* has first obtained a proper inspection warrant or other remedy provided by law to secure entry, an owner or occupant or person having charge, care or control of the building or premises or unit shall not fail or neglect, after proper request is made as herein provided, to permit entry therein by the *code official* for the purpose of inspection and examination pursuant to this code.

29.08 – 109.2 VIOLATION NOTICE AND COMPLIANCE. Section 109.2 of the IPMC is hereby amended by adding the following as Violation Notice and Compliance to said section:

29.08 Violation Notice and Compliance. The *code official* shall notify the owner in writing of the basis for any inspection. If, upon completion of an inspection, a structure or property is found to be in violation of one or more provisions of this code, a notice shall be provided to the owner. If the violation is of an emergency nature, as determined by the *code official*, immediate compliance with the code is required. Otherwise, the owner shall be provided no less than 35 calendar days for correction of violation(s) and an initial re-inspection at no extra fee.

If after a re-inspection a violation has not been corrected within that period, the *code official* shall schedule a re-inspection for 14 calendar days after the initial re- inspection.

If a violation has not been corrected within that 14 day time period, then a FINAL NOTICE for seven (7) calendar days shall be issued. If a violation has not been corrected within the seven (7) calendar day period, a violation penalty shall be issued.

If violation(s) have been corrected within the time periods specified above, then a Certificate of Compliance for a rental property, rental unit or rental units shall be issued. The initial re-inspection is at no extra fee; all other re-inspections may have re-inspection fee(s) charged.

29.09 – 104.1 VIOLATION PENALTIES. Section 104.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> 109.4 Violation penalties. Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be prosecuted within the limits provided by state or local laws. Said prosecution may be by the filing of a misdemeanor citation or a citation for municipal infraction. Each day that a violation continues after due notice has been served shall be deemed a separate offense. Continued violations of this code for non-compliance may result in suspension or revocation of a Cedar Rapids issued Landlord Business Permit and/or Rental Unit Registration.

29.10 – 111.1.5 DANGEROUS STRUCTURE OR PREMISES. Section 111.1.5 of the IPMC is hereby amended by adding the following as item 12 to said section:

> 12. Any building, structure or portion thereof, that has been used to manufacture, grow or otherwise produce a 'controlled substance', as that phrase is defined in Chapter 124 of the Iowa Code, and is not authorized for such use shall be considered unfit for human occupancy.

29.11 – 111.4.1 FORM. Section 111.4.1 of the IPMC is hereby amended by adding the following as item 7 to said section:

> 7. Be effective notice to anyone having interest in the property whether recorded or not at the time of giving such notice and shall be effective against any subsequent owner of the premises as long as the violation exists and there remains an official copy of the notice in a file maintained by the *code official*.

29.12 – 111.4.2 METHOD OF SERVICE. Section 111.4.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> Such notice shall be deemed to be properly served where a copy thereof is served in accordance with one of the following methods:
>
> 1. A copy is delivered personally.
>
> 2. A copy is sent by first-class, certified or registered mail addressed to the owner at the last known address with the return receipt requested for certified or registered mail.
>
> 3. A copy is delivered in any other manner as prescribed by local law.
>
> 4. If the person to be served is not found, then leaving a copy thereof at his or her usual place of abode or employment with a person who is at least 18 years old residing in the same abode or same place of employment.
>
> 5. In the event that more than one person has to be served under this code, failure to serve one or more such additional persons does not affect the service on the person served.
>
> If the certified or registered letter is returned showing that the letter was not delivered, a copy thereof shall be posted in a conspicuous place in or about the structure affected by such notice. Service of such notice in the foregoing manner upon the owner's agent or upon the person responsible for the structure shall constitute service of notice upon the owner.

29.13 – 111.7 PLACARDING. Section 111.7 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> Upon failure of the *owner*, *owner*'s authorized agent or person responsible to comply with the notice provisions within the time given, the *code official* shall post on the *premises* or on defective equipment a placard bearing the words "Do Not Occupy" and a statement of the penalties provided for occupying the *premises,* operating the equipment or removing the placard. Such notice shall be posted in a conspicuous place in or about the structure affected by such notice. If the notice pertains to equipment, it shall be placed on the condemned equipment.
>
> Any building, structure or portion thereof deemed an imminent threat to the public safety or welfare or deemed to have the condition described in IPMC Section 111.1.5(12) shall be placarded immediately by the *code official*, and a notice shall be given to the owner, owner's authorized agent or person responsible as soon as practical thereafter.

29.14 – 111.7.1 PLACARD REMOVAL. Section 111.7.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> 111.7.1 Placard removal. The *code official* shall remove the condemnation placard whenever the defect or defects upon which the condemnation and placarding action were based have been eliminated, a full inspection has been completed and all fees owed to the city on the property have been paid in full. If placarding was caused by the condition described in Section 111.1.5(12), a full report by a certified agency or contractor deeming the premises clean shall be provided to the *code official* prior to removal of the placard unless otherwise authorized by the *code official*. Any person who defaces or removes a condemnation placard without the approval of the *code official* shall be subject to the penalties provide by this code.

29.15 – 111.8 PROHIBITED OCCUPANCY. Section 111.8 of the IPMC is hereby amended by adding the following Exception to said section:

> Exception. Access to a placarded property is allowed only with written approval from the *code official*. Such written approval shall specify the person or persons who are allowed access to the property and the hours which such access is allowed. When approved persons access the placarded property, those persons shall have the *code official's* full written approval available at the placarded property for inspection by any *code official* or police officer.

SUBCHAPTER 2 – Amendments to IPMC Provisions on Definitions

29.16 – CERTIFICATE OF COMPLAINCE. Section 202 of the IPMC is hereby amended by adding the following definition:

> CERTIFICATE OF COMPLIANCE. Means a document issued by the *code official* or the City of Cedar Rapids evidencing compliance with all applicable code provisions of the rental property, rental unit or rental units for which the Certificate was issued. A Certificate of Compliance shall show the Issue Date (reflecting the initial regular rental inspection), the address of the structure for which it is applicable, the type or classification of the dwelling, and any other information as determined by the *code official*. The Certificate of Compliance will be issued for the entire building, not individual units.

29.17 – CONDOMINIUM. Section 202 of the IPMC is hereby amended by adding the following definition:

CONDOMINIUM. Means a multi-family complex, dwelling, dwelling unit, rooming unit, or sleeping unit which is recognized by the City Assessor's Office as a Condominium (typically in compliance with Chapter 499B of the Code of Iowa).

29.18 – COOPERATIVE. Section 202 of the IPMC is hereby amended by adding the following definition:

COOPERATIVE. Means a multi-family complex, dwelling, dwelling unit, rooming unit, or sleeping unit which is recognized by the City Assessor's Office as a Cooperative (typically in compliance with Chapter 499A of the Code of Iowa).

29.19 LANDLORD BUSINESS PERMIT. Section 202 of the IPMC is hereby amended by adding the following definition:

LANDLORD BUSINESS PERMIT. Means a permit issued by the City of Cedar Rapids for the purpose of conducting residential rental business which is subject to regulation under this Chapter.

A Landlord Business Permit does not authorize one to act or represent oneself as a real estate broker in violation of Iowa Code Chapter 543B Real Estate Brokers and Salespersons.

29.20 – NUISANCE. Section 202 of the IPMC is hereby amended by adding the following definition:

NUISANCE. Means the same as set forth in Chapter 22 of the Municipal Code of the City of Cedar Rapids, Iowa.

29.21 – NUISANCE ACTIVITY. Section 202 of the IPMC is hereby amended by adding the following definition:

NUISANCE ACTIVITY. Means the same as set forth in Chapter 22A of the Municipal Code of the City of Cedar Rapids.

29.22 – NUISANCE PROPERTY. Section 202 of the IPMC is hereby amended by adding the following definition:

NUISANCE PROPERTY. Means the same as set forth in Chapter 22A of the Municipal Code of the City of Cedar Rapids.

29.23 – OCCUPYING. Section 202 of the IPMC is hereby amended by adding the following definition:

OCCUPYING. Means living or sleeping in premises regulated by this Chapter, and shall not require that the person living or sleeping be included in any rental agreement concerning the premises.

29.24 – PROPERTY MANAGER. Section 202 of the IPMC is hereby amended by adding the following definition:

PROPERTY MANAGER. Means the party responsible for day to day maintenance, operation and management of rental property. For purposes of this Subchapter, an Owner

of a Rental Property or Rental Unit may be but is not necessarily the same as the Property Manager thereof.

References in this Chapter to “Property Manager” shall not be construed so as to affect the application of any other law concerning property management, including but not limited to Iowa Code Chapter 543B.

29.25 – REFUSE. Section 202 of the IPMC is hereby amended by adding the following definition:

REFUSE. The worthless or useless part of something; trash or garbage.

29.26 – RENTAL BUSINESS TRAINING. Section 202 of the IPMC is hereby amended by adding the following definition:

RENTAL BUSINESS TRAINING. Means training required of Landlords and those who manage rental property subject to regulation hereunder.

29.27 – RENTAL PROPERTY (OR RESIDENTIAL RENTAL PROPERTY); RENTAL UNIT (OR RESIDENTIAL RENTAL UNIT). RENTAL PROPERTY (OR RESIDENTIAL RENTAL PROPERTY); RENTAL UNIT (OR RESIDENTIAL RENTAL UNIT). Means a structure containing one or more dwelling units, rooming units, or sleeping units which is not eligible for the Iowa Homestead Credit for tax purposes; also any structure or part of a structure used as a home, residence, or sleeping unit by a single person, household unit, or any person(s) other than the legal owner of the property, which is leased or rented from or otherwise occupied by permission of the owner or other person in control of such unit(s), whether by day, week, month, year or any other term, regardless of monetary exchange. The term Rental Unit or Residential Rental Unit may refer to a unit within a rental property, as context requires.

29.28 – RENTAL PROPERTY REGISTRATION. Section 202 of the IPMC is hereby amended by adding the following definition:

RENTAL PROPERTY REGISTRATION. Means registration with the City of Cedar Rapids of a structure containing one or more rental units subject to regulation under this Chapter.

29.29 – RENTAL UNIT REGISTRATION. Section 202 of the IPMC is hereby amended by adding the following definition:

RENTAL UNIT REGISTRATION. Means registration of any given dwelling unit within a duly registered rental property.

29.30 – VACANT and NEGLECTED BUILDING. Section 202 of the IPMC is hereby amended by adding the following definition:

VACANT and NEGLECTED BUILDING. Any building or portion of a building which meets any one or more of the following conditions for more than 180 calendar days in any given year: unoccupied and unsecured, unoccupied and secured by boarding or by means other than those used in the design of the building, unoccupied and has housing and/or building code violations, unoccupied and unfit for occupancy, or unoccupied and declared dangerous or unsafe under this code.

Exception: Vacant Buildings which are undergoing construction, renovation, or rehabilitation and which are in compliance with all applicable ordinances, codes, legislation, and regulations, and for which a construction, renovation or rehabilitation permit has been issued that the *code official* determines is proceeding diligently to completion.

29.31 – WEEDS. Section 202 of the IPMC is hereby amended by adding the following definition:

WEEDS. All grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

SUBCHAPTER 3 – Amendments to IPMC Provisions on General Requirements

29.32 – 302.1 SANITATION. Section 302.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 302. 1 Sanitation. *Exterior property* and *premises* shall be maintained in a clean, safe and sanitary condition. The *occupant* shall keep that part of the *exterior property* that such *occupant* occupies or controls in a clean and sanitary condition, but this provision shall not relieve the owner of responsibility under this chapter. No exterior accumulation of garbage, refuse, rubbish, personal possessions, or household goods, including but not limited to appliances and furnishings manufactured for interior use, shall be permitted. For purposes of this section, an unenclosed porch is an exterior portion of a property or premises.

29.33 – 302.4 WEEDS. Section 302.4 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 302. 4 Weeds. *Premises* and *exterior property* shall be maintained free from weeds or plant growth in excess of 12 inches. Noxious weeds shall be prohibited.

Upon failure of the *owner* or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 109.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the *owner* or agent responsible for the property.

29.34 – 302.7 ACCESSORY STRUCTURES. Section 302.7 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 302. 7 Accessory structures. All accessory structures, including detached garages, fences and walls, shall be maintained in good repair at all times. All garages, where a garage door was intended or installed, must be provided with a functioning garage door.

29.35 – 302.8 MOTOR VEHICLES. Section 302.8 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 302.8 Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any *premises*, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. The open storage of vehicle parts including but not limited to bumpers, engines, exhaust pipes, doors, fenders, hoods, mufflers, tires or any other structural, mechanical, or decorative vehicle part is prohibited. Painting of vehicles is prohibited unless conducted inside an *approved* spray booth. Motor vehicles shall be parked on permitted hard surfaces, as defined in Cedar Rapids Municipal Code Chapter 32 (Zoning).

Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a *structure* or similarly enclosed area designed and *approved* for such purposes.

29.36 – 304.3 PREMISES IDENTIFICATION. Section 304.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 304.3 Premises identification. Buildings shall have *approved* address numbers placed in a position to be plainly legible and visible from the street or road fronting the property. Where the fire *code official* requires, address numbers shall also be located in an approved location along alleys that is visible from the alley. These numbers shall contrast with their background. Address numbers shall be Arabic numerals or alphabet letters. Numbers shall be not less than 4 inches (102 mm) in height with a minimum stroke width of 0.5 inch (12.7 mm). For each additional 100 feet from the street, the number shall increase by an additional 2 inches in height. Measurements to determine the minimum number size shall be measured from the approved address location to the center line of the street for which the premises is addressed. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure with address numbers not less than 6 inch height. Address numbers shall be maintained.

304.3.1 Interior room numbers. Multi-family dwellings and rooming units shall have an approved room and suite numbers identification placed in positions that are plainly legible and visible. Numbers should contrast with the background. Interior numbers shall be not less than 2 inches in height with a minimum stroke width of .25 inch (6.35 mm).

29.37 – 304.7 ROOFS AND DRAINAGE. Section 304.7 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 304.7 Roofs and drainage. The roof and flashing shall be sound, tight and not have defects or deterioration. Roof drainage shall be adequate to prevent dampness or *deterioration* in the walls or interior portion of the *structure*. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates a public nuisance.

29.38 – 304.14 INSECT SCREENS. Section 304.14 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 304.14 Insect screens. Every door, window and other outside opening required for *ventilation* of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored shall be supplied with *approved* tightly fitting screens of minimum 16 mesh per inch (16 mesh per 25 mm), and every screen door used for insect control shall have a self-closing device in good working condition.

Exception: Screens shall not be required where other *approved* means, such as air curtains or insect repellent fans, are employed.

29.39 – 307.1 GENERAL (HANDRAILS AND GUARDRAILS). Section 307.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 307.1 General. Every exterior and interior flight of stairs having four or more risers shall have a handrail on one side of the stair and every open portion of a stair, landing, balcony, porch, deck, ramp or other walking surface that is more than 30 inches (762 mm)

above the floor or grade below shall have *guards*. Handrails shall be not less than 30 inches (762 mm) in height or more than 42 inches (1067 mm) in height measured vertically above the nosing of the tread or above the finished floor of the landing or walking surfaces. *Guards* shall be not less than 30 inches (762 mm) in height above the floor of the landing, balcony, porch, deck, or ramp or other walking surface. The new installation or replacement of handrails or guardrails require compliance with current Cedar Rapids Municipal Building Code.

Exception: *Guards* shall not be required where exempted by the adopted building code.

29.40 – 309.1 INFESTATION. Section 309.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Section 309.1 Infestation. Structures shall be kept free from insect and rodent *infestation*. Structures in which insects or rodents are found shall be promptly exterminated by *approved* processes that will not be injurious to human health. If after re-inspection it is the opinion of the *code official* that adequate extermination measures have not been taken, then an approved plan of action shall be provided to the *code official* within 5 business days. An approved plan of action must include an approved certified pest control agency for extermination. After *pest elimination*, proper precautions shall be taken to prevent reinfestation.

SUBCHAPTER 4 – Amendments to IPMC Provisions on Light, Ventilation and Occupancy Limitations

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SUBCHAPTER 5 – Amendments to IPMC Provisions on Plumbing Facilities and Fixture Requirements

29.41 – 502.3 HOTELS. Section 502.3 of the IPMC is hereby deleted.

29.42 – 502.4 EMPLOYEES' FACILITIES. Section 502.4 of the IPMC is hereby deleted.

29.43 – 502.4.1 DRINKING FACILITIES. Section 502.4.1 of the IPMC is hereby deleted.

29.44 – 503.1 PRIVACY. Section 503.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

503.1 Privacy. *Toilet rooms* and *bathrooms* shall provide privacy and shall not constitute the only passageway to a hall or other space, or to the exterior. A door and interior locking device shall be provided for all *bathrooms* and *toilet rooms* in a single-family dwelling and multiple dwelling.

SUBCHAPTER 6 – Amendments to IPMC Provisions on Mechanical and Electrical Requirements

29.45 – 602.3 HEAT SUPPLY. Section 602.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

602.3 Heat supply. Every *owner* and *operator* of any building who rents, leases or lets one or more *dwelling units* or *sleeping units* on terms, either expressed or implied, to furnish

heat to the *occupants* thereof shall supply heat to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, *bathrooms* and *toilet rooms*.

Exceptions:

1. When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required provided that the heating system is operating at its full design capacity. The winter outdoor design temperature for the locality shall be as indicated in Appendix D of the *International Plumbing Code*.

2. In areas where the average monthly temperature is above 30°F (1°C), a minimum temperature of 65°F (18°C) shall be maintained.

29.46 – 602.4 OCCUPIABLE WORK SPACES. Section 602.4 of the IPMC is hereby amended by deleting said section and replacing it with the following:

602.4 Occupiable work spaces. Indoor occupiable work spaces shall be supplied with heat to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.

2. Areas in which persons are primarily engaged in vigorous physical activities.

29.47 – 603.1 MECHANICAL EQUIPMENT AND SUPPLIES. Section 603.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

603.1 Mechanical equipment and appliances. Mechanical equipment, appliances, fireplaces, solid fuel-burning appliances, cooking appliances and water heating appliances shall be properly installed and maintained in a safe working condition, and shall be capable of performing the intended function. All fuel burning heating equipment of each dwelling shall be maintained in good and safe working condition and shall be capable of heating all habitable rooms, kitchens, kitchenettes, bathrooms, and toilet rooms located therein to the minimum temperature required by this code.

29.48 – 604.2 SERVICE. Section 604.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

604.2 Service. The size and usage of appliances and equipment shall serve as a basis for determining the need for additional facilities in accordance with Cedar Rapids Municipal Code Chapter 34 (Electrical Code) as adopted.

29.49 – 605.2 RECEPTACLES. Section 605.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

605.2 Receptacles. Every *habitable space* in a dwelling shall contain not less than two separate and remote receptacle outlets. Every laundry sink and/or laundry area shall contain not less than one grounding-type receptacle or a receptacle with a ground fault circuit interrupter. Every existing or new bathroom shall contain at least one ground fault circuit interrupter protection type receptacle. All receptacle outlets shall have the appropriate faceplate cover for the location.

605.2.1 Ground fault. All receptacles located above and adjacent to work counters within 3 feet of a sink or water distribution fixture shall be ground fault circuit interrupter protection type.

605.2.2 Exterior GFCI. All exterior outlets must be ground fault circuit interrupter protection type with approved covers.

605.2.3 Tamper Resistant. All replacement outlets shall be of a tamper resistant type.

SUBCHAPTER 7 – Amendments to IPMC Provisions on Fire Safety Requirements

29.50 – 705.6.2 INTERCONNECTION. Section 705.6.2 of the IPMC is hereby amended by adding the following as item 3 to said section:

Exceptions:

3. Battery powered smoke alarms may be added in bedrooms of existing buildings which have existing smoke alarms interconnected as long as the bedrooms didn't previously have interconnected smoke alarms removed or disconnected and until such time that a building permit for remodel of the unit or building results in the building official requiring smoke alarms be interconnected.

29.51 – 704.6.3 POWER SOURCE. Section 704.6.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

29.51 – 704.6.3 Power source. Single-station smoke alarms shall receive their primary power from the building wiring provided that such wiring is served from a commercial source and shall be equipped with a battery backup. Smoke alarms with integral strobes that are not equipped with battery backup shall be connected to an emergency electrical system. Smoke alarms shall emit a signal when the batteries are low. Wiring shall be permanent and without a disconnecting switch other than as required for overcurrent protection.

Newly installed or replacement of an existing battery-powered smoke alarm or smoke alarms must be in accordance with Iowa Administrative Code 661, Public Safety, Chapter 210.

Exceptions:

1. Smoke alarms are permitted to be solely battery operated in existing buildings where construction is not taking place.

2. Smoke alarms are permitted to be solely battery operated in buildings that are not served from a commercial power source.

3. Smoke alarms are permitted to be solely battery operated in existing areas of buildings undergoing *alterations* or repairs that do not result in the removal of interior walls or ceiling finishes exposing the structure, unless there is an attic, crawl space or *basement* available that could provide access for building wiring without the removal of interior finishes.

29.52 – FIRE EXTINGUISHERS. Section 704 of the IPMC is hereby amended by adding the following:

29.52.1 General. Fire extinguishers shall be required in rental properties in accordance with specifications listed below. All fire extinguishers shall be maintained in an operative

condition at all times and shall be replaced or repaired when defective in accordance with the manufacturer's specifications and NFPA 10. At the time of each Regular Rental Inspection, the *code official* will confirm the fire extinguisher(s) have been properly maintained, serviced, and tagged by an approved company in accordance with the manufacturer's specifications, NFPA 10 and the Cedar Rapids Fire Code.

29.52.1.1 Single-family. Single family rental structures shall have one 1A10BC minimum rated fire extinguisher provided in a properly mounted readily accessible location, preferably located near an exit and near the kitchen.

29.52.1.2 Multi-family. Each multi-family structure shall be provided with one 1A10BC fire extinguisher for each dwelling unit, properly mounted in a readily accessible location preferably located near an exit and near the kitchen, or, for those structures with common corridors in lieu of the 1A10BC fire extinguishers in each unit, the owner may provide one 2A10BC fire extinguisher on each occupied level within 75 feet of each dwelling unit, properly mounted in a readily accessible location for occupants for which they are provided.

29.52.1.3 Multi-family Laundry and Mechanical Rooms. One 2A10BC fire extinguisher shall be provided in a properly mounted readily accessible location positioned within 75 feet of and on the same level as each laundry or mechanical room (including boiler rooms) that is shared by 2 or more dwelling units.

SUBCHAPTER 8 – Amendments to IPMC Provisions on Referenced Standards

29.53 – ADDITONAL REFERENCED STANDARDS. Subchapter 8 of the IPMC is hereby amended by adding the following as Referenced Standards:

Additional Referenced Standards. The following Chapters of the Municipal Code of the City of Cedar Rapids, Iowa, are included as Referenced Standards:

Chapter 22 Nuisances
Chapter 22A Nuisance Properties
Chapter 32 Zoning
Chapter 33 Building Code (as adopted & amended)
Chapter 34 Electrical Code (as adopted & amended)
Chapter 35 Plumbing Code (as adopted & amended)
Chapter 36 Mechanical Code (as adopted & amended)
Chapter 37 Fire Code (as adopted & amended)

SUBCHAPTER 9 – Rental Business Regulations

29.54 – SECTION 901 LANDLORD BUSINESS PERMITS.

a. Permit requirements. No person, or business entity, shall lease, rent, or otherwise allow a dwelling unit or residential rental unit to be occupied without a valid Landlord Business Permit issued in accordance with this Subchapter. Each LLC is considered separate ownership.

b. Application requirements. The application requirements to the receipt of a Landlord Business Permit include:

i. All requirements pertaining to inspections are met; and

ii. All rental units of which the applicant is an owner, in whole or in part, are registered; and

iii. All fees due under this Chapter or Chapter 22A of the Cedar Rapids Municipal Code for the Applicant's residential rental unit(s) are paid in full; and

iv. All court judgments entered in favor of the City and against the applicant are paid in full; and

v. The applicant has placed on file with the *code official* the name(s), business address(es), telephone number(s) and e-mail addresses of the Owner and the Property Manager (if different than the Owner) who is responsible for day to day maintenance and management of the registered premises owned in whole or part by the applicant; and

vi. The applicant has placed on file with the *code official* the actual physical address of the Owner or Property Manager with appropriate emergency contact information; and

vii. Landlord Business Permit fees are paid; and

viii. Completion and submission of an Application for Landlord Business Permit in such form and detail as prescribed by the *code official*.

c. Permit to Issue. If the *code official* concludes that application information requirements have been met, then the *code official* shall issue the Landlord Business Permit.

29.55 – SECTION 902 RENTAL PROPERTY OR RENTAL UNIT REGISTRATION.

a. Registration Required; Notification of Changes. No person shall lease, rent, or let for occupancy, a residential rental unit in the City of Cedar Rapids, Iowa without first obtaining from the *code official* proper Rental Property or Rental Unit Registration, as the case may be. Rental Property or Rental Unit Registration shall not be transferred from one owner to another. Each owner of residential rental property shall register the same with the *code official* within 30 days of transfer of title or possession of such property. It shall be the responsibility of the owner to inform the *code official* of any change in address for purposes of conducting business and communicating with the *code official*. Persons with a Landlord Business Permit who lease, rent or let for occupancy prior to obtaining a Rental Unit Registration will be assessed a penalty fee in accordance with the Schedule of Housing Inspection Services Fees.

Exception: No registration shall be required for an Owner occupied single family dwelling, single family Condominium, or single family Cooperative, provided such Owner occupied dwelling, Condominium or Cooperative has no more than two tenants who are 18 years of age or older and unrelated to the Owner.

b. Application Requirements.

i. Application for Rental Property or Rental Unit Registration required by this code shall be made to the *code official* in such form and detail as prescribed by the *code official*, and shall include proof that Rental Business Training has been completed as set forth in this Subchapter.

ii. Rental Property or Rental Unit Registration fees shall be as set forth by Resolution of the City Council of Cedar Rapids and payment thereof shall accompany an application for Rental Unit Registration.

c. Mandatory Rental Business Training.

i. Rental Business Training: The *code official*, or a designee, shall develop a Rental Business Training course to advance compliance with this Subchapter, other applicable laws and best rental business practices. A description of the course and its goals must be approved by resolution of the City Council.

ii. Training Requirements: Regardless of whether they are also Owners of Rental Property, all those who are Property Managers within the meaning of this Subchapter at the time this ordinance becomes effective shall complete Rental Business Training prior to the next registration of the Rental Unit or Rental Property under his or her management. Provided the Property Manager has otherwise complied with the Rental Business Training requirements set forth herein, that Property Manager shall not be required to undergo Rental Business Training as to each and every unit or property under his or her management.

iii. Proof of Training upon Registration of Rental Unit: Upon registration of a Rental Unit, the Owner shall provide proof that the Property Manager for that Unit has undergone Rental Business Training and is otherwise in compliance with the training requirements set forth herein. In the event a Property is being re-registered due to a Transfer of Title as provided in 29.55(f), and the Owner cannot prove compliance as required in this paragraph at the time of re-registration, the Owner must complete the Rental Business Training program. Failure to submit proof promptly thereafter will subject the re-registration to suspension or revocation as provided in this Subchapter.

iv. Training Required Due to Nuisance Property Status: If a rental property is deemed a Nuisance Property pursuant to Chapter 22A of the Cedar Rapids Municipal Code, then either the Owner of the Nuisance Property or, if approved by the *code official*, the Owner's designated Property Manager for that Nuisance Property shall undergo Rental Business Training prior to the next registration of the Nuisance Property. This provision shall not be construed so as to require a Property Owner or Owner's designated Property Manager to take more than one class in any given year.

d. Rental Unit Registration to Issue. When the owner has properly completed an application for registration of a rental unit, completed all requirements as provided herein and complied with all applicable codes, then Rental Unit Registration shall be issued. Such Registration does not indicate that a dwelling, dwelling unit, rooming unit, or sleeping unit meets the requirements of this code.

e. Annual Registration. Rental Unit Registration shall be valid from the date of issuance and continuing until July 1st of each year. Registration may not be renewed unless all required fees have been paid in full for all rental unit(s) of which the applicant is an owner.

f. Change of Registration Information upon Transfer of Title. The owner of any rental property or unit shall notify the *code official* within thirty (30) days of any change in the information required for Rental Property or Rental Unit Registration. If a rental property or unit is sold, assigned, or otherwise transferred, the rental property/unit must be re-registered within thirty (30) days of the transfer. The new owner shall notify the *code official* of any change in contact information for their designated local representative, including a change in name, address, e-mail address, telephone number, mobile telephone number, or facsimile number of the designated local representative within thirty (30) business days of the change.

29.56 – SECTION 903 MANDATORY TENANT BACKGROUND CHECKS.

a. Landlord Business Permit Holders shall perform a background check on all persons 18 years of age or older who newly occupy a rental unit after July 1, 2013, whether or not the person(s)

has signed a lease. This requirement shall not apply with regard to persons already occupying a given rental unit prior to that date.

b. Background checks as referenced here shall include the following at a minimum:

i. A report of activity from Iowa Courts Online.

ii. A report from the Iowa Sex Offender Registry and the National Sex Offender Website maintained by the United States Department of Justice. Landlords are encouraged but not required to obtain additional background information the Landlord deems appropriate.

c. Nothing herein shall be construed to indicate any preference or recommendation on the part of the City as to the selection of a tenant.

29.57 – SECTION 904 SUSPENSION, REVOCATION OR DENIAL (OF RENTAL UNIT REGISTRATION OR LANDLORD BUSINESS PERMIT); RIGHT OF APPEAL; ORDER OF PRECEDENCE.

a. Suspension, Revocation or Denial of Rental Unit Registration or Landlord Business Permit. Using the Order of Precedence outlined in subsection b. of this section as a guiding principle for gaining compliance, the *code official* may suspend, revoke, deny, or deny renewal of any Rental Unit Registration or Landlord Business Permit issued under this Subchapter where any of the following applies:

i. False statements on any application or information or report required by this Subchapter to be given by the applicant, registrant, or permit holder.

ii. Failure to pay any application, penalty, re-inspection, or reinstatement fee required by this Chapter, Chapter 22A of the Cedar Rapids Municipal Code or City Council Resolution.

iii. Failure to correct deficiencies within the time frame specified in a Notice of Violation issued pursuant to this Chapter.

iv. Failure to comply with the provisions of an approved mitigation/remediation plan by the *code official*.

v. Failure to comply with the provisions of the Title VIII of the Fair Housing Act of 1968 (as amended).

vi. Declaration of status as Nuisance Property pursuant to Chapter 22A of the Cedar Rapids Municipal Code.

vii. Failure to provide proof of a Mandatory Tenant Background Check required by this Subchapter.

b. Order of Precedence for Suspending, Revoking, Denying or Denying Renewal

i. First course of action. A Rental Unit Registration may be suspended, revoked, denied, or not renewed as provided in subsection (a) of this section.

ii. Second course of action. A Landlord Business Permit may be suspended, revoked, denied, or not renewed as provided in subsection (a) of this section.

c. Right of Appeal. Any person directly affected by a decision of the *code official* or a notice of adverse decision under this code shall have the right to appeal that decision in accordance with

Section 107 (Means of Appeal) of this code. No Rental Unit Registration or Landlord Business Permit may be suspended, revoked, denied or the renewal thereof denied unless notice and an opportunity to be heard is given the holder of the Permit or Registration, or applicant therefor.

29.58 – SECTION 905 INSPECTION OF RENTAL PROPERTY.

a. Regular rental inspection. Regular rental inspections of rental property, rental units, and the common areas thereof, shall be inspected in accordance with a program of regular rental inspections conducted not more frequently than yearly nor less frequently than every 3 years for a Certificate of Compliance.

b. Other rental inspection. Rental units may be inspected on a more frequent basis to ensure compliance with this code based upon one or more of the following:

i. Information is received indicating that there is a violation of provisions of this code, or any state law;

ii. An observation is made by a *code official*, or police officer, or fire code official, or any other government official of a possible violation of the standards or the provisions of this code or any state or federal laws;

iii. Information is received indicating that a rental unit is unoccupied and unsecured or that a rental unit is damaged by fire, water, or other causes detrimental to the structure;

iv. A determination must be made whether there is compliance with a notice or an order issued by a *code official*;

v. A public health safety or welfare emergency is observed or is reasonably believed to exist;

vi. A tenant makes a request for an inspection. If a non-emergency inspection is requested by a tenant, then the tenant shall give a written notice to the owner. Fourteen (14) days after tenant notification to the owner, an inspection may be conducted by the *code official*.

vii. A dwelling unit is to be demolished by the City of Cedar Rapids, Iowa or the ownership is to be transferred to the City of Cedar Rapids, Iowa.

viii. A unit is declared a Nuisance Property pursuant to Chapter 22A of the Cedar Rapids Municipal Code.

29.59 – SECTION 906 CERTIFICATE OF COMPLIANCE.

a. Certificate of Compliance Required. It shall be a violation of this code for any person to let to another for rent and/or occupancy any dwelling, dwelling unit, rooming unit, or sleeping unit in the City of Cedar Rapids, Iowa unless the owner holds a valid rental Certificate of Compliance, a current Cedar Rapids issued Landlord Business Permit, and Rental Property or Unit Registration. Unless a rental unit is re-inspected, the Certificate of Compliance shall be valid for a period of three (3) years from the initial regular rental inspection (shown as the Issue Date on the Certificate of Compliance). A Certificate of Compliance shall be transferable from one owner to another for the address for which it is applicable. A Certificate of Compliance shall in no way signify or imply that the premises for which it is issued is in conformance or compliance with all portions of the Municipal Code of Cedar Rapids, or the laws of Linn County or the State of Iowa. The City of Cedar Rapids shall maintain no liability in regard to the Certificate of Compliance.

Exception: for an owner occupied single family dwelling, or single family Condominium, or single family Cooperative, provided such dwelling, Condominium or Cooperative has no more than two tenants who are 18 years of age or older and unrelated to the Owner.

b. Requirements for Issuance. The City shall issue a Certificate of Compliance for any rental unit upon request by the owner providing that the rental unit meets the following requirements:

i. Rental Unit Registration for the rental unit in question is on file with the *code official*; and

ii. The *code official* determines all provisions of this Chapter have been complied with by the owner; and

iii. All fees required by the Cedar Rapids City Council have been paid in full.

iv. The Certificate of Compliance, if withdrawn, shall be restored only upon a re-inspection showing compliance with this code and any additional fees are paid in full.

v. When a Building Code Certificate of Occupancy is issued by the City of Cedar Rapids for construction of a new dwelling containing one or more units, the *code official* shall issue a Certificate of Compliance when the Rental Unit Registration is complete for that property.

c. Suspension of Certificate of Compliance. The *code official* shall suspend a Certificate of Compliance if the owner has not complied with the requirements set forth in a notice of a code violation. A Certificate of Compliance may be suspended for a given unit without effect on the other units for which the Certificate was issued. The *code official* shall issue a notice of suspended certification to the owner stating that:

i. the Certificate of Compliance has been suspended as of the date of the notice and the reason for suspension; and

ii. any rental unit which is vacant at the time of suspension or which becomes vacant during the period of suspension shall not be rented or re-occupied until the Certificate of Compliance is re-instated or a new Certificate of Compliance is issued; and

iii. failure to comply with the terms of suspension, as set out in this section, shall be a violation of this code; and

iv. suspension of a Certificate of Compliance may be appealed to the Housing Code Board of Appeals as provided for in Section 107 of this code.

d. Reinstatement. The *code official* will reinstate a suspended Certificate of Compliance after a regular inspection has been completed, fees have been paid in full, and the rental property/unit has been brought into compliance with the applicable standards of this code. Reinstatement of the Certificate of Compliance shall not extend or change the next inspection date of the Certificate of Compliance.

29.60 – SECTION 907 NOTICE UPON OFFER FOR SALE. Every person owning a rental property/unit under this chapter and offering such property for sale shall inform a prospective buyer of the following:

a. Current status of the Certificate of Compliance; and

b. Any notice regarding violations of this code, nuisance and zoning codes which are outstanding due to failure to correct violations; and

c. Full information regarding any court action presently filed against the property along with other required disclosure items in accordance with applicable real estate laws.

29.61 – SECTION 908 UNIFORM RESIDENTIAL LANDLORD AND TENANT LAW. This Subchapter shall not be construed so as to effect in any manner the application of the Uniform Residential Landlord and Tenant Law, presently codified as Chapter 562A of the 2022 Iowa Code, and as amended from time to time.

SUBCHAPTER 10 – Vacant and Neglected Building Regulations

29.62 – SECTION 1001 GENERAL. 1001.1 Scope. The provisions of this subchapter shall govern the requirements for all buildings and structures that are "vacant and neglected," as that phrase is defined by this code, and have one or more building and housing code violations. The following describes the scope of this subchapter.

a. Establishes a program for identification, registration, and regulation of building(s) which are or have become vacant and neglected;

b. Determines the responsibilities of owner(s), as that term is defined by this code, of vacant and neglected building(s), as well as the owner's authorized agent;

c. Requires a written abatement plan be provided by the owner(s), or the owner's authorized agent, to abate the violations;

d. Provides for administration, enforcement and abatement of continued violations, and the establishment of registration fees; and

e. Ensures that buildings identified as vacant and neglected are made code compliant within one year from the date said buildings were declared vacant and neglected by the *code official*.

1001.2 Responsibility. It is the responsibility of owner(s) of property to prevent structure(s) thereon from becoming a burden and blight to the neighborhood and community and a threat to the public health, safety, and welfare.

29.63 – SECTION 1002 VACANT AND NEGLECTED BUILDING DETERMINATION. 1002.1 When the *code official* finds that a structure meets the definition of a vacant and neglected building under this code, a notice shall be served upon the owner(s) of record in accordance with Section 109 of this code.

29.64 – SECTION 1003 VACANT AND NEGLECTED BUILDING REGISTRATION. 1003.1 Registration Requirements.

A. Vacant and Neglected Building Registration:

1. The owner(s) or the owner's authorized agent shall register a vacant and neglected building with the city within thirty (30) calendar days of the *code official* notifying the owner that the *code official* has declared the structure a vacant and neglected building or within thirty (30) calendar days of the building becoming vacant and neglected as defined by this code (regardless of whether the *code official* has officially declared the structure vacant and neglected), whichever is earlier.

2. The registration application shall include the following information:

a. A description of the premises; address, legal description and GPN number;

b. The names, addresses and contact phone number(s) for all the owner(s), owner's authorized agent(s) or mortgage lender's account service representative(s);

c. The names, addresses and contact phone number(s) of all known lienholders and all other interested parties;

d. The name, address and contact phone number of a person designated to act on behalf of an out of town owner(s), to accept legal process and notices, and to authorize repairs as required (a letter from the legal owner(s) is required to assign a designee); and

e. Submittal of the written abatement plan required by 29.65 Section 1004 of this code.

B. Vacant and Neglected Building Registration Fees: The owner(s) or owner's authorized agent of a vacant and neglected building shall pay an annual fee for the administrative cost of registering and processing the vacant and neglected building owner registration form and the costs of the city inspecting the building and site. This fee shall be paid in full prior to acceptance of the registration form for the subject property.

C. Inspections: The owner(s) or the owner's authorized agent shall allow the *code official* to enter the property and structure for an initial code compliance inspection at the time of registration and for an annual inspection of the interior and exterior of the premises. Legal action may be taken for properties not brought into compliance with the code within one year of registration as a vacant and neglected property.

D. Failure to register a vacant and neglected building, failure to submit the required abatement plan or the provision of false information to the city shall constitute a violation of this code subjecting the owner(s), or the owner's authorized agent, to penalties as provided in this code.

E. The owner(s) or the owner's authorized agent shall notify the *code official* of any changes in information supplied as part of the building registration within thirty (30) days of the change.

F. Any transfer of ownership after registration as provided herein shall comply with Section 111.6 of this code.

29.65 – SECTION 1004 VACANT AND NEGLECTED BUILDING ABATEMENT PLAN.

1004.1 Abatement Plan Requirements.
The owner(s) or the owner's authorized agent shall submit a written plan of action at the time of registration which shall address all code violations, including the manner in which each violation will be remedied and a time schedule to correct each violation, and identify the date the building will be made code compliant and habitable or available for sale. The *code official* shall require completion of the plan of action within a reasonable period of time.

Any repairs, improvements or alterations to the property must comply with this code and the applicable building codes as referenced in subchapter 8 (Referenced Standards) of this code.

1004.2 Authority to Modify the Abatement Plan.
The *code official* shall, upon notice to the owner(s) or the owner's authorized agent, have the right to modify the vacant and neglected building abatement plan by modifying the dates of performance, the proposed methods of action, or by imposing additional requirements. During the

initial code compliance inspection, additional violations may be noted and required to be compliant as part of the plan. These additional requirements shall become part of the approved plan.

1004.3 Approval of the Abatement Plan.
After completing the code compliance inspection and reviewing the abatement plan of action, the *code official* shall approve, approve with modifications, or deny the plan. If the plan is approved or approved with modifications, the *code official* shall issue a registration permit to the owner or the owner's authorized agent. A copy of the permit will be placed by the *code official* on the structure at a location visible from the street. The registration permit shall have the expiration date on it. Registration permits are valid for one year from the date of issue.

1004.4 Failure to Comply with the Abatement Plan.
Failure to have an approved vacant and neglected building abatement plan within thirty (30) days of filing the registration form or failure to comply with the approved abatement plan within the timeframe approved shall constitute a violation of this code subjecting the owner(s) of the building to penalties as provided in this code.

29.66 – SECTION 1005 APPEAL.

1005.1 Appeal.
Any person directly affected by a decision of the *code official* or a notice or order issued under this code shall have the right to appeal in accordance with Section 107 of this code.

29.67 – SECTION 1006 REMOVAL FROM REGISTRATION.

1006.1 Removal requirements.
A vacant and neglected building shall be removed from the registration requirements of this subchapter by the *code official* upon such building:

A. Being brought into compliance with all housing and building codes and remaining violation free for a period of 90 days after code compliance was achieved.

B. Being removed or demolished by the owner; or

C. Being demolished by the City of Cedar Rapids.

29.68 – SECTION 1007 OTHER ENFORCEMENT.

1007.1 Other Enforcement.
The registration of a vacant and neglected building shall not preclude the *code official* from taking other action against the building or property.

APPENDIX A
Boarding Standard

29.69 – GENERAL. Section A101.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

A101.1 General. All boarding and fencing of unsecure, unsafe structures or dangerous locations shall meet the requirements of this section.

Windows, doors and openings shall be secured or boarded in an *approved* manner to prevent entry by unauthorized persons and shall be coated (painted) with an appropriate neutral blending color as approved by the *code official*.

29.70 – BOARDING SHEET MATERIAL. Section A102.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> A102.1 Boarding sheet material. When a structure is required to be secured, openings shall be secured with a minimum of ½ inch plywood or OSB or such other comparable material as may be approved by the *code official*, sized to fit the opening.

29.71 – BOARDING FRAMING MATERIAL. Section A102.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> A102.2 Boarding framing material. Framing lumber used shall be of a minimum size to support the covering materials complying with the *International Building Code*.

29.72 – BOARDING FASTENERS. Section A102.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> A102.3 Boarding fasteners. Fasteners used shall be in accordance with the *International Building Code*.

29.73 – FENCING MATERIALS. Section A102 of the IPMC is hereby amended by adding the following:

> Fencing materials. Fencing shall be standard 48 inch snow fence (orange safety fencing commonly used in construction projects). Standard “T” posts with a flange and clip shall be used to support the fencing.

29.74 – FENCING INSTALLATION. Section A103 of the IPMC is hereby amended by adding the following:

> Fencing installation. The fencing shall be installed to secure areas that are unsafe or dangerous as directed by the *code official*. Fencing shall be standard 48 inch snow fence (orange safety fencing commonly used in construction projects) supported by “T” posts with flange and clips to fasten to the posts. Posts will be spaced 6 – 8 feet apart with a flange below grade to sufficiently hold fencing from falling over. The safety fencing shall be secured to the “T” posts in a manner that they will not sag or become dislodged under normal conditions.

29.75 – A103.3 WINDOWS. Section A103.3 of the IPMC is hereby deleted.

29.76 – A103.4 DOOR WALLS. Section A103.4 of the IPMC is hereby deleted.

29.77 – A103.5 DOORS. Section A103.5 of the IPMC is hereby amended by deleting said section and replacing it with the following:

> One door to the *structure* shall be available for authorized entry and shall be secured and locked in an *approved* manner.

29.78 – A104.1 REFERENCED STANDARD. Section A104.1 of the IPMC is hereby deleted.

APPENDIX B
Board of Appeals

29.79 – B101.2 APPLICATION FOR APPEAL. Section B101.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Application for appeal. Any person shall have the right to appeal a decision of the *code official* or a notice of order issued under this code to the Housing Board of Appeals. An application for appeal shall be based on a claim that the intent of this code or the rules legally adopted hereunder have been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The application shall be filed on a form obtained from the *code official* within 20 days after the notice was served.

B101.2.1 Limitation of authority. The board shall not have authority to waive requirements of this code or interpret the administration of this code.

B101.2.2 Stays of enforcement. Appeals of notice and orders, other than *Imminent Danger* notices, shall stay the enforcement of the notice and order until the appeal is heard by the board.

Waiver. Failure of any person to file an appeal request in accordance with the provisions of this code shall constitute a waiver of the right to a Housing Board of Appeals hearing and adjudication of the notice or order, or any portion thereof.

29.80 – B101.3 MEMBERSHIP OF THE BOARD. Section B101.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Membership of the board. There is hereby established a board to be known as the Housing Board of Appeals, which consists of 7 members appointed by the Mayor with the advice and majority consent of the City Council. The members of the board shall be appointed for 3 year terms, with any successive appointment for a 3 year term following the expired term. Any one or more members of such board shall be subject to removal or replacement by the City Council at any time, for cause, after a public hearing before the City Council. Vacancies on such board shall be filled by the appointing authority for the unexpired term of such vacancy. The members of such board shall serve without compensation and shall be residents of the City of Cedar Rapids, Iowa. The *code official* shall be an ex officio member of said board but shall not vote on any matter before the board.

29.81 – B101.3.1 QUALIFICATIONS. Section B101.3.1 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Qualifications. The board shall consist of seven individuals, who are qualified by experience and training to pass on matters pertaining to building construction and are not employees of the jurisdiction.

29.82 – B101.3.2 ALTERNATE MEMBERS. Section B101.3.2 of the IPMC is hereby deleted.

29.83 – B101.3.4 CHAIRPERSON. Section B101.3.4 of the IPMC is hereby deleted.

29.84 – B101.3.5 SECRETARY. Section B101.3.5 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Secretary. The chief appointing authority shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings which shall set forth the reasons for the board's decision, the vote of each member, the absence of a member and any failure of a member to vote. The Building Services Department Administrative Assistant will serve as Secretary.

29.85 – OFFICERS. Section B101.3 of the IPMC is hereby amended by adding the following:

Officers. Officers of the board shall be elected by the members of the board at the annual meeting of the board, including a Chairperson.

29.86 – APPEAL. Section B101.3 of the IPMC is hereby amended by adding the following:

Appeal. All appeals and requests to the board shall be filed with the Building Services Department Administrative Assistant or code official for this code. An appeal fee as set by the City Council resolution shall accompany each appeal.

29.87 – PROCEDURE. Section B101.3 of the IPMC is hereby amended by adding the following:

Procedure. The board shall establish its own rules of procedure for accomplishment of its duties and function provided that such rules are not in conflict with the provisions of this code or Iowa law. Copies of the rules of procedure adopted by the board shall be available from the *code official*.

29.88 – B101.5 NOTICE OF MEETING. Section B101.5 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Notice of meeting. The board shall meet at regular intervals to be determined by the Chairperson but, in any event, the board shall act upon the appeal within 30 days after a request for a hearing has been received by the Building Services Department Administrative Assistant or code official for this code. Reasonable notice of the place, time, and date of such meeting shall be given to all members of the board and all interested parties in each case to be heard by the board.

29.89 – B101.5.2 QUORUM. Section B101.5.2 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Quorum. A quorum shall consist of a minimum of two-thirds of the board membership.

29.90 – B101.5.3 POSTPONED HEARING. Section B101.5.3 of the IPMC is hereby amended by deleting said section and replacing it with the following:

Postponed hearing. When a quorum consisting of a minimum of two-thirds of the board membership is not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

29.91 – MINUTES/COPIES. Section B101.5 of the IPMC is hereby amended by adding the following:

Minutes/Copies. Minutes of all meetings shall be prepared and maintained as part of the public record. The decision of the board shall be recorded. Copies shall be furnished to the appellant and the *code official*.

29.92 – EXTENSION OF TIME. Section B101.5 of the IPMC is hereby amended by adding the following:

Extension of Time. In lieu of, or in addition to, administrative extensions, the Housing Board of Appeals may grant an extension or extensions of time for the compliance of any order or notice, provided that the board makes a determination that there are practical difficulties or unnecessary hardship in carrying out the strict letter of any notice or order.

29.93 – PETITION FOR CERTIORARI. Section B101.7 of the IPMC is hereby amended by adding the following:

> Petition for Certiorari. Any person or persons, jointly or severally, aggrieved by any decision of the Housing Board of Appeals under the provisions of this code, or any officer, department, board, or bureau of the municipality, may present to a court of record a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within 30 days after the decision of the board."

Section 2. VALIDITY AND SEVERABILITY. The sections, subsections, chapters or parts of this Ordinance and the International Property Maintenance Code herby adopted are hereby declared to be severable and in the event that any such part of these provisions shall be held invalid for any reason, the invalidity of such section, subsection, chapter or part shall not invalidate any other of the provisions of this Ordinance or of the International Property Maintenance Code herby adopted.

Section 3. ADOPTION OF CODE. Pursuant to the published notice, a public hearing has been duly conducted upon the date, time, and at the place fixed in said notice upon the adoption of this Housing and Property Maintenance Code and the City Council of the City of Cedar Rapids, Iowa, hereby determines and finds that said proposed Housing and Property Maintenance Code shall be and the same is hereby adopted as an ordinance of the City of Cedar Rapids, Iowa.

Section 4. CODE ON FILE. An official copy of the Housing and Property Maintenance Code hereby adopted, including a certificate by the City Clerk as to its adoption and the effective date thereof, is on file in the office of the City Clerk in City Hall, and shall be kept there on file and copies shall be available for public inspection.

Section 5. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 26th day of July, 2022.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Transit

Presenter at Meeting: Brad DeBrower

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

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider a change to the CR Transit fare structure and resuming fare collection on the city buses

a. Resolution authorizing a change to the CR Transit fare structure and resuming fare collection on the city buses

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

Background: Fare collection on the city buses was suspended at the start of the COVID-19 pandemic and has not resumed at this time. CR Transit's allocation of CARES Act funding has covered lost revenues and eligible operating expenses during FY21 and FY22. CR Transit is proposing to resume fare collection along with a revised fare structure with implementation in September 2022.

The proposed fare structure was presented to the Finance & Administrative Services Committee on May 19, 2022. A public hearing and City Council approval is needed prior to implementation.

Action/Recommendation: The Transit Division recommends approving the resolution.

Alternative Recommendation: NA

Time Sensitivity: Approval is necessary prior to implementation.

Resolution Date: July 26, 2022

Budget Information: The proposal will be revenue neutral for the FY23 budget. Any reduction in fare revenues will be offset by CR Transit's allocation of American Rescue Plan funding.

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

Recommended by Council Committee: (Click here to select)
Explanation: NA

TRN
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TRN2022-05

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, fare collection on the city buses was suspended at the start of the COVID-19 pandemic and has not resumed at this time;

WHEREAS, Cedar Rapids Transit is proposing to resume fare collection along with a revised fare structure with implementation in September 2022;

WHEREAS, the proposed fare structure was presented to the Finance & Administrative Services Committee on May 19, 2022;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Cedar Rapids Transit is authorized to use the following fare structure and resume fare collection on the city buses;

- Full Fare – $1.00
  - Adults
  - Students (free for participants of the Student Sponsored Fare Program)
  - Non-qualifying passengers of the Free Fare groups
- Free Fare
  - Seniors (age 65 or over with proof of age or Free Fare ID Card)
  - Passengers with Disabilities (with ADA Paratransit Card or Free Fare ID Card)
  - Medicare Passengers (with Medicare Card or Free Fare ID Card)
  - Income Based Program Passengers (with Free Fare ID Card)
  - Children (age 12 and under)
- 31-Day/Monthly Passes – $30.00
- 10 Ride Passes – $10.00
- Day Passes – $2.00
- Single Ride Tickets (sold to Human Service Agencies) – 50¢
- ADA Paratransit Service (contracted with Linn County LIFTS) – $2.00

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Bob Hammond **Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the disposition of City-owned property located NW-ly of the intersection of 6th Street and B Avenue NW as requested by Union Pacific Railroad Company in connection with the Ellis Boulevard and 6th Street NW Connector project.

Resolution authorizing disposition of City-owned property located NW-ly of the intersection of 6th Street and B Avenue NW as requested by Union Pacific Railroad Company **(Paving for Progress)**.
CIP/DID #301963-02

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

Background: The disposition of City-owned land will allow for the development as part of construction to support the Ellis Boulevard and 6th Street NW Connector project at this location.

Due to the elevation at the site and unusual skew of the proposed railroad crossing, it has been determined this request is a necessity to accommodate the project and railroad crossing guard.

Action/Recommendation: If there are no objections during the public hearing, the Public Works Department recommends approving the resolution to consider the disposition of the City-owned property located NW-ly of the intersection of 6th Street and B Avenue NW .

Alternative Recommendation Continue to maintain the property.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301963-02
Local Preference Policy: NA
Explanation: This does not fit criteria outlined in policy, therefore, does not apply
Recommended by Council Committee: NA
Explanation: NA

ENG
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AUD FILE
301963-02
7970

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 City of Cedar Rapids owns a 0.01-acre parcel of land located NW-ly of the intersection of 6th Street and B Avenue NW on the west side of the Union Pacific Railroad adjacent to the Five Seasons Transportation & Parking Maintenance Facility at 427 8th Street NW, and

WHEREAS, on July 12, 2022, City Council passed a motion setting a public hearing, and a notice was published on July 16, 2022, and a public hearing was held on July 26, 2022 on the disposition of the property, and

WHEREAS, the City Council recommends the disposition of the City-owned property described as:

See attached Exhibit “A”

to Union Pacific Railroad Company by Quit Claim Deed.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Manager and City Clerk, or their designees, are authorized to execute a Quit Claim Deed to Union Pacific Railroad Company and documents effectuating this conveyance and that the same are hereby approved and accepted, and that they should be 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 26th day of July, 2022.

ClerkSignature

EXHIBIT "A"

LEGAL DESCRIPTION

A TRACT OF LAND LOCATED WITHIN PARCEL A, PLAT OF SURVEY #544, AS RECORDED IN BOOK 3981, PAGE 259 OF THE RECORDS OF THE LINN COUNTY, IOWA RECORDER ON SEPTEMBER 29, 1999, BEING A PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 83 NORTH, RANGE 7, WEST OF THE 5TH P.M, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID PARCEL A, SAID POINT BEING 15.00 FEET WESTERLY, MEASURED AT RIGHT ANGLE TO THE CENTERLINE OF THE MAIN TRACK OF THE UNION PACIFIC RAILROAD AS PRESENTLY LOCATED, THENCE ALONG EASTERLY LINE OF SAID PARCEL A N 12°05'27" E A DISTANCE OF 242.62 FEET TO THE POINT OF BEGINNING;

THENCE DEPARTING FROM SAID EASTERLY LINE, N 57°53'07" W A DISTANCE OF 16.97 FEET TO A SET CHISELED "X" CUT IN CONCRETE;

THENCE N 32°06'41" E A DISTANCE OF 46.58 FEET TO A SET 5/8" REBAR AND ALUMINUM CAP STAMPED: "PLS 23138", SAID POINT BEING IN THE EASTERLY LINE OF AFORESAID PARCEL A;

THENCE ALONG SAID EASTERLY LINE S 12°05'27" W A DISTANCE OF 49.58 FEET, TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINING 0.01 ACRE, OR 395 SQUARE FEET, MORE OR LESS.

SEAL

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.

Nathan A Van Raemdonck 6/16/2022

(signature) (date)

Printed or typed name: NATHAN A. VANRAEMDONCK

License number PLS 23138

My license renewal date is December 31, 2022.

Pages or sheets covered by this seal: 1 thru 5, inclusive

LICENSED PROFESSIONAL LAND SURVEYOR
NATHAN A. VANRAEMDONCK
23138
IOWA

SURVWEST PROJECT NO.	P210265
CLIENT PROJECT NO.	
REVISION DESCRIPTION	
DRAWN BY: JDM	DATE: 2022/06/16 SCALE: AS SHOWN

SURVWEST SURVEY·MAPPING UTILITY·SUE REAL ESTATE
6501 E Belleview Ave, Suite 300
Englewood, CO 80111 Tel: (720) 259-9316

A PORTION OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 83 NORTH, RANGE 7 WEST, OF THE 5TH P.M., CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA

TITLE: EXHIBIT "A"

REVISION:	DRAWING NO.	SHEET NO.
	P210265-UPRR-CEDAR-RAPIDS-EXH	1 OF 5

\\EGNITEDRIVEPROJECTS\P21 PROJECTS\P210265 - UPRR - ALTA EASEMENTS-CEDAR RAPIDS-MR82.29\CAD\MAPPING\2022-06-09-CITY-EXHIBIT\P210265-UPRR-CEDAR-RAPIDS-EXH.DWG JMUSIL 6/16/2022 8:45 AM

SCHEDULE B-II EXCEPTIONS

FROM TITLE COMMITMENT NUMBER 21-110494-C WITH AN EFFECTIVE DATE OF JANUARY 19, 2022, PROVIDED BY OLD REPUBLIC TITLE: EXCEPTIONS 1-3 ARE STANDARD EXCEPTIONS, SURVEYOR HAS NO COMMENT ON STANDARD EXCEPTIONS.

4. EXCEPTION AND RESERVATION CONTAINED IN DEED NO. 83236 RECORDED APRIL 15, 1983 AT BOOK 1846 PAGE 151 OF THE RECORDS OF LINN COUNTY, IOWA., RESERVING UNTO CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, ITS LESSEES, LICENSEES, SUCCESSORS AND ASSIGNS, THE RIGHT TO CONTINUE TO PROTECT, MAINTAIN, OPERATE, AND USE ANY AND ALL EXISTING DRAINAGE, DRIVEWAYS, CONDUITS, SEWERS, WATER MAINS, GAS LINES, ELECTRIC POWER LINES, COMMUNICATION LINES, WIRES AND OTHER UTILITIES, AND EASEMENTS OF ANY KIND WHATSOEVER ON SAID PREMISES, INCLUDING THE REPAIR, RECONSTRUCTION AND REPLACEMENT THEREOF, ALONG WITH A DUTY UPON THE OWNER OF THE LAND TO ERECT AND MAINTAIN, AT ITS OWN EXPENSE, A FENCE ALONG THE TRACKSIDE LINE OF THE ABOVE DESCRIBED REAL ESTATE, IN THE EVENT A FENCE IS REQUIRED BY GRANTOR, ITS SUCCESSORS AND ASSIGNS, OR ANY GOVERNMENTAL BODY HAVING JURISDICTION.
DOCUMENT IS A BLANKET DESCRIPTION AND NOT PLOTTED

5. TERMS, PROVISIONS, CONDITIONS, AND RESTRICTIONS SET FORTH IN THE RESOLUTION REGARDING A PRELIMINARY SITE DEVELOPMENT PLAN RECORDED MAY 15, 2012 AT BOOK 8285 PAGE 106 OF THE RECORDS OF LINN COUNTY, IOWA.
NO SURVEYOR COMMENTS

6. SUBJECT TO ANY AND ALL UNRECORDED LEASES, CONTRACTS, AND/OR VERBAL AGREEMENTS.
NO SURVEYOR COMMENTS

7. FOR REFERENCE ONLY: PLAT OF SURVEY # 544 (PARCELS A & B).
NO SURVEYOR COMMENTS

GENERAL SURVEY NOTES

1. THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVWEST, LLC. TO DETERMINE OWNERSHIP, RIGHT OF WAY OR EASEMENTS OF RECORD, SURVWEST, LLC RELIED UPON THE FOLLOWING TITLE COMMITMENT OF TITLE INSURANCE ISSUED BY: OLD REPUBLIC TITLE
COMMITMENT ORDER NUMBER: 21-110494-C
EFFECTIVE DATE: JANUARY 19, 2022, 8:00 AM

2. BASIS OF BEARINGS: GPS DERIVED BEARINGS BASED ON IOWA STATE PLANE COORDINATE SYSTEM, NORTH ZONE FIPS 1401, NORTH AMERICAN DATUM 1983 (NAD83) BEING A LINE BETWEEN A FOUND YELLOW PLASTIC CAP STAMPED: "18643" MONUMENT FOR THE NORTHEAST CORNER OF PARCEL "A" AS SHOWN ON PLAT OF SURVEY #301, BK. 3165, PG. 248 AND A FOUND 1/2" REBAR MONUMENT FOR THE SOUTHEAST CORNER OF PARCEL "A" AS SHOWN ON PLAT OF SURVEY #2360, BK. 10739, PG. 145-146, SAID LINE HAVING A BEARING OF N 12°05'27" E (MEASURED) N 12°05'49" E (RECORD) AND DISTANCE OF 516.30' (MEASURED) 516.35' (RECORD), ALL BEARINGS SHOWN HEREON ARE RELATIVE THERETO.

3. ALL DISTANCES SHOWN HEREON ARE MEASURED ON THE GROUND IN U.S. SURVEY FEET. FOR STATE PLANE GRID VALUES, USE A COMBINED SCALE FACTOR OF: 0.99998802.

4. SET 5/8" X 18" IRON BARS WITH ALUMINUM CAP STAMPED: "PLS 23138" AT ALL CORNERS OF SUBJECT PROPERTY BOUNDARY UNLESS OTHERWISE NOTED.

5. SUBJECT PROPERTY ADDRESS FROM AFORESAID TITLE COMMITMENT IS 29-83-07 NE1/4 NE1/4 LINN COUNTY, CEDAR RAPIDS, IOWA. PROPERTY ADDRESS AS OBSERVED IN THE FIELD IS 427 "D" AVENUE, CEDAR RAPIDS, IOWA.

6. SUBJECT PROPERTY CONTAINS 0.01 ACRE, OR 395 SQUARE FEET, MORE OR LESS.

7. SUBSTANTIAL FEATURES OBSERVED IN THE PROCESS OF CONDUCTING THE FIELDWORK ARE SHOWN HEREON.

8. ADJOINING PROPERTY OWNERS HAVE BEEN IDENTIFIED AND ARE SHOWN HEREON.

9. NO RECENT EARTHWORK, BUILDING CONSTRUCTION, OR BUILDING ADDITIONS WERE OBSERVED ON THE SUBJECT PROPERTY IN THE PROCESS OF CONDUCTING THE FIELDWORK.

10. NO RECENT STREET OR SIDEWALK CONSTRUCTION OR REPAIRS WERE OBSERVED ON THE SUBJECT PROPERTY IN THE PROCESS OF CONDUCTION THE FIELDWORK.

SURVWEST PROJECT NO.	P210265		
CLIENT PROJECT NO.			
REVISION DESCRIPTION			
DRAWN BY: JDM	DATE: 2022/06/16	SCALE: AS SHOWN	

SURVWEST SURVEY·MAPPING UTILITY·SUE REAL ESTATE
6501 E Belleview Ave, Suite 300
Englewood, CO 80111 Tel: (720) 259-9316

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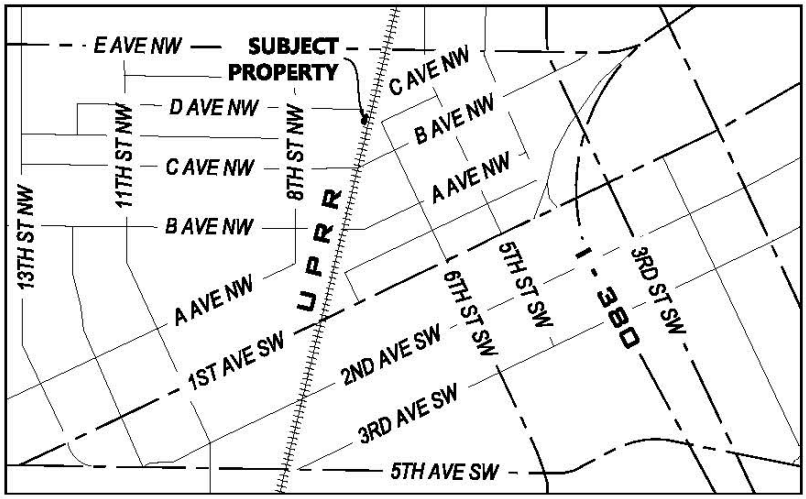
TITLE: EXHIBIT "A"

REVISION:	DRAWING NO.	SHEET NO.
	P210265-UPRR-CEDAR-RAPIDS-EXH	2 OF 5

\\EGNITEDRIVEPROJECTS_P21 PROJECTS\P210265 - UPRR - ALTA EASEMENTS-CEDAR RAPIDS-MR82.29\CAD\MAPPING\2022-06-09-CITY-EXHIBIT\P210265-UPRR-CEDAR-RAPIDS-EXH.DWG JMUSIL 6/16/2022 8:45 AM



VICINITY MAP

N. T. S.

LEGEND AND ABBREVIATIONS

O	SET 5/8" X 18" IRON BAR WITH ALUM. CAP STAMPED: "PLS 23138"
⊕	SET "X"-CROSS CUT IN CONCRETE
●	FOUND MONUMENT, AS NOTED
	FIRE HYDRANT
(POC)	POINT OF COMMENCEMENT
(POB)	POINT OF BEGINNING
(ROW)	IGHT OF WAY
(UPRR)	UNION PACIFIC RAILROAD
(M)	MEASURED

— —o— —o—	CHAIN LINK FENCE LINE
++++++++++++++++++	CENTERLINE OF RAILROAD TRACKS
— — — —	EASEMENT LINE
———————	OTHER BOUNDARY LINE
— · · —	RIGHT-OF-WAY LINE
———————	SUBJECT PARCEL BOUNDARY

RECORD REFERENCES:

(R1) = PLAT OF SURVEY #454, RECORDED NOVEMBER 20, 1996, BK. 3416, PG. 604 (DOCUMENT NO. 19069), RECORDS OF LINN COUNTY, IOWA.

(R2) = PLAT OF SURVEY #544, RECORDED SEPTEMBER 29, 1999, BK. 3981, PG. 259 (DOCUMENT NO. 20418), RECORDS OF LINN COUNTY, IOWA.

(R3) = PLAT OF SURVEY #2360, RECORDED AUGUST 7, 2020, BK. 10739, PG. 145-146 (DOCUMENT ID: 024463750002), RECORDS OF LINN COUNTY, IOWA.

SURVWEST PROJECT NO.	P210265		
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REVISION DESCRIPTION			
DRAWN BY: JDM	DATE: 2022/06/16	SCALE: AS SHOWN	

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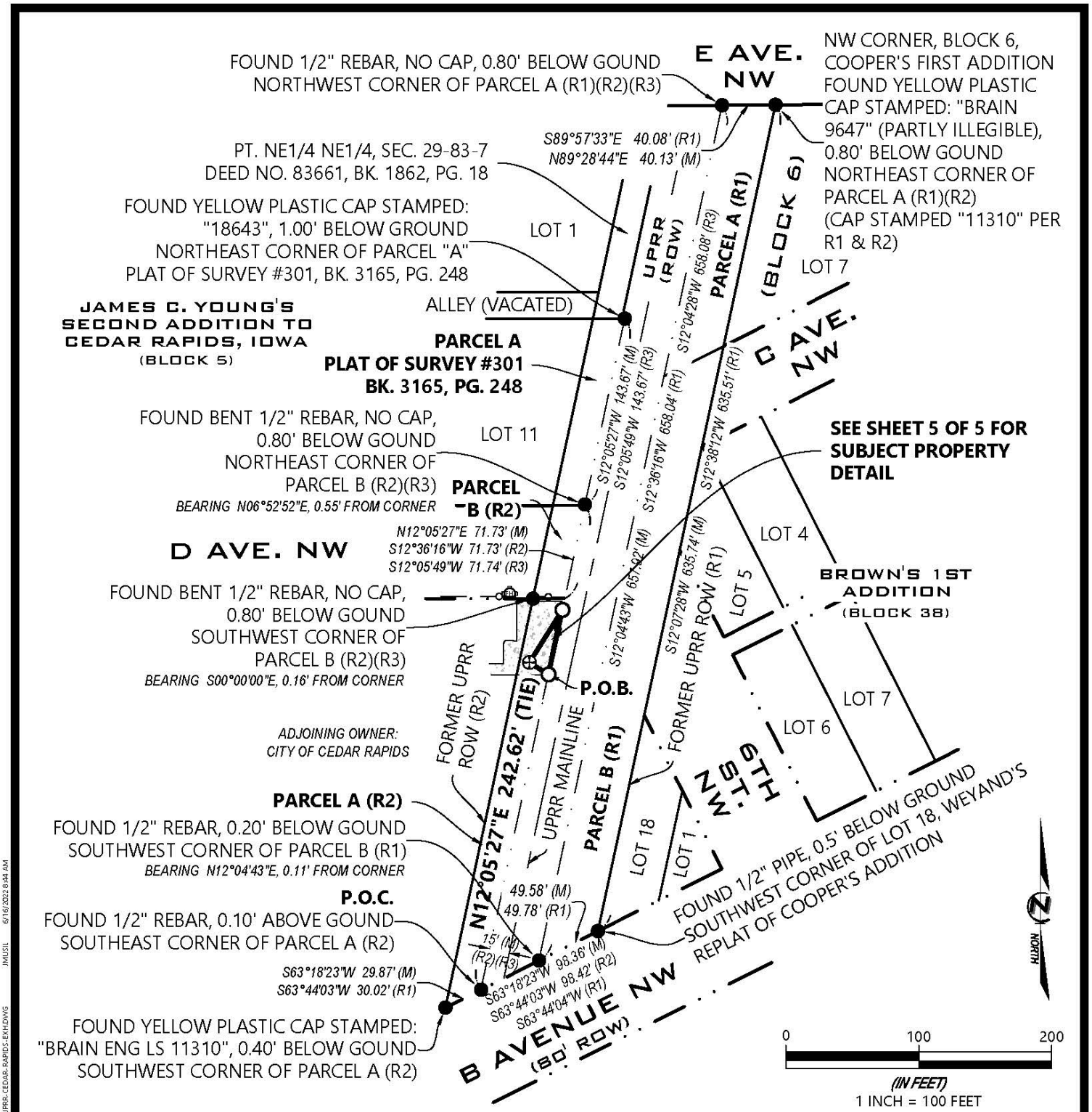
TITLE:

EXHIBIT "A"

REVISION:	DRAWING NO.	SHEET NO.
	P210265-UPRR-CEDAR-RAPIDS-EXH	3 OF 5

\\EGNYTEDRIVE\PROJECTS_P21 PROJECTS\P210265 - UPRR - ALTA EASEMENTS-CEDAR RAPIDS-MPB2.29\CAD\MAPPING\2022-06-09-CITY-EXHIBIT\P210265-UPRR-CEDAR-RAPIDS-EXH.DWG JMUSIL 6/16/2022 8:44 AM



SURVWEST PROJECT NO.	P210265		
CLIENT PROJECT NO.			
REVISION DESCRIPTION			
DRAWN BY: JDM	DATE: 2022/06/16	SCALE: AS SHOWN	

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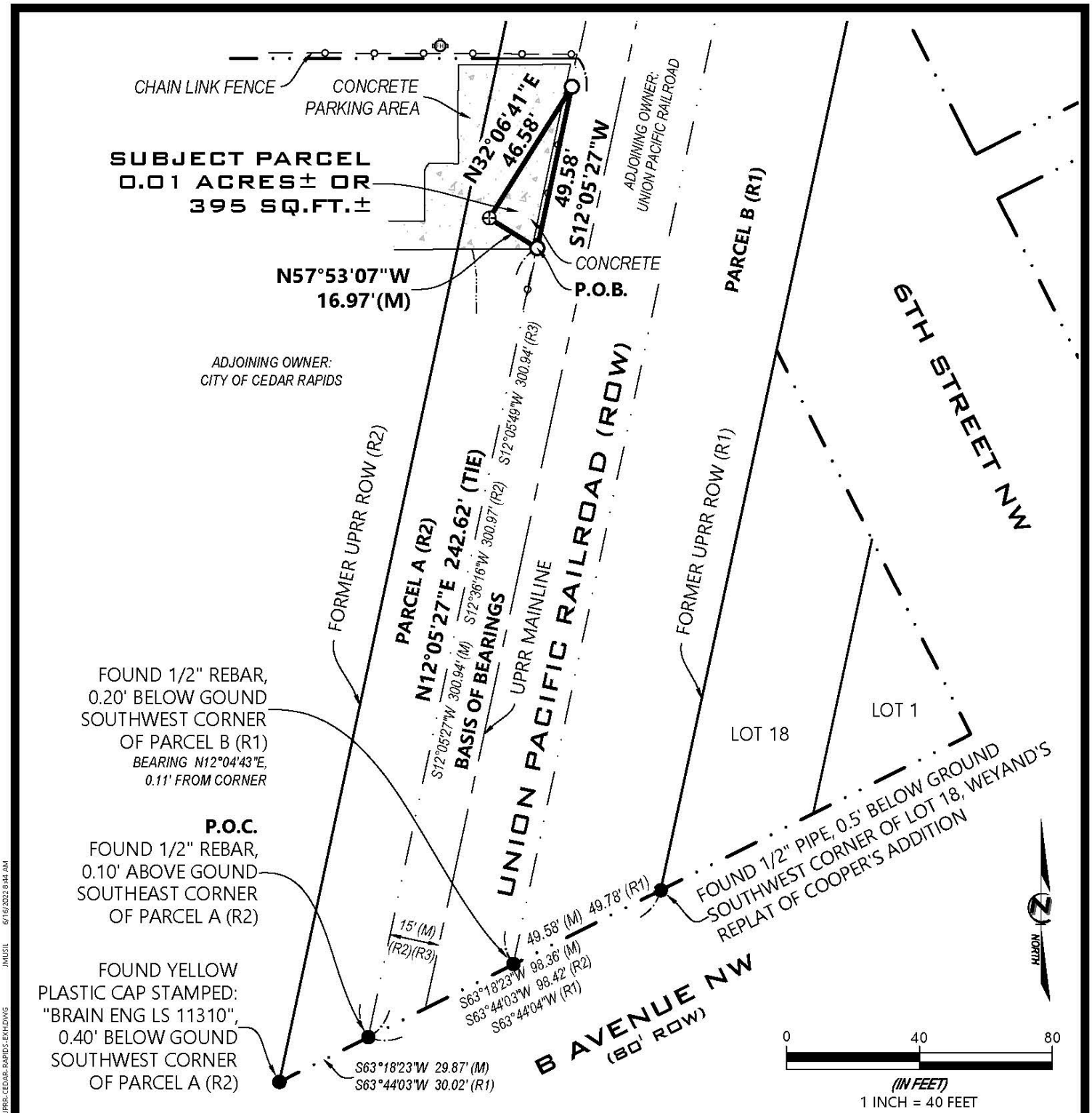
TITLE:

EXHIBIT "A"

REVISION:	DRAWING NO.	SHEET NO.
	P210265-UPRR-CEDAR-RAPIDS-EXH	4 OF 5

\\EGNITEDRIVEPROJECTS\P21 PROJECTS\P210265 - UPRR - ALTA EASEMENTS-CEDAR RAPIDS-MR82.29\CAD\MAPPING\2022-06-09-CITY-EXHIBIT\P210265-UPRR-CEDAR-RAPIDS-EXH.DWG JMUSIL 6/16/2022 8:44 AM



SURVWEST PROJECT NO.	P210265		
CLIENT PROJECT NO.			
REVISION DESCRIPTION			
DRAWN BY: JDM	DATE: 2022/06/16	SCALE: AS SHOWN	

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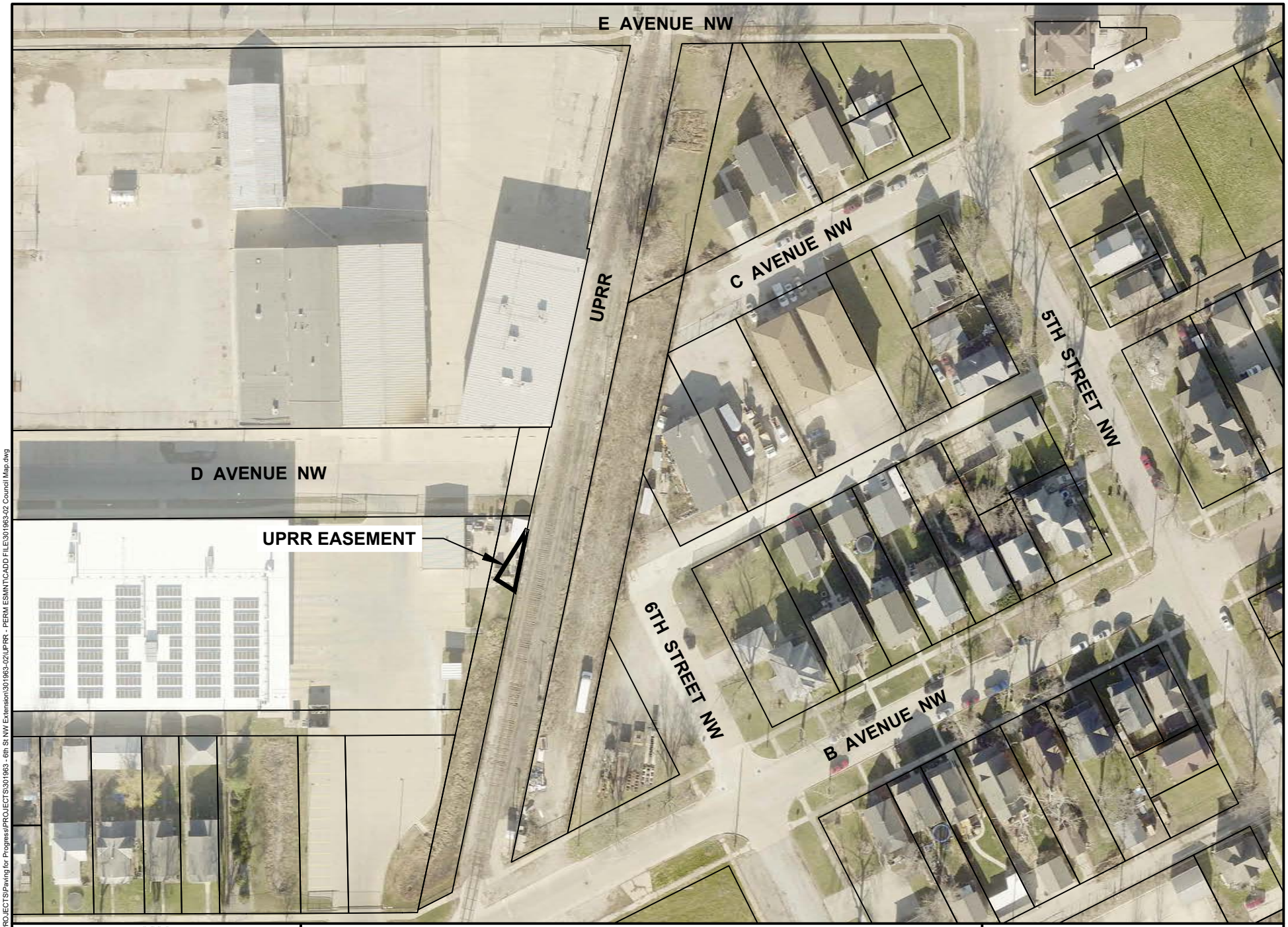
TITLE:

EXHIBIT "A"

REVISION:	DRAWING NO.	SHEET NO.
	P210265-UPRR-CEDAR-RAPIDS-EXH	5 OF 5

\\EGNITEDRIVEPROJECTS\P21 PROJECTS\P210265 - UPRR - ALTA EASEMENTS-CEDAR RAPIDS-MR82.29\CAD\MAPPING\2022-06-09-CITY-EXHIBIT\P210265-UPRR-CEDAR-RAPIDS-EXH.DWG JMUSIL 6/16/2022 8:44 AM



CEDAR RAPIDS
City of Five Seasons

6TH STREET NW EXTENSION
UNION PACIFIC RAILROAD EASEMENT

N

0 FEET 100

301963

Cadd File Name: W:\PROJECTS\Paving for Progress\PROJECTS\301963 - 6th St NW Extension\301963-02\UPRR - PERM ESMNT\CADD FILE\301963-02 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Jeff Wozencraft

Contact Person: Jennifer Pratt **Cell Phone Number:** 538-2552
E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider a resolution authorizing approval of Future Land Use Map Amendments. (Jeff Wozencraft). CIP/DID #OB165740

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

Background:
The purpose of the Future Land Use Map is to indicate what kinds of development are appropriate for different parts of Cedar Rapids and surrounding area that may someday be annexed. The Future Land Use Map is a part of EnvisionCR, the City's comprehensive plan.

As part of this update to the Future Land Use Map, Community Development is proposing an amendment to the Future Land Use Map to align the current uses of the block located between Penn and O Avenues NW and Ellis Boulevard NW and 8th Street NW from the Flood Control Study Area to Urban Medium Intensity.

Action/Recommendation: Staff recommends approval of the resolution.

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

Time Sensitivity: N/A

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Exhibit A. Map of Proposed Amendment

Figure 1 Area to be amended outlined in red, from Ellis Blvd NW to 8th St NW, and O Ave NW to Penn Ave NW

CD
CM TED
ENG FIR
PD PKS
WTR FIN
SWM SEW
OB165740

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, EnvisionCR is the City's Comprehensive Plan, which is a statement of the community's vision for its own future and a guide to achieve that vision, shaped by local community values, ideals, and aspirations about the best management and use of the community's resources; and

WHEREAS, the City Council believes EnvisionCR is a living document that may be subject to amendments to keep it viable for City Staff and the public in order to accomplish its goals; and

WHEREAS, the City Council adopted EnvisionCR per Resolution No. 0171-01-15 on January 27, 2015; and

WHEREAS, a review of the City's Future Land Use Map, which forms part of EnvisionCR, noted a mapping error located in the block bounded by O Avenue NW and Penn Avenue NW on the south and north, and Ellis Boulevard and 8th Street NW on the east and west, that should be amended to align with the goals of EnvisionCR; and

WHEREAS, the City Planning Commission recommended approval of the amendments to the Future Land Use Map on July 7, 2022.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Future Land Use Map is updated.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Jeff Wozencraft

Contact Person: Jennifer Pratt **Cell Phone Number:** 538-2552
E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider an ordinance amending Chapter 32 of the Municipal Code (Zoning) to update regulations on Level II Alcohol Sales, update use tables to correct errors, expand public markets, and add clarifying language on the expiration of approvals (Jeff Wozencraft). CIP/DID #CD-0048-2018

a. First reading of an ordinance amending Chapter 32 of the Municipal Code (Zoning) to update regulations on Level II Alcohol Sales, update use tables to correct errors, expand public markets, and add clarifying language on the expiration of approvals.

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

Background: This public hearing considers an amendment to Chapter 32, the City's Zoning Ordinance.

The ordinance will include the following:

- Level II Alcohol Sales, adding conditions to their establishment within 300 feet of Pre-K-12 schools.
- Update the use tables to correct errors that were removed from a previous code update.
- Expand public markets to allow small markets of produce vendors in residential districts.
- Add clarifying language on the expiration of approvals to support staff review.
- Update fenestration requirements for first floor residential uses in urban form districts.

Action/Recommendation: City staff recommends holding the public hearing and approval of the first reading of the ordinance.

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

Time Sensitivity: NA
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation:

ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE AMENDING CHAPTER 32 OF THE MUNICIPAL CODE, ZONING, TO UPDATE REGULATIONS ON LEVEL II ALCOHOL SALES, UPDATE USE TABLES TO CORRECT ERRORS, EXPAND PUBLIC MARKETS, AND ADD CLARIFYING LANGUAGE ON THE EXPIRATION OF APPROVALS

WHEREAS, as part of the implementation of the Chapter 32 – Zoning, the City has identified a number of corrections to be made to the zoning code to improve its use and implementation; and

WHEREAS, the following proposed amendments to Chapter 32 – Zoning have been discussed with the City's Zoning Advisory Group; and

WHEREAS, on July 7, 2022, following public hearing, the City Planning Commission reviewed the proposed zoning code amendments and unanimously recommended adoption;

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

Section 1. Table 32.03-07: Use-Table for Alcohol-Related Uses Zone Districts is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-07: Use-Table for Alcohol-Related Uses Zone Districts as follows

Table 32.03-07: Use-Table for Alcohol-Related Uses	Zone Districts						
	U-DG U-DC	U-NG U-NT	U-VG U-VT	T-IM T-MC P-xx	T-ML	S-MC	S-MR
Level I Alcohol and Tobacco Use(s)							
All locations	P	P	P	P	C	P	P
Level II Alcohol and Tobacco Use(s)							
Within 300 feet of a Residential District	P	C	C	C		C	C
300 or more feet from a Residential District	P	P	P	C		P	P
Within 300 feet of a Pre-K-12 School	P	P	C	C		C	C

Section 2. Section 32.03.06.C.2. is hereby deleted and removed from Chapter 32.

Section 3. Section 32.03.05.E.5 is hereby deleted and in its place is enacted in lieu thereof the following new Section 32.03.05.E.5:

5. Public Market

An event with one or more vendors permitting the open lot sales of farm produce and other products. A Public Market is specifically defined to permit the temporary sale of goods ~~in commercial settings~~ not covered by the definition of a Farm Stand or Outdoor Sale/Promotional Events. This definition is intended for sales on private property and is

not intended to apply to public markets in parks, streets or other public property permitted through a Special Event Permit. A Public Market is subject to the following Use-Specific Standards:

a. The following restrictions shall apply to items sold at a public market:

   i. Alcohol & Tobacco sales for off-premise consumption may be permitted with a Public Market, subject to obtaining appropriate permits.

   ii. On premise consumption of alcohol may be permitted subject to an approved permanent or temporary outdoor alcohol service area. [See Note 1]

b. The applicant shall demonstrate safe access to the Public Market. Ingress, egress, circulation, and parking plans shall describe measures proposed to assure safety and minimize traffic impacts on surrounding areas.

c. Adequate solid waste disposal methods shall be provided for vendors and customers.

d. Only temporary signage shall be allowed for these temporary uses. A maximum of two temporary signs shall be allowed on site to advertise for the market as a whole.

   i. Individual signs shall not exceed 35 square feet in sign area. All permitted signs shall have a maximum height of 6 feet and shall be setback a minimum of 5 feet from any property line.

   ii. Illumination of signage is prohibited.

e. Tents or other shelters must meet fire safety codes and shall be disassembled after market hours of operation. Tents shall be located so that they will not interfere with the normal operations of any permanent use on the property.

f. A public market is permitted without a temporary use permit subject to the following standards:

   i. The market includes no more than 6 vendors.

   ii. Vendors are selling only whole, uncut fruits and vegetables and are the original producers of items for sale.

   iii. The market shall not obstruct the safe flow of vehicular or pedestrian traffic on or around the site, nor encroach onto sidewalks, driveways, or other rights of way.

   iv. Requirements of subsection 5.c., d., and e. above.

Section 4. Table 32.03-5 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-5 as follows:

Table 32.03-5: Temporary Uses												
Temporary Use	**Zone Districts Use Regulations**											
	A-AG A-RR S-RLL S-RL1 S-RL2 S-RLF	**S-RM1 S-RMF T-R1**	**T-RF T-RH T-ML U-NR U-VR**	**T-ML T-MC S-MC U-NG U-VG**	**S-MR**	**U-DC U-DG U-MF**	**T-IM I-LI U-VT U-NT**	**I-GI I-SW**	**P-PO P-IN P-AP S-MH**	**Occurrence per Parcel per Year**	**Days per Occurrence**	**Definition & Use Standards**
Commercial Storage Container	P	P	P	P	P	P	P	P	P	2 per address	14 cumulative unless valid building permit	32.03.05.E.1
Construction Office or Buildings	P	P	P	P	P	P	P	P	P	Up to 3 year permit		32.03.05.E.2
Declared State of Emergency										Determined by circumstance of emergency		32.03.05.E.3
Farm Stand	P	P	P	P	P	P	P	P	P	60 cumulative		32.03.05.E.4
Public Market	P	P	P	P	P	P	P	P	P	60 cumulative		32.03.05.E.5
Garage/Yard/ Estate Sale	P	P	P	P	P	P				6, not more than once every 60 days	3 consecutive	32.03.05.E.6
Temporary Outdoor Alcohol Service Area	P	P	P	P	P	P	P	P	P	12	5 consecutive	32.03.05.E.7
Outdoor Sale/ Promotional Event				P	P	P	P	P		7	5 consecutive	32.03.05.E.8
Portable Storage Unit	P	P	P	P	P					6	2 consecutive	32.03.05.E.9
Public Event on Private Property	P	P	P	P	P	P	P	P	P	5	3 consecutive	32.03.05.E.10
Temporary Residential Occupancy	P	P	P	P	P	P	P	P	P	Determined by City Council Resolution		32.03.05.E.11
Temporary Public Display	P	P	P	P	P	P	P	P	P	2	180 cumulative	32.03.05.E.12

Section 5. Section 42A.14.G of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Section 42A.14.G as follows:

G) Temporary/Seasonal Sales of Unprocessed Whole Food – A mobile food vendor license shall not be required for temporary/seasonal sales of unprocessed whole food.

Section 6. Section 32.03.03.C.7.a of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Section 32.03.03.C.7.a as follows:

a. General Retail

An establishment engaged in the sale of goods to the public at retail. General retail shall include the sale of all goods unless otherwise defined or restricted by this code or other applicable ordinances or laws. Examples include but are not limited to vehicles sales, Truck and heavy equipment sales, firework sales, and alcohol/tobacco stores as defined in this section. General retail may derive less than 50% of its gross receipts from the sale of liquor, wine, beer, or tobacco products, subject to the Supplemental Use Restrictions for Alcohol and Tobacco Related Uses found in section 32.03.06.C

Section 7. Section 32.03.03.C.7.c of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Section 32.03.03.C.7.c as follows:

c. Alcohol/Tobacco Store:

Any retail use that derives 50% or more of its gross receipts from the sale of liquor, wine, beer or tobacco products for consumption off-site. Businesses that derive less than 50% of their gross receipts from the sale of liquor, wine, beer, or tobacco would be considered General Retail. A Alcohol/Tobacco Store is subject to the Supplemental Use Restrictions for Alcohol and Tobacco Related Uses found in section 32.03.06.C

Section 8. Table 32.03-06 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-06 as follows:

Table 32.03-06: Levels of Alcohol-Related Uses

Category	Total Sales	Typical Uses [1]
Level I Alcohol and Tobacco Use	Less than or equal to 50% of gross receipts from Alcohol and Tobacco Sales	• General Retail • Restaurant, with alcohol
Level II Alcohol and Tobacco Use	Greater than 50% of gross receipts from Alcohol and Tobacco Sales	• Alcohol/Tobacco Store • Bar

Notes
[1] Typical Uses are listed for illustrative purposes. Alcohol and Tobacco Sales may be conducted in association with other uses listed in Sec 32.03.03 where Development Services determines the activity is conducted in a manner that is consistent with the definition of the use.

Section 9. Section 32.09.03.L of the Cedar Rapids Municipal Code is hereby amended to revise the following definition:

Alcohol or Tobacco Store
See Subsection 32.03.03.C.7.c. of this Code.

Section 10. Table 32.03-2 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-2 as follows:

Table 32.03-2: Permitted Uses in Special Districts

	P-IN	P-PO	P-AP	S-MH	X-FM	Standards
Residential Uses						
Household Living						
Mobile home				P*		32.03.03.A.1.g
Group Living						
Assisted Living Facility	P					32.03.03.A.2.a
Emergency residential shelter	P			C		32.03.03.A.2.c
Fraternity or Sorority House	P					32.03.03.A.2.d
Rehabilitation House	C					32.03.03.A.2.e
Group Home, large	P					32.03.03.A.2.f
Group Home, small	P			P		32.03.03.A.2.g
Civic and Institutional Uses						
Airport			P			32.03.03.B.1
Cemetery	C	P		P		32.03.03.B.2
Correctional facility	P					32.03.03.B.3
Communications and Information Service Uses						
Antenna	P/C	P/C	P/C	P		32.03.03.B.4.d & Chapter 32D
Communication tower	P/C	P/C	P/C	C		32.03.03.B.4.d & Chapter 32D
Educational						
College or University	P					32.03.03.B.5.a
School Pre-K-12	P			P		32.03.03.B.5.b
Vocational or Trade School	P					32.03.03.B.5.c
Health Care						
Hospital	P					32.03.03.B.6.a
Treatment Facility	P					32.03.03.B.6.b
Institutional, Cultural, and Assembly						

Assembly, Civic, and Religious						
Large	P			C		32.03.03.B.7.ai
Small	P			P		32.03.03.B.7.aii
Library, Museum, or Cultural Institution	P					32.03.03.B.7.b
Human or Neighborhood Services	P			P		
Parks and Open Space						
Park and playground	P	P	P	P	P	32.03.03.B.8.a
Conservation Land	P	P	P	P	P	32.03.03.B.8.b
Government or Public Safety						
Public Safety Facility	P	P	P	P	P	32.03.03.B.9.a
Essential public services, not listed separately	P	P	P	P	P	32.03.03.B.9.b
Transportation and Parking						
Parking Lot (sole primary use)	C		P	C*		32.03.03.B.10.a
Parking Structure (sole primary use)	C		P			32.03.03.B.10.b
Utilities and Public Services						
Utility, major	C	C	C	C		32.03.03.B.11.a
Utility, minor	P	P	P	P		32.03.03.B.11.b
Commercial Uses						
Animal and Pet Sales or Services						
Animal Shelter	C					32.03.03.C.1.a
Boarding	C					32.03.03.C.1.b
Stable	C					32.03.03.C.1.e
Veterinary Hospital	C					32.03.03.C.1.f
Assembly, Entertainment and Trade						
Large	P		P			32.03.03.C.2.a
Small	P					32.03.03.C.2.b
Child/Adult Care						
Day care center	P			C		32.03.03.C.3.a
Day care home						
Group				C		32.03.03.C.3.b
Family				P		32.03.03.C.3.c
Commercial Services						
Funeral Home	P					32.03.03.C.4.d

Office						
Business or Professional	P					32.03.03.C.6.a
Medical Clinic or Lab	P					32.03.03.C.6.b
Entertainment and Recreation Uses						
Amusement, indoor	P					32.03.03.C.9.b
Amusement, outdoor	P	P				32.03.03.C.9.a
Golf Course	P	P				32.03.03.C.9.d
Visitor Accommodations						
Bed and Breakfast Home	C			C*		32.03.03.C.10.a
Hotel or Motel	P					32.03.03.C.10.c
Industrial, Wholesale, and Storage Uses						
Energy Production and Natural Resource Extraction						
Solar array	C	C	P	C		32.03.03.D.1.a
Wind Energy Conversion System	C					32.03.03.D.1.b
Warehouse and Storage Services						
Outdoor storage			P			32.03.03.D.4.a& 32.03.06.D
Waste and Salvage						
Hazardous Waste Facility	P					32.03.03.D.5.a
Recycling collection facility	P					32.03.03.D.5.d
Refuse hauling facility	P					32.03.03.D.5.c
Solid Waste Facility	P					32.03.03.D.5.e
Agriculture						
Agriculture			P			32.03.03.E.1.a
Urban Agriculture	P	P	P	P	P	32.03.03.E.1.b

Section 11. Table 32.03-3 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-3 as follows:

	Table 32.03-3: Accessory Uses										
	Zone Districts										
Accessory Use	A-AG A-RR S-RLL S-RL1 S-RL2 S-RLF S-MH	S-RM1 S-RMF T-R1	T-RF T-RH U-NR U-VR	T-ML T-MC S-MC U-NG U-VG	S-MR	U-DC U-DG	U-MF	T-IM I-LI U-VT U-NT	I-GI I-SW	P-PO P-IN P-AP	Definition & Use Standards
Accessory Dwelling Unit (ADU)	P	P	P	P	P	P	P	P			32.03.04.C.1
ATM, Stand-alone ATM				P	P	P	P	P			32.03.04.C.2
Beekeeping	P	P	P	P	P	P	P	P	P	P	32.03.04.C.3
Accessory Day Care Facility	P	P	P	P	P	P	P	P			32.03.04.C.4
Commercial Service Use			P	P	P	P	P	P	P	P	32.03.04.C.5
Drive-Through or Drive-In				P	P	P					32.03.04.C.6
Electric Vehicle Charging Station	P	P	P	P	P	P	P	P	P	P	32.03.04.C.7
Home Occupation	P	P	P	P	P	P	P	P			32.03.04.C.8
Outdoor Animal Run	P			P	P	P		P	P		32.03.04.C.9
Outdoor Display or Sales				P	P	P		P			32.03.04.C.10
Outdoor Alcohol Service Area				P	P	P	P	P			32.03.04.C.11& 32.03.06.C
Outdoor Storage				P	P	P		P	P		32.03.04.C.12 & 32.03.06.D
Solar Collection System	P	P	P	P	P	P	P	P	P	P	32.03.04.C.13 & 32.04.04.C
Vehicle Service, Repair, or Maintenance								P	P		32.03.04.C.14
Urban Chickens	P	P	P	P	P						32.03.04.C.15 & Chapter 23A

Section 12. Section 32.05.01.A is hereby repealed and replaced with the following:

A. Applicability

The following requirements are common to many of the procedures contained in this Code and apply to applications submitted pursuant to this Sec. 32.05. Applications are typically processed in accordance with the steps shown in Figure 32.05-A. Additional details may be included in each specific procedure.

1. Neighborhood meetings (Sec. 32.05.01.C)
2. Pre-application meetings (32.05.01.C)
3. Application submittal and fee payment (32.05.01.D and E)
4. Completeness review (32.05.01.F)
5. Staff review (32.05.01.G)
6. Public notice (32.05.01.H)
7. Action by review and decision-making bodies (32.05.01.J)
8. Timeframes for action (32.05.01.K)
9. Inactive applications (32.05.01.L)
10. Withdrawal of applications (32.05.01.M)
11. Successive applications (32.05.01.N)
12. Modification of approvals (32.05.01.O)
13. Expiration and extension of approvals (32.05.01.P)
14. Appeals (32.05.01.R)

Section 13. Section 32.05.01.P is hereby repealed and replaced with the following:

P. Expiration and Extension of Approvals

1. Expiration

Approvals granted pursuant to Section 32.05 shall expire at one year following the date of approval if development or use has not been initiated, unless otherwise specified in the application's conditions of approval.

2. Extensions of Time

In each case where an approval has expired, the decision-making body that granted the approval may extend the date once, for a period not to exceed one year, provided that:

a. A written request for extension must be filed before the date on which the approval expires; and

b. There have been no significant changes in the zoning Code since the date of the original permit or approval that would require higher review or prevent the development of the property pursuant to the permit or approval.

3. Effect of Expired Approvals

If an approval expires pursuant to this section, the approval shall become null and void, and the applicant shall be required to file and to obtain approval for another such approval and to pay applicable fees for such application, before development may proceed.

Section 14. Section 32.1E & F is hereby repealed and replaced with the following:

E. Applications in Progress

1. Completed Applications

Complete applications for permits and other approvals, submitted before the effective date and pending approval at the time of adoption of this Code on the effective date may, at the applicant's option, be reviewed wholly under the terms of the previous ordinance. If approved, these projects may be carried out in accordance with the development standards in effect at the time of application. Any re-application for an expired permit shall meet the standards in effect at the time of re-application.

2. No Applications Submitted

Projects for which no application has been submitted and subject to all requirements and standards of this Code.

3. Expiration of Applications

Regardless of whether or not a completed application has been received prior to the adoption of this Code, any permit or approval issued following the adoption of this Code shall be subject to the expiration provisions of Sec. 32.05.01.

F. Expiration of Previous Approvals

If (a) a development permit or approval has been approved prior to the adoption of this Code, and (b) under a prior zoning ordinance that type of permit or approval did not have an expiration date, but (c) under this Code that type of permit or approval is subject to a an expiration date under Sec. 32.05.01.P, then the permit or approval shall be subject to expiration under Sec. 32.05.01.P, but the expiration periods set forth in Sec. 32.05.01.P shall be deemed to begin running on the date or approval of this Code (not the date of the prior permit or approval).

Section 15. Section 32.01.09.C.1 is hereby repealed and replaced with the following:

1. Validity

a. Except for planned unit developments approved prior to the effective date of this Code, permits and approvals that are valid on the effective date of this Code shall remain valid until their expiration date. Projects with valid approvals or permits may be carried out in accordance with the development standards in effect at the time of approval, provided that the permit or approval is valid and has not expired.

Section 16. Table 32.04.05-8 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.04.05-8 as follows:

C. Building Composition

Table 32.04.05-8: Urban General Flex (U-DC, U-DG, U-NG, U-VG) District Specific Standards

	Instructions and Exceptions	U-DC	U-DG	U-NG	U-VG
Façade Design	32.04.05.B.7				
Length (ft, max)					
Blank Façade wall [1]		20	20	20	20
Fenestration (%)					
Ground Story Min/Max		Residential: 25/90 Other: 33/90	Residential: 25/90 Other: 33/90	Residential: 25/90 Other: 33/90	Residential: 25/80 Other: 33/80
Upper Story Min/Max		20/70	20/70	20/70	20/70
Façade Composition (ft) [2]					
Average Module Length		75	75	75	75
Distance Between Façade Entrances (max)		75	75	75	75
Uses	32.03				
Ground Story		Residential/Commercial			
Upper Stories		Residential/Commercial			
Walls and Fences					
Street Wall	32.04.05.A.6				
Required/Permitted		Required	Required	Required	Permitted
Min/Max Height (ft)		6/12	6/12	3/12	n/a/10
Notes					
[1] A façade is the side(s) of the building fronting a public ROW [2] Required for structures with 100’ or more of continuous frontage					

Section 17. Table 32.03-1 of the Cedar Rapids Municipal Code is hereby deleted and in its place is enacted in lieu thereof the following new Table 32.03-1 as follows:

Table 32.03-1 Permitted Uses	Ag & Rural		Residential Districts						Mixed Use Districts					Urban Districts				Industrial Districts			
	A-AG	A-RR	S-RLL S-RL1 S-RM1	S-RL2	S-RLF S-RMF	T-R1	T-RF	T-RH	T-ML	T-MC	S-MC	S-MR	T-IM	U-DC U-DG U-NG U-VG	U-NR U-VR	U-NT U-VT	U-MF	I-LI	I-GI	I-SW	Definition and Use Specific Standards
Residential Uses																					
Household Living																					
Dwelling, single unit, detached	P	P	P	P	P	P	P	P						P, subject to 32.04.05, Site and Structure; not permitted on ground floor w/in 25' of RBL in Shopfront Overlay							32.03.03.A.1.a
Dwelling, single unit, attached				P	P		P	P	P	P											32.03.03.A.1.b
Dwelling, two unit				P	P		P	P	P	P											32.03.03.A.1.c
Dwelling, multiple unit					P		P	P	P	P	P	P	C								32.03.03.A.1.d
Dwelling(s) in Mixed-Use Structure									P	P	P	P	P								32.03.03.A.1.e
Live/Work unit						C*	C*	C*	P*	P*	P*	P*	P*	P*	P*	P*					32.03.03.A.1.f
Mobile home																					32.03.03.A.1.g
Group Living																					
Assisted Living Facility				C	P		P	P	P	P	P	P	C	P	P	C					32.03.03.A.2.a
Boarding or rooming house					C		C	P	P	P	P	P		P	C	C					32.03.03.A.2.b
Emergency residential shelter			C	C	C	C	C	P	C	C	C	C		C	C	C					32.03.03.A.2.c
Fraternity or sorority house								C	P	C	C			C	C						32.03.03.A.2.d
Rehabilitation house					C			C	C	C	C	C	C	C	C	C					32.03.03.A.2.e
Group home, large				C	P		P	P	P	P	P	P	C	P	P	C					32.03.03.A.2.f
Group home, small	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P					32.03.03.A.2.g
Civic and Institutional Uses																					

Airport																					32.03.03.B.1
Cemetery	C	C	C	C	C																32.03.03.B.2
Correctional facility																		C	C		32.03.03.B.3
Communications and Information Service Uses																					
Antenna	P/C	P/C	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		32.03.03.B.4.d & Chapter 32D
Communication tower	P/C	P/C	C	C	C	C	C	C	P/C	P/C	P/C	P/C	P	P/C	P/C	P	P/C	P	P		32.03.03.B.4.d & Chapter 32D
Educational																					
College or university							C	C	C	C	P	P		P							32.03.03.B.5.a
School Pre-K-12		P	P	P	P	P	P	P	P	P	P	P	P	P	P						32.03.03.B.5.b
Vocational or tradeschool									C*	P*	P*	P*	P*			P*		P	P		32.03.03.B.5.c
Health Care																					
Hospital											P	P	P				P	P	P		32.03.03.B.6.a
Treatment facility								P*	P*	P*	P	P	P	P*		P	P				32.03.03.B.6.b
Institutional, Cultural and Assembly																					
Assembly, Civic andReligious																					
Large			C	C	C	C	C	C	C	P	P	P	P	P	C	P	P				32.03.03.B.7.ai
Small	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		32.03.03.B.7.aii
Library, museum, or cultural institution	C	C	C	C	C	C	C	C	P	P	P	P	P	P	C	P	P	P			32.03.03.B.7.b
Human or Neighborhood Services	P*	P*	P*	P*	P*	P*	P*	P*	P	P	P	P	P	P	P*	P	P	P			32.03.03.B.7.c
Parks and Open Space																					
Park and playground	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		32.03.03.B.8.a
Conservation Land	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	32.03.03.B.8.b
Government or Public Safety																					
Public Safety Facility	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	32.03.03.B.9.a

Essential public services,not listed separately	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	32.03.03.B.9.b
Transportation and Parking																					
Parking Lot (sole primaryuse)			C*	C*	C*	C*	C*	C*	C*	C*	P	P	P	C	C*	C	C	P	P	P	32.03.03.B.10.a
Parking Structure (soleprimary use)								C	C	C	P	P	P	P	P	P	P	P	P	P	32.03.03.B.10.b
Utilities and Public Services																					
Utility, major	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	P	P	32.03.03.B.11.a
Utility, minor	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	P*	32.03.03.B.11.b
Commercial Uses																					
Animal and Pet Sales or Services																					
Animal Shelter	C	C								C	P	P	C	C	C	C	C	P	P		32.03.03.C.1.a
Boarding	P	C							C	P	P	P	P	P		P		P			32.03.03.C.1.b
Dog Breeding	P	C																			32.03.03.C.1.c
Grooming and PetServices	P	C							C	P	P	P	P	P		P		P	P		32.03.03.C.1.d
Stable	P	C																			32.03.03.C.1.e
Veterinary Hospital	P	C							C	C	P	P	P	P		P		P	P		32.03.03.C.1.f
Assembly, Entertainment and Trade																					
Large										C	P	P	P	P		P	P	C			32.03.03.C.2.a
Small									C	P	P	P	P	P		P	P	P			32.03.03.C.2.b
Child/Adult Care																					
Day care center	C	C	C	C	C	C	C	C	P	P	P	P		P	P	P					32.03.03.C.3.a
Day care home																					
Group	C*	C*	C*	C*	C*	C*	C*	C*	P*	P*	P*	P*		P*	P*	P*					32.03.03.C.3.b
Family	P	P	P	P	P	P	P	P	P	P	P	P		P	P	P					32.03.03.C.3.c
Commercial Services																					

Consumer maintenanceand repair									P	P	P	P	P	P		P	P				32.03.03.C.4.a
Personal service									P	P	P	P	P	P		P	P				32.03.03.C.4.b
Studio or instruction service									P	P	P	P	P	P		P	P	P			32.03.03.C.4.c
Funeral home									C	P	P	P	P	C		P		P	P		32.03.03.C.4.d
Rental services										C*	P*	P*	P*	P*		P*		P*	P*		32.03.03.C.4.e
Building Trades andServices									P*	P*	P*	P	P*	P*		P					32.03.03.D.2.d
Financial Institutions																					
Financial institution									P	P	P	P	P	P		P					32.03.03.C.5.a
Alternative financial services										C*	C*	P*	C*	C*		C*					32.03.03.C.5.b
Office																					
Business or professional									P	P	P	P	P	P		P	P	C			32.03.03.C.6.a
Medical Clinic or Lab									P	P	P	P	P	P		P	P				32.03.03.C.6.b
Retail Sales																					
General Retail									P	P	P	P	P	P		P	P				32.03.03.C.7.a
Fireworks																		P*	P*		32.03.03.C.7.b
Alcohol or Tobacco Store										C	P*	P		P		P					32.03.03.C.7.c& 32.03.06.C
Eating and/or Drinking Establishment																					
Bar										C*	P*	P*	P*	P*		P*		C*			32.03.03.C.8.a& 32.03.06.C
Restaurant									P	P	P	P	P	P		P	P				32.03.03.C.8.b
Restaurant with Alcohol									C*	P*	P*	P*	P*	P*		P*	P*				32.03.03.C.8.c& 32.03.06.C
Entertainment and Recreation Uses																					
Amusement, indoor										P	P	P	P	P		P		C			32.03.03.C.9.a
Amusement, outdoor										C	C	P	C	C		C		C			32.03.03.C.9.b
Adult entertainment																		P*			32.03.03.C.9.c

Golf Courses	C	C	C	C	C																32.03.03.C.9.d
Visitor Accommodations																					
Bed and breakfast home	C*	C*	C*	C*	C*	C*	C*	P*	C*	P*	P*			P*	P*	P*					32.03.03.C.10.a
Campground or recreational vehicle park	C	C																			32.03.03.C.10.b
Hotel or motel										C	P	P		P		P	P				32.03.03.C.10.c
Vehicle Sales or Service																					
Fueling station										C*	P*	P*	P*	C*		P*		P*	P*		32.03.03.C.11.a
Car Wash										C*	P*	P*	C*	C*		C*		P*	C*		32.03.03.C.11.b
Vehicle maintenance andrepair, major											P	P	P			C		P	P		32.03.03.C.11.c
Vehicle maintenance andrepair, minor										C	P	P	P	C		P		P	P		32.03.03.C.11.d
Vehicle rental										C	P	P	P	P		P		P	P		32.03.03.C.11.e
Vehicle sales										C	P	P	P	C		C		P	P		32.03.03.C.11.f
Industrial, Wholesale, and Storage Uses																					
Energy Production and Natural Resource Extraction																					
Solar array	C	C	C	C	C						C	C						P	P	P	32.03.03.D.1.a
Wind energy conversion system	C	C																P			32.03.03.D.1.b
Resource Extractionand Preparation	C																		P		32.03.03.D.1.c
Industrial Services																					
General Industrial Services										C	C	C	P	C		P		P	P		32.03.03.D.2.a
Truck and Heavy Equipment Sales andService													C			C		C	P		32.03.03.D.2.b
Truck stop/wash												C	C					P	P		32.03.03.D.2.c
Manufacturing, Assembly, Processing, and Technology																					

Artisan/craft	P								C	P	P	P	P	P		P		P	P		32.03.03.D.3.a
Limited										C	C	P	P	C		P		P	P		32.03.03.D.3.b
General													C			C		P	P		32.03.03.D.3.c
Intensive																			C	C	32.03.03.D.3.d
Warehouse and Storage Services																					
Outdoor storage													C			C		P	P		32.03.03.D.4.a& 32.03.06.D
Self-service storagefacility									P*	P*	P*	P*	P*	P*		P*		P	P		32.03.03.D.4.b
Warehouse										C	C	C	P	C		P		P	P		32.03.03.D.4.c
Waste and Salvage																					
Hazardous wastefacility																				C	32.03.03.D.5.a
Recycling collectionfacility											P	P	P					P	P	P	32.03.03.D.5.b
Refuse hauling facility																		C	P	P	32.03.03.D.5.c
Salvage yard																			C	P	32.03.03.D.5.d
Solid waste facility																				P	32.03.03.D.5.e
Agriculture																					
Agriculture	P	C																			32.03.03.E.1.a
Urban Agriculture	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		32.03.03.E.1.b
Aquaculture	P												C*			C*	C*	P*	P*		32.03.03.E.1.c
Greenhouse, nursery,orchard or truck farm	P	P									P	P	P	P		P		P	P		32.03.03.E.1.d

Section 18. 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 19. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 20. 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 21. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 26th day of July, 2022

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Tim Mroch, PE

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

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 6th Street SW & Commerce Park Drive SW Intersection Improvements (estimated cost is $2,180,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 6th Street SW & Commerce Park Drive SW Intersection Improvements project.
CIP/DID #301875-03

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

Background: Project work includes construction of a new PCC roundabout with grading, storm sewer improvements, water main relocation, lighting, and associated work. This project will increase intersection capacity for this area which has seen recent growth through multiple planned developments. This work is being performed in part with a Revitalize Iowa's Sound Economy (RISE) Grant through Iowa DOT.

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

Alternative Recommendation: Defer plans to bid at another date.

Time Sensitivity: Must be acted upon July 26, 2022 to maintain the project schedule, and which must occur ahead of the project's July 27, 2022 bid opening

Resolution Date: July 26, 2022

Budget Information: 301/301000/301875, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
301875-03

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 12, 2022 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 6th Street SW & Commerce Park Drive SW Intersection Improvements project (Contract No. 301875-03) 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

CEDAR RAPIDS
City of Five Seasons®

Commerce Park Drive SW Improvements

PROJECT #301875-01

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Rob Davis

Contact Person: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services project (estimated cost is $300,000) (Rob Davis).

a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services project.
CIP/DID #PUR0622-379; 3311200

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

Background:
This is to hold a Public Hearing on the Environmental Remediation and Demolition Services Project. This project is to provide environmental remediation (abatement of asbestos and hazardous material), utility disconnects and complete demolition services at the Sadler Properties site at 1232 1st St NW, 1250 2nd St NW, 1231 2nd St NW, and 1233 3rd St NW.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 3311200

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA

PUR
BSD
ENG
PUR0622-379
3311200

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 12, 2022 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services project (Contract No. PUR0622-379; 3311200) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mitch Ahrendsen

Contact Person: Hashim Taylor **Cell Phone Number:** (319) 304-0991
E-mail Address: H.Taylor@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Parking Lot Repairs at Tuma Sports Complex project (estimated cost is $250,000) (Mitch Ahrendsen).

a. Resolution adopting specifications, form of contract and estimated cost for the Parking Lot Repairs at Tuma Sports Complex project.
CIP/DID #PUR0622-382; 18524

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

Background:
This project is to repair and replace the chip and seal parking lot at the Tuma Sports Complex. Bids will be opened on Wednesday, July 27, 2022 at 11:00 a.m. CDT.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 333164000-18524

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA

PUR
PKS
PUR0622-382
18524

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 12, 2022 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Parking Lot Repairs at Tuma Sports Complex project for the Parks & Recreation Department, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Steve Krug

Contact Person: Hashim Taylor **Cell Phone Number:** 319-304-0991
E-mail Address: h.taylor@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Fencing Replacement at Cedar Lake project (estimated cost is $165,000) (Steve Krug).

a. Resolution adopting specifications, form of contract and estimated cost for the Fencing Replacement at Cedar Lake project.
CIP/DID #PUR0622-383; 333032

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

Background:
This is to hold a Public Hearing on the Fencing Replacement at Cedar Lake Project. This project is to replace fencing along the property line of Cedar Lake that was damaged in the derecho for the Parks and Recreation Department.

Action/Recommendation: Public Hearing

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 333032

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA

PUR
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PUR0622-383
333032

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 12, 2022 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Fencing Replacement at Cedar Lake project (Contract No. PUR0622-383; 333032) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Contact Person: Caleb Mason **Cell Phone Number:** (319) 521-7678

E-mail Address: c.mason@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing payment of an annual membership fee to the Cedar Rapids Metro Economic Alliance in the amount of $75,000.00 for fiscal year 2023. CIP/DID # CM002-16

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

Background: The Resolution approves the annual membership dues to the Cedar Rapids Metro Economic Alliance in an amount of $75,000.00. The City provides financial contribution to the Economic Alliance in two ways, by providing funding through a combination of membership dues from the general fund and through the economic development fund. Beginning in FY2022, the Council authorized a competitive proposal process for economic development services. For FY2022 and FY2023 the Economic Alliance has entered into a Memorandum of Agreement (MOA) which provides $37,500 for each fiscal year ($75,000 total) for specific economic development activities, including business attraction efforts, headquarter visits, and assisting local companies with applications for State assistance.

Action/Recommendation: City Council approve resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 26, 2022

Budget Information: City Council General Fund

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CM
FIN
CM002-16

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Metro Economic Alliance (“Economic Alliance”) is a non-profit membership and economic development organization comprising more than 1,000 area employers with its members primarily in the Cedar Rapids metro area, and

WHEREAS, the Economic Alliance “exists to drive economic and workforce population growth and to help businesses succeed.” Its work focuses on business support, community development, economic development and public policy, as well as strategic partnerships with other organizations focused on similar economic growth results, and

WHEREAS, EnvisionCR, the City’s comprehensive plan, provides the following goal for economic development:

> Make Cedar Rapids a desirable place for businesses to start, move, and grow by leveraging resources to invest in business districts and amenities that keep and attract a skilled workforce.

WHEREAS, the City of Cedar Rapids recognizes the importance of the Economic Alliance and its impact on economic development for both the City and the region, and is correspondingly a member of the Economic Alliance, and

WHEREAS, the City of Cedar Rapids is a member of the Cedar Rapids Metro Economic Alliance, and

WHEREAS, the membership fee for fiscal year 2023 with the Cedar Rapids Metro Economic Alliance is $75,000, and

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is authorized to issue payment in the amount of $75,000.00 to the Cedar Rapids Metro Economic Alliance for membership for fiscal year 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Bob Hammond **Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution designating a 2.91-acre City-owned parcel lying East of 80th Street and North of Worcester Road NW as a Recreational Trail Easement to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project.
CIP/DID #ESCY-033102-2022

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

Background: Designating a 2.91-acre City-owned parcel lying East of 80th Street and North of Worcester Road NW as a recreational trail easement to support future recreational trail project.

Action/Recommendation: The Public Works Department recommends designating a 2.91-acre City-owned parcel lying East of 80th Street and North of Worcester Road NW as a recreational trail easement to support the recreational trail needs.

Alternative Recommendation: Not proceed with designating a 2.91-acre City-owned parcel lying East of 80th Street and North of Worcester Road NW as a recreational trail easement.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: ESCY-033102-2022

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to designating right-of-way.

Recommended by Council Committee: NA
Explanation: NA

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ESCY-033102-2022

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 a need to designate a Recreational Trail Easement to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project, and

WHEREAS, the City of Cedar Rapids is the owner of the real property described as:

A parcel of land located in Part of the NW 1/4 NW 1/4 of Section 22, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, more particularly described on the Recreational Trail Easement Exhibit, attached hereto, and incorporated herein by this reference.

, and

WHEREAS, the Public Works Director recommends the City designate the above referenced property as a recreational trail easement for the recreational trail project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Recreational Trail Easement hereby be established 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 26th day of July, 2022.

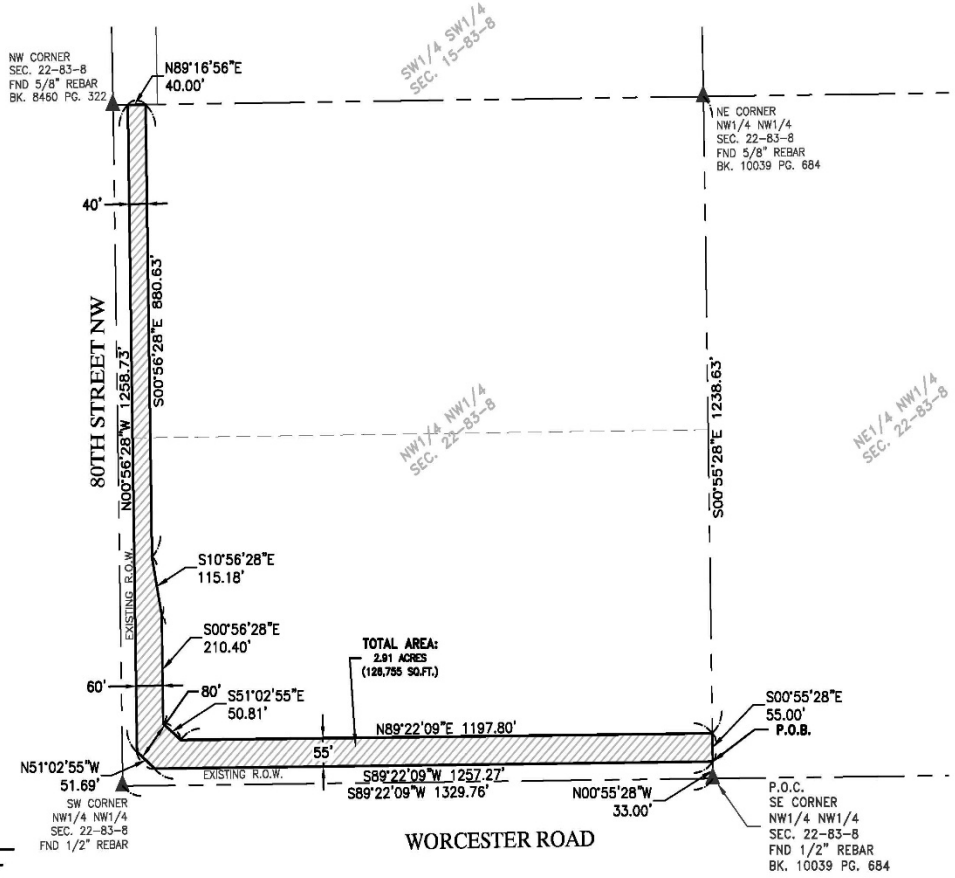
ClerkSignature

RECREATIONAL TRAIL EASEMENT EXHIBIT

MORGAN CREEK TRAIL - PHASE 3

FROM WORCESTER ROAD TO COVINGTON ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



Legal Description

PART OF THE NW1/4 NW1/4 OF SECTION 22, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE N00°55'28"W ALONG THE EAST LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22, 33.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF WORCESTER ROAD AND THE POINT OF BEGINNING;

THENCE S89°22'09"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 1257.27 FEET;

THENCE N51°02'55"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 51.69 FEET;

THENCE N00°56'28"W ALONG THE EAST RIGHT-OF-WAY LINE OF 80TH STREET NW, 1258.73 FEET TO THE NORTH LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE N89°16'56"E ALONG SAID NORTH LINE, 40.00 FEET;

THENCE S00°56'28"E, 880.63 FEET;

THENCE S10°56'28"E, 115.18 FEET;

THENCE S00°56'28"E, 210.40 FEET;

THENCE S51°02'55"E, 50.81 FEET;

THENCE N89°22'09"E, 1197.80 FEET TO THE EAST LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE S00°55'28"E ALONG SAID EAST LINE, 55.00 FEET TO THE POINT OF BEGINNING CONTAINING 2.91 ACRES (126,755 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

Legend

Boundary Line	
Adjoining Lot Line	
Section Line	
Building Setback Line	
Found 5/8" Rebar w/ Yellow Cap #13287 (unless noted)	•
Set ½"x30" Rebar w/Orange Cap #18646	o
Found Cut "X"	X
Set Section/Quarter Corner	△
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR: CITY OF CEDAR RAPIDS
GPNS: 13222-26002-00000 &
13222-26001-00000

SURVEY PERFORMED: JUNE, 2022

PARCEL 1
Project Number: 221036

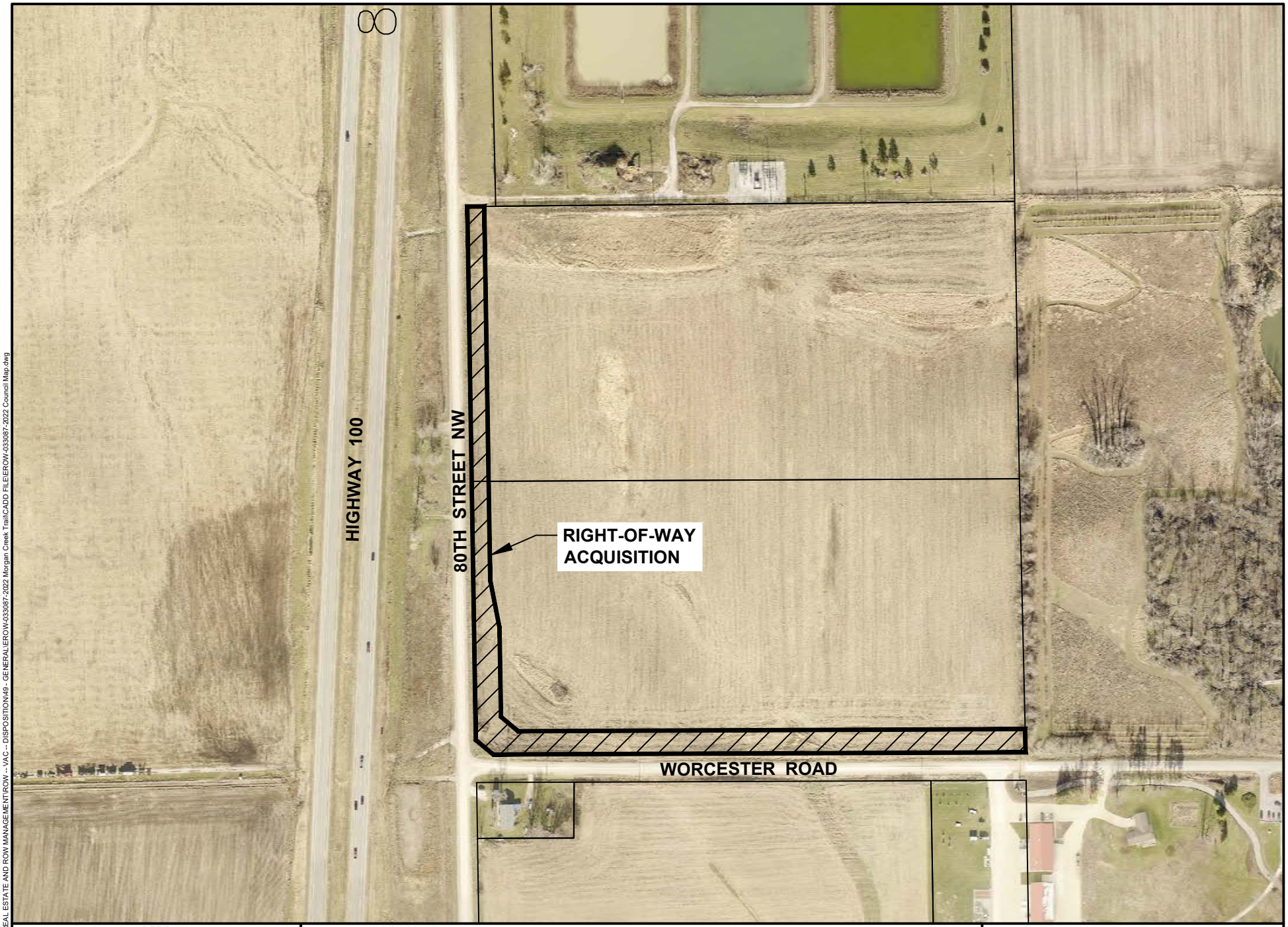
Drawn By: AWS Approved By: RRK
Date: 06/17/22 Scale: 1"=200'
Field Book

Client: LINN COUNTY CONSERVATION
10280 MORRIS HILLS RD
TODDVILLE, IOWA 52341
PHONE: (319) 892 - 6450

ANDERSON BOGERT

Sheet No. 1 Of 1

T:\ACAD\221036\DWG\Easements\Parcel 1 - Perm.dwg 6-17-22 03:42:57 PM RKlien



CEDAR RAPIDS
City of Five Seasons

RIGHT-OF-WAY ACQUISITION
WORCESTER ROAD AND 80TH STREET NW

N

0 FEET 300

EROW-033087-2022

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW -- VAC -- DISPOSITION\49 - GENERAL\EROW-033087-2022 Morgan Creek Trail\CADD FILE\EROW-033087-2022 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Bob Hammond **Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution designating a 0.80-acre City-owned parcel lying East of 80th Street and South of Ellis Road NW as a Recreational Trail Easement to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project.
CIP/DID #ESCY-033102-2022

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

Background: Designating a 0.80-acre City-owned parcel lying East of 80th Street and South of Ellis Road NW as a recreational trail easement to support future recreational trail project.

Action/Recommendation: The Public Works Department recommends designating a 0.80-acre City-owned parcel lying East of 80th Street and South of Ellis Road NW as a recreational trail easement to support the recreational trail needs.

Alternative Recommendation: Not proceed with designating a 0.80-acre City-owned parcel lying East of 80th Street and South of Ellis Road NW as a recreational trail easement.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: ESCY-033102-2022

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to designating right-of-way.

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
ESCY-033102-2022

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 a need to designate a Recreational Trail Easement to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project, and

WHEREAS, the City of Cedar Rapids is the owner of the real property described as:

A parcel of land located in Part of the NW 1/4 SW 1/4 of Section 15, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, more particularly described on the Recreational Trail Easement Exhibit, attached hereto and incorporated herein by this reference.

, and

WHEREAS, the Public Works Director recommends the City designate the above referenced property as a recreational trail easement for the recreational trail project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Recreational Trail Easement hereby be established 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 26th day of July, 2022.

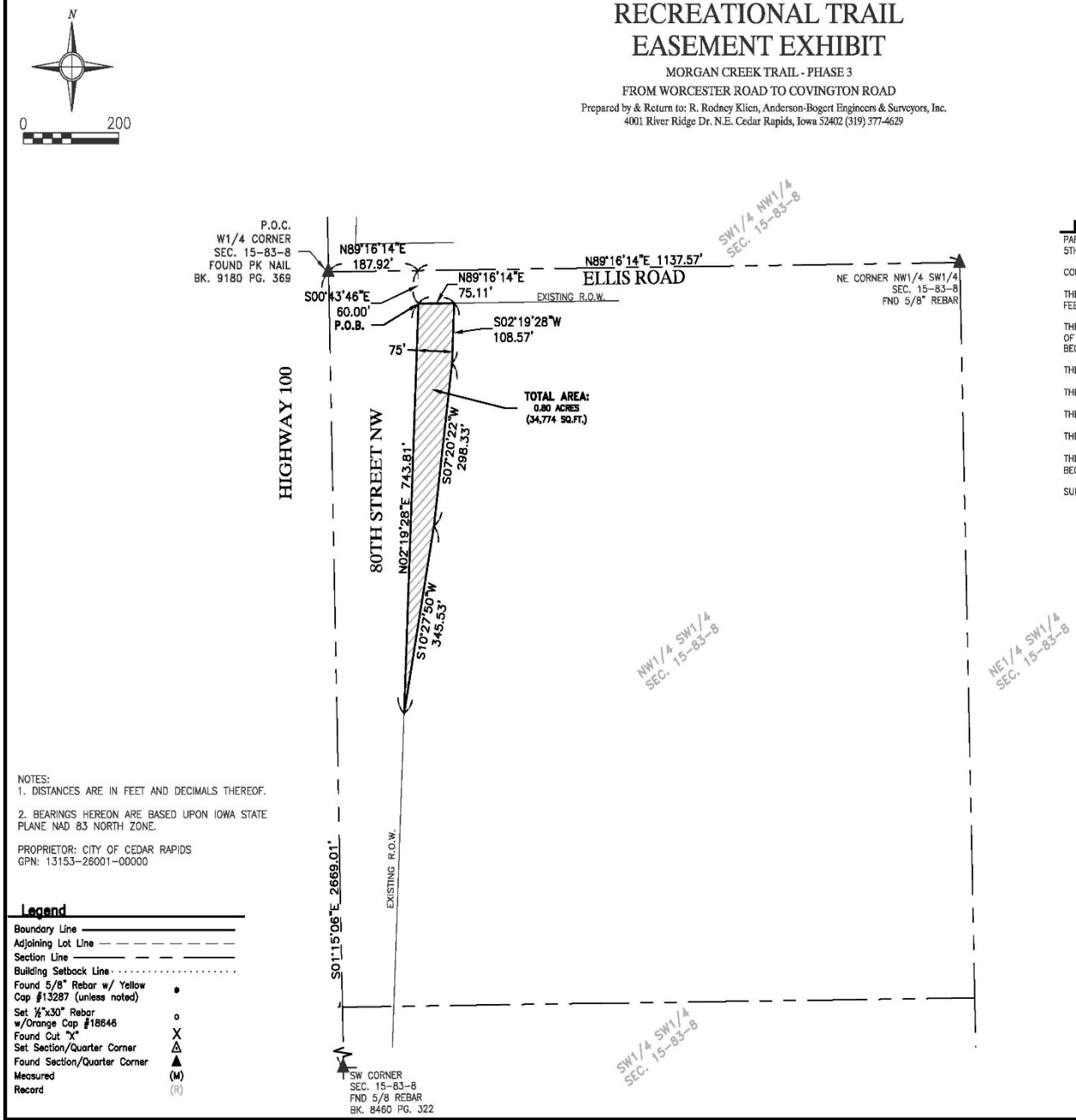
ClerkSignature

RECREATIONAL TRAIL EASEMENT EXHIBIT

MORGAN CREEK TRAIL - PHASE 3

FROM WORCESTER ROAD TO COVINGTON ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



Legal Description

PART OF THE NW1/4 SW1/4 OF SECTION 15, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION 15;

THENCE N89°16'14"E ALONG THE NORTH LINE OF THE SW1/4 OF SAID SECTION 15, 187.92 FEET;

THENCE S00°43'46"E, 60.00 FEET TO THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF ELLIS ROAD AND THE WEST RIGHT-OF-WAY LINE OF 80TH STREET NW AND THE POINT OF BEGINNING;

THENCE N89°16'14"E ALONG THE SOUTH RIGHT-OF-WAY LINE OF ELLIS ROAD, 75.11 FEET;

THENCE S02°19'28"W, 108.57 FEET;

THENCE S07°20'22"W, 298.33 FEET;

THENCE S10°27'50"W, 345.53 FEET TO THE EAST RIGHT-OF-WAY LINE OF 80TH STREET NW;

THENCE N02°19'28"E ALONG SAID EAST RIGHT-OF-WAY LINE, 743.81 FEET TO THE POINT OF BEGINNING CONTAINING 0.80 ACRES (34,774 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR: CITY OF CEDAR RAPIDS
GPN: 13153-26001-00000

Legend

Boundary Line	
Adjoining Lot Line	
Section Line	
Building Setback Line	
Found 5/8" Rebar w/ Yellow Cap #13287 (unless noted)	•
Set ½"x30" Rebar w/Orange Cap #18646	o
Found Cut "X"	X
Set Section/Quarter Corner	△
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)

SURVEY PERFORMED: JUNE, 2022

PARCEL 2
Project Number: 221036

Drawn By: AWS
Date: 06/17/22
Field Book

Approved By: RRK
Scale: 1"=200'

Client: LINN COUNTY CONSERVATION
10280 MORRIS HILLS RD
TODDVILLE, IOWA 52341
PHONE: (319) 892-6450

ANDERSON BOGERT

Sheet No. 1 Of 1

T:\ACAD\221036\DWG\Easements\Parcel 2 - Perm.dwg 6-17-22 03:39:19 PM RKlien

CEDAR RAPIDS
City of Five Seasons

RIGHT-OF-WAY ACQUISITION
ELLIS ROAD AND 80TH STREET NW

N

0 FEET 300

EROW-033087-2022

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW -- VAC -- DISPOSITION\49 - GENERAL\EROW-033087-2022 Morgan Creek Trail\CADD FILE\EROW-033087-2022 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: John Witt, P.E., PTOE

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 establishing "No Parking Anytime" on the north side of 15th Avenue SW from C Street SW east for 250 feet, and establishing "No Parking Loading Zone" on the north side of 15th Avenue SW from a point beginning 250 feet east of C Street SW to a point 420 feet east of C Street.
CIP/DID #PARK-033081-2022

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: The Czech Village Association contacted the City in an effort to resolve on-street parking concerns and improve access to 15th Avenue and to C Street SW. The Public Works Department, in conjunction with the Community Development & Planning Department, worked to improve on-street parking on 15th Avenue SW by recommending parking restrictions.

Action/Recommendation: The Traffic Engineering Division of the Public Works Department has recommended the establishment of "No Parking Anytime" on the north side of 15th Avenue SW from C Street SW, east for 250 feet, and the establishment of "No Parking Loading Zone" on the north side of 15th Avenue SW from a point beginning 250 feet east of C Street, to a point 420 feet east of C Street.

Alternative Recommendation: Keep the current on-street parking restrictions in place.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information:

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

Recommended by Council Committee: (Click here to select)
Explanation: NA

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PARK-033081-2022

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Department, in conjunction with the Community Development & Planning Department, worked to improve on-street parking on 15th Avenue SW, and

WHEREAS, the Public Works Department recommends establishing “No Parking Anytime” on the north side of 15th Avenue SW from C Street CW, east for 250 feet, and establishing “No Parking Loading Zone” on the north side of 15th Avenue SW from a point beginning 250 feet east of C Street SW to a point 420’ to the east of C Street, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the establishment of “No Parking Anytime” on the north side of 15th Avenue SW from C Street to the east 250 feet, and the establishment of “No Parking Loading Zone” on the north side of 15th Avenue SW from a point 250 feet east of C Street SW to a point 420 feet east of C Street, be and is hereby approved.

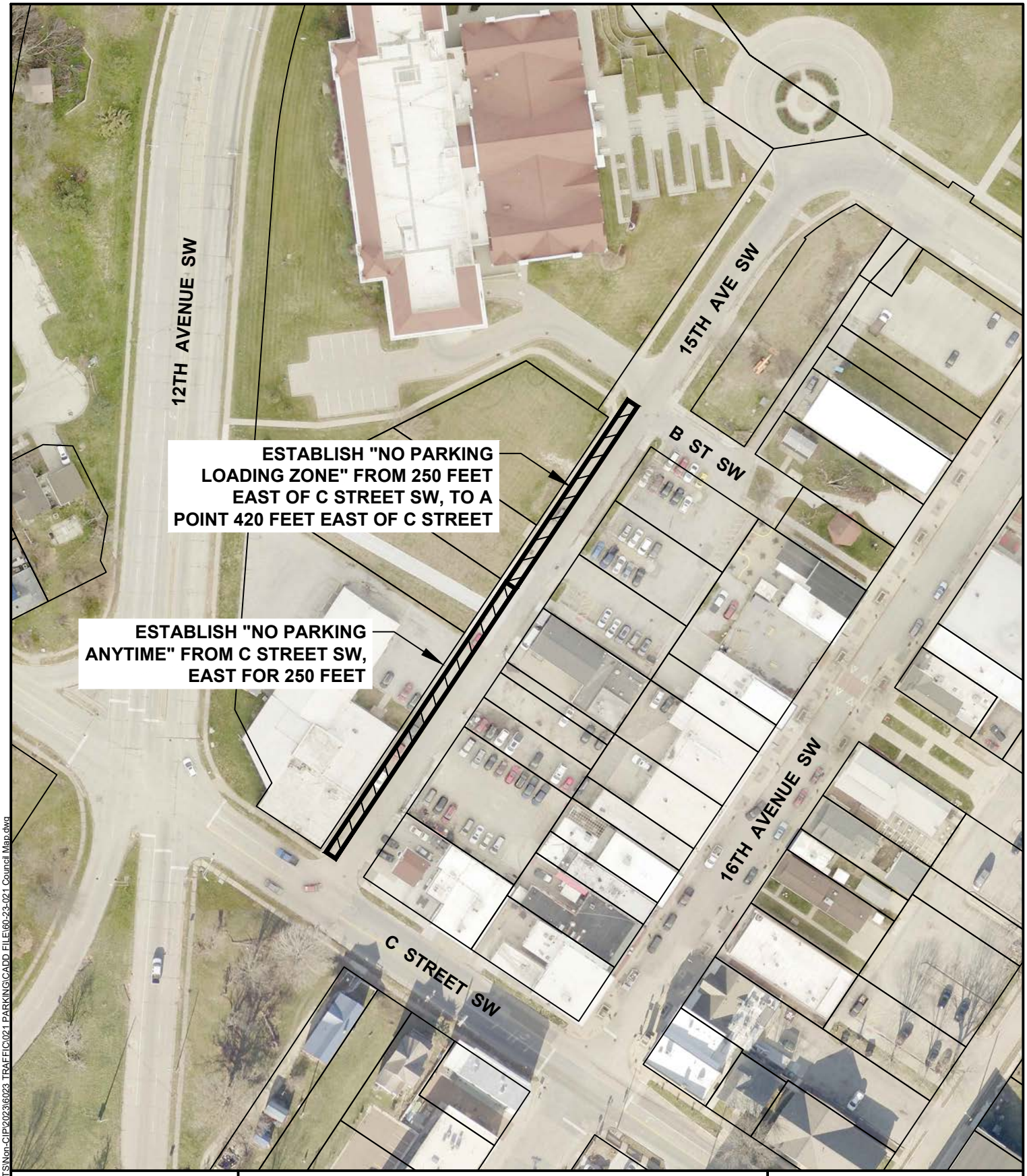
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons

ESTABLISH "NO PARKING ANYTIME" ON THE NORTH SIDE OF 15TH AVENUE SW FROM C STREET SW, EAST FOR 250 FEET AND ESTABLISH "NO PARKING LOADING ZONE" FROM 250 FEET EAST OF C STREET SW, TO A POINT 420 FEET EAST OF C STREET

N

0 FEET 100

60-23-021

Cadd File Name: W:\PROJECTS\Non-CIP\2023\60223_TRAFFIC\021 PARKING\CADD FILE\60-23-021 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA

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 accepting the established fair market value in the amount of $905 for the acquisition of the Agreement for Temporary Construction Easement from property located at 1111 Ingleside Drive SW, owned by 1111 Investments, LLC in connection with the Ingleside Drive SW Reconstruction project **(Paving for Progress)**.
CIP/DID #3012344-00

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

Background: The right-of-way and temporary construction easement are required to accommodate the proposed Ingleside Drive SW Rehabilitation project. Improvements include asphalt pavement resurfacing, ditch cleanout and regrading, and culvert installation. The compensation amount offered of $905 for the temporary construction easement is based on comparable sales of similar properties to the subject property provided by a qualified appraiser hired by the City.

The acceptance of establishing fair market value is the first of two steps in passing a resolution to refer to the Linn County Compensation Commission in accordance with the eminent domain proceedings to allow the City to obtain easement rights. This action is an expediency to maintain the construction schedule to protect the City's project letting. If the owner is willing, the City will remain available to negotiate to reach a mutually agreeable settlement to conclude this transaction. If an agreement is executed and approved by City Council prior to convening the Linn County Compensation Commission, the eminent domain proceedings will terminate.

Action/Recommendation: The Public Works Department recommends the City Council adopt the resolution accepting the established fair market value of $905 for the temporary construction easement from 1111 Ingleside Drive SW required for the subject project.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement under the eminent domain proceedings and direct City staff to abandon or reconfigure.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301/301000/3012344/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of right-of-way and easements

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
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3012344-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Department established the fair market value in the amount of $905 for the Agreement for Temporary Construction Easement from land located at 1111 Ingleside Drive SW, owned by 1111 Investments, LLC as required for the Ingleside Drive SW Reconstruction project, and

WHEREAS, the Public Works Department recommends that the City Council accept the established fair market value of the above affected property as a result of the project, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Ingleside Drive SW Reconstruction project, (Fund 301, Dept ID 301000, Project 3012344, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council accept the fair market value in the amount of $905 for the right-of-way and temporary easement from land located at 1111 Ingleside Drive SW affected by the Ingleside Drive SW Reconstruction project.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA

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 accepting the established fair market value in the amount of $3,055 for the partial acquisition of Right-of-Way and Temporary Grading Easement for Construction from property located at 1127 Ingleside Drive SW, owned by 1127, LLC in connection with the Ingleside Drive SW Reconstruction project **(Paving for Progress)**.
CIP/DID #3012344-00

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

Background: The right-of-way and temporary construction easement are required to accommodate the proposed Ingleside Drive SW Rehabilitation project. Improvements include asphalt pavement resurfacing, ditch cleanout and regrading, and culvert installation. The compensation amount offered of $3,055 for the partial acquisition of right-of-way and temporary construction easement is based on comparable sales of similar properties to the subject property provided by a qualified appraiser hired by the City.

The acceptance of establishing fair market value is the first of two steps in passing a resolution to refer to the Linn County Compensation Commission in accordance with the eminent domain proceedings to allow the City to obtain easement rights. This action is an expediency to maintain the construction schedule to protect the City's project letting. If the owner is willing, the City will remain available to negotiate to reach a mutually agreeable settlement to conclude this transaction. If an agreement is executed and approved by City Council prior to convening the Linn County Compensation Commission, the eminent domain proceedings will terminate.

Action/Recommendation: The Public Works Department recommends the City Council adopt the resolution accepting the established fair market value of $3,055 for the partial acquisition of right-of-way and temporary construction easement from 1127 Ingleside Drive SW required for the subject project.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and easement under the eminent domain proceedings and direct City staff to abandon or reconfigure.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301/301000/3012344/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of right-of-way and easements

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
3012344-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Department established the fair market value in the amount of $3,055 for the partial acquisition of Right-of-Way and Temporary Grading Easement for Construction from land located at 1127 Ingleside Drive SW, owned by 1127, LLC as required for the Ingleside Drive SW Reconstruction project, and

WHEREAS, the Public Works Department recommends that the City Council accept the established fair market value of the above affected property as a result of the project, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Ingleside Drive SW Reconstruction project, (Fund 301, Dept ID 301000, Project 3012344, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council accept the fair market value in the amount of $3,055 for the right-of-way and temporary easement from land located at 1127 Ingleside Drive SW affected by the Ingleside Drive SW Reconstruction project.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Human Resources

Presenter at Meeting: Teresa Feldmann

Contact Person: Teresa Feldmann **Cell Phone Number:** 319-432-1434
E-mail Address: T.Feldmann@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing the addition of 2.0 FTE for Systems Support Engineer and Systems Support Administrator positions in Information Technology.

CIP/DID #HR0081

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

Background: The Information Technology department proposes adding two positions to provide customer support and service for city-wide users including crucial design of effective and efficient IT solutions.

Action/Recommendation: Approve the addition of 2.0 FTE for Systems Support Engineer and Systems Support Administrator positions in Information Technology.

Alternative Recommendation: n/a

Time Sensitivity:

Resolution Date: July 26, 2022

Budget Information: n/a

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

HR
FIN
IT
HR0081

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has identified a need to create two positions to provide customer support and service for city-wide users including crucial design of effective and efficient IT solutions, the City proposes to hire a Systems Support Engineer and a Systems Support Administrator, and

WHEREAS, the Information Technology department will add 2.0 FTE for Systems Support Engineer and Systems Support Administrator,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology department is hereby authorized to add 2.0 FTE for a Systems Support Engineer and a Systems Support Administrator.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Ana Stomp

Contact Person: Caleb Mason **Cell Phone Number:** 319-521-7678
E-mail Address: c.mason@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing the Economic Development Specialist to attend the 2022 International Economic Development Council (IEDC) annual conference and workforce training in Oklahoma City, OK September 14, 2022 to September 21, 2022 at a cost of $4,415.20.
CIP/DID #CM008-21

EnvisionCR Element/Goal: InvestCR Goal 2: Cultivate a skilled workforce by providing cutting-edge training and recruiting talented workers.

Background: The International Economic Development Council (IEDC) is a non-profit, non-partisan membership organization for economic developers. With more than 5,000 members, IEDC is the largest organization serving economic development organization. The City's economic development staff are members of the organization. IEDC is holding its annual conference in September in conjunction with workforce-related training courses necessary for the Certified Economic Developer (CEcD) certification.

Action/Recommendation: Staff recommends approval of the resolution.

Alternative Recommendation: NA

Time Sensitivity: Early bird registration discounts end July 28, 2022.

Resolution Date: July 26, 2022

Budget Information: 795701

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CM
FIN
CM008-21

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to approve the Business Travel Report for Ana Stomp's attendance of the International Economic Development Council (IEDC) Annual Conference and associated training in Oklahoma City, OK from September 14, 2022 to September 21, 2022 at a cost of $4,415.20. (Fund # 795701).

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Douglas F. Wilson, 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 August 23, 2022 to consider the Resolution of Necessity (Proposed) for the repair and/or replacement of sanitary sewer services with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project (**Paving for Progress**).
CIP/DID #3012336-00

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

Background: This project includes pavement reconstruction, sidewalk extension on both sides of the street, multi-modal transportation improvements, drainage improvements, and bringing existing sidewalk ramps into compliance with ADA requirements. During preliminary planning, bituminous fiber sanitary sewer services (Orangeburg) were identified, as well as services in need of repair. The City Engineer recommends services be repaired or replaced ahead of road projects to protect the voters' investment in the street. The assessment will cover the cost of repairing or replacing sanitary sewer services within the public right of way.

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.

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 August 23, 2022 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 August 23, 2022 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: July 26, 2022

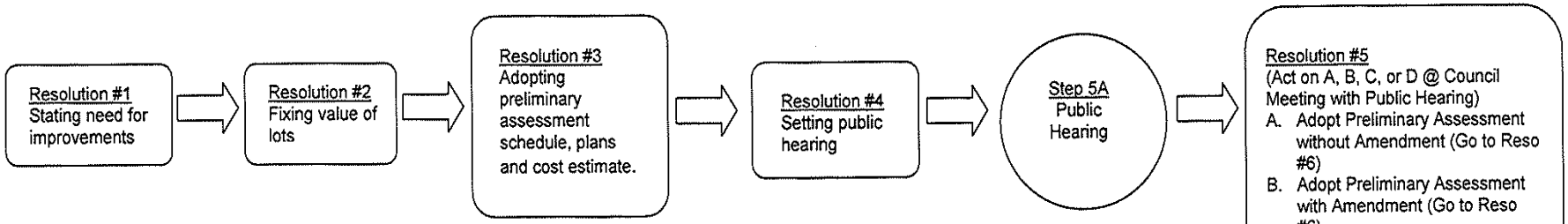
Budget Information: 301/301000/3012336 SLOST, 655/655000/6550043 NA

Local Preference Policy: NA
Explanation: NA

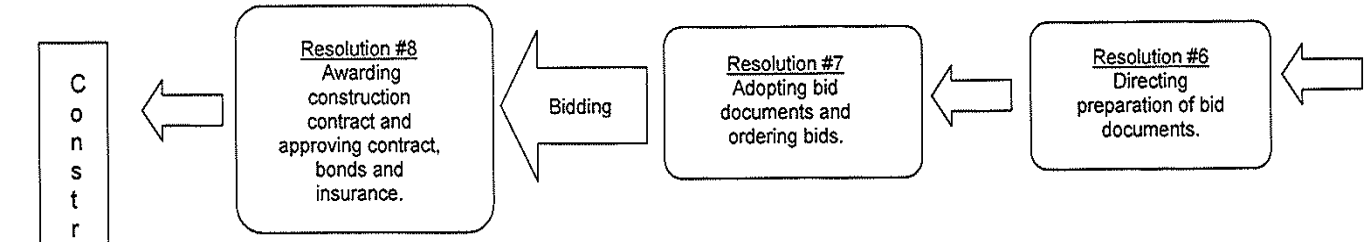
Recommended by Council Committee: NA
Explanation: NA

FLOWCHART FOR CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS*
SUMMARY

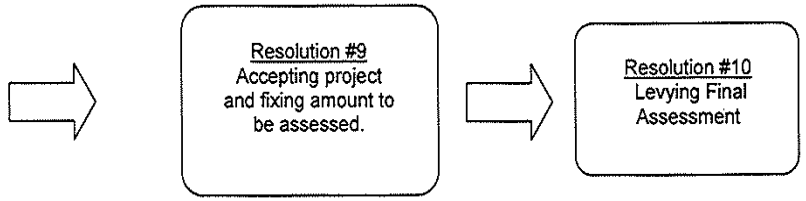
PRELIMINARY ASSESSMENT ACTIONS



NORMAL DESIGN, BIDDING, AND CONSTRUCTION ACTIONS



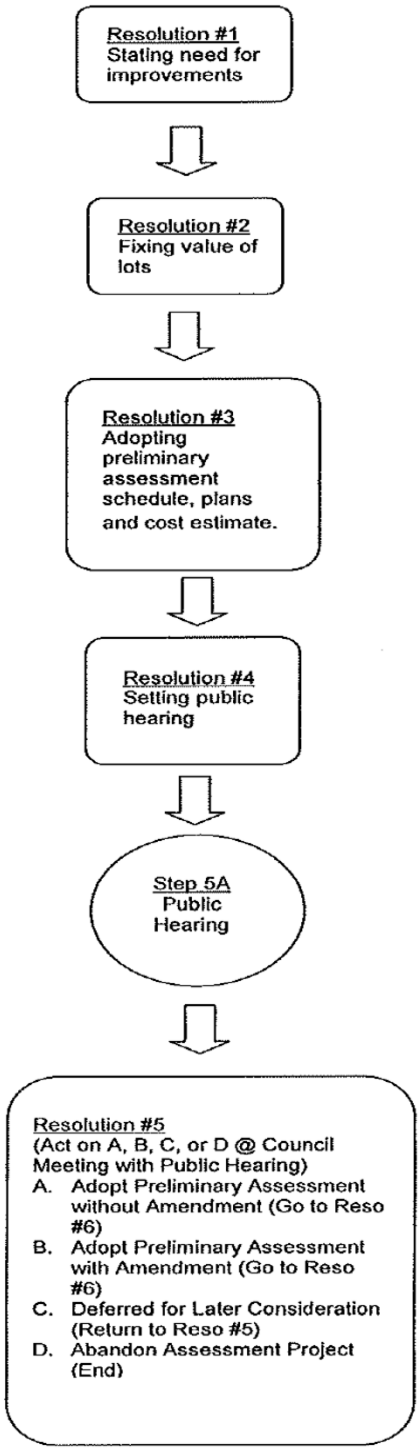
FINAL ASSESSMENT ACTIONS



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

UPDATED 8.29.07

CITY COUNCIL ACTIONS IN SPECIAL ASSESSMENT PROCESS
PRELIMINARY ASSESSMENT



Description

This step initiates the special assessment process.

Council determines the value of the lot based upon the present fair market value with the proposed improvements in place.

This action proposes assessments, which become the basis of the public hearing. A proposed special assessment may not exceed 25% of the adopted lot valuation.

Public hearing must be advertised once each week for two consecutive weeks with the first publication not less than 10 days, nor more than 20 days before the hearing. City Clerk must mail certified letter to affected property owners not less than 15 days prior to public hearing.

This action is called the Resolution of Necessity, which has 4 options listed. This is the adoption of the preliminary assessment, which does not levy an assessment, but signifies an intent to levy in the future at a maximum level. The Council may not amend the assessments higher than that on which the public hearing was held. The preliminary assessment may be reduced at this step and/or at the post-construction final assessment stage.

Passage of the Resolution of Necessity is required by 75% of ALL Council members, whether present or not. If property owners representing 75% of the amount proposed to be assessed object, the Council passage vote must be unanimous by ALL Council members.

UPDATED 8.29.07

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RESOLUTION NO. LEG_NUM_TAG

RESOLUTION SETTING A PUBLIC HEARING DATE FOR AUGUST 23, 2022
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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction 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 4:00 p.m., on the 23rd day of August, 2022 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

Published on August 6, 2022 and August 13, 2022
in *The Cedar Rapids Gazette*

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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction of the types and in the location as follows:

GPN & Legal Description:

GPN	**Legal Description**
14103-26010-00000	A.P. #141 E80' EX N20' TR/LB 28
14102-55020-00000	1ST KENMORE STR/LB 7 2
14103-26002-00000	A.P. #141 EX N20' & EX S150' STR/LB 20
14102-51016-00000	1ST KENMORE STR/LB 12 2
14102-51017-00000	1ST KENMORE STR/LB 13 2
14102-76003-00000	1ST KENMORE E 50' STR/LB 16 2
14102-76017-00000	1ST KENMORE STR/LB 16 1
14102-76019-00000	1ST KENMORE STR/LB 18 1
14101-58012-00000	A.P. #113 STR/LB 83
14104-26001-00000	KENWOOD PARK N 80' STR/LB 1 4
14103-26003-00000	A.P. #141 EX N20' & EX S143.5' STR/LB 21
14103-02002-00000	A.P. #141 EX N20' & EX S143.68' STR/LB 18
14102-76009-00000	1ST KENMORE STR/LB 6 1
14102-55022-00000	1ST KENMORE STR/LB 9 2

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

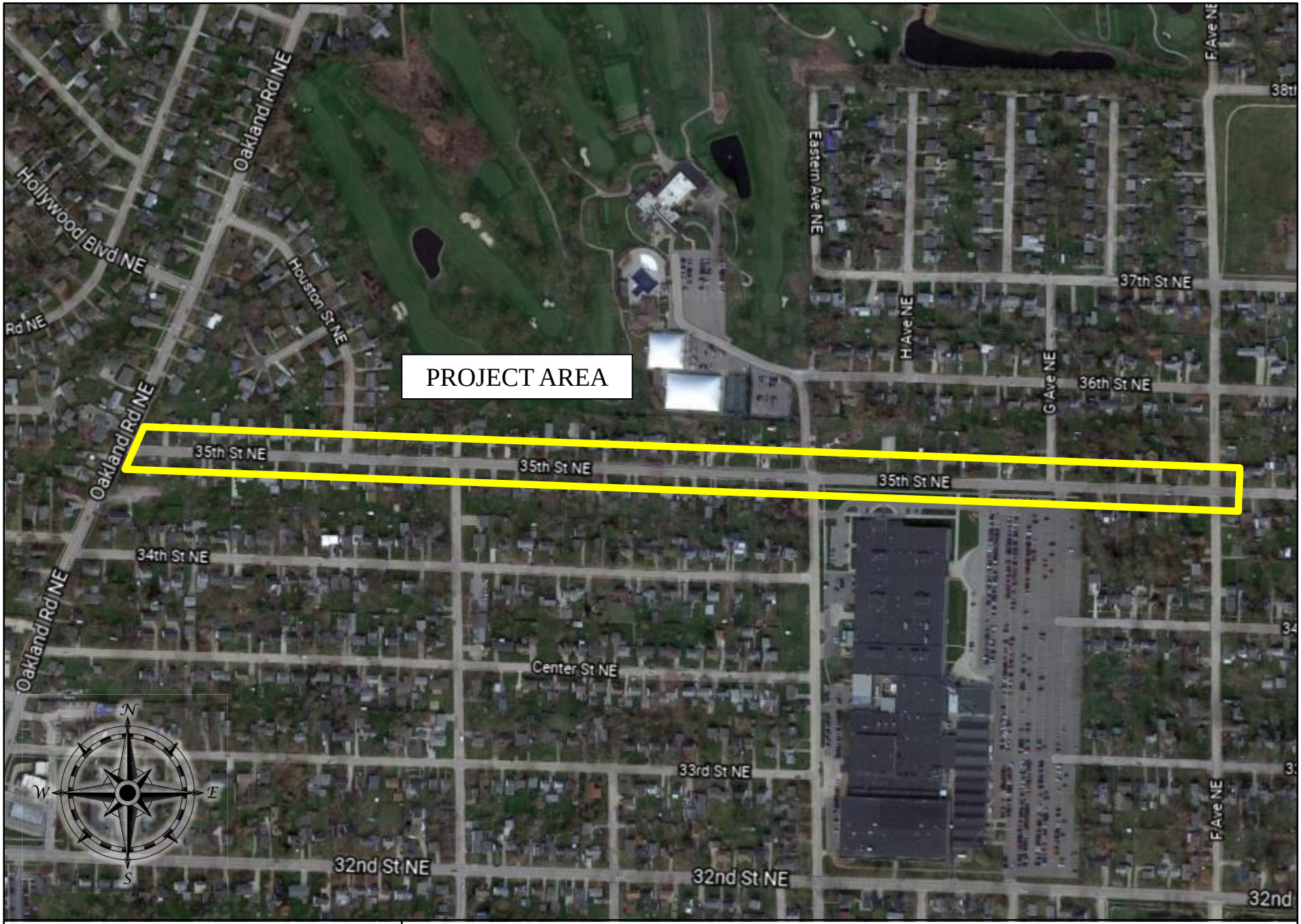
Sanitary sewer service repairs or replacements

The Cedar Rapids City Council will meet at 4:00 p.m., on the 23rd day of August, 2022 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)



CEDAR RAPIDS
City of Five Seasons®

35TH STREET NE FROM OAKLAND ROAD TO F AVENUE PAVEMENT RECONSTRUCTION

PROJECT #3012336-01

Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Adam Lindenlaub

Contact Person: Jennifer Pratt **Cell Phone Number:** 319-538-2552
E-mail Address: J.Pratt@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings
August 9, 2022 - to consider the disposition of City-owned property located at 2000 Mount Vernon Road SE.
CIP/DID #DISP-0010-2017

EnvisionCR Element/Goal: StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

Background: The Motion sets a public hearing to initiate a competitive disposition process to consider the disposition of City-owned properties shown on page two. It is located at 2000 Mount Vernon Road SE (acquired in 1975). This will be the third time the City has issued an RFP for this property having done so in 2017 and 2019.

Disposition of City Owned land must be through an open and competitive process. The City proposes to issue a Request for Proposals (RFP) soliciting proposals for the development of the property. As is normal, a review committee will be convened to review proposals and make a recommendation to City Council.

The development objectives for this property are:

- Financially viable redevelopment based on current market conditions.
- Encourage investment consistent with the goals of the Mt. Vernon Road Corridor Action Plan.
- Preference for retaining unique sense of place through renovation and/or new construction

Action/Recommendation: City staff recommends setting the public hearing for August 9, 2022.

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

Time Sensitivity: None.

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: Yes

Explanation: This item was discussed and supported at the June meeting of the Development Committee.

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg

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

Description of Agenda Item: Motions setting public hearings
August 9, 2022 – to consider a change of zone for property at 1105 Wright Brothers Boulevard SW from S-RLL, Suburban Residential Large Lot District, to I-LI, Light Industrial District, as requested by Sunny Ridge, LLC and the City.

CIP/DID #RZNE-033009-2022

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

Background: This request was reviewed by the City Planning Commission on July 7, 2022. The Commission's recommendation will be included on the City Council cover sheet for the public hearing.

The applicant proposes rezoning of a 15,080 sf parcel to serve as access for future development of industrial development. An existing house would be removed. The Future Land Use Map designation for this area is Urban Medium Intensity.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on August 9. 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

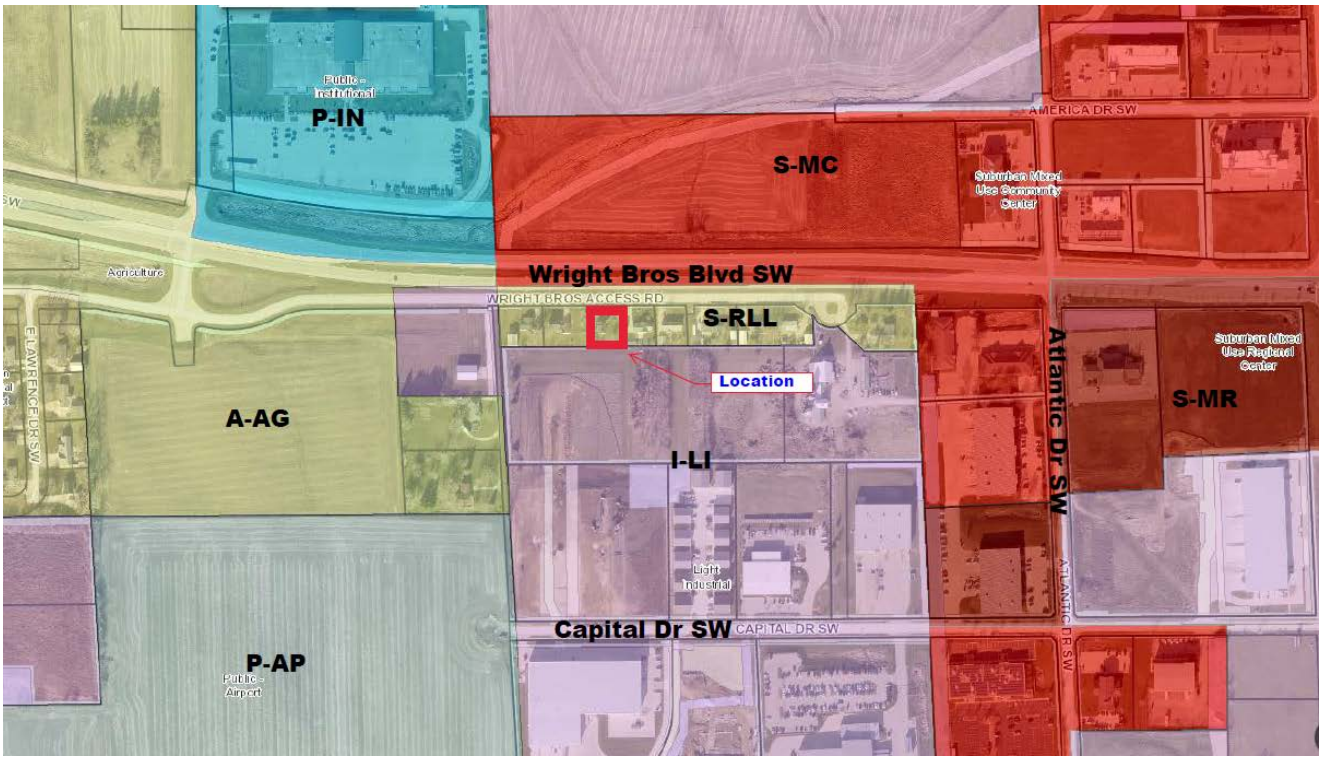
Resolution Date: NA

Budget Information: NA

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

Recommended by Council Committee: NA **Explanation:** NA

Rezoning Site Location:



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis

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 August 9, 2022 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 August 17, 2022 for the 1st Street SE Drainage from 5th to 7th Avenue and River Wall Improvements Phase II – Safety Rail Improvements project (estimated cost is $810,000).
CIP/DID #3315510-69

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

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

The river can flood neighborhoods two ways:

1) The first is via river floods overflowing its banks and into the neighborhoods.
2) The second is via river floods inundating the existing storm sewer system, which is currently open to the neighborhoods via intakes. Those same pipes are also open to the river via existing storm sewer outfalls. This is necessary for everyday gravity drainage of rainfall, but can be a catastrophic connection in times of extreme river flooding.

Addressing second type of flooding is the goal for much of this project. First, by consolidating gravity pipe outfalls to the Cedar River into fewer locations. And, second, where those final locations will be, include mechanical gate structure at the river to prevent any river floods from getting into the storm sewer. Lastly, at those consolidated and gated outfall pipe locations, will be a pump station on the dry side of a closed off storm sewer gate. The pump station will then pump any rainwater that may be in the pipes and have it go up and over a the flood protection system and into the river. In summary, the pump station replaces the normal gravity flow sewer when the river flood gates are closed off.

The subject project consists of two separate bid sets and sets of work, and the work specifically consists of the following:

1) The 1st Street SE Drainage from 5th to 7th Avenue SE – This project prepares 7th Avenue SE for the future floodwall by eliminating the existing storm sewer outfall at 7th Avenue SW. The Project will redirect the storm water via new 18 inch to 24 inch storm sewer (with one section of 72" Pipe) in 1st Street SE (base bid) and 7th Avenue SE (alternate bid) to the intersection of 1st Street SE and 5th Avenue SE. This is the end of the current bid project.

   (A future project will take the storm sewer pipes through private property (through the Great America Parking Lot) to the Cedar River with a gate structure constructed on the storm sewer to prevent river flooding backing into the storm system.)

   Subject to acceptable bids, this project construction is scheduled from October 2022 to September 2023. It is funded by general obligation flood bonds.

2) The River Wall Improvements Phase II – Safety Rail Improvements removes the deteriorating balustrade railing from the top of the river walls along the east bank of the Cedar River from 1st Avenue E to 3rd Avenue SE and replaces it with safety railing. This project is a necessary safety improvement due to the existing river wall condition and also to accommodate the upgraded flood control system trail amenities that will traverse this area.

   Subject to acceptable bids, this project construction is scheduled for 45 working days and the contractor may begin in Fall 2022 or Spring 2023. It is funded by general obligation non-flood bonds, as this wall will remain separate from the new flood control wall.

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 1st Street SE Drainage from 5th to 7th Avenue and River Wall Improvements Phase II – Safety Rail Improvements and advertising for bids by publishing notice to bidders for the project.

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

Time Sensitivity: Normal

Resolution Date: August 9, 2022

Budget Information: GO Bonds

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: Douglas F. Wilson, 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 August 9, 2022 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 August 10, 2022 for the 66th Avenue SW from Locust Street to 6th Street Pavement and Drainage Improvements project (estimated cost is $1,640,000) (**Paving for Progress**).
CIP/DID #3012129-07

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

Background: This project includes concrete pavement reconstruction, sidewalk extension on the north side of the street, and drainage improvements. Construction may begin yet this fall, but most of the construction will occur in 2023. This is Phase 2 of a two-phase roadway project. Phase 1, between the CRANDIC railroad and 8th Street, included similar work and was constructed in 2021. Additionally, water main and culvert replacement work was completed in this corridor in 2016.

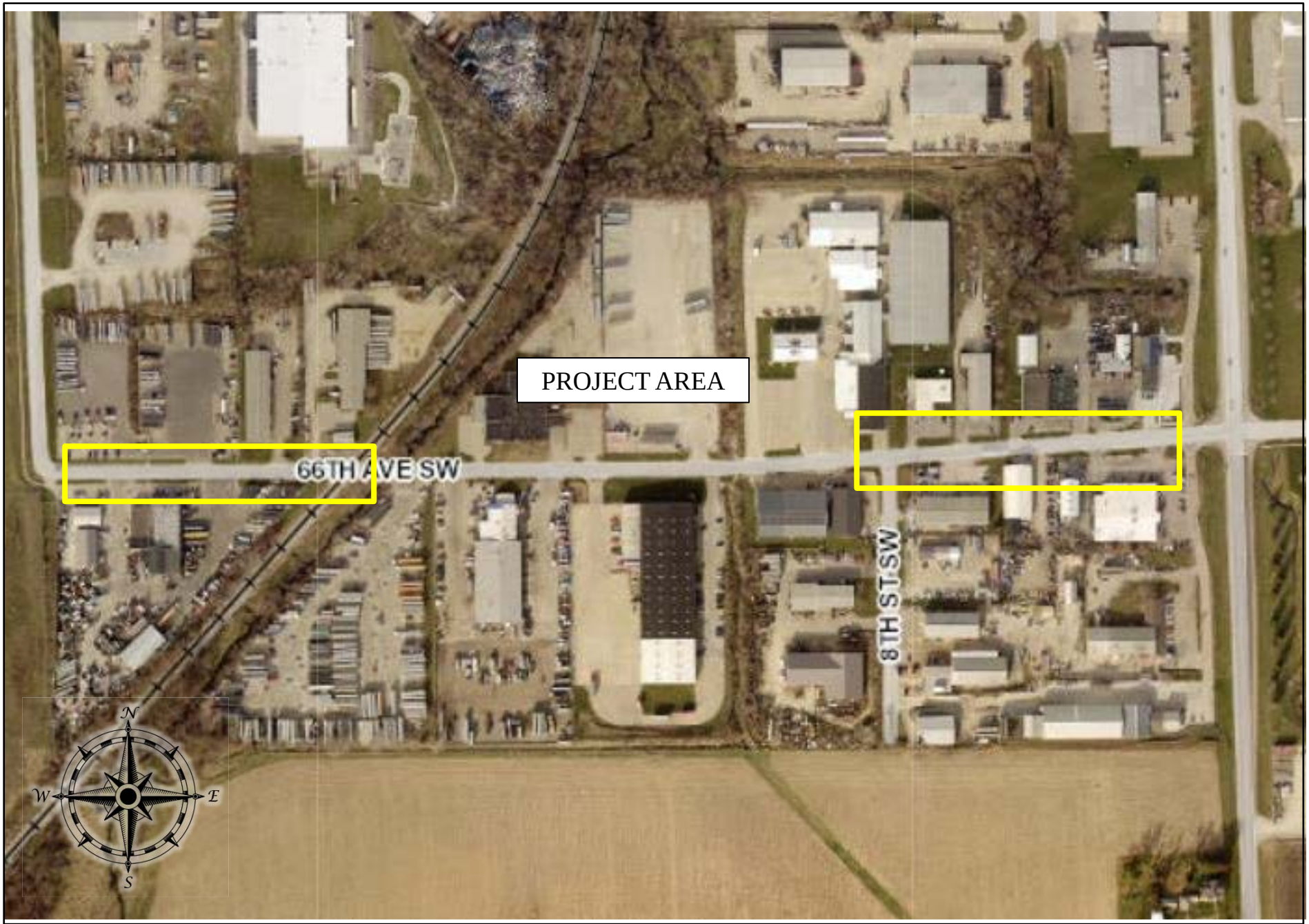
Action/Recommendation: The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for August 9, 2022 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: Council may defer letting, abandon the project, or repackage the project into multiple phases.

Time Sensitivity: Normal
Resolution Date: August 9, 2022
Budget Information: 301/3010000/3012129 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA



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

PROJECT #3012129-07

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Tim Mroch, 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 August 9, 2022 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 August 10, 2022 for the 2022 Collins Road and Northland Avenue NE Median Improvements project (estimated cost is $310,000).
CIP/DID #301885-01

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

Background: This project consists of new medians, pavers, and pavement improvements east and west of the Collins Road and Northland Avenue NE intersection.

The City has set funding to improve the appearance of key corridors such as Collins Road NE. This project will remove an old median and replace it with new curbs, decorative pavers, and at the same time extend the left turn lanes at Northland Avenue to improve the operations of the intersection with Collins Road.

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 August 9, 2022 and advertising for bids by publishing notice to bidders for the project.

Alternative Recommendation: The City could abandon the project or delay and bid in the future.

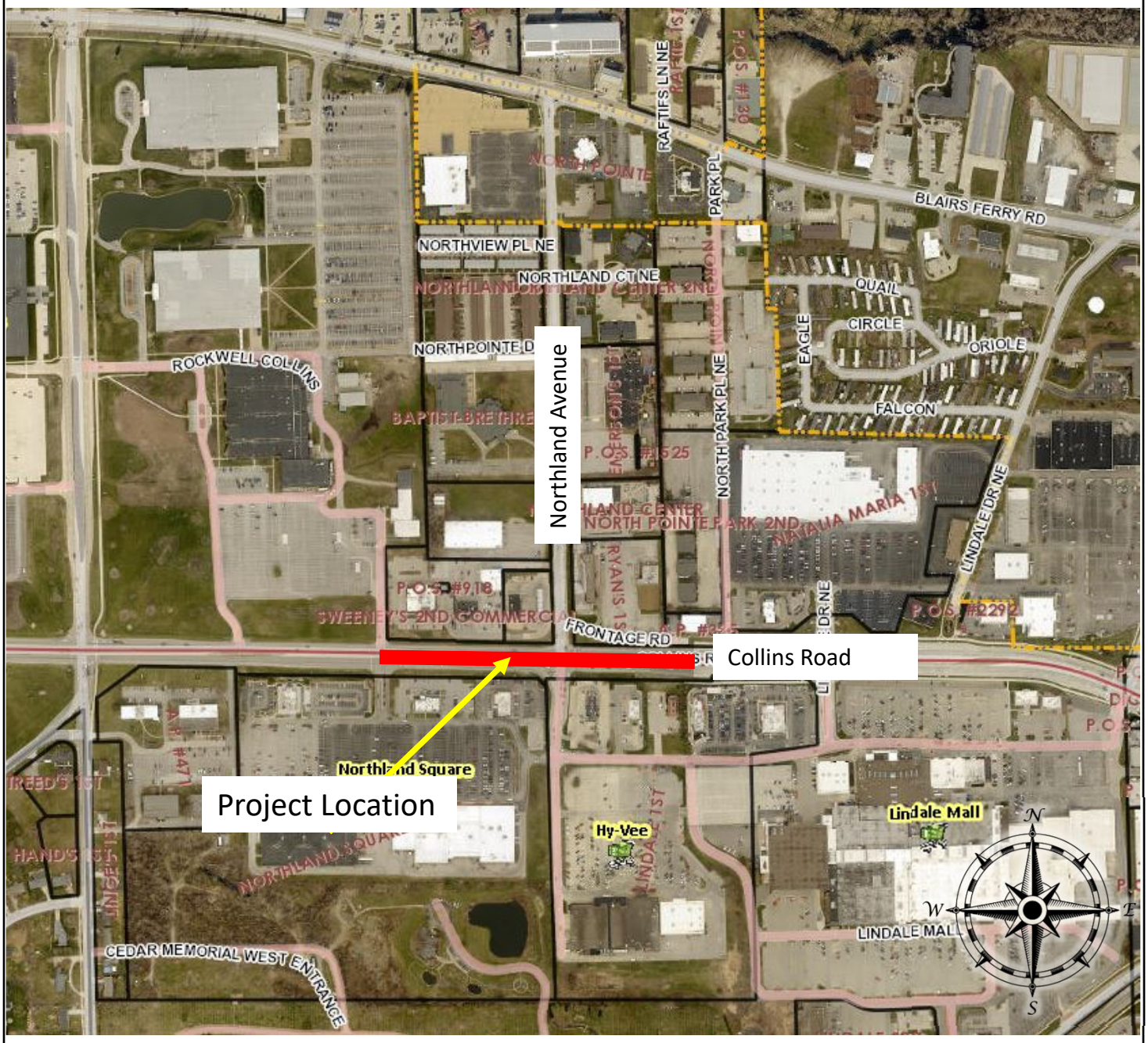
Time Sensitivity: Normal

Resolution Date: August 9, 2022

Budget Information: 301/301000/301885, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA



CEDAR RAPIDS
City of Five Seasons®

2022 Collins Road and Northland Avenue NE Median Improvements project

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis

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 August 9, 2022 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 August 17, 2022 for Cedar River Trail SE Reconstruction, CRANDIC Railroad to 16th Avenue project (estimated cost is $660,000).
CIP/DID #3316510-72

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

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

Overall, the river trail system will remain a community amenity along the river, while being modified to offer flood control benefits. Those benefits including access/egress for equipment used to operate and maintain the flood control system components. Additionally, adjustment of the horizontal and vertical location of these trails can improve the access for operations and maintenance during floods. For example several locations of the trail are being raised to make sure equipment can access gate closure during flooding. In other areas, the trails will be lowered and the river bank expanded to allow for a greater river cross section with which to carry river flow.

From a flood control standpoint, this subject project consists of the latter type improvement – lowering the trail and realigning it closer to the levee in Parking Lot 44 from CRANDIC RR to 12th Avenue in order to open up the river to handle larger flow volumes. The trail will still remain above the major flood stage level, as the banks are opened up. These flood control benefits will not be readily apparent. What will be obvious is the upgrade of a river trail that is currently in fair to poor condition to one that will be in good condition, along with a width upgrade from the 10 feet to 12 feet, which will enhance safety.

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 Cedar River Trail SE Reconstruction, CRANDIC to 16th Avenue and advertising for bids by publishing notice to bidders for the project.

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

Time Sensitivity: Normal
Resolution Date: August 9, 2022
Budget Information: GO Bonds
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

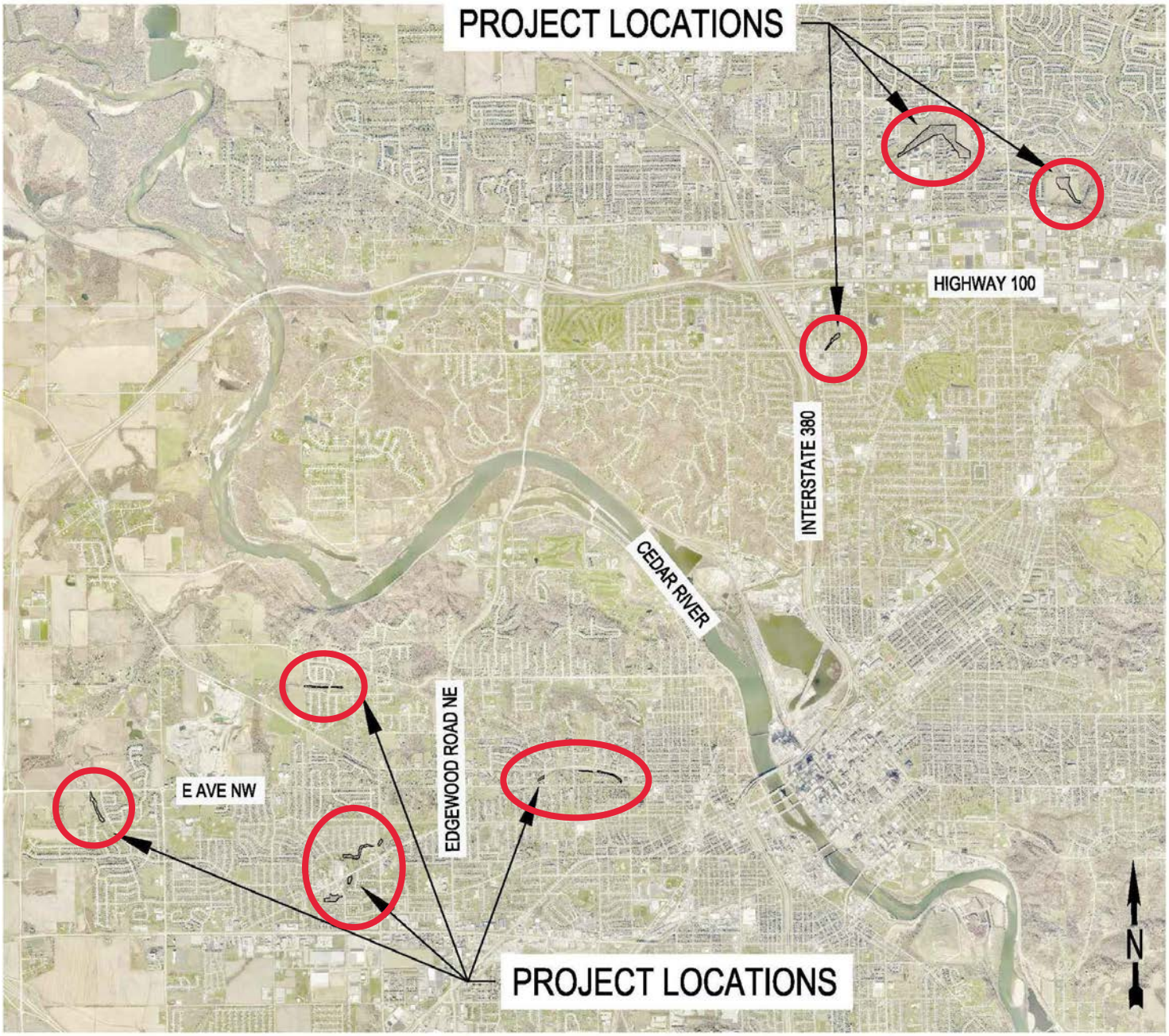
Description of Agenda Item: Motions filing plans and specifications
Motion setting public hearing date for August 9, 2022 and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results on August 17, 2022 for the Package 3 – Drainageway Derecho Cleanup project (estimated cost is $950,000) (**Derecho**).
CIP/DID #333671000-04

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

Background: The Emergency Watershed Program administered by the Natural Resources Conservation Service (NRCS) provides financial assistance for debris removal from stream channels, road culverts and bridges. The 2020 Derecho resulted in debris issues in many of the City's waterways and this program will provide funding to remove the debris from them. Damage Survey Reports were completed on 23 waterways. Funding has been allocated for 21 of the sites with a total project cost estimate of $8,405,838.88. The City will be the local sponsor for the projects and must provide a 25% match towards the total project costs, estimated to be $1,954,846.25. Package 3 is the third package released out of five scheduled Derecho clean-up packages. Locations within this package include waterways near the following locations: drainageways along Dry Creek, Vinton Ditch, 42nd Street NE, Stoney Creek Road NW, and Wolf Drive NW. This package includes six of the 21 sites and is estimated to be $950,000 with the City share at $237,500.

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 August 9, 2022 and advertising for bids by posting notice to bidders for the project.

Alternative Recommendation: Abandon the project and forgo the grant.
Time Sensitivity: Normal
Resolution Date: August 9, 2022
Budget Information: 333/333000/333142, NA; 333/333000/333146, NA; 333/333000/333149, NA; 333/333000/333150, NA; 333/333000/333151, NA; 333/333000/333156, NA.
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA



CEDAR RAPIDS
City of Five Seasons

PACKAGE 3 - DRAINAGEWAY DERECHO CLEANUP

N

0 FEET NTS

333671000-04

Cadd File Name: W:\PROJECTS\CIP\333\333671000.04 Package 3\CADD FILE COUNCIL MAP\333671000-04 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Doug Nelson

Contact Person: Casey Drew **Cell Phone Number:** 319-538-1064
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Motions filing plans and specifications
August 9, 2022– Vets Stadium Renovations Project (estimated cost is $1,831,231).
CIP/DID PUR0622-351

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

Background:
This project includes renovations of existing facilities used for visiting and home team locker rooms and training facilities at the Veterans Memorial Stadium, 950 Rockford Road SW, Cedar Rapids. These renovations are needed to comply with MLB facility requirements. Bid Opening Date is August 10, 2022 at 11:00am CDT. The estimated completion date for Phase 1 is February 28, 2023 and for Phase 2 is March 31, 2023 at an estimated cost of $1,831,231.

Action/Recommendation: Set the public hearing.

Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Chief Jerman
Contact Person: Chief Jerman **Cell Phone Number:** 319-640-5518
E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA

a. 30hop CR, 951 Blairs Ferry Road NE.
b. Big Discount Liquor, 5427 Center Point Road NE.
c. BP On 1st, 2824 1st Avenue NE.
d. Casey's General Store #2767, 3434 1st Avenue NE.
e. Cedar Rapids Softball Hall of Fame, 2000 Ellis Boulevard NW (5-day permit for an event at Ellis Park Softball Diamonds, 2000 Ellis Boulevard NW).
f. Chipotle Mexican Grill #2275, 4444 1st Avenue NE, Suite #538.
g. Dostal Catering Service, 77 15th Avenue SW.
h. Eastbank Venue & Lounge, 97 3rd Avenue SE.
i. Godfather's Pizza, 3647 ½ 1st Avenue SE.
j. Hops & Hot Rods, Homestead, IA (5-day license for an event at Noelridge Park, 4900 Council Street NE).
k. Hy-Vee #6 Tasting Room, 4035 Mount Vernon Road SE.
l. Hy-Vee C-Store #3, 2300 Bowling Street SW.
m. Hy-Vee Market Cafe #6, 4035 Mount Vernon Road SE.
n. Hy-Vee Vets Memorial, 50 2nd Avenue Bridge.
o. Mai Pho Vietnamese Restaurant, 2315 Edgewood Road SW.
p. Vernon Bar & Grill, 3025 Mount Vernon Road SE (permanent transfer to 2835 Mount Vernon Road SE, formerly Fresh Wraps).
q. Whiskey Jo's Pub & Grub, 4617 J Street 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: (Click here to select)
Explanation: NA
Recommended by Council Committee: (Click here to select)
Explanation: NA

Cedar Rapids Police Department Memorandum

To: Chief Jerman

From: Lt. Robinson

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: 7/20/2022

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
30hop CR 951 BLAIRS FERRY RD NE	12	0	0	1
Big Discount Liquor 5427 CENTER POINT RD NE	11	0	0	1
BP On 1st 2824 1ST AVE NE	7	0	0	1
Casey's General Store #2767 3434 1ST AVE NE	40	0	0	14
Cedar Rapids Softball Hall of Fame 2000 ELLIS BLVD NW	161	0	0	0
Chipotle Mexican Grill #2275 4444 1ST AVE NE	1	0	0	1
Dostal Catering Service 77 15TH AVE SW	2	0	0	0
Eastbank Venue & Lounge 97 3RD AVE SE	3	0	0	1
Godfather's Pizza (1st Ave) 3647 1/2 1ST AVE SE	1	0	0	0
Hops & Hot Rods 1681 U AVE	0	0	0	0
Hy-Vee #6 Tasting Room 4035 MT VERNON RD SE	164	0	0	9
Hy-Vee C-Store #3 2300 BOWLING ST SW	68	0	0	3
Hy-Vee Market Cafe #6 4035 MT VERNON RD SE	164	0	0	9

Hy-Vee Vets Memorial 50 2ND AVE BRG	25	0	0	1
Mai Pho Vietnamese Restaurant 2315 EDGEWOOD RD SW	0	0	0	0
Vernon Bar & Grill 3025 MT VERNON RD SE	30	0	0	7
Whiskey Jo's Pub & Grub 4617 J ST SW	15	0	0	6

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew **Phone Number/Ext.:** 5097
E-mail Address: c.drew@cedar-rapids.org

Description of Agenda Item: Bills, payroll and funds
Resolutions approving:

a. Payment of bills. CIP/DID #FIN2022-01
b. Payroll. CIP/DID #FIN2022-02

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

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

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

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: July 26th, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the attached listing of bills dated the 26th day of July, 2022, has been examined and approved by the proper departments,

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

RESOLUTION NO. LEG_NUM_TAG

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

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

Department		Total	Department		Total
Animal Control	$	24,403.46	Human Resources	$	32,926.43
Aquatics Operation	$	157,830.66	Information Technology	$	96,977.53
Attorney	$	24,932.19	Joint Communications	$	80,657.25
Building Services Division	$	83,885.23	Parks Operations	$	137,586.79
CD – Federal Programs	$	32,673.62	Library Grants	$	2,000.00
CR Public Library	$	148,270.78	Police	$	908,960.13
City Manager	$	56,509.02	Public Works	$	8,440.21
Civil Rights	$	12,695.20	PW – Engineering	$	180,352.59
Clerk	$	10,455.21	Purchasing Services	$	14,913.40
Comm Develop – DOD	$	36,554.08	Recreation	$	56,112.89
Council	$	7,977.05	Sewer Operations	$	84,368.76
Development Services	$	49,384.18	Street Operations	$	200,682.31
Facilities Maint Service	$	52,141.98	Traffic Engineering	$	64,527.36
Finance	$	21,910.47	Transit	$	130,259.49
Finance – Analysts	$	12,922.40	Utilities	$	13,601.80
Financial Operations	$	74,847.87	Utilities - Solid Waste	$	115,138.35
Fire	$	509,905.58	Veterans Memorial	$	24,583.49
Five Seasons Parking	$	3,668.80	Water Operations	$	302,534.17
Fleet Maintenance	$	90,975.22	Water Pollution Control	$	219,213.88
Golf Operations	$	46,596.32			
			Grand Total	**$**	**4,132,376.15**

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Clerk

Presenter at Meeting: Alissa Van Sloten

Contact Person: Alissa Van Sloten **Phone Number:** 319-286-5270
E-mail Address: a.vansloten@cedar-rapids.org

Description of Agenda Item: Boards and commissions
Resolution appointing the following individuals:

a. Appointing Mitch Ahrendsen, Casey Dix, Ron Griffith, Seth Gunnerson, Christine Knapp, Mathew Langley, Caleb Mason, Tim Mroch, Lauren O'Neil and Hashim Taylor (effective through December 31, 2022) as alternate representatives to the Corridor Metropolitan Planning Organization.

CIP/DID #OB542014

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

Background: The City of Cedar Rapids, per the Corridor Metropolitan Planning Organization's By-Laws, can designate individuals to serve as alternate representatives on the Corridor MPO. This agenda includes the appointment of several individuals that shall be authorized to participate and vote in all matters before the Corridor MPO in the absence of a regular member representative.

Action/Recommendation: Approve resolution as presented.

Alternative Recommendation:

Time Sensitivity: None

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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A P P O I N T M E N T

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 individuals to serve as alternate representatives on the Corridor Metropolitan Planning Organization for the terms as indicated or until a successor is appointed and qualified:

Alternate Representatives	Term Beginning	Term Expiration
Mitch Ahrendsen	07/26/2022	12/31/2022
Casey Dix	07/26/2022	12/31/2022
Ron Griffith	07/26/2022	12/31/2022
Seth Gunnerson	07/26/2022	12/31/2022
Christine Knapp	07/26/2022	12/31/2022
Mathew Langley	07/26/2022	12/31/2022
Caleb Mason	07/26/2022	12/31/2022
Tim Mroch	07/26/2022	12/31/2022
Lauren O'Neil	07/26/2022	12/31/2022
Hashim Taylor	07/26/2022	12/31/2022

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 Mitch Ahrendsen, Casey Dix, Ron Griffith, Seth Gunnerson, Christine Knapp, Mathew Langley, Caleb Mason, Tim Mroch, Lauren O'Neil and Hashim Taylor as alternate representatives on the Corridor Metropolitan Planning Organization for the terms indicated above is hereby given.

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
Art in the Park (includes road closures) on July 31, 2022. CIP/DID #SPEC- 006069-2022

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

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

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 7/26/2022

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Dan Borngraeber on belaft of Wellington Heights Neightborhood Association, has requested approval to conduct Art in the Park at Redmond Park on Sunday, July 31, 2022 from 12:00pm- 6:00pm, (not including set up and tear down time), and

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

- 3rd Avenue SE from Park Avenue SE to 16th Street SE
- Park Avenue SE from 3rd Avenue SE to 16th Street SE

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

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

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

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

4. Applicant shall provide written notification, a minimum of 10 days before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant’s contact person. A copy of this written notification shall be provided to the City Manager's Office.

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

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

7. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary “No Parking” signs, meeting City specifications, to be placed along the following streets for this event:

   - 3rd Avenue SE from Park Avenue SE to 16th Street SE
   - Park Avenue SE from 3rd Avenue SE to 16th Street SE

   a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24” X 18”, spaced at a maximum distance of 75’ apart on all listed streets.

b. The temporary “No Parking” signs shall be installed by the traffic control contractor no earlier than Friday, July 29th, 2022, and removed no later than Monday, August 1, 2022.

c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary “No Parking” posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.

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

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

10. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Dale Moyle (286-5329) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event. Below is an estimate of the number of off duty officers required to staff the event along with associated costs.

Position	# Needed	Hours worked	Rate/Hour	Total
TCP Officer	4	6	$73.00	$1752.00

11. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.

12. Redmond Park must be reserved for $53.

13. Fencing or staking requests for large tents that penetrate the soil must be approved and coordinated with Parks staff at least one week prior to the event through an on-site meeting. Please call the Parks office to schedule at 319-286-5760.

    Event is responsible for requesting underground utility locates from Iowa One Call in advance of placing fencing and/or staking.

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

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

Additional tables can be placed for the event at a rate of $100 per table. Tables must be coordinated on week in advance through the Parks Department at 319-286-5760.

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

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

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

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

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

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

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

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew **Cell Phone Number:** 5097
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Levy assessment – Building Services – delinquent nuisance abatement charges – 13 properties.
CIP/DID #FIN2022-08

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 $86,917.72.

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: July 26, 2022

Budget Information: Building Services

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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FIN2022-08

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 thirteen 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 $86,917.72, 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	Gross
1	1056 10TH AVE SE	Sherri L Walker	7/22/2019	142720303100000	CED_0012 6441	39,750.00
2	1200 6TH AVE SE	Ernest Brauch	5/24/2022	142235100300000	CED_0017 6766	78.25
3	1207 34TH ST NE	LK Properties LLC	5/21/2019	141030400100000	CED_0012 6443	21,200.00
4	1221 A AVE NW	Paul Cassady	5/12/2022	142928200400000	CED_0017 8711	39.13
5	1222 20TH AVE SW	Rebekkah Hadenfeldt & Virgialee Blumenshine	6/14/2022	143215300700000	CED_0017 8699	651.00
6	1402 N ST SW	THELMA SIMMONS	6/16/2022	142835800100000	CED_0017 7750	250.00
7	1417 5TH Ave SE	Mark & Shannonh Curtis	5/10/2022	142230600600000	CED_0017 6247	156.50
8	1434 BEVER AVE SE	Nevette Cyporette & Moshe & Kevin Quillinan	9/14/2018	142228501900000	CED_0013 3814	1,616.50
9	1434 BEVER AVE SE	Nevette Cyporette & Moshe & Kevin Quillinan	5/24/2022	142228501900000	CED_0017 6768	39.13
10	1527 BEVER AVE SE	Nicholas A Freno	6/7/2018	142230101000000	CED_0013 3807	228.00
11	1527 BEVER AVE SE	Nicholas A Freno	6/7/2018	142230101000000	CED_0013 5142	152.00
12	265 12TH ST NW	Stephanie Miller	1/14/2022	142920400600000	CED_0017 3574	430.38

13	265 12TH ST NW	Stephanie Miller	5/24/2022	142920400600000	CED_0017 6770	117.38
14	648 18TH AVE SW	Kenneth J Miller Jr	6/14/2022	143210701600000	CED_0017 8698	250.00
15	718 9TH ST NW	Marshall Cobb	5/26/2022	142046101800000	CED_0017 6762	20,484.00
16	718 9TH ST NW	Marshall Cobb	5/26/2022	142046101800000	CED_0017 6973	447.75
17	718 9TH ST NW	Marshall Cobb	4/12/2022	142046101800000	CED_0017 7220	238.80
18	921 8TH ST SW	Karen S Gorsh	7/3/2019	142947700400000	CED_0013 6851	788.90

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
1. Resolutions approving assessment actions:

Intent to assess – Solid Waste & Recycling – clean-up costs – four properties.

CIP/DID #SWM-011-22

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: 7/26/2022

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, August 24, 2022.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

INTENT TO ASSESS 7/26/2022

			INTENT TO ASSESS 7/26/2022
#	Balance Due	District #	Premise Address
1	889.00	3	1200 6th Ave SE
2	824.00	3	1128 10th St SE
3	2,215.22	5	1135 21st Ave SW
4	803.47	4	1140 I Ave NW
			Grand Total
	4,731.69	4	Number of Properties

Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

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
Resolutions approving assessment actions:

a. Levy Assessment – Solid Waste & Recycling – clean-up costs – four 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 June 14, 2022).

CIP/DID #SWM—010-22

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. 0787-06-22, June 14, 2022.

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: 7/26/2022

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

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SWM-010-22

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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEVY ASSESSMENT (TO BE LIENED) 7/26/2022

			LEVY ASSESSMENT 7/26/2022
#	Balance Due	District #	Premise Address
1	878.00	3	1520 D Ave NE
2	754.00	3	501 14th St SE
3	575.00	2	3017 Sidney St SE
4	417.00	3	1805 Higley Ave SE
	2,624.00	4	Grand Total
			Number of Properties

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 – 35 properties.
CIP/DID #WTR072622-01

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 deliquent 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: July 26, 2022

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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TRS
WTR072622-01

RESOLUTION NO. LEG_NUM_TAG

INTENT TO ASSESS

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

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 13th day of September 2022. Notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 11:00 a.m., September 13, 2022.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LIEN INTENTS 7/26/2022			
#	Balance Due	Premise Address	Council District #
1	$ 182.42	107 BOWLING ST SW	3
2	$ 276.36	171 CARTER ST NW	4
3	$ 137.82	180 16TH AVE SW	3
4	$ 154.63	622 38TH ST NE	2
5	$ 318.90	727 8TH AVE SW	4
6	$ 124.99	733 58TH AVENUE CT SW	5
7	$ 129.19	804 22ND AVE SW	5
8	$ 206.44	812 16TH AVE SW	4
9	$ 210.09	818 11TH AVE SE	3
10	$ 277.65	920 BLAIRS FERRY RD NE	2
11	$ 133.95	1137 20TH AVE SW	5
12	$ 194.28	1210 AUBURN DR SW S4	4
13	$ 171.73	1420 2ND ST SW	3
14	$ 68.93	1424 J ST SW - UPPER	3
15	$ 231.39	1437 30TH ST SE	3
16	$ 281.29	1623 C AVE NE	3
17	$ 75.46	1626 LINMAR DR NE	1
18	$ 201.18	1672 10TH ST NW	1
19	$ 236.04	1722 SOUTHVIEW DR NW	1
20	$ 394.30	1969 B AVE NE	3
21	$ 61.43	2159 29TH ST NW #6	1
22	$ 231.72	2201 16TH AVE SW	5
23	$ 274.77	2349 B AVE NE	2
24	$ 70.14	2463 5TH AVE SE	3
25	$ 129.54	2849 OLD RIVER RD SW	5
26	$ 47.12	3232 JOHNSON AVE NW	4
27	$ 87.24	3115 WILLIAMS BLVD SW #5	5
28	$ 178.96	3724 ROGERS RD NW	COUNTY
29	$ 50.43	4398 MT VERNON RD SE	COUNTY
30	$ 262.25	4441 42ND ST NE	1
31	$ 33.10	4524 RUSHMORE DR NE	1
32	$ 311.71	4634 PINE VIEW DR NE	1
33	$ 153.74	5410 D AVE NW	4
34	$ 71.27	6133 RIDGEWOOD MEADOWS LN NE	1
35	$ 70.57	6817 KELBURN LN NE	1
	$ 6,041.03	**Grand Total**	
	35	**Number of Properties**	
	$ 33.10	**Balance Due - Low**	
	$ 394.30	**Balance Due - High**	

CEDAR RAPIDS
City of Five Seasons

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 – 16 properties.
CIP/DID #WTR061422-01

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

Background: The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste, and recycling services provided to our customers. The Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.

Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated
- Notice of Intent to Assess Resolution is approved by the City Council and a letter is mailed to the customer and property owner
- Special Assessment Resolution is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess the properties was approved by City Council Resolution No. 0789-06-22 on June 14, 2022.

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: July 26, 2022

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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WTR061422-01

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) 07/26/2022

SPECIAL ASSESSMENTS 7/26/2022			
LIEN INTENTS 6/14/2022			
#	Balance Due	Premise Address	Council District #
1	$ 161.81	70 FLORIDA AVE SW	5
2	$ 69.03	341 JACOLYN DR NW	4
3	$ 216.05	618 8TH ST NW	4
4	$ 66.74	813 15TH ST SE	3
5	$ 60.19	854 CAMBURN CT SE - BSOUTH	3
6	$ 295.84	914 6TH ST SW	4
7	$ 324.69	1310 10TH ST NW	1
8	$ 311.56	1526 4TH AVE SE	3
9	$ 229.04	1610 PARK AVE SE	3
10	$ 296.34	1714 6TH AVE SE	3
11	$ 117.81	1732 5TH AVE SE	3
12	$ 227.30	1815 8TH AVE SE	3
13	$ 105.41	2528 29TH ST SW	5
14	$ 278.00	2949 OLD RIVER RD SW	5
15	$ 54.99	3810 F AVE NW	4
16	$ 161.43	6233 CRESTRIDGE AVE SW	4
	$ 2,976.23	**Grand Total**	
	16	**Number of Properties**	
	$ 54.99	**Balance Due - Low**	
	$ 324.69	**Balance Due - High**	

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Mike Zach

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Accept projects
2021 On-Call Concrete Repairs contract, Change Order No. 2 deducting the amount of $14,499.89, final retainage payment in the amount of $2,174.44 and 4-year Maintenance Bond submitted by Possibilities Unlimited, LLC. (renewal contract amount was $91,939.86; final contract amount is $83,232.97).
CIP/DID #2021009-01

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

Background: The work generally consists of providing on-call services for replacement of concrete streets, curbs, driveways, and sidewalks following a water main break.

On December 17, 2019 the City Council approved a resolution awarding a contract to Possibilities Unlimited, LLC. for the 2020 On-Call Concrete Repairs. The contract allows for two successive one-year extensions if mutually agreeable, providing continuous, uninterrupted service.

Change order 2 is to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

The work on this contract has been completed to the Water Division's satisfaction.

Action/Recommendation: The Utilities Department – Water Division recommends the City Council accept the 2021 On-Call Concrete Repairs project; authorize the City Manager and City Clerk execute Change Order 2; accept the 4-year maintenance bond; and authorize final retainage payment in the amount of $2,174.44 to Possibilities Unlimited, LLC. thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation: There is no alternative recommendation, but an alternative action is to not accept the project. If the project is not accepted, it cannot be closed out and the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information:

1. **Included in FY21 Budget Year**: This item is budgeted under the FY21 – FY22 Utilities Department, Water Division Distribution Operations and Maintenance budget and coded to 521108-621-621004.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY21 budget includes $237,000 for contract services.

Local Preference Policy: NA

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

Recommended by Council Committee: NA

Explanation: NA

WTR
FIN
AUD FILE
2021009-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the 2021 On-Call Concrete Repairs project (Contract No. 2021009-01) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, Change Order No. 2, specifies a net decrease in the amount of $14,499.89 to adjust the unit price bid items to reflect the actual completed work under this contract, and

WHEREAS, the Utilities Department – Water Division recommends that Change Order No. 2 be hereby approved and that the work completed under this contract by hereby accepted, and

WHEREAS, Possibilities Unlimited LLC., as Principal, has filed a 4-Year Maintenance Bond executed by West Bend Mutual Insurance Company, as Surety, in the amount of $83,232.97 (Eighty-Three Thousand Two Hundred Thirty-Two Dollars and 97/100) covering said work.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Change Order No. 2 for a net decrease in the amount of $14,499.89 be hereby approved and that the City Manager and City Clerk be hereby authorized to execute said Change Order; that the work completed under this Contract be hereby accepted; and the 4-Year Maintenance Bond in the amount of $83,232.97 be hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director is hereby directed to issue a warrant in the sum of $2,174.44 for final retainage payment to Possibilities Unlimited, LLC. thirty days after acceptance in accord with Iowa State Code.

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

Renewal Contract Amount	$91,939.86
Change Order No. 1	+ 5,793.00
Change Order No. 2	- 14,499.89
Final Contract Amount	$83,232.97

The project was funded from FY21 – FY22 Utilities Department, Water Division Distribution Operations and Maintenance budget and coded to 521108-621-621004.

BE IT FURTHER RESOLVED that the four-year correction period as provided by the Maintenance 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.

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: Sandi Fowler **Cell Phone Number:** (319) 538-1062
E-mail Address: s.fowler@cedar-rapids.org

Description of Agenda Item: Final plats
Resolution approving the Final Plat of Country Ridge Fourth Addition in the City of Cedar Rapids, Linn County, Iowa, for land located west of Covington Road and north of Ellis Road, in the City of Cedar Rapids.

CIP/DID #FLPT-032591-2021

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

Background: The property owner submitted the Final Plat of Country Ridge Fourth 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 Thirty-Three (33) numbered lots, Lot 89 through Lot 121, and Three (3) lettered Lots, Lot A, Lot B, and Lot C, all inclusive and a total plat area of 21.11 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

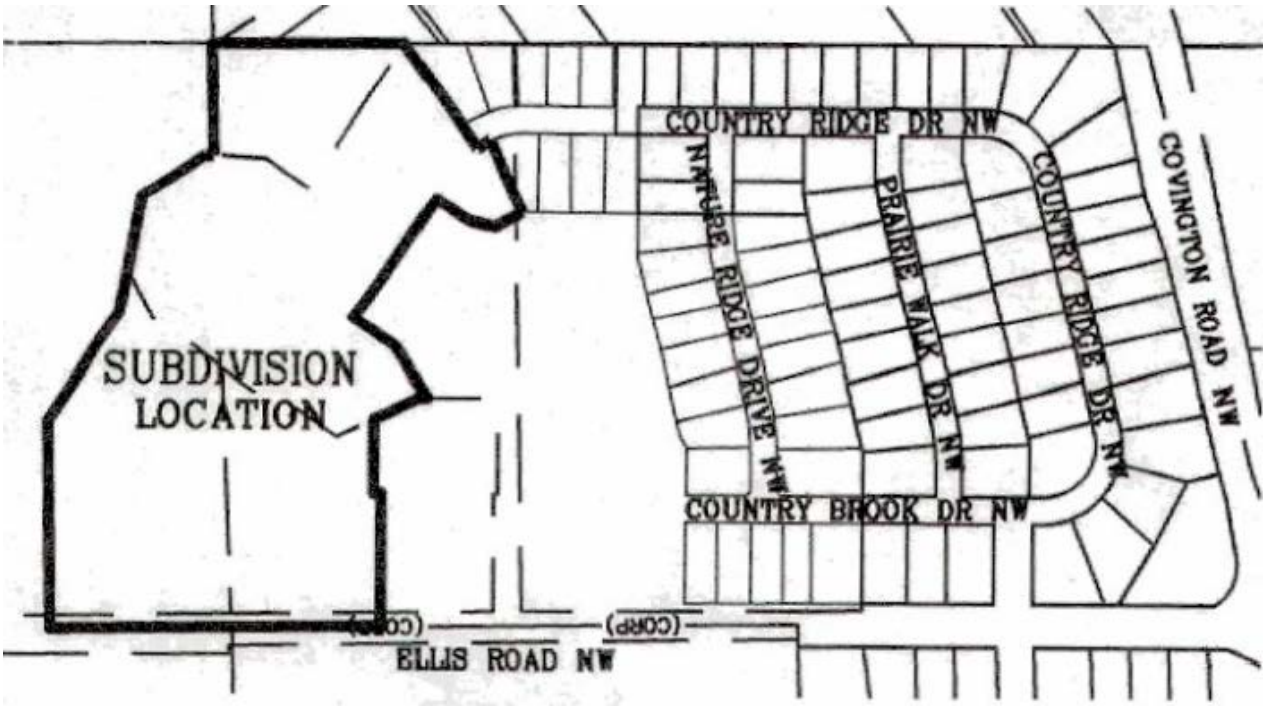
Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

Location map



DSD
ASR IT
PD FIR
WTR SWM
STR BSD
FLPT-032591-2021

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF COUNTRY RIDGE FOURTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Thirty-Three (33) numbered lots, Lot 89 through Lot 121, and Three (3) lettered Lots, Lot A, Lot B, and Lot C, 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. Final Plat Development Agreement

2. Public Improvements Petition and Assessment Agreement

3. Agreement for Encroachment of Cluster Mailbox(es) in City Right-of-Way

4. Agreement to Construct a Temporary Turn-Around Easement

5. Temporary Easement for Sanitary Sewer and Watermain (Off-Site)

, 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 Country Ridge Fourth 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 to the public of all lands within the plat that are designated for streets, more specifically Lot A (Ellis Road, Country Ridge Drive NW, Country Brook Drive NW, and Prairie Knoll Court NW) is hereby approved and accepted, and the dedication to the public of all lands within the plat that are designated for storm water management and other public purposes, more specifically Lot B and Lot C, are hereby approved and accepted, and the dedication of the public easements for the purposes shown on the final plat are 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 correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 26th day of July, 2022.

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Eric Holthaus

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

Description of Agenda Item: Purchases, contracts and agreements
Contract with New Venture Advisors LLC for a Community Gardens Master Plan for the City Manager's Office in the amount of $99,900.
CIP/DID #PUR0522-342

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 proposals on behalf of the City Manager's Office for a Community Gardens Master Plan with two (2) consultants responding. After evaluation of both proposals, the evaluation committee recommends the contract be awarded to New Venture Advisors LLC.

A contract has been prepared with New Venture Advisors LLC for the period of July 26, 2022 through March 31, 2023 for an amount not to exceed $99,900.

The initial financial proposal submitted by New Venture Advisors (NVA) was $73,400. Following evaluation, scoring, and the decision to award the project to NVA, the scope of services was expanded, and a revised financial proposal was accepted for $99,900 as follows:

Revised cost for 7 parks:	$73,800
Additional for up to 10 parks:	$ 9,100
Additional for 2 staff on site 3-4 days	$17,000
Total not to exceed for amended scope:	$99,900

The following proposals were submitted:

Company Name	Location	Financial Proposal	Total Score
New Venture Advisors	Chicago, IL	$73,400	950.00
Confluence	Cedar Rapids, IA	$98,000	812.19

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 730400

Local Preference Policy: Yes
Explanation: Local preference points were added to the total score for the local vendor.

Recommended by Council Committee: NA
Explanation: NA

PUR
FIN
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AUD FILE
PUR0522-342

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for a Community Gardens Master Plan on behalf of the City Manager's Office; and

WHEREAS, proposals were received from two Consultants; and

WHEREAS, a committee has carefully evaluated and ranked each proposal based on the evaluation criteria and recommends that the contract be awarded to New Venture Advisors LLC in the amount of $99,900; and

WHEREAS, a contract has been prepared for the contract period July 26, 2022 through March 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

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Casey Drew **Cell Phone Number:** (319) 538-1064
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 16 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 $10,049 (original contract amount was $108,147; contract amount with this amendment is $957,044.50).
CIP/DID #PUR1216-136

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

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. 16 adds additional design services for ADA compliance of various parks for an additional amount not to exceed $10,049 as follows:

Facilities	Project Number	Amount
Parks – Reviewed/updated ADA reference notes on NW/SE/SW plan sets to match 2010 ADA Standards for Accessible Design from Titles II and III code numbers	307303	$3,304
Parks – Split SE/SW parks into 2 packages at City's request; separated CAD files and plan sets; updated Cover sheets, notes quantities, maps and sheet numbers	307303	$4,004
Bever Park – Surveyed and designed additional ADA compliant building entry at Maintenance Building	307303	$2,016
Parks – Professional Engineer Review	307303	$725
Total amount for Amendment No. 16:		$10,049

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
Total	$ 957,044.50	Not to exceed, except by written amendment

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Amendment No. 16 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: ADA Bonds – Class 18401 – 307303

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

PUR
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FMS
AUD FILE
PUR1216-136
307303

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 $10,049 as follows:

Facilities	Project Number	Amount
Parks – Reviewed/updated ADA reference notes on NW/SE/SW plan sets to match 2010 ADA Standards for Accessible Design from Titles II and III code numbers	307303	$3,304
Parks – Split SE/SW parks into 2 packages at City's request; separated CAD files and plan sets; updated Cover sheets, notes quantities, maps and sheet numbers	307303	$4,004
Bever Park – Surveyed and designed additional ADA compliant building entry at Maintenance Building	307303	$2,016
Parks – Professional Engineer Review	307303	$725
Total amount for Amendment No. 16:		$10,049

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
Total	$ 957,044.50	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. 16 to amend the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Russ Camp

Alternate Contact Person: Julie Macauley **Phone Number/Ext.:** 5118
E-mail Address: j.macauley@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing purchases from CDW Government for technology items not to exceed $650,000 for FY2023.
CIP/DID #IT2022-007

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

Background: The Information Technology (IT) Department is responsible for technology for all City of Cedar Rapids' departments and supported agencies. As part of that responsibility, IT sets technology standards and works with departments and agencies in purchasing the technology items. CDW Government offers multiple agreements for local governments for needed technology.

Action/Recommendation: NA

Time Sensitivity: NA

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

IT
FIN
IT2022-007

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Information Technology is responsible to set technology standards, and

WHEREAS, the Information Technology Department assists departments in purchasing needed technology items, and

WHEREAS, the amount of $650,000 will come from the Information Technology and requesting department budgets,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Information Technology Department is authorized to purchase technology items from CDW Government, 75 Remittance Drive, Suite 1515, Chicago, IL 60675 for a total not to exceed $650,000 for FY2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Russ Camp

Contact Person: Julie Macauley **Phone Number/Ext.:** 5118
E-mail Address: j.macauley@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing purchases from Dell, Inc. for hardware and associated software not to exceed $550,000 for FY2023.
CIP/DID #IT2022-006

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

Background: The Information Technology (IT) is responsible for technology for all City of Cedar Rapids Departments and supported agencies. As part of that responsibility, IT sets the standards for technology hardware. Dell hardware has been identified as the standard.

Technology hardware and software includes, but is not limited to: computer, laptop, and workstation, docking station, tablet, tough book, server, storage, SonicWALL, software and associated maintenance.

The standards are purchased directly from Dell, Inc. off the National Association of State Procurement Officers (NASPO) Agreement.

The IT Department requests authorization not to exceed $550,000 for FY2023.

Action/Recommendation: NA

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

IT
FIN
IT2022-006

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Information Technology Department has set one of the standards for technology hardware and software to Dell, and

WHEREAS, Dell, Inc. has the National Association of State Procurement Officers (NASPO) Agreement and the City of Cedar Rapids can purchase directly from Dell, Inc. and

WHEREAS, the funding for these purchases will come from the Information Technology Department and requesting departments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Information Technology Department is authorized to purchase hardware and associated software from Dell, Inc. for a total not to exceed $550,000 for FY2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Russ Camp

Contact Person: Julie Macauley **Cell Phone Number:** 319-929-0594
E-mail Address: J.Macauley@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing purchase of Oracle Database Software Maintenance and Support from Mythics for an amount not to exceed $100,000.00.
CIP/DID #IT2022-005

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

Background: Multiple software applications used by the City use Oracle database management software as the system foundation. Software maintenance and support is needed to ensure the operational functions of the system. Software Maintenance and Support is being purchased off of the US Communities Contract.

Action/Recommendation: City staff recommends approval of the resolution

Alternative Recommendation: No maintenance and support

Time Sensitivity: NA

Resolution Date: July 26, 2022

Budget Information: Finance Department Budget

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

Recommended by Council Committee: (Click here to select)
Explanation: NA

IT
FIN
IT2022-005

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, The City uses software applications supported by Oracle, and

WHEREAS, the Information Technology Department has identified the need of software maintenance and support on the Oracle database management software, and

WHEREAS, the funding will be from the Finance Department,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Information Technology Department is authorized to purchase Oracle Software Maintenance Support from Mythics, 4525 Main Street, Suite 1500, Virginia Beach. VA 23462 in an amount not to exceed $100,000.00.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Russ Camp

Contact Person: Julie Macauley **Cell Phone Number:** 319-929-0594
E-mail Address: J.Macauley@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution authorizing purchase of PeopleSoft Financials Software Maintenance and Support from Mythics for an amount not to exceed $107,565.29.
CIP/DID #IT2022-008

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

Background: PeopleSoft Financials is used for the city's financial system. Software maintenance and support is needed to ensure the operational functions of the system.Software Maintenance and Support is being purchased off of the US Communities Contract.

Action/Recommendation: City staff recommends approval of the resolution

Alternative Recommendation: No maintenance and support

Time Sensitivity: NA

Resolution Date: July 26, 2022

Budget Information: Finance Department Budget; 522101-101-103100

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

Recommended by Council Committee: (Click here to select)
Explanation: NA

IT
FIN
IT2022-008

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, The City uses PeopleSoft Financial System, and

WHEREAS, the Finance and Information Technology Departments have identified the need of software maintenance and support on the Financial System, and

WHEREAS, the funding will be from the Finance Department, 522101-101-103100

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Information Technology Department is authorized to purchase PeopleSoft Financials Software Maintenance Support from Mythics, 4525 Main Street, Suite 1500, Virginia Beach. VA 23462 in an amount not to exceed $107,565.29.

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MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: John Witt

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
Amendment No. 1 to renew contract with Newman Signs for Traffic and Street Signs for the Traffic Engineering Division for an annual amount not to exceed $100,000 (original contract amount was $100,000; renewal contract amount is $100,000).
CIP/DID #PUR1020-102

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

Background: Purchasing Services entered into a contract with Newman Signs for the purchase and delivery of traffic and street signs under Resolution No. 0219-02-21. This contract renewal is for the period July 1, 2022 through June 30, 2023. This Contract Renewal covers year two of the contract with three renewal options remaining.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Amendment No. 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 124280

Local Preference Policy: Yes
Explanation: N/A

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
PUR1020-102

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Newman Signs are parties to a contract for the as-needed purchase of Traffic and Street Signs for the Traffic Engineering Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $100,000; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No. 0219-02-21	02/01/2021-06/30/2022
Amendment No. 1 to renew contract	Pending	07/01/2022-06/30/2023

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. 1 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

30h

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Christine Knapp

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to the contract with Crawford Quarry Company for Lime Sludge Disposal for the Water Division for additional work in the amount of $28,045.20 (original contract amount was $60,000; total contract amount with this amendment is $88,045.20).
CIP/DID #PUR0519-247

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

Background: The City of Cedar Rapids has a contract with Crawford Quarry for Lime Sludge Disposal for the Water Division. Due to an increase in the volume of work, we are increasing the contract by $28,045.20.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 521108-621-621001

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

Recommended by Council Committee: (Click here to select)
Explanation: NA

PUR
FIN
WTR
AUD FILE
PUR0519-247

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Crawford Quarry Company are parties to a contract for disposal of lime sludge for Water Operations; and

WHEREAS, due to an increase in the volume of work an additional $28,045.20 is being added to the contract: and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0883-07-19	07/23/2019 - 06/30/2021
Amendment No. 1 to renew Contract	Resolution No. 0756-05-21	07/01/2021 - 06/30/2023
Amendment No. 2 to increase volume	Pending	Effective 06/01/2022

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Darrell Cannon

Contact Person: Roy Hesemann **Cell Phone Number:** (319) 521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 4 to contract with Ferguson Waterworks for as-needed purchases of Residential Water Meters for the Water Meter Division to increase volume for an amount not to exceed $65,000 (original contract amount was $150,000 annually; contract amount with this amendment is $665,000).
CIP/DID #PUR0518-177

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

Background: Ferguson Waterworks provides residential water meters to the City's Water Meter Division on an as-needed basis.

Amendment No. 4 increases the volume for the current renewal period by $65,000 for an updated total amount of $665,000.

Summary of contract to date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1036-08-18	08/15/2018–08/14/2020
Amendment No. 1 to renew Contract	Resolution No. 0968-07-20	08/15/2020–08/14/2022
Amendment No. 2 to increase volume	Resolution No. 0405-03-22	Effective 03/22/2022
Amendment No. 3 to increase volume	Resolution No. 0501-04-22	Effective 04/12/2022
Amendment No. 4 to increase volume	Pending	Effective 07/26/2022

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 531122-621-621005

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

PUR
FIN
WTR
AUD FILE
PUR0518-177

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Ferguson Waterworks are parties to a contract for the annual as-needed purchase of residential water meters for the Water Division; and

WHEREAS, both parties have agreed to amend the contract to reflect an increase in volume of water meters for an amount not to exceed $65,000; and

WHEREAS, the not to exceed amount for this contract renewal period shall increase from $600,000 to $665,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1036-08-18	08/15/2018–08/14/2020
Amendment No. 1 to renew Contract	Resolution No. 0968-07-20	08/15/2020–08/14/2022
Amendment No. 2 to increase volume	Resolution No. 0405-03-22	Effective 03/22/2022
Amendment No. 3 to increase volume	Resolution No. 0501-04-22	Effective 04/12/2022
Amendment No. 4 to increase volume	Pending	Effective 07/26/2022

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. 4 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Kevin Kirchner

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to renew contract with Ferguson Waterworks for Water Meter Installation for the Water Division for an annual amount not to exceed $289,200 (original contract amount was $289,200; renewal contract amount is $289,200).
CIP/DID #PUR0721-029

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

Background: Purchasing Services entered into a contract with Ferguson Waterworks for the Water Meter Installation under Resolution No. 1225-08-21. This contract renewal is for the period August 1, 2022 through July 31, 2023. This Contract Renewal covers year two of the contract with three renewal options remaining.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Amendment No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 621-621005-521105

Local Preference Policy: Yes
Explanation: N/A

Recommended by Council Committee: NA
Explanation: NA

PUR
FIN
WTR
AUD FILE
PUR0721-029

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Ferguson Waterworks are parties to a contract for water meter installation for the Water Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $289,200; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No. 1225-08-21	08/01/2021-07/31/2022
Amendment No. 1 to adjust pricing structure	Signed by CITY 10/27/2021	Effective 08/01/2021
Amendment No. 2 to renew contract	Pending	08/01/2022-07/31/2023

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 Amendment No. 2 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

30k

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Kendall Street

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 1 to renew contract with Van Meter, Inc. for Allen Bradley MRO items and callout services for Water Operations for an annual amount not to exceed $200,000 (original contract amount was $200,000; renewal contract amount is $200,000).
CIP/DID #PUR0521-311

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

Background: Water Operations utilizes Allen Bradley MRO items in their daily maintenance of the water treatment plants. Van Meter, Inc. is the authorized local Allen Bradley MRO distributor and will provide a discount from list for all equipment and parts. Van Meter, Inc. also provides callout services on an as-needed basis.

Amendment No. 1 is to renew the Contract for the period July 1, 2022 – June 30, 2023. There are three additional one-year renewal options. The annual not-to-exceed amount is $200,000.

History of Contract to Date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0822-06-21	07/01/2021 – 06/30/2022
Amendment No. 1 to renew Contract	Pending	07/01/2022 – 06/30/2023

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 1 described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: Operational Budgets

Local Preference Policy: Yes **Explanation:** NA
Recommended by Council Committee: No **Explanation:** NA

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AUD FILE
PUR0521-311

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Van Meter, Inc. are parties to a contract for the annual as-needed purchase of Allen Bradley MRO items and callout services for the Water Operations Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $200,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0822-06-21	07/01/2021 – 06/30/2022
Amendment No. 1 to renew Contract	Pending	07/01/2022 – 06/30/2023

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. 1 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Brian Heimer

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No.3 to renew contract with Wulfekuhle Injection and Pumping, Inc. for Lime Sludge Removal at NW Plant for the Water Division for an annual amount not to exceed $644,500 (original contract amount was $644,500; renewal contract amount is $644,500).
CIP/DID #PUR1220-157

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

Background: Wulfekuhle Injection and Pumping, Inc was awarded the contract for Lime Sludge Removal at NW Plant through Resolution No 0352-03-21.

Amendment No. 3 to is renew the contract for one year, July 1, 2022-June 30, 2023. There are three renewal options remaining. The annual not to exceed contract amount is $644,500.

History of Contract to Date:

Description	Authorization	Dates
Initial term of Contract	Resolution No. 0352-03-21	02/01/21-01/31/22
Amendment No. 1 to update pricing	Signed by the City Manager on 05/08/21	02/01/21-01/31/22
Amendment No. 2 to extend Contract	Signed by City Manager on 07/07/22	02/01/22-06/30/22
Amendment No. 3 to renew Contract	Pending	07/01/22-06/30/23

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: July 26, 2022

Budget Information: 521108-621-621001

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: (Click here to select)
Explanation: NA

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AUD FILE
PUR1220-157

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Wulfekuhle Injection and Pumping, Inc. are parties to a contract for Lime Sludge Removal at NW Plant for the Water division; and

WHEREAS, both parties have agreed to renew the contract for one year for an annual amount not to exceed $644,500; and

WHEREAS, the contract renewal period is July 1, 2022-June 30, 2023

WHEREAS, a summary of the Contract is as follows:

Description	Authorization	Dates
Initial term of Contract	Resolution No. 0352-03-21	02/01/21-01/31/22
Amendment No. 1 to update pricing	Signed by the City Manager on 05/08/21	02/01/21-01/31/22
Amendment No. 2 to extend Contract	Signed by the City Manager on 07/07/22	02/01/22-06/30/22
Amendment No. 3 to renew Contract	Pending	07/01/22-06/30/23

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

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MayorSignature

Attest:

ClerkSignature

30m

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Tim Mroch, 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 $30,000 for design services in connection with the MedQuarter Parkway Improvements: Priority 2 through Priority 5 projects (original contract amount was $296,800; total contract amount with this amendment is $344,800).
CIP/DID#321554-01

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

Background: The Cedar Rapids Medical District Commission (MedQuarter) and the City have an approved Memorandum of Understanding (MOU) providing for shared responsibilities for the design, bidding, and construction expenses for the Streetscape Priority 1 through Priority 5 projects, as contained in the MedQuarter Master Parkway Improvements Plan. The MOU requires the MedQuarter to reimburse the City for the portion of the design, bidding, construction, and administration & construction expenses for the back-of-curb to property line costs incurred by the City.

The current project is 10th Street NE from 1st Avenue E to A Avenue NE. The project includes pavement reconstruction in the intersection of A Avenue and 10th Street, HMA overlay from A Avenue to 1st Avenue on 10th Street, and MedQuarter streetscape elements. This design services amendment covers additional design for pavement replacement, curb and gutter, and sidewalk.

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 $30,000.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal
Resolution Date: July 26, 2022
Budget Information: 301/301000/301973 $30,000
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
321554-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc., on June 25, 2019, and

WHEREAS, additional design is necessary to complete the design, construction bidding, and construction phase engineering of the MedQuarter Parkway Improvements: Priority 2 through Priority 5 projects,

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 $30,000 for the MedQuarter Parkway Improvements: Priority 2 through Priority 5 projects (contract 321554-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	$296,800
Amendment No. 1	$0
Amendment No. 2	$0
Amendment No. 3	$18,000
Amendment No. 4	$30,000
Amended Contract Amount	$344,800

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000, Project 301973, $30,000 NA

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

MEDQUARTER PARKWAY IMPROVEMENTS PROJECT

N

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321554

Cadd File Name: W:\PROJECTS\CIP\321321554\321554 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Tim Mroch, 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. 2 to the Professional Services Agreement with Snyder and Associates, Inc. for an amount not to exceed $38,000 for design services in connection with the Edgewood Road Trail Phase 2B Bridge Modifications and Trail project (original contract amount was $184,965; total contract amount with this amendment is $238,615). CIP/DID #305124-02

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

Background: The Edgewood Road Trail Phase 2B Bridge Modifications and Trail project will modify the Edgewood Road Bridge to add width to the pedestrian path, repair items identified in the recent biennial bridge inspection report, and extend the Edgewood Road Trail from the bridge to the north approximately 400 ft. Design services also include developing plans to insert a new water main through an abandoned water main suspended under the bridge deck to eliminate the current dead ends at the North and South bridge abutments. The Professional Services Agreement was for developing contract documents to complete said improvements. The project will be funded through Paving for Progress, bonds, Federal-aid, and water revenue. The proposed Amendment No. 2 provides modifications to the Professional Services Agreement to account for additional water main replacement considerations, additional Railroad agreement coordination and documentation, a delayed Iowa Department of Transportation (Iowa DOT) letting schedule and an update to the project documents to meet the October, 2022 revisions to the standard Iowa DOT Specifications and Standard Details.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 2 of the Professional Services Agreement with Snyder & Associates, Inc. specifying an increased amount not to exceed $38,000.

Alternative Recommendation: None.

Time Sensitivity: Normal
Resolution Date: July 26, 2022
Budget Information: 305/305000/305124 SLOST, 325/325000/325036 NA, 625/625000/6250051-2017031 NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
305124-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Snyder & Associates, Inc. on January 15, 2021, and

WHEREAS, additional services beyond the control of Snyder & Associates, Inc. for the trail, bridge, and water main improvements are required,

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. 2 to the engineering consultant agreement with Snyder & Associates, Inc. in the amount of $38,000 for the Edgewood Road Trail Phase 2B Bridge Modifications and Trail project (Contract 305124-02). A summary of the costs for the contract and amendments is as follows:

Original Contract Amount:	$184,965
Amendment No. 1	$15,650
Amendment No. 2	$38,000
Amended Contract Amount	$238,615

General ledger coding for this amendment to be as follows:

Fund 305, Dept ID 305000, Project 305124 SLOST	$29,800
Fund 325, Dept ID 325000, Project 325036 NA	$3,400
Fund 625, Dept ID 6250051, Project 2017031-01 NA	$4,800

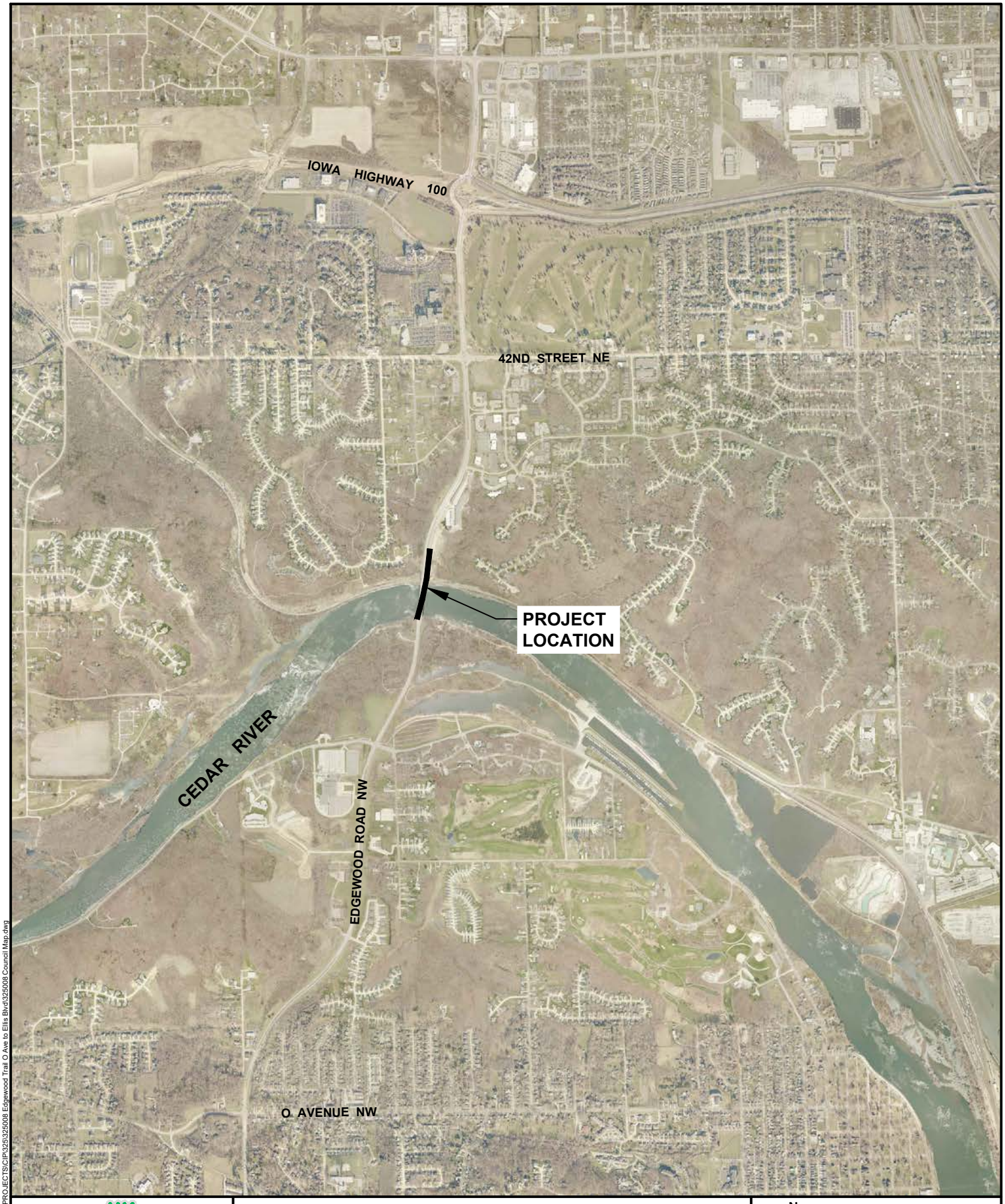
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons

EDGEWOOD ROAD TRAIL PHASE 2B BRIDGE MODIFICATIONS AND TRAIL PROJECT

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305124

Cadd File Name: W:\PROJECTS\CIP\325\325008 Edgewood Trail O Ave to Ellis Blvd\325008 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Douglas F. Wilson, 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 a Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed $144,776 for design services in connection with the Mount Vernon Road SE from 20th Street to 26th Street Pavement Improvements project (**Paving for Progress**).
CIP/DID #3012149-06

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

Background: The Mount Vernon Road Corridor Action Plan was adopted by City Council on January 24, 2017 and included a list of recommended actions to make aesthetic and pavement improvements along Mount Vernon Road SE from 14th Street to Memorial Drive. Snyder & Associates currently has a design contract to provide design services associated with the section from 14th Street to 20th Street. That project is scheduled for construction in 2023. This new contract includes functional design services to evaluate rehabilitation methods, sanitary and storm improvements, sidewalk improvements, and a combined emergency vehicle and pedestrian hybrid beacon layout for the section from 20th Street to 26th Street. Once a functional design is approved, a separate, final design contract will be developed. That project is tentatively scheduled for construction in 2025.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Snyder & Associates, Inc.

Alternative Recommendation:
The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal
Resolution Date: July 26, 2022
Budget Information: 301/3010000/3012149

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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FIN
AUD FILE
3012149-06
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project(s) below, and

WHEREAS, the City Engineer has determined Snyder & Associates, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed $144,776, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3012149-06 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Mount Vernon Road SE from 20th Street to 26th Street Pavement Improvements project,

Fund 301, Dept ID 301000, Project 3012149 SLOST $144,776

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 contract for the services noted herein.

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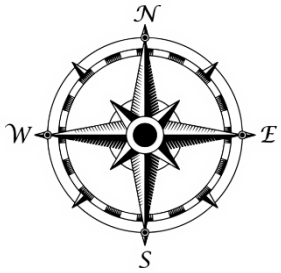
MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons®

Mount Vernon Road SE from 20th Street to 26th Street Pavement Improvements

PROJECT #3012149-06

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jason Stancliffe

Contact Person: Casey Drew **Cell Phone Number:** (319) 538-1064
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Change Order No. 2 in the amount of $142,149.31 with Advance Builders Corp for the City Services Center Roof Repairs Project and to extend the contract through December 15, 2022 (original contract amount was $220,000; total contract amount with this amendment is $415,357.31).
CIP/DID #PUR0321-240; 18524

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

Background: The City of Cedar Rapids entered into a contract with Advance Builders Corp for the City Services Center Roof Repairs Project in the amount of $220,000. Change Order No. 1 added scope changes in the amount of $53,208.

The contract is being extended from June 30, 2022 through December 15, 2022.

Items for Change Order No 2 are as follows:

No.	Description	Price
COR #2	Add cost for metal decking price escalation $2,483.83 Add cost for additional metal decking $1,406.28 Add cost for additional membrane patch & repair $3,600.00 Add cost for additional west insulation replacement $134,659.20	$142,149.31

Action/Recommendation: Authorize the City Manager and the City Clerk to execute the Change Order No. 2 as described herein.

Alternative Recommendation:

Time Sensitivity: medium

Resolution Date: July 26, 2022

Budget Information: 18524

Local Preference Policy: No **Explanation:** Public Improvement Project
Recommended by Council Committee: NA **Explanation:** NA

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AUD FILE
PUR0321-240
18524

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Advance Builders Corp are parties to a contract for City Services Center Roof Repairs Project for the Facility Maintenance Services Division; and

WHEREAS, both parties have agreed to extend the contract through December 15, 2022; and

WHEREAS, both parties have agreed to amend the contract to reflect additional items added to the contract in the amount of $142,149.31; and

WHEREAS a summary of the Contract is as follows:

Original Contract	Resolution No. 0620-04-21	$220,000.00
Change Order No. 1	Resolution No. 0050-01-22	$53,208.00
Change Order No. 2	Pending	$142,149.31
Total, not to exceed except by written change order		$415,357.31

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. 2 to amend the contract 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: Ana Stomp
E-mail Address: a.stomp@cedar-rapids.org

Contact Person: Caleb Mason
E-mail Address: c.mason@cedar-rapids.org **Cell Phone Number:** (319) 521-7678

Description of Agenda Item: Purchases, contracts and agreements
Resolution approving and authorizing execution of a Memorandum of Agreement with Urban Dreams for workforce programming in FY2023. CIP/DID #CM008-20

EnvisionCR Element/Goal: InvestCR Goal 2: Cultivate a skilled workforce by providing cutting-edge training and recruiting talented workers.

Background: The Resolution authorizes a Memorandum of Agreement (MOA) with Urban Dreams (UD), a Des Moines, Iowa-based inner-city non-profit, in an amount of $100,000 for workforce training and development to be undertaken in FY2023. The MOA outlines a programming structure to be implemented by UD staff, in collaboration with local industry, to meet the following goals and objectives:

- Goal: Increase employment and retention of underserved individuals in Cedar Rapids
  - Establish relationships with Cedar Rapids employers including understanding the hiring and onboarding processes and making quality referrals for employment
  - Create connection with local workforce through strategic partnerships with government, education, and non-profit organizations
  - Offer eligible candidates pre-employment programming and mentoring
  - Provide predetermined term case management to employees referred through UD

- Goal: Reduce the biases, divisions, and barriers that work against hiring and managing underserved populations, which then prevents them from reaching their full educational and economic potential
  - Increase the cultural competencies of both employers and potential employees to ensure long-term employment
  - Maintain at least a 90 percent contact rate, 50 percent referral rate, and of that referral rate, 20 percent placement rate
  - Integrate UD into the profit and non-profit sectors as a trusted service provider and source for connecting with the community in the Cedar Rapids area.

Program participants will have the opportunity to receive on-the-job training, job shadow multiple departments within the organization/industry, and hear from guest speakers working in the field. Participants will be recruited from local high schools, local community-based organization's networks, internal recruitment, and other partner organizations. The majority of the recruitment will be focused on adults and young people from the city's underserved and low-socioeconomic areas. Initial recruitment will also focus on individuals who have been the subject of barriers to success.

These barriers can include, but are not limited to:

- High school dropouts, at-risk, or under the radar
- Lack of career guidance or understanding of career opportunities
- Prior criminal record
- Under- or unemployed

The MOA outlines specific reporting requirements of UD throughout the fiscal which is tied to the City's payment. Staff will provide period updates to City Council on the outcomes and progress pursuant to the MOA.

Action/Recommendation: City staff recommends approving the Resolution

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

Time Sensitivity: NA

Resolution Date: July 12, 2022

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

CM
FIN
AUD FILE
CM008-20

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council has approved an Economic Development Strategic Plan, which outlines objectives, among others, for developing and bolstering workforce pipelines within the community; and

WHEREAS, the COVID-19 pandemic has exacerbated workforce shortages within the City which is impacting local industries; and

WHEREAS, the City has identified a need and opportunity to develop a stronger workforce pipeline withing certain underrepresented populations within the City; and

WHEREAS, Urban Dreams (UD) is a Des Moines, Iowa-based inner-city non-profit that provides substance abuse, mental health, job training and placement, inmate reentry services, community engagement, education, and community advocacy for people of color and low-income individuals and families; and

WHEREAS, the City and UD have developed a program that assists the City in developing a workforce pipeline, in collaboration with local industries, to address underrepresented populations in employment; and

WHEREAS, a Memorandum of Agreement (MOA) has been prepared, subject to City Council approval, which provides for the following goals and objectives:

- Goal: Increase employment and retention of underserved individuals in Cedar Rapids
    - Establish relationships with Cedar Rapids employers including understanding the hiring and onboarding processes and making quality referrals for employment
    - Create connection with local workforce through strategic partnerships with government, education, and non-profit organizations
    - Offer eligible candidates pre-employment programming and mentoring
    - Provide predetermined term case management to employees referred through UD
- Goal: Reduce the biases, divisions, and barriers that work against hiring and managing underserved populations, which then prevents them from reaching their full educational and economic potential
    - Increase the cultural competencies of both employers and potential employees to ensure long-term employment
    - Maintain at least a 90 percent contact rate, 50 percent referral rate, and of that referral rate, 20 percent placement rate
    - Integrate UD into the profit and non-profit sectors as a trusted service provider and source for connecting with the community in the Cedar Rapids area

(the “Workforce Program”); and

WHEREAS, the MOA further provides funding by the City to UD in an amount of $100,000.00 to aid in the implementation of the Workforce Program, subject to all terms and conditions of the MOA, including but not limited to ongoing reporting of certain outcomes and measurements; and

WHEREAS, the City Council has determined that the MOA by and between the City and UD provides a substantial benefit to the workforce and local industry, consistent with the City's Economic Development Strategic Plan and desires to approve the same.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Manager and City Clerk, or their designees, are authorized to execute the Memorandum of Agreement with the Urban Dreams for the amount of $100,000.00 for the fiscal year beginning July 1, 2022 and ending June 30, 2023 and to do all those things reasonably necessary to effectuate the terms and conditions of the MOA.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Bob Hammond **Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution granting a Temporary Construction Easement for a 0.12-acre on City-owned property lying East of 80th Street and South of Ellis Road as requested by Linn County Conservation.
CIP/DID #ESCY-033102-2022

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

Background: Granting a temporary construction easement to Linn County Conservation on City-owned parcel lying East of 80th Street and South of Ellis Road NW as a temporary construction easement to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Temporary Construction Easement with Linn County Conservation.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply.

Recommended by Council Committee: NA
Explanation: NA

ENG
AUD FILE
ESCY-033102-2022

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council has received a request from Linn County Conservation for a 0.12-acre Temporary Construction Easement to be granted to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project, and

WHEREAS, the City of Cedar Rapids is the owner of the real property located in Part of the NW 1/4 SW 1/4 of Section 15, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as:

See attached Temporary Construction Easement Exhibit

, and

WHEREAS, the Public Works Department recommends adopting the resolution authorizing execution of the 0.12-acre Temporary Construction Easement with Linn County Conservation,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the associated 0.12-acre Temporary Construction Easement be conveyed and that the City Manager and City Clerk are hereby authorized to execute said easement.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

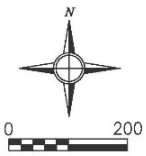
ClerkSignature

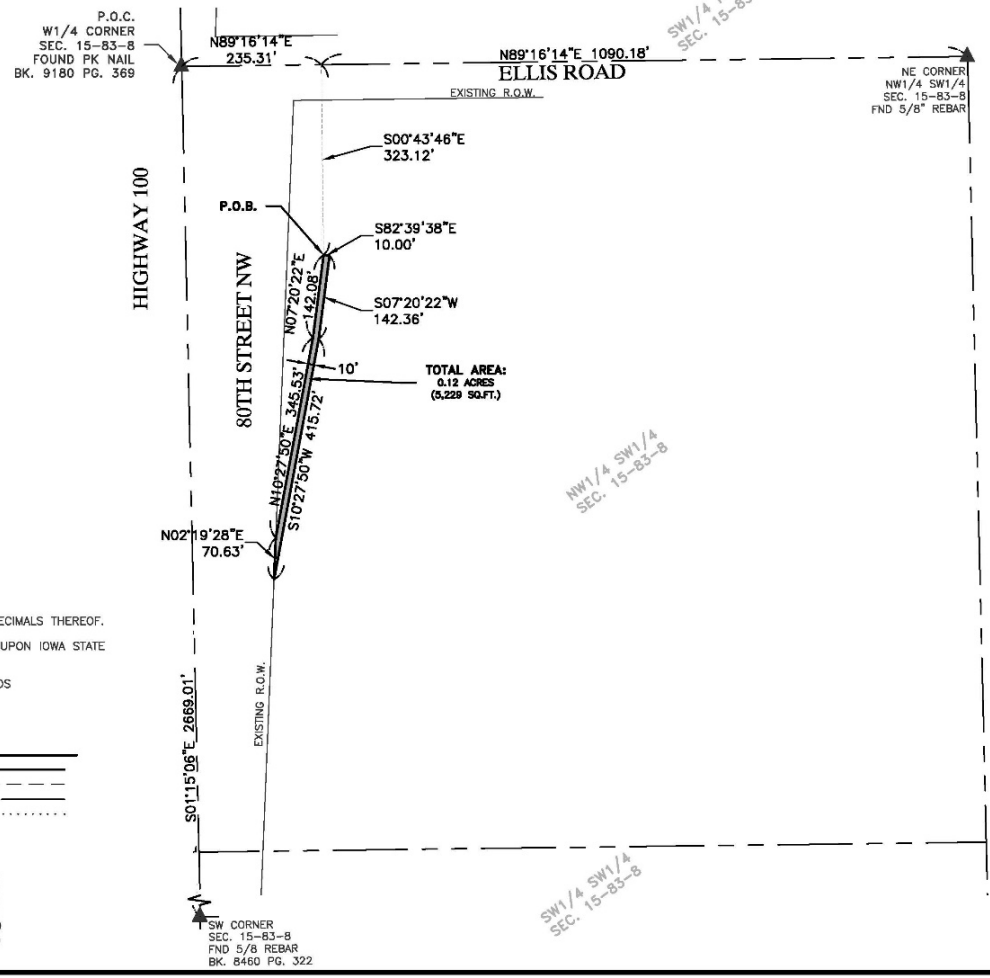
TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

MORGAN CREEK TRAIL - PHASE 3

FROM WORCESTER ROAD TO COVINGTON ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr, N.E. Cedar Rapids, Iowa 52402 (319) 377-4629





Legal Description

PART OF THE NW1/4 SW1/4 OF SECTION 15, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION 15;

THENCE N89°16'14"E ALONG THE NORTH LINE OF THE SW1/4 OF SAID SECTION 15, 235.31 FEET;

THENCE S00°43'46"E, 323.12 FEET TO THE POINT OF BEGINNING;

THENCE S82°39'38"E, 10.00 FEET;

THENCE S07°20'22"W, 142.36 FEET;

THENCE S10°27'50"W, 415.72 FEET TO THE EAST RIGHT-OF-WAY LINE OF 80TH STREET NW;

THENCE N02°19'28"E ALONG SAID EAST RIGHT-OF-WAY LINE, 70.63 FEET;

THENCE N10°27'50"E, 345.53 FEET;

THENCE N07°20'22"E, 142.08 FEET TO THE POINT OF BEGINNING CONTAINING 0.12 ACRES (5,229 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR: CITY OF CEDAR RAPIDS
GPN: 13153-26001-00000

Legend

Boundary Line	
Adjoining Lot Line	
Section Line	
Building Setback Line	
Found 5/8" Rebar w/ Yellow Cap #13287 (unless noted)	•
Set ½"x30" Rebar w/Orange Cap #18646	o
Found Cut "X"	X
Set Section/Quarter Corner	△
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)

SURVEY PERFORMED: JUNE, 2022

PARCEL 2
Project Number: 221036

Drawn By: AWS Approved By: RRK
Date: 06/17/22 Scale: 1"=200'
Field Book

Client: LINN COUNTY CONSERVATION
10280 MORRIS HILLS RD
TODDVILLE, IOWA 52341
PHONE: (319) 892 - 5450

ANDERSON BOGERT

Sheet No.
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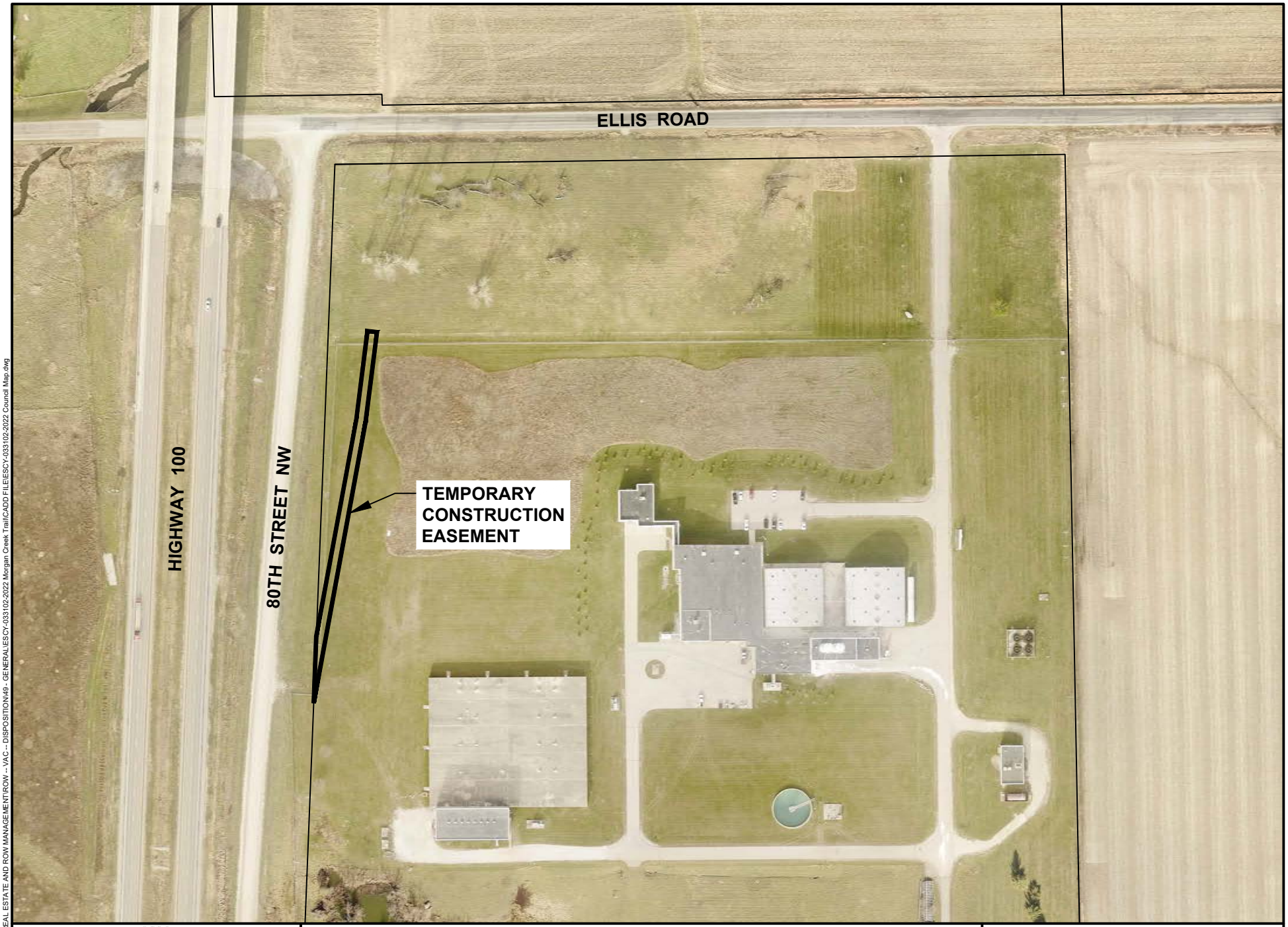
Of
1

T:\ACAD\221036\DWG\Easements\Parcel 2 - Temp.dwg 6-17-22 04:01:40 PM RKlien



CEDAR RAPIDS
City of Five Seasons

TEMPORARY CONSTRUCTION EASEMENT
ELLIS ROAD AND 80TH STREET NW

N

0 FEET 200

ESCY-033102-2022

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW -- VAC -- DISPOSITION\49 - GENERAL\ESCY-033102-2022 Morgan Creek Trail\CADD FILE\ESCY-033102-2022 Council Map.dwg

30s

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Contact Person: Bob Hammond **Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution granting a Temporary Construction Easement on City-owned property lying East of 80th Street and North of Worcester Road NW as requested by Linn County Conservation.
CIP/DID #ESCY-033102-2022

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

Background: Granting a temporary construction easement to Linn County Conservation on City-owned parcel lying East of 80th Street and North of Worcester Road NW to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Temporary Construction Easement with Linn County Conservation.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply.

Recommended by Council Committee: NA
Explanation: NA

ENG
AUD FILE
ESCY-033102-2022

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids City Council has received a request from Linn County Conservation for a Temporary Construction Easement with multiple tracts to be granted to support the Morgan Creek Trail – Phase 3 from Worcester Road to Covington Road HMA Trail, Linn County, Iowa project, and

WHEREAS, the City of Cedar Rapids is the owner of the real property located in Part of the NW 1/4 NW 1/4 of Section 22, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as:

See attached Temporary Construction Easement Exhibit

, and

WHEREAS, the Public Works Department recommends adopting the resolution authorizing execution of the Temporary Construction Easement with multiple tracts with Linn County Conservation,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the associated Temporary Construction Easement with multiple tracts be conveyed and that the City Manager and City Clerk are hereby authorized to execute said easement.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

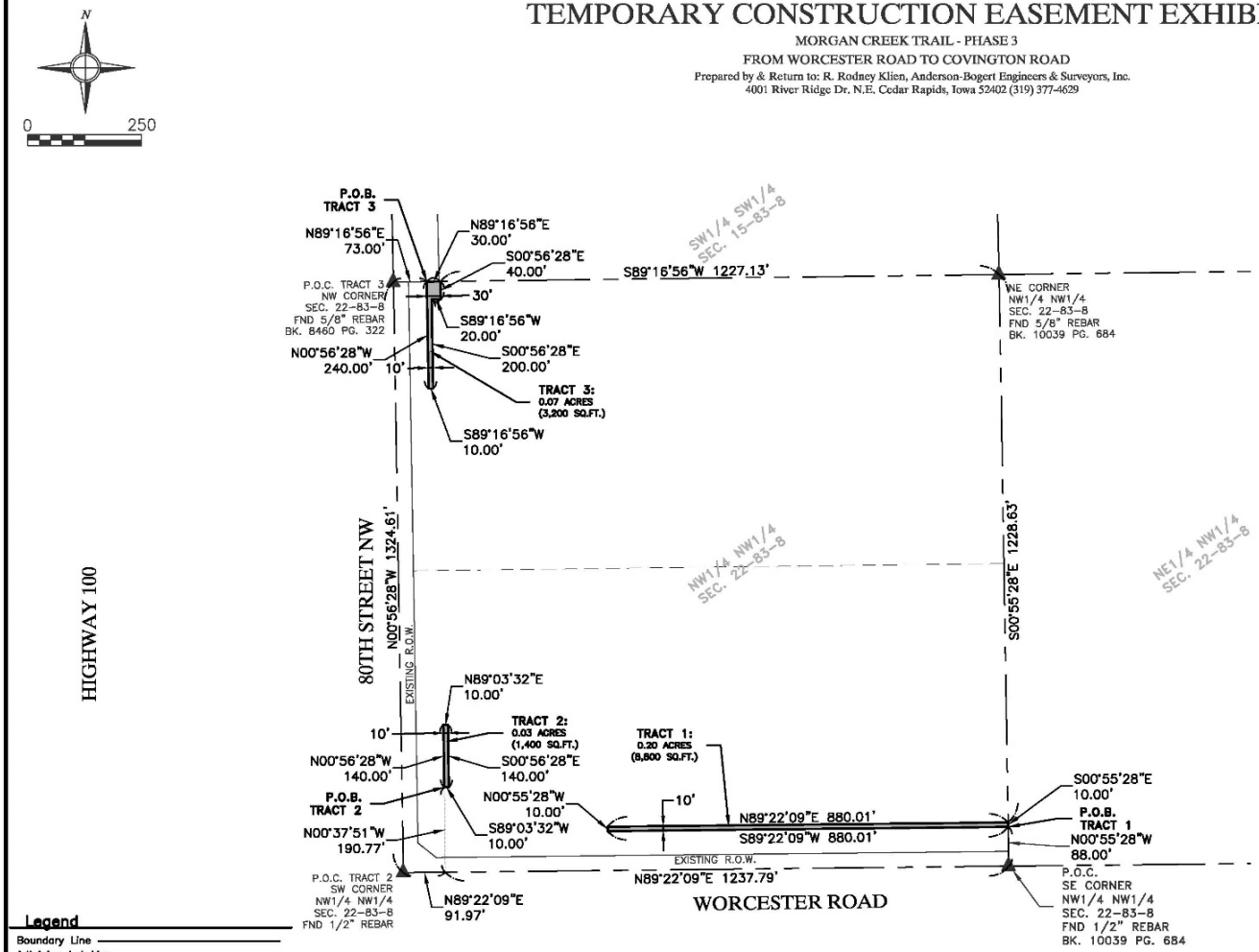
ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

MORGAN CREEK TRAIL - PHASE 3

FROM WORCESTER ROAD TO COVINGTON ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



Legend

Boundary Line	
Adjoining Lot Line	
Section Line	
Building Setback Line	
Found 5/8" Rebar w/ Yellow Cap #13287 (unless noted)	•
Set ½"x30" Rebar w/Orange Cap #18648	○
Found Cut "X"	X
Set Section/Quarter Corner	◬
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)

NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR: CITY OF CEDAR RAPIDS
GPNS: 13222-26002-00000 &
13222-26001-00000

Legal Description

TRACT 1:
PART OF THE NW1/4 NW1/4 OF SECTION 22, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE N00°55'28"W ALONG THE EAST LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22, 88.00 FEET TO THE POINT OF BEGINNING;

THENCE S89°22'09"W, 880.01 FEET;

THENCE N00°55'28"W, 10.00 FEET,

THENCE N89°22'09"E, 880.01 FEET TO THE EAST LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE S00°55'28"E ALONG SAID EAST LINE, 10.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.20 ACRES (8,800 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

TRACT 2:
PART OF THE NW1/4 NW1/4 OF SECTION 22, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF THE NW1/4 NW1/4 OF SAID SECTION 22;

THENCE N89°22'09"E ALONG THE SOUTH LINE OF THE NW1/4 NW1/4 OF SAID SECTION 22, 91.97 FEET;

THENCE N00°37'51"W, 190.77 FEET TO THE POINT OF BEGINNING;

THENCE N00°56'28"W, 140.00 FEET

THENCE N89°03'32"E, 10.00 FEET;

THENCE S00°56'28"E, 140.00 FEET;

THENCE S89°03'32"W, 10.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.03 ACRES (1,400 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

TRACT 3:
PART OF THE NW1/4 NW1/4 OF SECTION 22, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF SAID SECTION 22;

THENCE N89°16'56"E ALONG THE NORTH LINE OF THE NW1/4 OF SAID SECTION 22, 73.00 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING N89°16'56"E ALONG SAID NORTH LINE, 30.00 FEET;

THENCE S00°56'28"E, 40.00 FEET;

THENCE S89°16'56"W, 20.00 FEET;

THENCE S00°56'28"E, 200.00 FEET;

THENCE S89°16'56"W, 10.00 FEET;

THENCE N00°56'28"W, 240.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.07 ACRES (3,200 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

SURVEY PERFORMED: JUNE, 2022

PARCEL 1
Project Number: 221036

Drawn By: AWS Approved By: RRK
Date: 06/17/22 Scale: 1"=200'
Field Book

Client: LINN COUNTY CONSERVATION
10280 MORRIS HILLS RD
TODDVILLE, IOWA 52341
PHONE: (319) 892 - 6450

ANDERSON BOGERT

Sheet No. 1 Of 1

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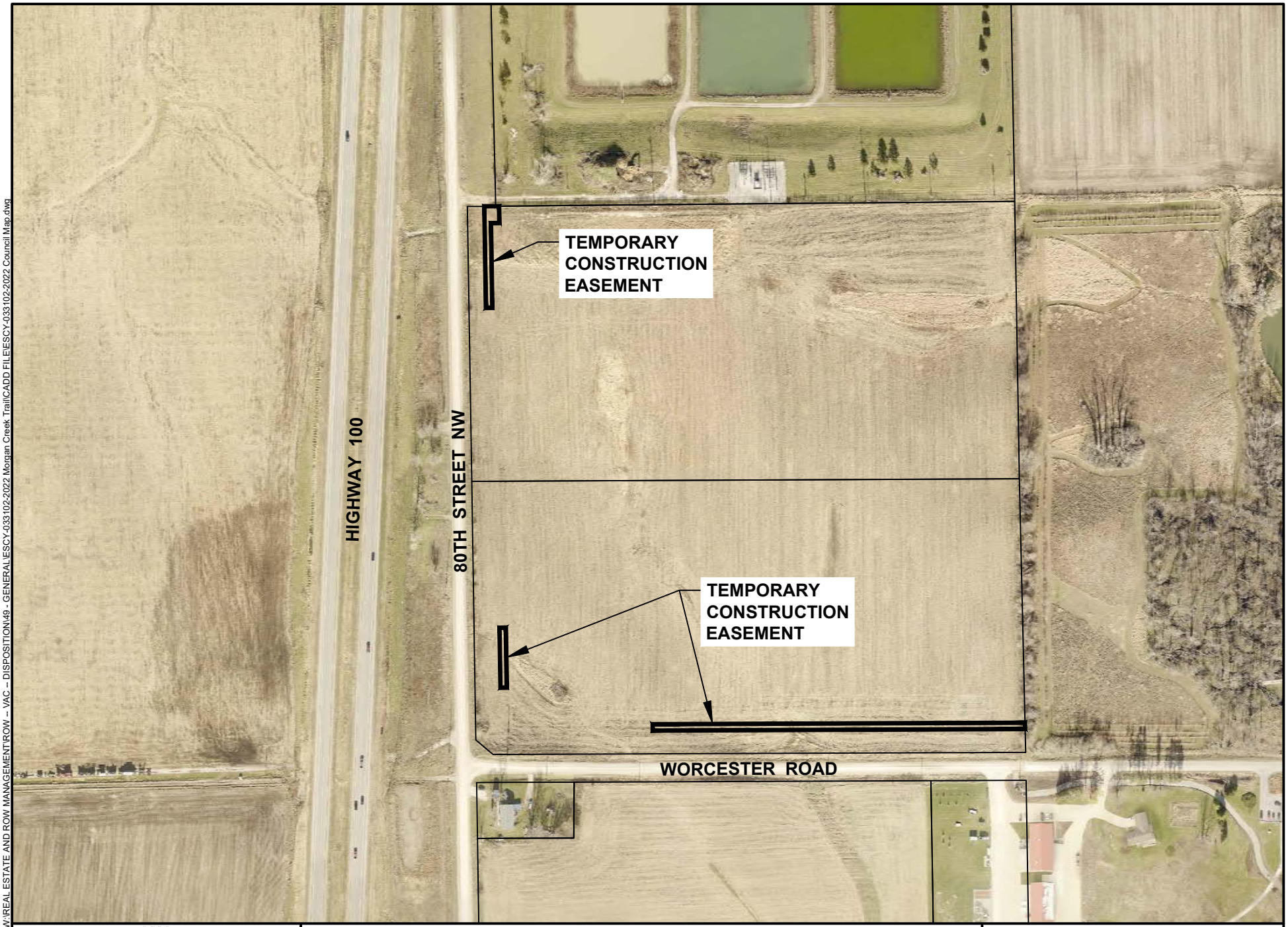


CEDAR RAPIDS
City of Five Seasons

TEMPORARY CONSTRUCTION EASEMENT
WORCESTER ROAD AND 80TH STREET NW

N

0 FEET 300

ESCY-033102-2022

Cadd File Name: W:\REAL ESTATE AND ROW MANAGEMENT\ROW – VAC – DISPOSITION\49 - GENERAL\ESCY-033102-2022 Morgan Creek Trail\CADD FILE\ESCY-033102-2022 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Rita Rasmussen, SR/WA

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 accepting a Quit Claim Deed from Linn County for land located at 'Out Lot C' in Time Check in connection with the West Side Flood Control System project.
CIP/DID #3311200-00

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

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

The property is required to accommodate the proposed project. This Out Lot was conveyed by Quit Claim Deed and recorded by Linn County on June 9, 2022.

Action/Recommendation: The Public Works Department recommends accepting and recording the Quit Claim Deed

Alternative Recommendation: Do not proceed with accepting and recording the Quit Claim Deed from Linn County.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 331/331100/3311200 FCS

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
RCR
IT
AUD FILE
3311200-00
18522

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 Flood Control Program Manager has determined the need to acquire the real property Out Lot C parcel number 14204-08011-00000 to accommodate the proposed Project, and

WHEREAS, the real property known and described as follows:

Hull's 3rd Out Lot C N 1' S 59' Lot 9 & N 1' S 59' W 24' Lot 10,
Cedar Rapids, Linn County, Iowa

, and

WHEREAS, Linn County has recorded a Quit Claim Deed on June 9, 2022 to convey the parcel of land to the City of Cedar Rapids,

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 hereby authorized to accept and record the Quit Claim Deed from Linn County.

BE IT FURTHER RESOLVED, that the Quit Claim deed is hereby accepted and thereafter recorded with this resolution at the Linn County, Iowa Recorder.

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 26th day of July, 2022.

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

PROPERTY ACQUISITION

N

0 FEET 50

3311200

Cadd File Name: W:\PROJECTS\CIP\331\SUB-PROJECTS\West\PROJECT TIME CHECK\3311200 - Property Acquisition and Easements\3311200 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA, R/W-NAC

Alternate Contact Person: Bob Hammond **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 the Purchase Agreement in the amount of $250 and accepting a Release of Easement from International Paper Company for land located at 950 Shaver Road NE in connection with the Cedar River, Flood Risk Management Project – Upstream Tie-Off (10th ST NE Road Raise, Middle Road (IP) Floodwall, Middle McLoud Channel) project.
CIP/DID #3314200-00

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

Background: On November 27, 2018, the City of Cedar Rapids, Iowa (City) and Department of the Army – United States Army Corps of Engineers (USACE) executed the Project Partnership Agreement for the Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project.

As the non-Federal Sponsor, the Upstream Tie-Off (10th ST NE Road Raise, Middle Road (IP) Floodwall, Middle McLoud Channel) project which includes road realignment, flood control features, utility realignment, and trail components. The City is required by USACE to release easements that no longer have facilities within the existing easement. The City is paying a $250 processing fee for this release.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Purchase Agreement in the amount of $250 and accepting a Release of Easement from International Paper Company, a New York Corporation.

Alternative Recommendation: Do not proceed with the release and have the owner executed a subordination agreement.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 331/331100/3314200, FCS - 33101

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to release of easements.

Recommended by Council Committee: NA

Explanation: NA

ENG
FIN
TRS
RCR
IT
AUD FILE
3314200-00
33101

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 November 27, 2018 the City of Cedar Rapids, Iowa (City) and Department of the Army – United States Army Corps of Engineers (USACE) executed the Project Partnership Agreement for the Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project, and

WHEREAS, the Public Works Director has determined the need for a Release of Easement in order to accommodate the proposed Project,

WHEREAS, International Paper Company, a New York Corporation, P.O. Box 2218, Memphis, Tennessee 38101, GRANTOR of an easement recorded in records of the Linn County Recorder in Volume 912, Page 315 on February 2, 1955, has agreement to release this easement for total consideration of $250, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the Release of Easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Cedar River, Cedar Rapids, Iowa, Flood Risk Management Project – Upstream Tie-Off (10th ST NE Road Raise, Middle Road (IP) Floodwall, Middle McLoud Channel) project (Fund 331, Dept. ID 331100, Project 3314200, FCS),

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 is 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 Release of Easement from International Paper Company, a New York Corporation 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

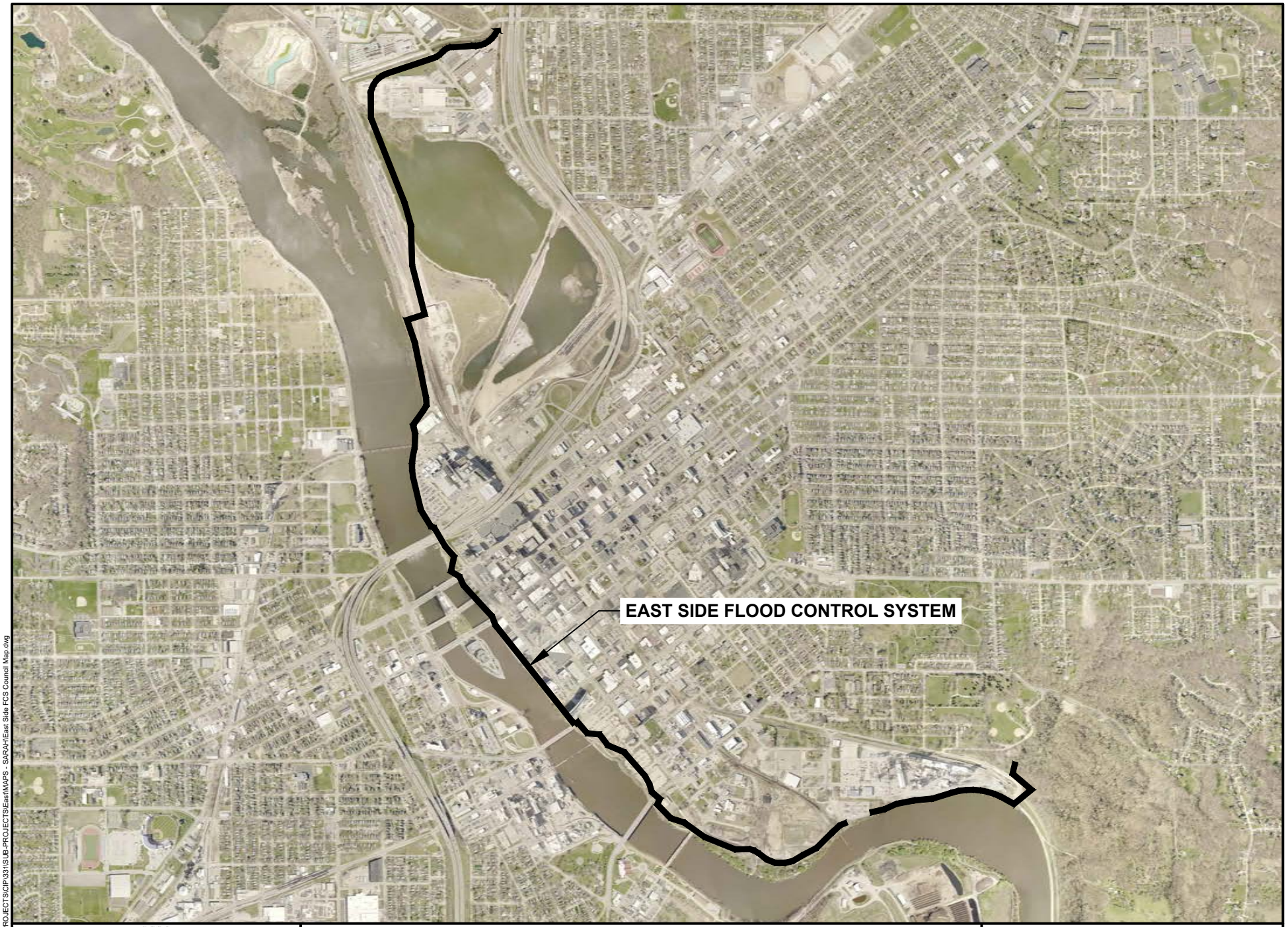
Attest:

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 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 26th day of July, 2022.

ClerkSignature



CEDAR RAPIDS
City of Five Seasons

FLOOD RISK MANAGEMENT PROJECT
EAST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 2000

3314200

Cadd File Name: W:\PROJECTS\CIP\331\SUB-PROJECTS\East\MAPS - SARAH\East Side FCS Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA

Alternate Contact Person: Bob Hammond **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 a Purchase Agreement in the amount of $50 and accepting a Temporary Grading Easement for Construction from Penelope J. Allen from land located at 1738 1st Avenue NW in connection with the 1st Avenue West from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project.
CIP/DID #3018002-00

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

Background: In a previous fiscal year, City Council approved funding towards the 1st Avenue West from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project. The compensation amount offered to the owner is based on comparisons of similar properties.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $50 and accepting the Temporary Grading Easement for Construction from Penelope J. Allen.

Alternative Recommendation: Do not proceed with acquiring the Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the 1st Avenue West from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements project.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301/301000/3018002 NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquistion of right-of-way.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
AUD FILE
3018002-00

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 facilities, and

WHEREAS, Penelope J. Allen, 1738 1st Avenue NW, Cedar Rapids, Iowa 52405, OWNER of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

has agreed to convey the necessary temporary grading easement for construction to the City of Cedar Rapids for consideration of $50, 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 1st Avenue West from 18th Street to 10th Street Pavement Rehabilitation and Traffic Signal Improvements Project (Fund 301, Dept ID 301000, Project 3018002, NA),

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 hereby authorized to execute the Purchase Agreement as described herein.

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

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
WALTER HURLBUTT
SNYDER & ASSOCIATES, INC.
5005 BOWLING ST. SW SUITE A
CEDAR RAPIDS, IOWA 52404
319-362-9394
whurlbutt@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 9, BLOCK 4, WEST HIGHLANDS

REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

AREA ABOVE RESERVED FOR RECORDER

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

DESCRIPTION

A TEMPORARY CONSTRUCTION EASEMENT ON THAT PART OF LOT 9, BLOCK 4, WEST HIGHLANDS, AN ADDITION TO CEDAR RAPIDS ACCORDING TO THE PLAT RECORDED IN VOLUME 341, PAGE 216 AT THE LINN COUNTY RECORDER'S OFFICE, DESCRIBED AS FOLLOWS:

COMMENCING AS A POINT OF REFERENCE AT THE SOUTHWEST CORNER OF LOT 8 OF SAID BLOCK 4;

THENCE SOUTH 01° 35' 50" EAST 138.67 FEET ALONG THE EAST RIGHT-OF-WAY OF 18TH STREET NW TO THE POINT OF BEGINNING;

THENCE SOUTH 53° 43' 04" EAST 27.29 FEET TO THE NORTH RIGHT-OF-WAY OF 1ST AVENUE W;

THENCE SOUTH 89° 31' 52" WEST 8.36 FEET ALONG SAID NORTH RIGHT-OF-WAY OF 1ST AVENUE W;

THENCE NORTH 53° 43' 04" WEST 16.71 FEET ALONG THE NORTH RIGHT-OF-WAY OF 1ST AVENUE W AND ALONG THE EAST RIGHT-OF-WAY OF 18TH STREET NW;

THENCE NORTH 01° 35' 50" WEST 6.33 FEET ALONG SAID EAST RIGHT-OF-WAY OF 18TH STREET NW TO THE POINT OF BEGINNING AND CONTAINING 110 SQUARE FEET MORE OR LESS.

PROPERTY OWNER

PENELOPE J. ALLEN
1738 1ST AVENUE NW
CEDAR RAPIDS, IA 52405
GPN: 142925901000000

DATE OF SURVEY

FEBRUARY 18, 2022

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

1ST AVENUE W FROM 18TH
STREET TO 10TH STREET
PAVEMENT REHABILITATION AND
TRAFFIC SIGNAL IMPROVEMENTS

CEDAR RAPIDS
CONTRACT NUMBER 3018002-01

1ST AVENUE W FROM 18TH STREET TO 10TH STREET
PAVEMENT REHABILITATION AND TRAFFIC SIGNAL IMPROVEMENTS

PARCEL 89- PENELOPE J. ALLEN

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	121.0530
DATE:	5/25/2022
REV:	DMS
PM/TECH:	WTH

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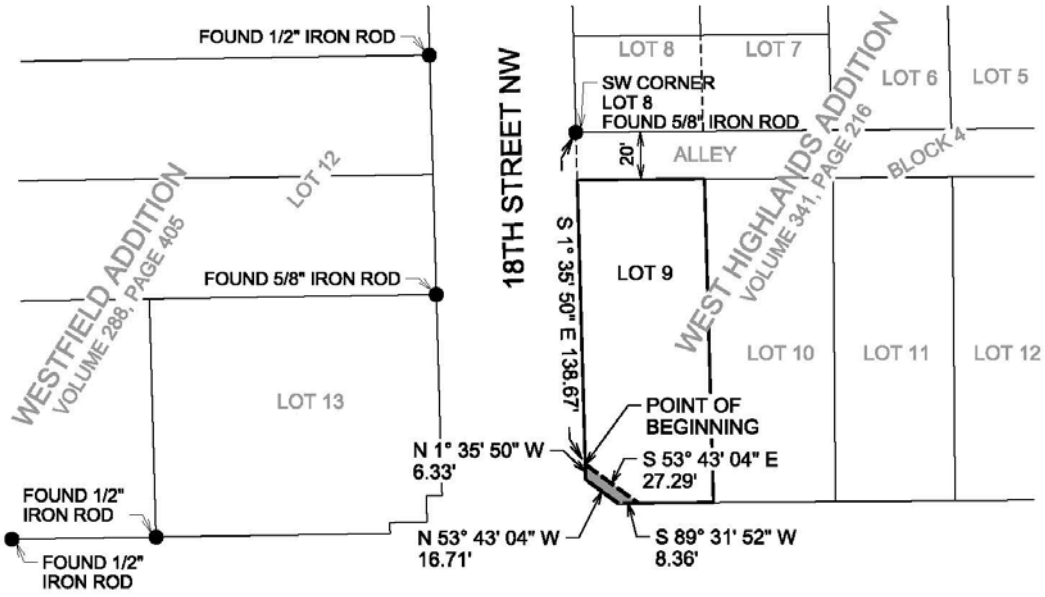
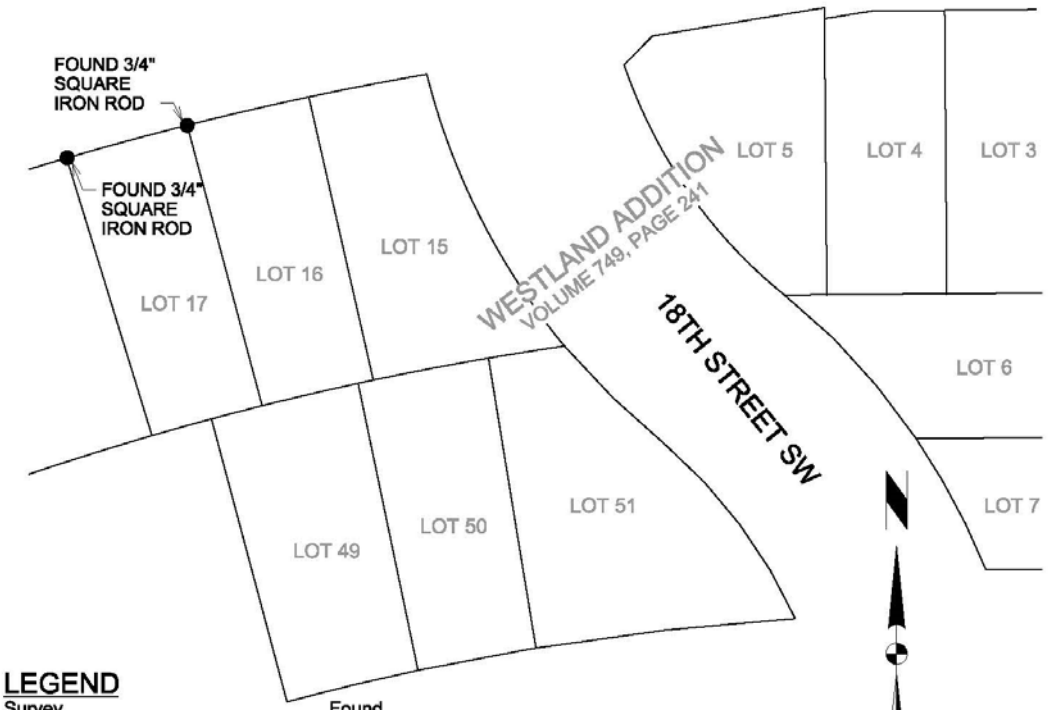
5/25/2022
rachaelfeldt

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT



1ST AVENUE W



LEGEND

Survey	Found
1/2" Rebar, Yellow Cap #22020 (Unless Otherwise Noted)	●
Section Corner, as Noted	▲
Platted Distance	P
Measured Bearing & Distance	M
Recorded As	R
Deed Distance	D
Calculated Distance	C
Calculated Distance From Plat	CP
Easement	

0 60

SCALE (FEET)

1ST AVENUE W FROM 18TH STREET TO 10TH STREET
PAVEMENT REHABILITATION AND TRAFFIC SIGNAL IMPROVEMENTS

PARCEL 89- PENELOPE J. ALLEN

SHEET	2 OF 2
PN:	121.0530
DATE:	5/25/2022
REV:	DMS
PM/TECH:	WTH

SNYDER & ASSOCIATES
5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

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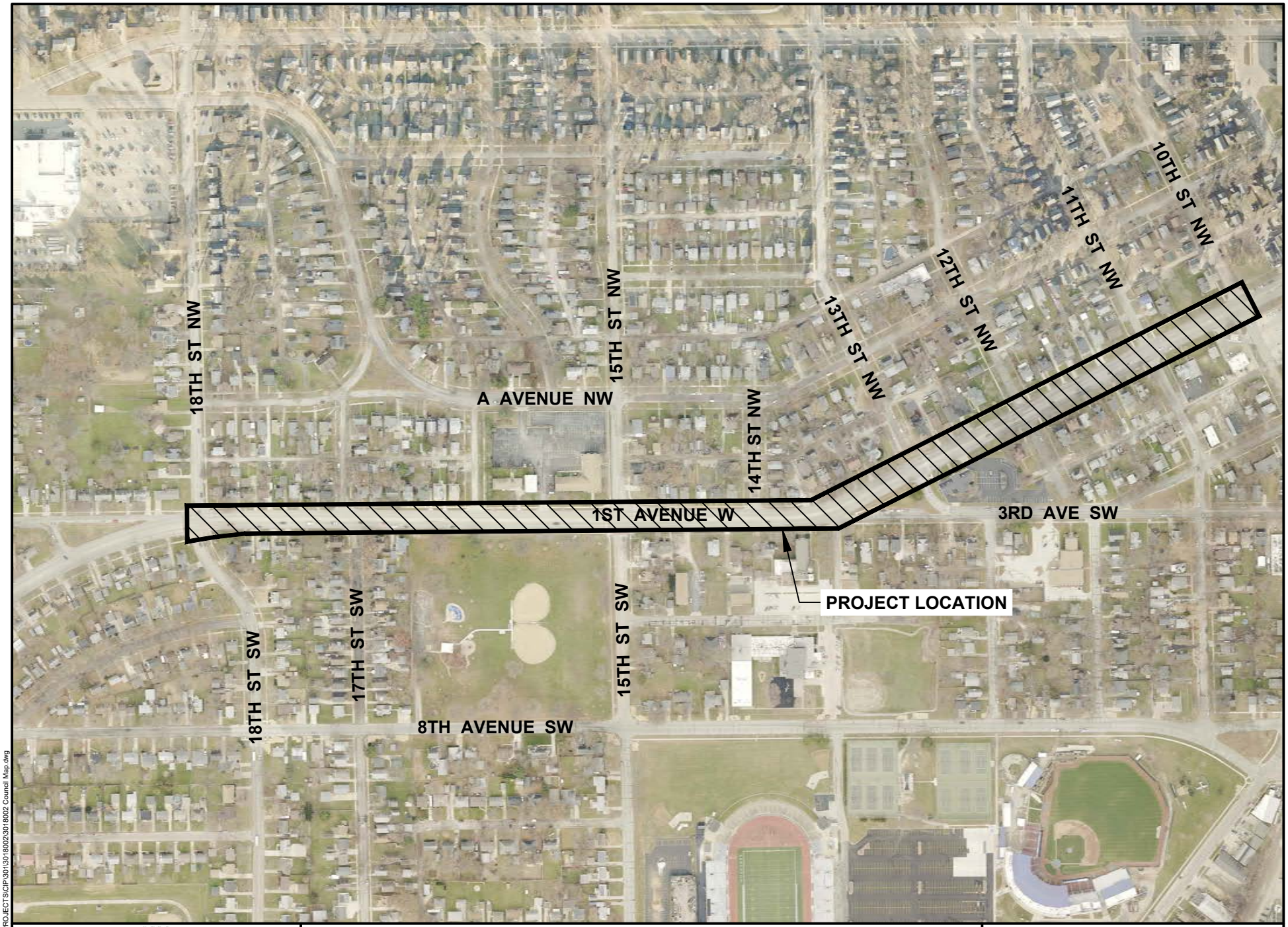
5/25/2022
rachaelfeldt



CEDAR RAPIDS
City of Five Seasons

PROFESSIONAL SERVICES AGREEMENT
1ST AVENUE W FROM 18TH STREET TO 10TH STREET

N

0 FEET 400

3018002-01; PUR0521-310

Cadd File Name: W:\PROJECTS\CIP\3011\3018002\3018002 Council Map.dwg

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Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA

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 authorizing execution of Agreements for Temporary Construction Easement from multiple owners and land in connection with the 26th Street Construction from Bever Avenue SE to Meadowbrook Drive SE project **(Paving for Progress)**.
CIP/DID #3012380-00

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

Background: In a previous fiscal year, City Council approved funding towards the 26th Street Construction from Bever Avenue SE to Meadowbrook Drive SE project. The temporary easements are required to accommodate construction for this project.

Compensation amounts offered to owners listed on Exhibit A attached to the Resolution are based on appraisals of the subject properties or comparisons of similar properties provided by a qualified appraiser's recommendation hired by the City.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Agreements for Temporary Construction Easement and accepting the Agreements for Temporary Construction Easement from the properties for the amounts noted on Exhibit A.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary easements for construction and direct City staff to abandon or reconfigure the proposed project.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301/3012000/3012380/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

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3012380-00
7970

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need exists for temporary construction easements in order to accommodate the proposed facilities, and

WHEREAS, the owners of the real property located on the proposed project have agreed to convey the necessary temporary construction easements to the City of Cedar Rapids as outlined on the attached Exhibit A, and

WHEREAS, the Public Works Director recommends the City enter into agreements to purchase the temporary construction easements in accordance with the terms set forth in the Agreements for Temporary Construction Easement from owners as listed on Exhibit A, and

WHEREAS, the City Council has allocated Capital Improvement funds for 26th Street Construction from Bever Avenue SE to Meadowbrook Drive SE project (Fund 301, Dept. ID 3012000, Project 3012380, SLOST),

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 Agreements for Temporary Construction Easement as described herein, and

BE IT FURTHER RESOLVED that the Agreements for Temporary Construction 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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Exhibit A

CIP #3012380
26th Street Construction from Bever Avenue SE to Meadowbrook Drive SE

PARCEL	PROPERTY OWNER	MAILING ADDRESS	SUBJECT PROPERTY	TAKING	Compensation Amount
15	Wendy G. Gutierrez	394 26th Street SE, Cedar Rapids, Iowa 52403	394 26th Street SE, Cedar Rapids, Iowa 52403	Temporary Easement	400.00
20	Laura S. Jensen	389 26th Street SE, Cedar Rapids, Iowa 52403	389 26th Street SE, Cedar Rapids, Iowa 52403	Temporary Easement	$400.00
30	Jet Properties, LLC	1067 Alexis Court, Marion, Iowa 52302	431 26th Street SE, Cedar Rapids, Iowa 52403	Temporary Easement	$300.00
31	Jeffrey D. Melsha	437 26th Street SE, Cedar Rapids, Iowa 52403	437 26th Street SE, Cedar Rapids, Iowa 52403	Temporary Easement	$600.00
36	Lisa A. Anderson	515 26th Street SE, Cedar Rapids, Iowa 52403	515 26th Street SE, Cedar Rapids, Iowa 52403	Temporary Easement	$600.00

CEDAR RAPIDS
City of Five Seasons®

26TH STREET SE FROM BEVER AVENUE TO MEADOWBROOK DRIVE

PROJECT #3012380-01

30x

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA

Alternate Contact Person: Bob Hammond **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 a purchase agreement in the amount of $8,500 and accepting a warranty deed for right-of-way and a temporary grading easement for construction from Delbert E. and Clair M. Leverington, from land located at 1601 32nd Street NE, in connection with the 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project (**Paving for Progress**).
CIP/DID #3012096-00

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

Background: In a previous fiscal year, the City Council approved funding towards the 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project.

The right-of-way and easement are required to accommodate the proposed 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project. Improvements include pavement reconstruction, sidewalk infill, water main extension, storm and sanitary sewer improvements, and traffic signal replacement. Construction is anticipated in 2023. These improvements are part of a larger effort to improve 32nd Street from I-380 to 1st Avenue. The compensation amount offered to owner is based on comparisons of similar properties.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of the Purchase Agreement in the amount of $8,500 and accepting the Warranty Deed and Temporary Grading Easement for Construction from Delbert E. and Clair M. Leverington.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and temporary grading easement and direct City staff to abandon or reconfigure the 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 301/301000/3012096/SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquistion of right-of-way.

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
3012096-00
7970

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 exists for additional right-of-way and temporary grading easement for construction in order to accommodate the proposed facilities, and

WHEREAS, Delbert E. and Clair M. Leverington, 7214 42nd Street NE, Cedar Rapids, Iowa, 52402, OWNER, of the real property known and described as:

See Attached Right-of-Way Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 1601 32nd Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$2,660
Temporary Easement	$ 380
Damages	$5,460
TOTAL	$8,500

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and 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 the 32nd Street NE from Carlisle Street through Oakland Road Pavement Reconstruction project (Fund 301, Dept ID 301000, Project 3012096, SLOST),

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 hereby authorized to execute the Purchase Agreement as described herein.

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, and

BE IT FURTHER RESOLVED that the Warranty Deed and Groundwater Hazard Statement from Delbert E. and Clair M. Leverington 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:

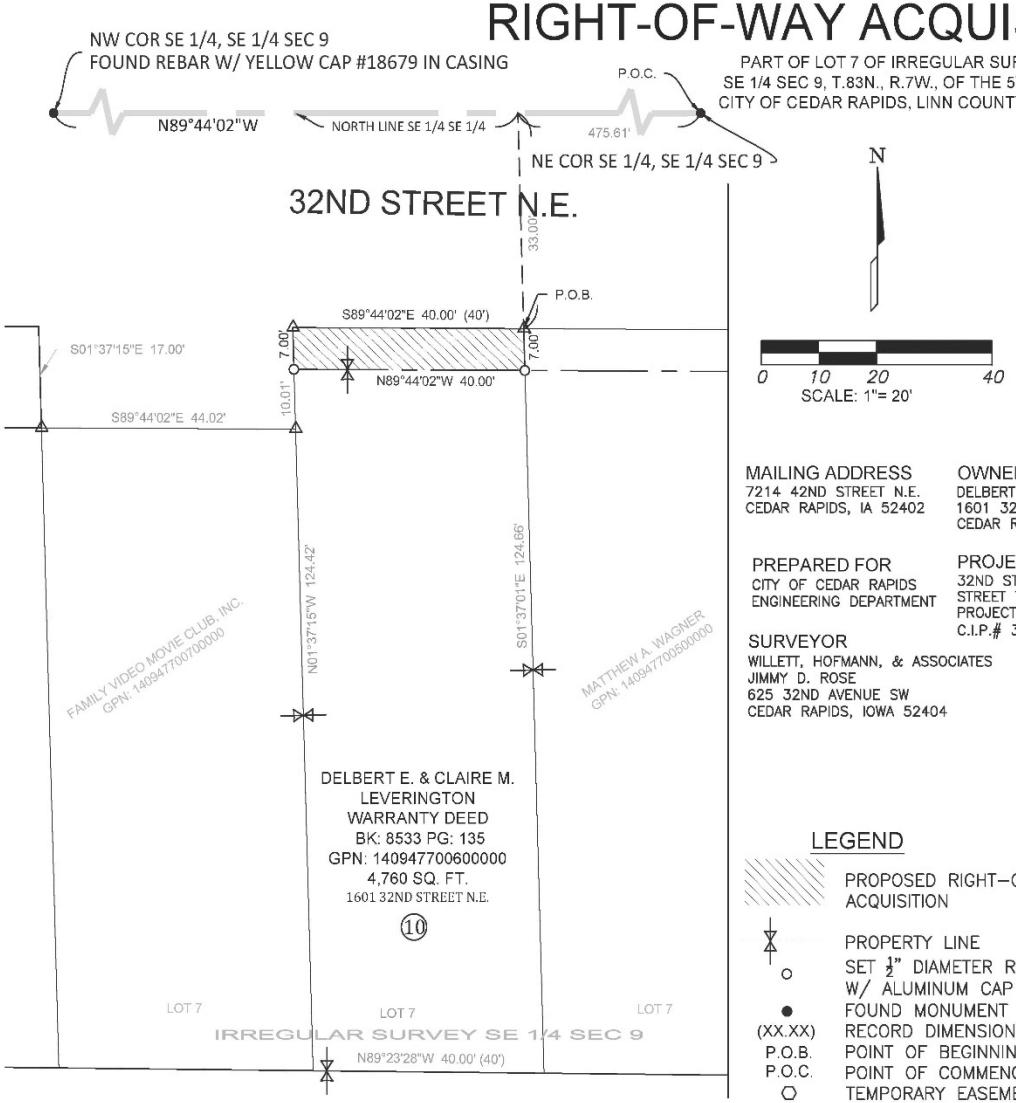
ClerkSignature

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 26th day of July, 2022.

ClerkSignature

RIGHT-OF-WAY ACQUISITION PLAT



PART OF LOT 7 OF IRREGULAR SURVEY
SE 1/4 SEC 9, T.83N., R.7W., OF THE 5TH P.M.
CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

MAILING ADDRESS
7214 42ND STREET N.E.
CEDAR RAPIDS, IA 52402

OWNER
DELBERT E. & CLAIRE M. LEVERINGTON
1601 32ND STREET N.E.
CEDAR RAPIDS, IA 52402

PREPARED FOR
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

PROJECT
32ND STREET NE FROM CARLISLE STREET THROUGH OAKLAND RD PROJECT
C.I.P.# 3012096–04

SURVEYOR
WILLETT, HOFMANN, & ASSOCIATES
JIMMY D. ROSE
625 32ND AVENUE SW
CEDAR RAPIDS, IOWA 52404

LEGEND

	PROPOSED RIGHT–OF–WAY ACQUISITION
	PROPERTY LINE
○	SET ½" DIAMETER REBAR W/ ALUMINUM CAP # 11309
●	FOUND MONUMENT
(XX.XX)	RECORD DIMENSION
P.O.B.	POINT OF BEGINNING
P.O.C.	POINT OF COMMENCEMENT
⬡	TEMPORARY EASEMENT
△	EXISTING RIGHT–OF–WAY

PARCEL 010ACQ DESCRIPTION

Part of Lot 7 of Irregular Survey of the Southeast Quarter of Section 9, Township 83 North, Range 7 West of the 5th P.M., City of Cedar Rapids, Linn County, Iowa, being more particularly described as follows:

Commencing at the northeast corner of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 9;

Thence, North 89 degrees 44 minutes 02 seconds West, 475.61 feet on the north line of said Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4);

Thence, South 01 degree 37 minutes 01 second East, 33.00 feet to the southerly right-of-way line of a public roadway designated 32nd Street NE and the Point of Beginning.

From the Point of Beginning, thence South 01 degree 37 minutes 01 second East, 7.00 feet;

Thence North 89 degrees 44 minutes 02 seconds West, 40.00 feet;

Thence North 01 degree 37 minutes 15 seconds West, 7.00 feet to the southerly right of way line of said 32nd Street NE;

Thence South 89 degrees 44 minutes 02 seconds East, 40.00 feet on said southerly right of way line to the Point of Beginning.

The above-described real estate contains 280 square feet.

NOTES:

1. DISTANCES IN FEET AND DECIMALS THEREOF.
2. BEARINGS SHOWN ARE BASED ON THE IOWA STATE PLANE COORDINATE SYSTEM, NORTH ZONE (NAD83)
3. FIELD WORK COMPLETED 04/14/2021

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 LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

IOWA LICENSED LAND SURVEYOR NO. 11309 DATE:
JIMMY D. ROSE

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2021

ENTIRE SUBMISSION IS COVERED BY THIS SEAL UNLESS SPECIFIED BELOW.

DRAWN BY: BAW APPROVED BY: JDR
DATE: September 23, 3:05pm

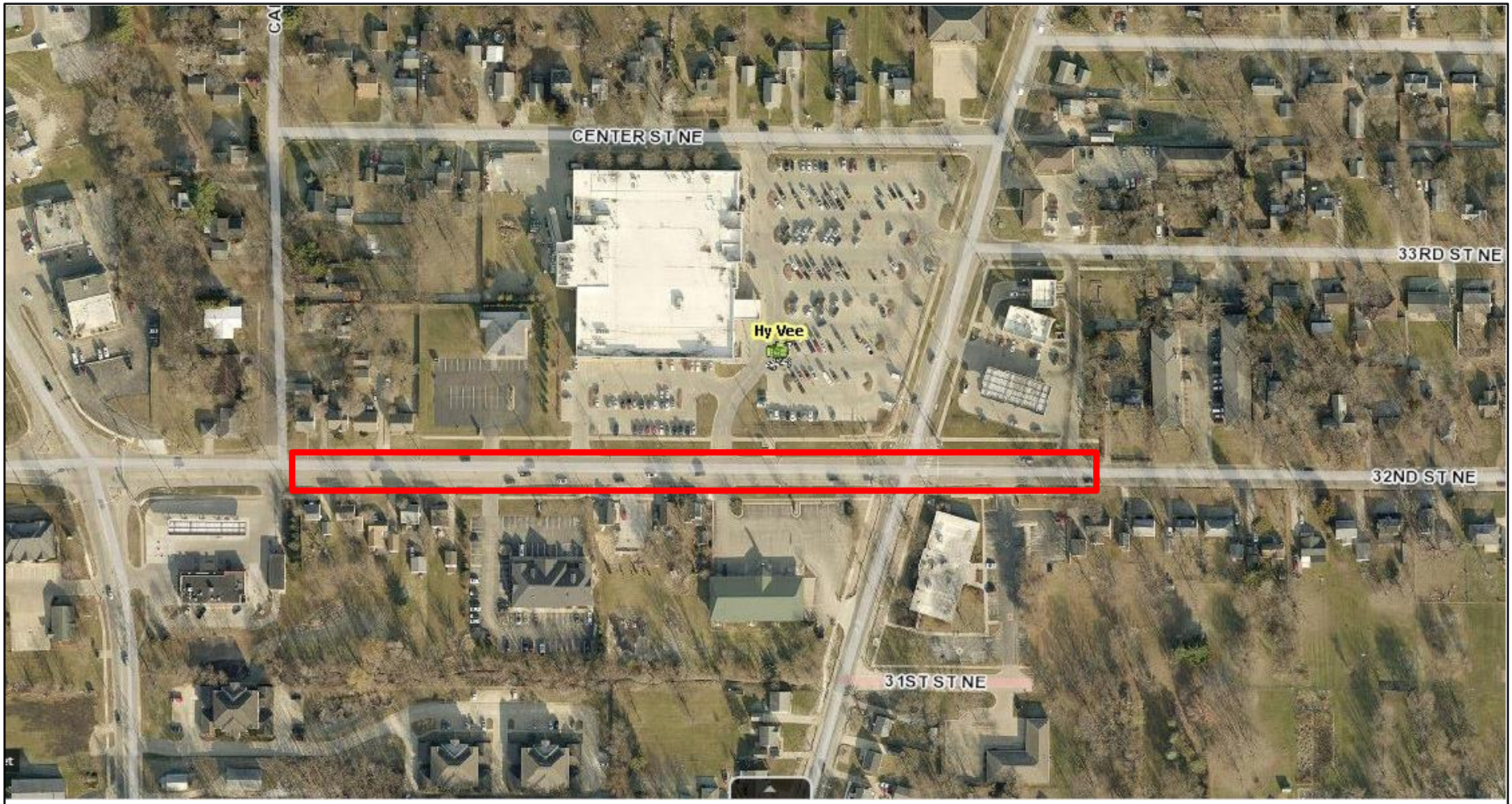
NO.	REVISION DESCRIPTION	APPROVED	DATE

WILLETT HOFMANN & ASSOCIATES INC
ENGINEERING ARCHITECTURE AND SURVEYING

RIGHT-OF-WAY ACQUISITION PLAT
1601 32ND STREET N.E.
PART OF LOT 7 OF IRREGULAR SURVEY 9-83-7

ACQUISITION PLAT
PARCEL 010
WHA PROJECT NUMBER: 1095C21

SHEET NO.



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CEDAR RAPIDS
City of Five Seasons®

32ND STREET NE FROM CARLISLE STREET THROUGH OAKLAND ROAD PAVEMENT RECONSTRUCTION

PROJECT #3012096-04

30y

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

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 authorizing execution of a Tenant Purchase Agreement in the amount of $1 with Collins Aerospace Child Development Center for the real property located at 1215 Skylee Drive NE in connection with the Lindale Trail Phase I from Council Street to East of C Avenue NE Improvements project.
CIP/DID #325071-00

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

Background: Resolution No. 1133-07-21 previously accepted a permanent easement for recreational trail and temporary grading easement for construction as required for the project. Subsequent to the landowner transaction, the property became occupied by Collins Aerospace Child Development Center. Therefore, the City has obtained a tenant purchase agreement to accommodate the proposed improvement project.

The tenant is conveying their tenant leasehold interest to the City for mutual benefit.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Tenant Purchase Agreement in the amount $1 to Collins Aerospace Child Development Center.

Alternative Recommendation: No Alternative

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information: 325/325000/325071 NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquistion of right-of-way.

Recommended by Council Committee: NA
Explanation: NA

ENG
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AUD FILE
325071-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Resolution No. 1133-07-21 previously accepted an easement for recreational trail and a temporary grading easement for construction from property located at 1215 Skylee Drive NE, Cedar Rapids, Iowa, as a part of the Lindale Trail Phase I from Council Street to East of C Avenue NE Improvements project, and

WHEREAS, Collins Aerospace Child Development Center, 1215 Skylee Drive NE, Cedar Rapids, Iowa, TENANT of the real property known and described as:

See Attached Permanent Easement Plat for Recreational Trail – Exhibit “A”
See Attached Temporary Construction Easement – Exhibit “A”

has agreed to convey their tenant leasehold interest to the City of Cedar Rapids, and

WHEREAS, the Public Works Director has recommended the City enter into an agreement to purchase the tenant leasehold interest in accordance with the terms set forth in the Tenant Purchase Agreement for $1, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Lindale Trail Phase I from Council Street to East of C Avenue NE Improvements project (Fund 325, Dept ID 325000, Project 325071, NA),

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 hereby authorized to execute the Tenant Purchase Agreement as described herein.

BE IT FURTHER RESOLVED that the Tenant Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

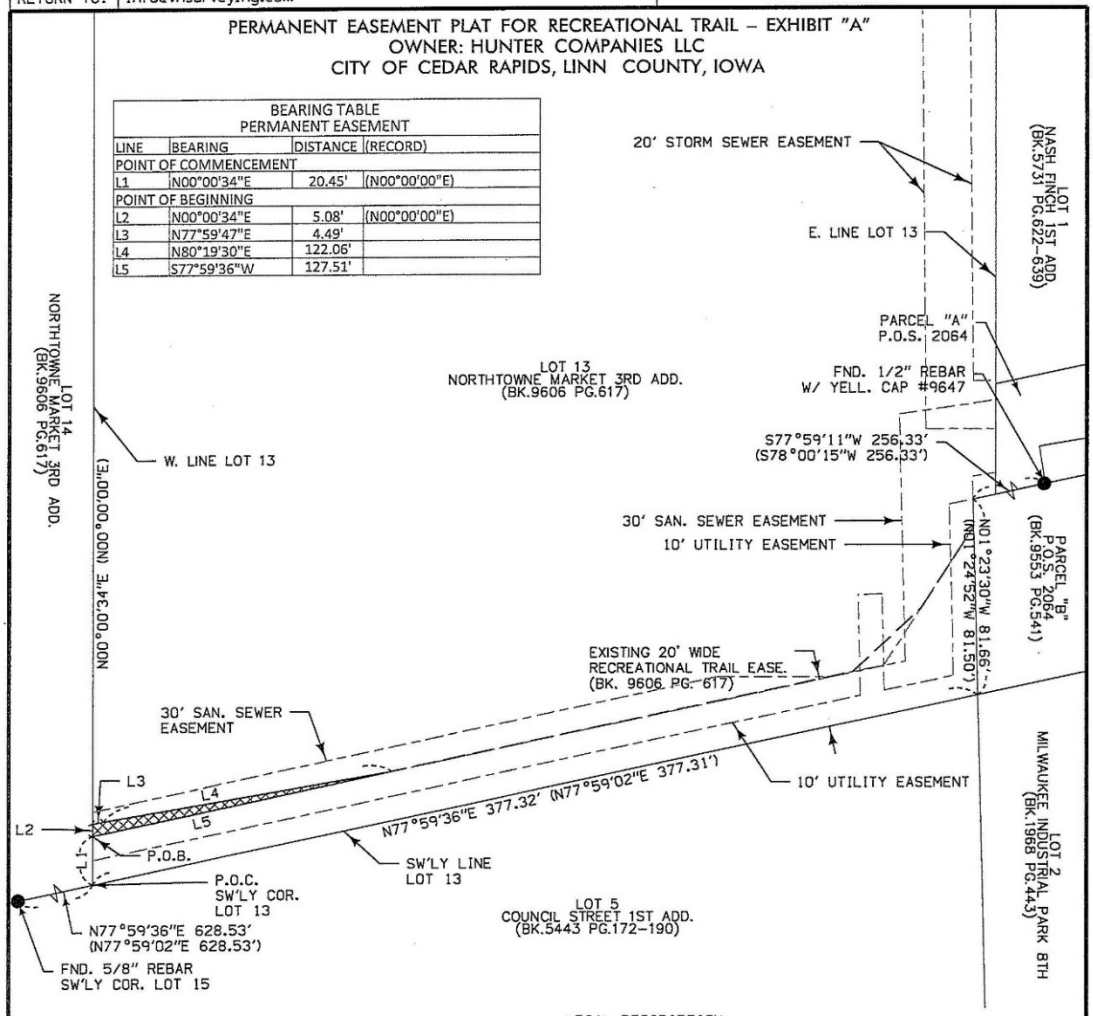
ClerkSignature

	INDEX LEGEND
LOCATION:	LOT 13 OF NORTHTOWNE MARKET 3RD ADD. TO CEDAR RAPIDS
REQUESTOR:	City of Cedar Rapids
PROPRIETOR:	Hunter Companies LLC
SURVEYOR:	Matthew J. Vobr, P.L.S.
SURVEYOR COMPANY:	Vobr Niemeyer, LLC 5340 N Park Place NE, Suite 105 Cedar Rapids, IA 52402 (319) 377-5099
RETURN TO:	info@vnsurveying.com

PERMANENT EASEMENT PLAT FOR RECREATIONAL TRAIL – EXHIBIT "A"
OWNER: HUNTER COMPANIES LLC
CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

BEARING TABLE
PERMANENT EASEMENT

LINE	BEARING	DISTANCE	(RECORD)
POINT OF COMMENCEMENT			
L1	N00°00'34"E	20.45'	(N00°00'00"E)
POINT OF BEGINNING			
L2	N00°00'34"E	5.08'	(N00°00'00"E)
L3	N77°59'47"E	4.49'	
L4	N80°19'30"E	122.06'	
L5	S77°59'36"W	127.51'	



LEGAL DESCRIPTION

A PARCEL OF LAND WITHIN LOT 13 OF NORTHTOWNE MARKET THIRD ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9606 PAGE 617 IN THE OFFICE OF THE LINN COUNTY RECORDER AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 13 OF SAID NORTHTOWNE MARKET THIRD ADDITION; THENCE NORTH 00°00'34" EAST (NORTH 00°00'00" EAST-RECORD) ALONG THE WEST LINE OF SAID LOT 13 A DISTANCE OF 20.45 FEET TO THE NORTHERLY LINE OF AN EXISTING 20 FOOT WIDE RECREATIONAL TRAIL EASEMENT AS SHOWN ON THE FINAL PLAT FOR SAID NORTHTOWNE MARKET THIRD ADDITION AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00°00'34" EAST (NORTH 00°00'00" EAST-RECORD) ALONG SAID WEST LINE 5.08 FEET; THENCE NORTH 77°59'47" EAST, 4.49 FEET; THENCE NORTH 80°19'30" EAST, 122.06 FEET TO SAID NORTHERLY LINE; THENCE SOUTH 77°59'36" WEST ALONG SAID NORTHERLY LINE 127.51 FEET TO THE POINT OF BEGINNING, CONTAINING 328 SQUARE FEET, MORE OR LESS.

LEGEND

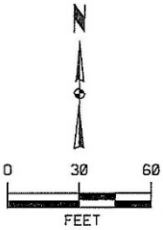
- ● FOUND MONUMENT AS NOTED
- X°X'X" XXX' RECORD BEARING/DISTANCE
- ▨ PERMANENT EASEMENT

CLIENT:
THE CITY OF CEDAR RAPIDS, IOWA
OWNER:
HUNTER COMPANIES LLC
ACQUISITION AREAS:
328 SF PERMANENT EASEMENT
PARCEL ADDRESS:
0 VACANT LAND, CEDAR RAPIDS, IOWA

LICENSED LAND SURVEYOR
MATTHEW J. VOBR
21420
IOWA

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.

MATTHEW J. VOBR, P.L.S. 5/20/21 DATE
License Number: 21420
My license renewal date is DECEMBER 31, 2022
Pages or sheets covered by this seal:
THIS LEGAL DOCUMENT



VOBR NIEMEYER, LLC
Professional Surveying

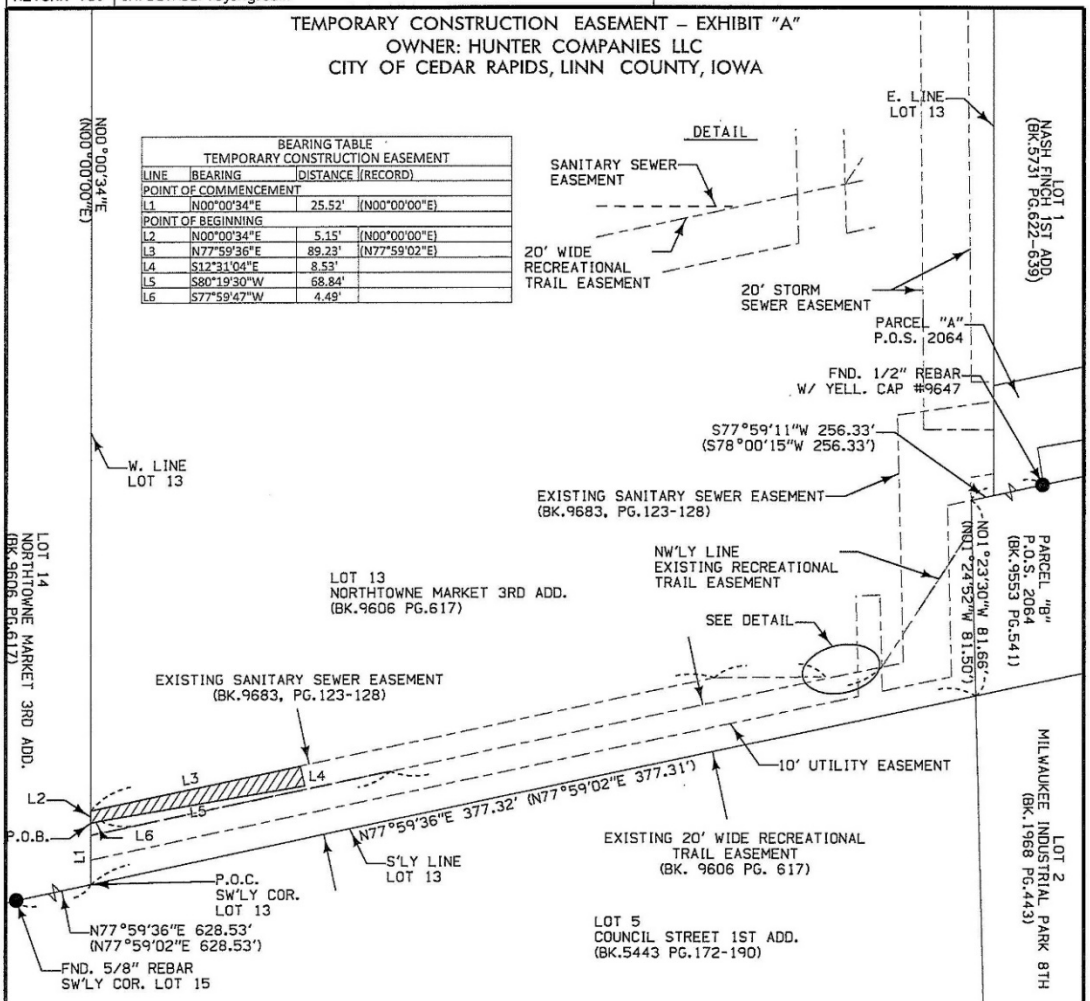
CAD FILE: J:\2017\171242\CAD\Sheets\SHT_171242-PLATS.dgn
MODEL: Parcel 17
DATE: 5/19/2021

	INDEX LEGEND
LOCATION:	LOT 13 OF NORTHTOWNE MARKET 3RD ADD. TO CEDAR RAPIDS
REQUESTOR:	City of Cedar Rapids
PROPRIETOR:	Hunter Companies LLC
SURVEYOR:	Matthew J. Vobr, P.L.S.
SURVEYOR	Vobr Niemeyer, LLC
COMPANY:	5340 N Park Place NE, Suite 105 Cedar Rapids, IA 52402 (319) 377-5099
RETURN TO:	info@vnsurveying.com

TEMPORARY CONSTRUCTION EASEMENT – EXHIBIT "A"
OWNER: HUNTER COMPANIES LLC
CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

BEARING TABLE
TEMPORARY CONSTRUCTION EASEMENT

LINE	BEARING	DISTANCE	(RECORD)
POINT OF COMMENCEMENT			
L1	N00°00'34"E	25.52'	(N00°00'00"E)
POINT OF BEGINNING			
L2	N00°00'34"E	5.15'	(N00°00'00"E)
L3	N77°59'36"E	89.23'	(N77°59'02"E)
L4	S12°31'04"E	8.53'	
L5	S80°19'30"W	68.84'	
L6	S77°59'47"W	4.49'	



LEGAL DESCRIPTION

A PARCEL OF LAND WITHIN LOT 13 OF NORTHTOWNE MARKET THIRD ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA AS RECORDED IN BOOK 9606 PAGE 617 IN THE OFFICE OF THE LINN COUNTY RECORDER AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 13 OF SAID NORTHTOWNE MARKET THIRD ADDITION; THENCE NORTH 00°00'34" EAST (NORTH 00°00'00" EAST-RECORD) ALONG THE WEST LINE OF SAID LOT 13 A DISTANCE OF 25.52 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00°00'34" EAST (NORTH 00°00'00" EAST-RECORD) ALONG SAID WEST LINE 5.15 FEET TO THE NORTHERLY LINE OF AN EXISTING SANITARY SEWER EASEMENT AS RECORDED IN BOOK 9683, PAGES 123-128 IN THE OFFICE OF THE LINN COUNTY RECORDER; THENCE NORTH 77°59'36" EAST (NORTH 77°59'02" EAST-RECORD) ALONG SAID NORTHERLY LINE 89.23 FEET; THENCE SOUTH 12°31'36" EAST ALONG SAID SOUTHERLY LINE 8.53 FEET; THENCE SOUTH 80°19'30" WEST, 68.84 FEET; THENCE SOUTH 77°59'47" WEST, 4.49 FEET TO THE POINT OF BEGINNING, CONTAINING 602 SQUARE FEET, MORE OR LESS.

CLIENT:
THE CITY OF CEDAR RAPIDS, IOWA

OWNER:
HUNTER COMPANIES LLC

ACQUISITION AREAS:
602 SF TEMPORARY EASEMENT

PARCEL ADDRESS:
0 VACANT LAND, CEDAR RAPIDS, IOWA

LEGEND

- ● FOUND MONUMENT AS NOTED
- X°X'X" XXX' RECORD BEARING/DISTANCE
- ▨ TEMPORARY CONSTRUCTION EASEMENT

N

0 30 60
FEET

VOBR NIEMEYER, LLC
Professional Surveying

CAD FILE: J:\2017\171242\CAD\Sheets\SHT_171242-PLATS_DETAILS.dgn
MODEL: Detail 17
DATE: 5/19/2021

CEDAR RAPIDS
City of Five Seasons

LINDALE TRAIL EXTENSION (PHASE I) FROM COUNCIL STREET NE TO EXISTING TRAIL JUST EAST OF C AVENUE NE
PROJECT NO. TAP-U-1187 (792) -- 81-57

N

0 FEET 1000

325071

Cadd File Name: W:\PROJECTS\CIP\325\325071 Lindale Trail\Council Agenda Items\325071 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Ken DeKeyser
Contact Person: Sandi Fowler **Cell Phone Number:** 319-538-1062
E-mail Address: S.Fowler@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Resolution with respect to an appeal of the City Planning Commission's approval of a Preliminary Plat for the Kestrel Heights Addition

CIP/DID: #PRPT-033043-2022

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

Background: On July 7, 2022 The City Planning Commission (CPC) conducted a public hearing to consider approval of a preliminary plat for the Kestrel Heights Addition. At the conclusion of the hearing, CPC approved the preliminary plat. Chapter 31 Subdivision Ordinance includes a provision to appeal to the City Council, the CPC's action on a preliminary plat. Objectors have filed written appeals with the City Clerk.

The City Council shall review the preliminary plat, CPC's action, appeals and by resolution, take one of the following actions:

- Approve appeals and overrule the City Planning Commission's approval of the preliminary plat. The preliminary plat is no longer approved.
- Approve appeals with revisions/conditions to the preliminary plat. The preliminary plat remains approved, but with the added revisions/conditions.
- Disapprove appeals, and objections filed, having been duly considered and overruled. The preliminary plat remains approved as per CPC.

Action/Recommendation: City staff recommends disapproval of the appeals.

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:

Location:

DSD
ASR IT
PD FIR
WTR SWM
STR BSD
PRPT-033043-2022

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION WITH RESPECT TO AN APPEAL OF THE CITY PLANNING COMMISSION'S APPROVAL OF A PRELIMINARY PLAT FOR THE KESTREL HEIGHTS ADDITION (PRPT-033043-2022)

WHEREAS, the City Planning Commission conducted a public hearing to consider approval of a preliminary plat for the Kestrel Heights Addition at their regular meeting on July 7, 2022; and

WHEREAS, the City Planning Commission approved said preliminary plat, hearing and considering all persons offering objections; and

WHEREAS, Chapter 31 Subdivision Ordinance, Section 31.04 includes a provision to appeal to the City Council, the City Planning Commission's action on a preliminary plat; and

WHEREAS, written appeals were filed with the City Clerk within ten days after the City Planning Commission's action; and

WHEREAS, this is the time and place set as provided for the City Council to act on said appeals.

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

☐ Approve appeals and overrule the City Planning Commission's approval of said preliminary plat

☐ Approve with revisions to the preliminary plat attached hereto as Exhibit A and made a part thereof by reference.

☐ Disapprove appeals, and objections filed, having been duly considered and overruled.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Development Service Department
City Services Center
500 15th Avenue SW
Cedar Rapids, IA 52404
Telephone: (319) 286-5836

STAFF REPORT TO CITY PLANNING COMMISSION
Major Preliminary Plat

CPC Date: July 7, 2022

To: City Planning Commission
From: Development Services Department

Applicant: Greyhurst Enterprises, LLC
Titleholder: Charles E Lnenicka Trust

Plat Name: Kestrel Heights
Location: 3350 Otis Road SE

Request: Consideration of a Major Preliminary Plat in existing S-RLL, Suburban Residential Large Lot District.

Case Manager: Ty Gingerich
Case Number: PRPT-033043-2022

BACKGROUND INFORMATION:
The applicant is requesting approval of a Major Preliminary Plat for land located north of Otis Road SE and east of Cole Street SE. The property is currently undeveloped, consists of approximately 65 acres and is zoned S-RLL, Suburban Residential Large Lot District. The proposed development is consistent with the U-LI, Urban Low Intensity land use typology as indicated for this property on the Future Land Use Map.

The proposed plat as submitted includes the following:

- Eighty-nine (89) Single family residential Lots
- Excluding unbuildable conservation areas and street rights-of-way, the residential density of the buildable land is approximately 2.5 units per acre
- The development will provide a pedestrian public access easement to Irene Dumpke Park north of the subject property.
- Development is proposed in four (4) multi-year phases, 29 lots, 21 lots, 20 lots and 19 lots respectively.
- Storm water management will be provided via a proposed detention pond within Outlot A located on north side of Otis Road SE.
- Public sanitary sewer and water shall be extended to serve the development

FINDINGS:
The City Planning Commission shall review the application based on the following criteria:

1. **The proposed use and development will be consistent with the intent and purposes of the Comprehensive Plan (Envision CR), Zoning Ordinance and Design Standards.**

   Staff Comments:

   The proposed uses and development are consistent with the intent and purposes of the above criteria:

   - Envision CR Table 1 - U-LI typology of the Future Land Use Map is satisfied by the residential density and purpose "Areas with urban services including relatively low-density residential…"
   - Zoning Ordinance Table 32.03-1 – Single unit dwellings are permitted by right in the S-RLL zoning district.
   - Zoning Ordinance Table 32.02-10 - Proposed lots meet the dimensional lot requirements for the S-RLL zoning district.
   - Preliminary infrastructure shown on the plat meets SUDAS, the City's engineering design standards.

RECOMMENDED CONDITIONS:

Staff recommend approval of the Preliminary Plat with the following conditions. The City Planning Commission may approve with additional conditions.

1. AS PART OF FINAL PLAT SUBMITTAL TO CITY COUNCIL, the property owner shall dedicate additional street right-of-way along Otis Road SW providing a minimum 40' half width right-of-way for said street adjoining this site.

2. The property owner is responsible to extend sanitary sewer and water to serve the development. If sewer or water extensions crossing private property are necessary to serve the subject property, as determined by the City, the property owner shall be responsible for the related costs including (but not limited to) planning and design of the sewer, acquisition of right-of-way and/or easements, construction, administration, inspection and other incidental costs.

3. PRIOR TO THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to complete the following:
   A. Prior to the issuance of any certificate of occupancy, a professional civil engineer licensed in the State of Iowa shall certify in writing that the lowest as-built building opening elevation(s) on applicable Lot(s) are equal to or higher than the lowest allowable building opening elevation(s), or higher than the water surface elevation(s) of the overland conveyance of the 100-year storm water runoff, as stated on the approved improvement plans by the engineer of record.
   B. Construction of concrete sidewalk along Otis Road SW adjoining this site. The property owner shall construct the sidewalk improvements in accordance with City Standards, City policy, ADA requirements, and improvement plans accepted by the City.
   C. Storm water management in Outlot A shall be completed with Phase 1 of the subdivision.

4. The Developer agrees the storm water drainage swales graded as part of the overall storm water management plan approved by the City for this site shall not be modified in such a manner that may impair the function of the swales without prior approval by the City. The Developer agrees that fill materials or other obstructions will not be placed within the drainage swales without permission by the City. The Developer also agrees that if the property owners do not maintain the drainage swale areas in a manner acceptable to the City, the City may take necessary action to restore the drainage swales in accordance with the storm water management plan and invoice the property owners for the costs incurred by the City.

5. The Developer agrees to maintain the public storm water detention basin(s) in the development for a period of ten years, or until such time as ninety five percent (95%) of the lots, or other number of lots approved by the City, that are tributary to the detention basin(s) have been built and stabilized, whichever occurs first. OR,

    A. The Developer agrees the City will not take over maintenance of the public storm water detention basin(s) in the development until ninety five percent (95%) of the lots, or other number of lots approved by the City, that are tributary to the detention basin(s) have been built, building construction and grading have been completed, and sod/grass have been established in the lots as approved by the City Engineer. The City Engineer may authorize the City take over maintenance of the detention basin(s) after a period of time if the site is stabilized and deemed appropriate. The Developer agrees to be responsible to remove all sediment and debris from the detention basin(s) and restore grading to the original design and stabilize the basin establishing permanent vegetation as approved by the City Engineer, prior to the City taking over maintenance of the basin(s).

6. Upon completion of the detention basin(s) construction and stabilization, and after the agreed upon time period for the Developer to maintain the basin(s), the City Engineer shall cause to be filed a release instrument of this condition. Such release instrument will indicate that the improvements have been completed and the detention basin(s) maintenance responsibilities are being assumed by the City and will release the Developer and the Real Estate from all obligations due under this Agreement and will specifically discharge and release the Developer and the Real Estate from any lien.

7. A sewer study shall be completed with the public improvement plans to determine if offsite areas adjacent to the preliminary plat can be served by gravity sewer. Extensions of sanitary sewer stubs to the property boundary(ies) may be necessary based upon said study.

8. Tree mitigation will be required based on either a tree inventory or canopy calculation. See Zoning Ordinance 32.04.06.C.2 for more information.

F:\ACAD\GE0522\dwg\GE0522-2Preliminary_Plat_06272022.dwg 6/28/2022 12:51 PM Ghasson Halloush

Utility Locations Shown On Each Plan Sheet Are Taken From Available Public Records. It Is The Duty Of The Contractor To Determine The Exact Location Of All Existing Utilities Affected By The Project And Inform Utility Companies Before Constructing In Their Vicinity.

Cedar Rapids

Linn County

OTIS ROAD SE

CHILDERS JARROD

HOGG ROBERT M & KATHRYN A S-RLL

OLEA GREGORY J & SUSANN M S-RLL

HORNER HEDI L & ALBRIGHT GREGORY J S-RLL

SEARS GRANT W & CAROL ANN E S-RLL

HAMILTON DAVID W & LAURIE L S-RLL

KUNG DEBORAH & KENNETH S-RLL

SCANLON JOHN R & VICKIE S-RLL

LUCAS ALBERT P S-RLL

ELLSWORTH LONNIE L

BE LONG DOUGLAS D

SCHMIDT GARY L & CARRIE L S-RLL

CITY OF CEDAR RAPIDS S-RLL

Proposed Plat of Survey 5.0 Acres

Area = 5.01 A

Area = 1.33 A

Outlot A Detention Basin

Proposed 20' Sanitary Sewer and Storm Sewer and Drainage Easement

Proposed 20'x120' Turnaround

Proposed 15' Wide Access Easement

Proposed 5' Wide Sidewalk

Peregrine Ct SE

Kestrél Ct SE

Little Hawk Ct SE

Bluff Wren Ct SE

Chickadee Ct SE

Conservation Easement

N00°47'24"W 1291.51

S89°34'41"E 272.93

N00°40'09"W 1321.00

N89°36'08"E 654.15

N89°41'22"E 658.30

S00°48'12"E 612.00

S00°45'21"E 684.98

S00°26'33"E 1328.95

W272' Ne Se Ex Merritt's 1st & Ex Rd Sec 35 Twp 83 R 7 (33,688.29 SF / 0.86 Acres)

Lot 2 6.50 Ac

Scale 1" = 200'

0 200 N

NO.	REVISION DESCRIPTION	APPROVED	DATE

Client: Greyhurst Enterprises, LLC.

ALLTRANS, INC.
1930 ST. ANDREWS CT. N.E
Cedar Rapids, Iowa 52402
Phone: (319) 393-8726

Drawn By: GMH
Date: 01/11/2022
Project No. DW1909

Kestrel Heights

Preliminary Plat

SHEET NO. 1 OF 3

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Dave Wallace

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 Repair of Water Service Lines FY23 project (estimated cost is $850,000) (Dave Wallace).

a. Resolution rejecting all bids for the Repair of Water Service Lines FY23 project.

CIP/DID #521108-23

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

Background: Since the mid 1970's, the Water Division has requested bids for repair of the City-owned portion of water service lines (from public water main to shut off box) serving homes and businesses served by the City Cedar Rapids. The work generally consists of repairing service lines, replacing lead service lines, corporation stops, and resetting or relocating curb boxes within the public right-of-way.

A Notice to Bidders was posted as required by law and a Notice of Public Hearing was published on June 18, 2022. The Public Hearing was held on June 28, 2022.

Bids were received on July 13, 2022 as follows:

Bidder	Location	Bid
B.G. Brecke, Inc	Cedar Rapids, IA	$774,550.00

It was discovered there were omissions on the electronic form and discrepancies with the contract documents. The bid form omissions did not allow contractors to submit a complete bid for the project.

Action/Recommendation: The Utilities Department – Water Division staff recommends rejecting bids, addressing the bid form discrepancy, and rebidding the project.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: July 26, 2022

Budget Information:

1. **Included in Current Budget Year**. Yes, funding for the Repair of Water Service Lines FY23 project is included in the FY23 Water CIP budget. Project costs will be coded to 521108-621-621005.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently $850,000 in the FY23 CIP budget for the Repair of Water Service Lines FY23 project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

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

Recommended by Council Committee: NA
Explanation: NA

WTR
FIN
AUD FILE
521108-23

RESOLUTION NO. 0847-06-21

WHEREAS, the City of Cedar Rapids received bids for the Water Service Lines FY23 project on July 13, 2022, and

WHEREAS, it was discovered there were omissions on the electronic form and discrepancies with the contract documents, and the bid form omissions did not allow contractors to submit a complete bid for the project, and

WHEREAS, the Utilities Department staff believe it to be in the best interest of the City to reject the bids received for the project and rebid the project.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City shall reject the bid on this project, and

BE IT FURTHER RESOLVED that the City Council of the City of Cedar Rapids, Iowa authorizes the Utilities Department to review and make appropriate design, contract, and budget modifications necessary to received bids to best address the purpose and need of the improvements.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

Director: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $8,817,304, plus incentive up to $35,000, bond and insurance of Boomerang Corp. for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project (estimated cost is $9,900,000). CIP/DID #3312510-30

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

Background:

Boomerang Corp., Anamosa, IA	$8,817,304.00
Original Incentive Value	35,000.00
Total Award	$8,852,304.00
Peterson Contractors, Inc., Reinbeck, IA	$9,096,924.40
General Constructors, Inc. of the Quad Cities, Bettendorf, IA	$9,263,748.00
WRH, Inc., Amana, IA	$9,886,614.00
Cramer and Associates, Inc., Grimes, IA	$10,885,591.00

Boomerang Corp. submitted the lowest of the bids received on July 13,2022 for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project. The bid is within the approved budget. Construction work is expected to begin this fall and anticipated to be completed by May 31, 2024.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $8,817,304, plus incentive up to $35,000, bond and insurance of Boomerang Corp. for 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after July 26, 2022 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 26, 2022

Budget Information: Iowa Flood Mitigation Funds

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons

July 13, 2022

City Council
City of Cedar Rapids

RE: Report on bids as read for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW, Contract Number 3312510-30

Dear City Council:

Bids were received on July 13, 2022 for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW project as follows:

Boomerang Corp., Anamosa, IA	$8,817,304.00
Peterson Contractors, Inc., Reinbeck, IA	$9,096,924.40
General Constructors, Inc. of the Quad Cities, Bettendorf, IA	$9,263,748.00
WRH, Inc., Amana, IA	$9,886,614.00
Cramer and Associates, Inc., Grimes, IA	$10,885,591.00

The engineers cost opinion for this work is $9,900,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Becky Kluesner

Becky Kluesner
CIP Coordinator

BAK/shh

cc: Bob Hammond, Public Works Director
Brenna Fall, P.E., City Engineer

Public Works Department
500 15th Avenue S.W. – Cedar Rapids, Iowa 52404-2631 – (319) 286-5778 – Fax (319) 774-5653

ENG
FIN
AUD FILE
3312510-30
7972

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 14, 2022 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 1st Street NW/SW Flood Control System from E Avenue NW to 2nd Avenue SW (Contract No. 3312510-30) 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 June 18, 2022 pursuant to which a public hearing was held on June 28, 2022, and

WHEREAS, the following bids were received, opened and announced on July 13, 2022 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 26, 2022:

Boomerang Corp., Anamosa, IA	$8,817,304.00
Original Incentive Value	35,000.00
Total Award	$8,852,304.00
Peterson Contractors, Inc., Reinbeck, IA	$9,096,924.40
General Constructors, Inc. of the Quad Cities, Bettendorf, IA	$9,263,748.00
WRH, Inc., Amana, IA	$9,886,614.00
Cramer and Associates, Inc., Grimes, IA	$10,885,591.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $8,852,304 331-331100-7972-3312510

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

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

3. Subject to registration with the Department of Labor, the Bid of Boomerang Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Boomerang Corp.

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: Public Works

Presenter at meeting: Ben Worrell, P.E.

Director: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $1,317,853.30, plus incentive up to $5,000, bond and insurance of Rathje Construction Co. for the 80th Street NW South of E Avenue Sanitary Sewer Extension project (estimated cost is $1,430,000). (Ben Worrell).
CIP/DID #6550072-03

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

Background:

Rathje Construction Co., Marion, IA	$1,317,853.30
Original Incentive Value	$ 5,000.00
Total Award	$1,322,853.30
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,622,430.05
Boomerang Corp., Anamosa, IA	$1,677,330.50
Tschiggfrie Excavating Co., Dubuque, IA	$1,796,423.00
Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	$2,104,433.55
Legacy Corporation, East Moline, IL	$2,378,888.00

Rathje Construction Co. submitted the lowest of the bids received on July 20, 2022 for the 80th Street NW South of E Avenue Sanitary Sewer Extension project. The bid is within the approved budget. Construction work is expected to begin this fall and anticipated to be completed by May 31, 2023.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $1,317,853.30, plus incentive up to $5,000, bond and insurance of Rathje Construction Co. for 80th Street NW South of E Avenue Sanitary Sewer Extension project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after July 26, 2022 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 26, 2022

Budget Information: 655/655000/6550072, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons®

July 20, 2022

City Council
City of Cedar Rapids

RE: Report on bids as read for the 80th Street NW South of E Avenue Sanitary Sewer Extension project, Contract Number 6550072-03

Dear City Council:

Bids were received on July 20, 2022 for the 80th Street NW South of E Avenue Sanitary Sewer Extension project as follows:

Rathje Construction Co., Marion, IA	$1,317,853.30
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,622,430.05
Boomerang Corp., Anamosa, IA	$1,677,330.50
Tschiggfrie Excavating Co., Dubuque, IA	$1,796,423.00
Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	$2,104,433.55
Legacy Corporation, East Moline, IL	$2,378,888.00

The engineers cost opinion for this work is $1,430,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Becky Kluesner

Becky Kluesner
CIP Coordinator

BAK/dso

cc: Bob Hammond, Public Works Director
Brenna L. Fall, P.E., City Engineer

Public Works Department
500 15th Avenue SW • Cedar Rapids, Iowa 52404-2631 • (319) 286-5802 • Fax (319) 774-5653

ENG
FIN
AUD FILE
6550072-03

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 28, 2022 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 80th Street NW South of E Avenue Sanitary Sewer Extension (Contract No. 6550072-03) 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 July 2, 2022 pursuant to which a public hearing was held on July 12, 2022, and

WHEREAS, the following bids were received, opened and announced on July 20, 2022 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 26, 2022:

Rathje Construction Co., Marion, IA	$1,317,853.30
Original Incentive Value	$ 5,000.00
Total Award	$1,322,853.30
Pirc-Tobin Construction, Inc., Alburnett, IA	$1,622,430.05
Boomerang Corp., Anamosa, IA	$1,677,330.50
Tschiggfrie Excavating Co., Dubuque, IA	$1,796,423.00
Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	$2,104,433.55
Legacy Corporation, East Moline, IL	$2,378,888.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $1,322,853.30 655-655000-65585-6550072

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

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

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

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.

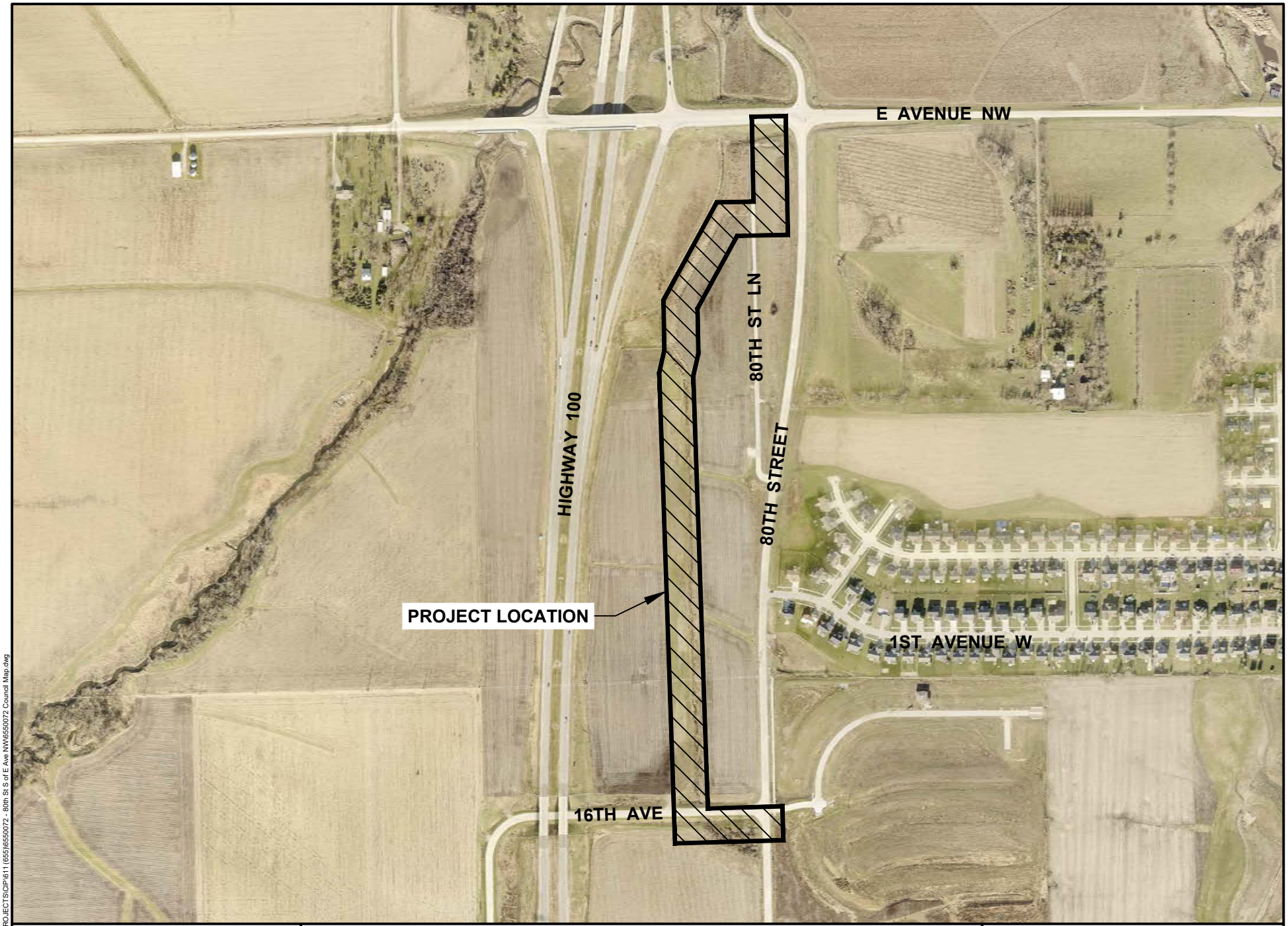
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons

80TH STREET NW SOUTH OF E AVENUE
SANITARY SEWER EXTENSION

N

0 FEET 600

6550072

Cadd File Name: W:\PROJECTS\CIP\611 (655)\6550072 - 80th St S of E Ave NW\6550072 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Ben Worrell, P.E.

Director: Bob Hammond **Cell Phone Number:** 319-440-1005
E-mail Address: r.hammond@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids and resolution awarding and approving contract in the amount of $110,095, bond and insurance of B.G. Brecke, Inc. for the FY22 Sanitary Sewer Point Repairs Contract 2 project (estimated cost is $120,000).
CIP/DID #655996-22

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

Background:

B.G. Brecke, Inc., Cedar Rapids, IA	$110,095.00
Rathje Construction Co., Marion, IA	$129,190.00

B.G. Brecke, Inc. submitted the lowest of the bids received on July 13, 2022 for the FY22 Sanitary Sewer Point Repairs Contract 2 project. The bid is within the approved budget. Construction work is expected to begin this fall and anticipated to be completed by within 65 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $110,095, bond and insurance of B.G. Brecke, Inc. for FY22 Sanitary Sewer Point Repairs Contract 2 project.

Alternative Recommendation: If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after July 26, 2022 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 26, 2022

Budget Information: 655/655000/655996, NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA

CEDAR RAPIDS
City of Five Seasons®

July 13, 2022

City Council
City of Cedar Rapids

RE: Report on bids as read for the FY22 Sanitary Sewer Point Repairs Contract 2 project, Contract Number 655996-22

Dear City Council:

Bids were received on July 13, 2022 for the FY22 Sanitary Sewer Point Repairs Contract 2 project as follows:

B.G. Brecke, Inc., Cedar Rapids, IA	$110,095.00
Rathje Construction Co., Marion, IA	$129,190.00

The engineers cost opinion for this work is $120,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Becky Kluesner
Becky Kluesner
CIP Coordinator

BAK/dso

cc: Bob Hammond, Public Works Director
Brenna L. Fall, P.E., City Engineer

Public Works Department
500 15th Avenue SW • Cedar Rapids, Iowa 52404-2631 • (319) 286-5802 • Fax (319) 774-5653

ENG
FIN
AUD FILE
655996-22

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 28, 2022 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the FY22 Sanitary Sewer Point Repairs Contract 2 (Contract No. 655996-22) 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 July 2, 2022 pursuant to which a public hearing was held on July 12, 2022, and

WHEREAS, the following bids were received, opened and announced on July 13, 2022 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 26, 2022:

B.G. Brecke, Inc., Cedar Rapids, IA	$110,095.00
Rathje Construction Co., Marion, IA	$129,190.00

WHEREAS, general ledger coding for this public improvement shall be as follows: $110,095 655-655000-65585-655996

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

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. B.G. Brecke, 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 registration with the Department of Labor, the Bid of B.G. Brecke, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to B.G. Brecke, 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

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Steve Krug

Contact Person: Hashim Taylor **Cell Phone Number:** (319) 304-0991
E-mail Address: H.Taylor@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids for the Cedar River Trail Repair Project (estimated cost is $150,000) (Steve Krug).

a. Resolution awarding and approving contract in the amount of $135,000, bonds and insurance of LL Pelling Company Inc. for the Cedar River Trail Repair Project. CIP/DID #PUR0622-361; 333033

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

Background:
A public hearing was held on July 12, 2022 for the Cedar River Trail Repair Project. This project is to repair damage caused to the Cedar River Trail during Derecho cleanup.

Purchasing Services publicly opened the bids on Wednesday, July 13, 2022 at 11:00 am CDT. One bid was received, which is under the estimated budget. The Parks & Recreation Department recommends award to LL Pelling Company Inc. as the only responsive and responsible bidder.

A contract will be issued to LL Pelling Company Inc. The project is due to be completed by September 16, 2022.

Bid Results:

Company Name	Location	Price
LL Pelling Company Inc.	North Liberty, IA	$135,000

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: July 26, 2022

Budget Information: 33316540000-18524-333033

Local Preference Policy: No **Explanation:** Public Improvement Project
Recommended by Council Committee: No **Explanation:** NA

July 26, 2022

TO: City Council, City of Cedar Rapids

RE: Report on bids as read for Cedar River Trail Repair Project, RFB #PUR0622-361

Bids were received on July 13, 2022 for the Cedar River Trail Repair Project. This work mainly consists of work to repair damage caused to the Cedar River Trail during Derecho cleanup.

Funding for this project is 33316540000-18524-333033.

One bid was received on July 13, 2022. The bid has been carefully reviewed and it is recommended that the contract be awarded to LL Pelling Company Inc. as the only responsive and responsible bidder. The cost of this project is $135,000.

Company Name	Location	Price
LL Pelling Company Inc.	North Liberty, IA	$135,000

Sincerely,

Rebecca Johnson, CPPB, NIGP-CPP
Purchasing Agent

cc: Steve Krug

PUR
PKS
FIN
AUD FILE
PUR0622-361
333033

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on June 28, 2022 the City Council adopted a motion that directed the City to post Notice to Bidders and publish notice of a public hearing on the specifications, form of contract and cost estimate for the Cedar River Trail Repair Project for the City of Cedar Rapids, Iowa; and

WHEREAS, said Notice to Bidders was posted according to law and the Notice of a Public Hearing was published in the Cedar Rapids Gazette on July 2, 2022 pursuant to which a public hearing was held on July 12, 2022; and

WHEREAS, the following bids were received, opened and announced on July 13, 2022 by the City Purchasing Manager, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on July 26, 2022:

Company Name	Bid Amount
LL Pelling Company Inc.	$135,000

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: $135,000, GL coding 33316540000-18524-333033.

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

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

2. The previous delegation to the City Purchasing Manager, or designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

3. LL Pelling Company Inc. is the lowest responsive, responsible bidder on said work and the City Purchasing Manager, or designee, has recommended that the City accept its Bid and award the contract to it;

4. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of $135,000 is hereby accepted, and the contract for this public improvement is hereby awarded to LL Pelling Company Inc.;

5. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements; and

BE IT FURTHER RESOLVED that 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: Finance

Presenter at Meeting: Casey Drew

Contact Person: Casey Drew **Cell Phone Number:** 319-538-1064
E-mail Address: C.Drew@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Presentation authorizing allocation from the City's American Rescue Plan Act funding in the amount of $101,500 to fund grant program for eligible non-profit organizations that would have received hotel motel taxes in fiscal year 2022 but did not due to loss in City revenue (Casey Drew). CIP/DID#: FIN2021-26

a) Resolution authorizing payment in the amount of $15,000 to Czech Village & New Bohemia Main Street District from City's American Rescue Plan Act.
b) Resolution authorizing payment in the amount of $45,000 to National Czech & Slovak Museum & Library from City's American Rescue Plan Act.
c) Resolution authorizing payment in the amount of $41,500 to Cedar Rapids Museum of Art from City's American Rescue Plan Act.

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

Background: The City's Hotel Motel Tax revenue generated $1 million less revenue than budget in fiscal year 2021. Due to the decrease in revenue, the City was unable to fund eligible hotel motel tax applicants in fiscal year 2021.

On October 12, 2021 the City Council approved resolution #1571-10-21 which created a grant program to provide funding not to exceed $750,000 in total for eligible non-profit organizations that would have received hotel motel taxes in fiscal year 2021.

The grant program for hotel motel tax applicants set the following guidelines:

1. Applicant only eligible for amount of hotel motel allocated in fiscal year 2020 or up to a maximum of $50,000 (whichever is less).
2. Applicant received hotel motel funds in fiscal year 2020
3. Applicant must be a 501(c)3
4. Applicant must demonstrate organization incurred operating losses starting July 1, 2020 thru September 30, 2021 that met or exceed allocation amount being requested or must show an operating loss that will occur prior to June 30, 2022.
5. Organization executive director and board president must provide a signed letter that outlines the operating loss.

6. Organization board of directors must pass a resolution stating the letter provided by the organization is accurate and truthful.

The ARPA funding provides relief to state and local governments. Each city with over 50,000 residents receives the funding directly from the U.S. Department of Treasury. The City of Cedar Rapids will receive a total of $28,190,765 in two equal payments, based on the existing Community Development Block Grant (CDBG) federal formula. This is the same formula used to calculate our annual CDBG and HOME Entitlement awards.

The ARPA funding has three general categories of eligible activities, as follows:

1. Address negative economic impacts
2. Replace public sector revenue loss
3. Water and sewer Infrastructure

Based on all of these outreach efforts and the resulting data, the City is aligning the ARPA funding with these identified local needs. These fall into four general categories of needs, as described below:

1. Affordable Housing and Social Services
   PATCH Program, Westside Library/Opportunity Center, and competitive proposal process for local housing/social service providers.
2. Workforce Training/Education
   Investment in workforce development to address the largest obstacle for businesses - lack of qualified workforce
3. Westside Flood Control System
   Speed up construction of a Westside project to increase resiliency on the Westside and improve equity, as the eastside qualifies for Army Corps of Engineers funding.
4. Revenue Loss
   Assistance to the non-profits impacted by the decrease in the Hotel/Motel Tax allocations and small amount of funding to ensure City continues to fulfill commitments made to long-term sustainability of the community.

Funding of these activities will benefit the most people, and those who need it most. Funding will also be directed to significant investments that result in long-term improvement and avoid on-going increased operational costs. Finally, we are committed to working in tandem with Linn County to coordinate funding of projects in order to maximize the resources.

Action/Recommendation: City staff recommends approval of resolution.

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

Time Sensitivity: NA

Resolution Date: July 26, 2022

Budget Information: American Rescue Plan Act funds

Local Preference Policy: NA

Recommended by Council Committee: NA

CD
FIN
CM
CD-0074-2021

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has been awarded $28,190,765 in American Rescue Plan Act (ARPA) funding through the U.S. Department of Treasury; and

WHEREAS, the first of two equal payments of $14,095,382.50 was received by the City in June 2021, and the final payment will be made available to the City twelve months later; and

WHEREAS, the ARPA funding is provided to state and local governments to continue to support the public response to the COVID-19 pandemic and lay the foundation for a strong and equitable economic recovery; and

WHEREAS, the City will focus on the following eligible activities for use of the funds, as follows:

1. Address negative economic impacts

2. Replace public sector revenue loss

3. Water and sewer Infrastructure

4. Broadband Infrastructure for unserved or underserved locations.

WHEREAS, the City Council of Cedar Rapids on October 12, 2021 approved resolution #1571-10-21 which created a grant program not to exceed $750,000 in total for eligible non-profit organizations that would have received hotel motel taxes in fiscal year 2021, but due to loss revenue from COVID-19 these organizations were not provided funding and this program is consist with the ARPA guidelines;

WHEREAS, the City Council of Cedar Rapids has determined an allocation of $15,000 to Czech Village & New Bohemia Main Street District meets the guidelines of the grant program to assist nonprofits which experienced negative economic impacts and faced significant challenges due to the pandemic,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is authorized to issue payment to in the amount of $15,000 to Czech Village & New Bohemia Main Street District from City’s American Rescue Plan Act.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

FIN
CD
CM
CD-0074-2021

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has been awarded $28,190,765 in American Rescue Plan Act (ARPA) funding through the U.S. Department of Treasury; and

WHEREAS, the first of two equal payments of $14,095,382.50 was received by the City in June 2021, and the final payment will be made available to the City twelve months later; and

WHEREAS, the ARPA funding is provided to state and local governments to continue to support the public response to the COVID-19 pandemic and lay the foundation for a strong and equitable economic recovery; and

WHEREAS, the City will focus on the following eligible activities for use of the funds, as follows:

1. Address negative economic impacts

2. Replace public sector revenue loss

3. Water and sewer Infrastructure

4. Broadband Infrastructure for unserved or underserved locations.

WHEREAS, the City Council of Cedar Rapids on October 12, 2021 approved resolution #1571-10-21 which created a grant program not to exceed $750,000 in total for eligible non-profit organizations that would have received hotel motel taxes in fiscal year 2021, but due to loss revenue from COVID-19 these organizations were not provided funding and this program is consist with the ARPA guidelines;

WHEREAS, the City Council of Cedar Rapids has determined an allocation of $45,000 to National Czech & Slovak Museum & Library meets the guidelines of the grant program to assist nonprofits which experienced negative economic impacts and faced significant challenges due to the pandemic,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is authorized to issue payment to in the amount of $45,000 to National Czech & Slovak Museum & Library from City’s American Rescue Plan Act.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

FIN
CD
CM
CD-0074-2021

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has been awarded $28,190,765 in American Rescue Plan Act (ARPA) funding through the U.S. Department of Treasury; and

WHEREAS, the first of two equal payments of $14,095,382.50 was received by the City in June 2021, and the final payment will be made available to the City twelve months later; and

WHEREAS, the ARPA funding is provided to state and local governments to continue to support the public response to the COVID-19 pandemic and lay the foundation for a strong and equitable economic recovery; and

WHEREAS, the City will focus on the following eligible activities for use of the funds, as follows:

1. Address negative economic impacts

2. Replace public sector revenue loss

3. Water and sewer Infrastructure

4. Broadband Infrastructure for unserved or underserved locations.

WHEREAS, the City Council of Cedar Rapids on October 12, 2021 approved resolution #1571-10-21 which created a grant program not to exceed $750,000 in total for eligible non-profit organizations that would have received hotel motel taxes in fiscal year 2021, but due to loss revenue from COVID-19 these organizations were not provided funding and this program is consist with the ARPA guidelines;

WHEREAS, the City Council of Cedar Rapids has determined an allocation of $41,500 to Cedar Rapids Museum of Art meets the guidelines of the grant program to assist nonprofits which experienced negative economic impacts and faced significant challenges due to the pandemic,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is authorized to issue payment to in the amount of $41,500 to Cedar Rapids Museum of Art from City’s American Rescue Plan Act.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Mathew Langley
Contact Person: Sandi Fowler **Cell Phone Number:** 319-538-1062
E-mail Address: S.Fowler@cedar-rapids.org

Description of Agenda Item: ORDINANCES – Second and possible Third Readings
A public hearing will be held to consider a change of zone for the property at 710 & 712 O Avenue NW from T-R1, Traditional Residential Single Unit District, to T-RF, Traditional Residential Flex District as requested by the applicant JPAC Investments.

CIP/DID: #RZNE-033003-2022

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

Background: The applicant requests a change of zone from T-R1 to T-RF. The intent is to develop row homes with detached garages in the rear of the lots.

This request for rezoning was reviewed by the City Planning Commission on July7, 2022.

City Council reviewed and adopted the ordinance on its first reading on July 12th, 2022.

Action/Recommendation: City staff recommends approval

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:

Figure 1: Rezoning Area (bounded in Red)

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PKS
RCR
RZNE-033003-2022

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;

ELLIS PARK 1ST E64' EACH LOTS 16 & 17 -EX RD BLK 2

and located at 710 and 712 O Avenue NW, now zoned T-R1, Traditional Residential Single Unit District, and as shown on the "District Map," be rezoned and changed to T-RF, Traditional Residential Flex District, and that the property be used for such purposes as outlined in the T-RF, Traditional Residential Flex 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 12th day of July, 2022.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

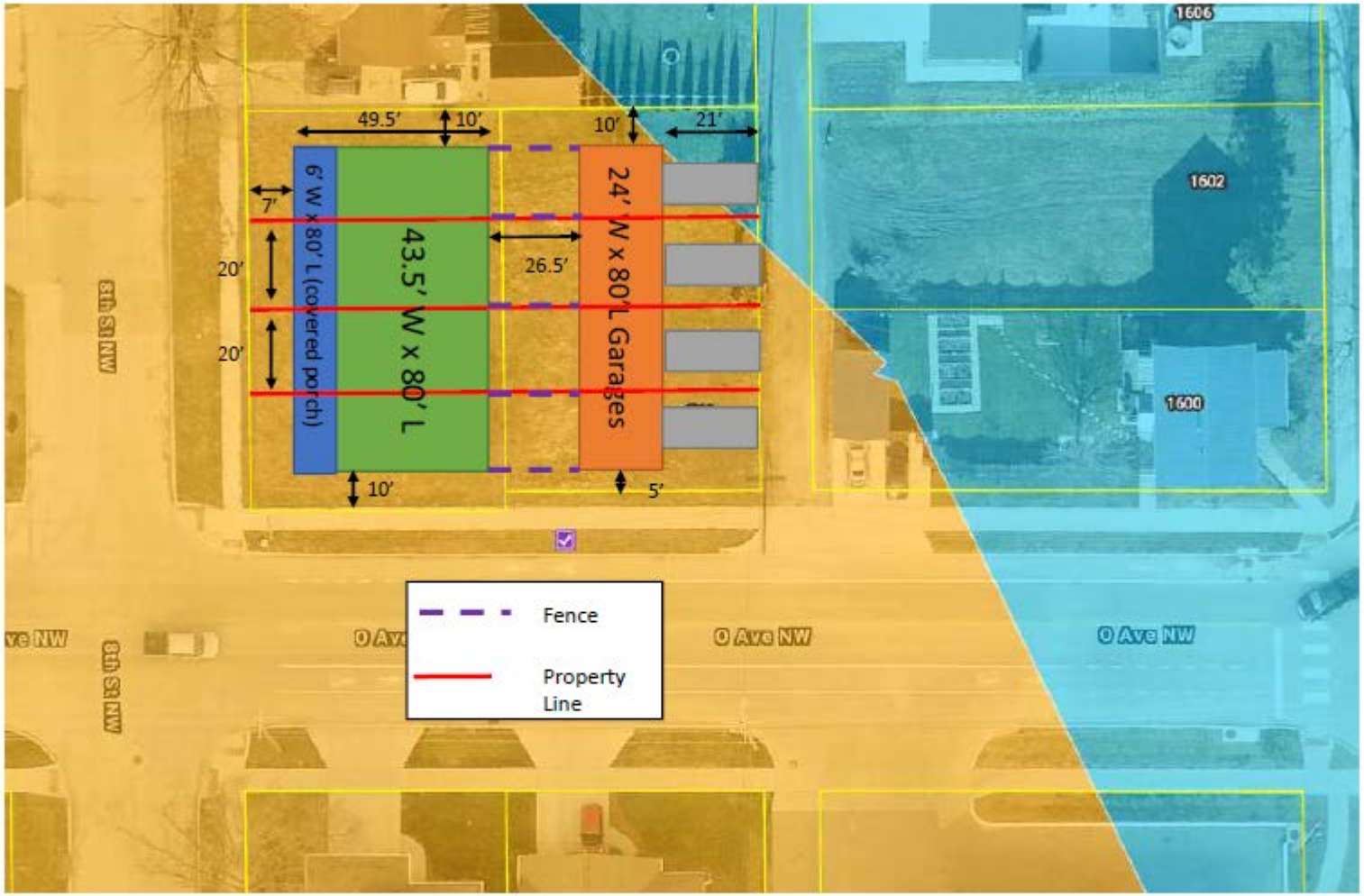
ClerkSignature

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 26th day of July, 2022.

ClerkSignature

Exhibit A



Mathew Langley, Floodplain Administrator

Digitally signed by Mathew Langley, Floodplain Administrator
Date: 2022.07.05 10:42:44 -05'00'