"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, March 28, 2023 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
  - ❖ Proclamation – Women's History Month
  - ❖ Proclamation – Child Abuse Prevention Month
  - ❖ Presentation – Flood Control System Property Acquisition History (Rita Rasmussen and Bob Hammond)

PUBLIC HEARINGS

1. A public hearing will be held to consider the Cedar Rapids Transit FY24 Consolidated Transit Funding Application to the Iowa Department of Transportation for federal and state transit funding assistance (Brad DeBrower). CIP/DID #TRN2023-03

   a. Resolution authorizing submission of the Cedar Rapids Transit FY24 Consolidated Transit Funding Application and execution of grant agreements with the Iowa Department of Transportation and/or Federal Transit Administration.

2. A public hearing will be held to consider the disposition of a 0.01-acre non-conforming vacant parcel adjacent to 455 16th Avenue SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project (Rita Rasmussen). CIP/DID #3018025-00

   a. Resolution authorizing the disposition of a 0.01-acre non-conforming vacant parcel adjacent to 455 16th Avenue SE to NewBo Lofts, LLC.

3. A public hearing will be held to consider a Development Agreement with 4th Avenue Properties, LLC for the redevelopment of the south half block of property along 4th Avenue SW between 2nd Street and 3rd Street SW (Scott Mather). CIP/DID #TIF-0072-2022

    a. Resolution authorizing execution of a Development Agreement with 4th Avenue Properties, LLC for the redevelopment of the south half block of property along 4th Avenue SW between 2nd Street and 3rd Street SW.

4. A public hearing will be held to consider a change of zone for property at 2906 Oakland Road NE from S-RM1, Suburban Residential Medium Single Unit District, to S-RLF, Suburban Residential Low Flex District, as requested by Advantage Development, Inc. (Dave Houg). CIP/DID #RZNE-033493-2022

    a. First Reading: Ordinance granting a change of zone for property at 2906 Oakland Road NE from S-RM1, Suburban Residential Medium Single Unit District, to S-RLF, Suburban Residential Low Flex District, as requested by Advantage Development, Inc.

5. A public hearing will be held to consider a change of zone for property at 320 27th Street NE from T-R1, Traditional Residential Single Unit District, to P-IN, Public – Institutional District, as requested by the Cedar Rapids Community School District (Seth Gunnerson). CIP/DID #RZNE-033568-2023

    a. First Reading: Ordinance granting a change of zone for property at 320 27th Street NE from T-R1, Traditional Residential Single Unit District, to P-IN, Public – Institutional District, as requested by the Cedar Rapids Community School District.

6. A public hearing will be held to consider permanent street closures at the Union Pacific Railroad crossings at 10th Street SE between 16th Avenue and Otis Road SE; I Avenue NW between 5th Street and 4th Street NW; and C Avenue NW between 8th Street and 6th Street NW (Doug Wilson). **(Paving for Progress)** CIP/DID #301963-00

    a. First Reading: Ordinance permanently closing City streets at the Union Pacific Railroad crossings at 10th Street SE between 16th Avenue and Otis Road SE; I Avenue NW between 5th Street and 4th Street NW; and C Avenue NW between 8th Street and 6th Street NW.

7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2023 Sanitary Sewer Service Replacement project (estimated cost is $120,000) (Doug Wilson). CIP/DID #6550043-02

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2023 Sanitary Sewer Service Replacement project.

8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project (estimated cost is $840,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012439-02

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project.

9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue project (estimated cost is $420,000) (Tim Mroch). CIP/DID #301262-02

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue project.

10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2023 Sidewalk Repair Program project (estimated cost is $1,280,000) (Tim Mroch). CIP/DID #3017023-01

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2023 Sidewalk Repair Program project.

11. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Innovation Drive from 18th Street SW to 6th Street SW Roadway Reconstruction Bid Package 2B project (estimated cost is $11,760,000) (Tim Mroch). CIP/DID #3018004-04

    a. Resolution adopting plans, specifications, form of contract and estimated cost for the Innovation Drive from 18th Street SW to 6th Street SW Roadway Reconstruction Bid Package 2B 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.

12. Motion to approve the minutes.

13. Resolution authorizing and directing actions by the City Manager with respect to the preparation of requests to the City Council for appropriation of funds for the replenishment of a reserve fund held by NBH Bank relating to a loan made to an affiliate of Westdale CR Ventures #1, LLC to refinance certain improvements made within the Westdale Mall Urban Renewal Area pursuant to a Development Agreement between the City and the developer. CIP/DID #OB812292

14. Resolution initiating a competitive request for proposals for the City's Economic Development Implementation Grants for fiscal years 2024 and 2025. CIP/DID #CM004-21

15. Resolution establishing public right-of-way on City-owned property adjacent to 455 16th Avenue SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project. CIP/DID #3018025-00

16. Resolution establishing a storm sewer easement on City-owned vacant land southeast of the intersection of 16th Avenue and 4th Street SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project. CIP/DID #3018025-00

17. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1701 Ellis Boulevard NW from Portia Langham in connection with the West Side Flood Control System project. CIP/DID #3311200-00

18. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1841 Ellis Boulevard NW from David Montague in connection with the West Side Flood Control System project. CIP/DID #3311200-00

19. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1845 Ellis Boulevard NW from Mark and Kelli Roskopf in connection with the West Side Flood Control System project. CIP/DID #3311200-00

20. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1851 Ellis Boulevard NW from Brenda Perrin-Smith and Mitchell Smith in connection with the West Side Flood Control System project. CIP/DID #3311200-00

21. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1855 Ellis Boulevard NW from Craig Augustine in connection with the West Side Flood Control System project. CIP/DID #3311200-00

22. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1861 Ellis Boulevard NW from Clara Kelley and the estate of Lawrence Kelley in connection with the West Side Flood Control System project. CIP/DID #3311200-00

23. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1865 Ellis Boulevard NW from Michael Augustine in connection with the West Side Flood Control System project. CIP/DID #3311200-00

24. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1867 Ellis Boulevard NW from Davidson Homes, Inc. in connection with the West Side Flood Control System project. CIP/DID #3311200-00

25. Resolution referring to the Linn County Compensation Commission the total acquisition of land at 1925 Ellis Boulevard NW from Neal and Stephanie Gilbertson in connection with the West Side Flood Control System project. CIP/DID #3311200-00

26. Resolution authorizing the elimination of the Construction Review Specialist classification and the addition of a Construction Project Engineer classification in the Public Works Department. CIP/DID #HR0089

27. Resolution authorizing a Systems Support Administrator to attend the Midwest Management Summit in Bloomington, MN in April and May 2023 for an estimated amount of $3,239. CIP/DID #IT2023-005

28. Motions setting public hearing dates for:
    a. April 11, 2023 – to consider a Development Agreement with Collins Aerospace for an expansion project at 400 Collins Road NE. CIP/DID #TIF-0078-2023
    b. April 11, 2023 – to consider amendments to the Section 8 Housing Choice Voucher Program Public Housing Agency Annual Plan and Administrative Plan. CIP/DID #OB363680

29. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
    a. Buffalo Wild Wings, 2020 Edgewood Road SW.
    b. Casey's General Store #2780, 5555 Edgewood Road NE.
    c. Casey's General Store #2792, 9001 6th Street SW.
    d. Cedar Rapids Country Club, 550 27th Street Drive SE.
    e. Discount Liquor, 2933 1st Avenue SE.
    f. Fat Wally's, 429 2nd Avenue SE.
    g. Hawkeye Downs BP, 4713 6th Street SW (new – change in license class).
    h. HuHot Mongolian Grill, 4444 1st Avenue NE, Suite 560.
    i. Hy-Vee Drugstore #1, 1520 6th Street SW.
    j. Jersey's Pub & Grub, 5761 C Street SW.
    k. Matthew 25, 437 G Avenue NW (8-month seasonal license for the Urban Market).
    l. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (8-month seasonal license).
    m. Roscoe's Pizza, 212 Edgewood Road NW (new – change in license class).
    n. Sag Wagon, 827 Shaver Road NE.
    o. Sandlot Sports, 4655 Tower Terrace Road NE (new – change in license class).
    p. Townsquare Media, Purchase, NY (5-day license for an event at the DoubleTree by Hilton Convention Center, 350 1st Avenue NE).
    q. Twin Pines Golf Course, 3800 42nd Street NE (new – change in license class).
    r. Uptown Liquor & Tobacco, 2000 Wiley Boulevard SW, Suite 106.

30. Resolutions approving:
    a. Payment of bills. CIP/DID #FIIN2023-01
    b. Payroll. CIP/DID #FIN2023-02
    c. Transfer of funds. CIP/DID #FIN2023-03

31. Resolutions approving assessment actions:
    a. Intent to assess – Solid Waste and Recycling – cleanup costs – six properties. CIP/DID #SWM-005-23
    b. Levy assessment – Solid Waste and Recycling – cleanup costs – 23 properties. CIP/DID #SWM-003-23
    c. Intent to assess – Water Division – delinquent municipal utility bills – 35 properties. CIP/DID #WTR032823-01
    d. Levy assessment – Water Division – delinquent municipal utility bills – 25 properties. CIP/DID #WTR021423-01

32. Resolution accepting subdivision improvements and approving Maintenance Bond:
    a. Water system improvements in Woodlawn Park 1st Addition and 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of $37,750. CIP/DID #2022042-01

33. Resolutions accepting projects, approving Performance Bonds and authorizing final payments:
    a. Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project, final payment in the amount of $86,833.97 and 4-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC (original contract amount was $1,699,653.35; final contract amount is $1,736,679.36). **(Paving for Progress)** CIP/DID #3012286-04
    b. Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project, final payment in the amount of $46,887.25 and 4-year Performance Bond submitted by Midwest Concrete, Inc. (original contract amount was $910,578.37; final contract amount is $937,744.93). CIP/DID #301876-04

34. Resolutions approving actions regarding purchases, contracts and agreements:
    a. Grant application to the Federal Emergency Management Agency's Building Resilient Infrastructure and Communities Program for an amount not to exceed $1,725,000 for the 5th Avenue SE Gatewell/Pump Station Flood Mitigation project. CIP/DID #3315510-65
    b. Right of Way Agreement with the Iowa Department of Transportation for an estimated amount of $55,624 in connection with the Wright Brothers Boulevard SW from 6th Street to Earhart Lane Intersection Reconstruction project. CIP/DID #3018027-00
    c. Access Agreement with CRANDIC Railroad Company for railroad right-of-way at Cedar Rapids Lot 44 in connection with the CRANDIC Railroad Gate project. CIP/DID #3316510-00
    d. Agreement with the City of Marion for capacity improvements at the Water Pollution Control Facility. CIP/DID #WPC032823-01
    e. Amendment No. 9 to the Development Agreement with Frew Development Group, LLC, Westdale CR Ventures #1, LLC and Westdale CR Ventures #15, LLC for the Westdale Mall redevelopment project. CIP/DID #OB812292
    f. Development Agreement and accepting a Special Warranty Deed from John Khairallah for a parking lot to support the adjacent commercial property at 630 1st Avenue NW, and rescinding Resolution No. 0351-02-23. CIP/DID #DISP-0039-2021
    g. Amendment No. 3 to renew the contract with Level 10 Apparel for as-needed purchases of T-shirts by various City departments for an annual amount not to exceed $60,000 (original contract amount was $45,000; renewal contract amount is $60,000). CIP/DID #PUR0221-217
    h. Purchase agreement with the Black Hawk County Conservation Board for 0.45 acres of forested wetlands credits within the Black Hawk Wetlands Mitigation Bank in the amount of $18,000 for the Cedar River Flood Control System project impacts near Cedar Lake. CIP/DID #3314210-00
    i. Amendment No. 2 to the contract with Emergency Services Consulting International for a promotional assessment center and hiring plan for the Fire Department to extend the contract and add services (original contract amount was $25,000; total contract amount with this amendment is $59,522.70). CIP/DID #131600-13
    j. Amending Resolution No. 0319-03-22, which authorized the purchase of vehicles and equipment for the Fleet Services Division from dealership lots for an amount not to exceed $300,000 per item, to extend the authorization period through March 28, 2024. CIP/DID #FLT099
    k. Contract with Electronic Engineering for electrical component installation for various City departments for an amount not to exceed $150,000. CIP/DID #PUR1122-121
    l. Police Department purchase of 71 ballistic vests and carriers from CCG Safety Gear LLC for a total amount of $85,075. CIP/DID #PD0064

m. Contract with T & C Landscape for ReLeaf spring tree planting in parks for the Parks and Recreation Department for an amount not to exceed $240,021. CIP/DID #PUR0223-198

n. Amendment No. 1 to renew the contract with Bituminous Materials and Supply for road oil for the Streets Division for an annual amount not to exceed $225,000 (original contract amount was $225,000; renewal contract amount is $225,000). CIP/DID #PUR0322-246

o. Streets Division purchase of American Steel baskets and epoxy reinforcing steel from Construction Materials Inc. for an amount not to exceed $90,000. CIP/DID #PUR0223-192

p. Amendment No. 2 to renew the contract with L.L. Pelling Company, Inc. for asphalt for the Streets Division for an annual amount not to exceed $1,200,000 (original contract amount was $800,000; renewal contract amount is $1,200,000). CIP/DID #PUR0322-245

q. Amendment No. 5 to renew the contract with Logan Contractors Supply, Inc. for flexible crack and joint sealant for the Streets Division for an annual amount not to exceed $120,000 (original contract amount was $120,000; renewal contract amount is $120,000). CIP/DID #PUR0319-199

r. Fleet Services Division purchase of a street sweeper for the Streets Division from MacQueen Equipment in the amount of $290,758.60. CIP/DID #FLT126

s. Amendment No. 3 to renew the contract with Stark Enterprises, Inc. for median landscape maintenance for the Streets Division for an annual amount not to exceed $75,000 (original contract amount was $75,000; renewal contract amount is $75,000). CIP/DID #PUR0122-192

t. Amendment No. 20 to the Professional Services Agreement with Stanley Consultants, Inc. for an amount not to exceed $2,000 for the Cedar Rapids Flood Mitigation System – East Side Phase 1 Consulting Services project (original contract amount was $3,959,599; total contract amount with this amendment is $44,854,448). CIP/DID #331001-02

u. Amendment No. 1 to the Professional Services Agreement with Terracon Consultants, Inc. for an amount not to exceed $15,000 for the NWTP Softening Basin Addition Special Inspections project (original contract amount was $70,500; total contract amount with this amendment is $85,500). CIP/DID #6250072-04

v. Purchase Agreement in the amount of $575 and accepting a Temporary Grading Easement for Construction from St. Wenceslaus Church for land at 1224 5th Street SE in connection with the 12th Avenue SE UPRR Rail Crossing Improvements project. CIP/DID #301960-00

w. Purchase Agreement in the amount of $310 and accepting a Temporary Grading Easement for Construction from Mark Brase for land at 708 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

x. Purchase Agreement in the amount of $1,753 and accepting an Easement for Permanent Utility and a Temporary Grading Easement for Construction from Cheryl Conklin for land at 1268 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

y. Purchase Agreement in the amount of $767 and accepting a Trustee Warranty Deed and a Temporary Grading Easement for Construction from Thomas and Patricia Ferguson for land at 1037 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

z. Purchase Agreement in the amount of $225 and accepting a Temporary Grading Easement for construction from Kenneth and Valerie Gilmore for land at 716 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

aa. Purchase Agreement in the amount of $1,007 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from John and Mary Heavens for land at 1267 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

ab. Purchase Agreement in the amount of $1,875 and accepting a Easement for Permanent Utility and a Temporary Grading Easement for Construction from Georgia Roe for land at 1280 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

ac. Purchase Agreement in the amount of $1,078 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jared and Tania Smith for land at 3430 Oakland Road NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

ad. Purchase Agreement in the amount of $885 and accepting a Permanent Utility Easement and a Temporary Grading Easement for Construction from Larry Streight for land at 1274 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

ae. Purchase Agreement in the amount of $1,645 and accepting an Easement for Permanent Utility and a Temporary Grading Easement for Construction from Patrick and Jeanne Swift for land at 1064 35th Street NE in connection with the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012336-00

af. Purchase Agreement in the amount of $2,295 and accepting a Temporary Construction Easement from Animal Care Hospital, PC for land at 1146 Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. CIP/DID #301878-00

ag. Purchase Agreement in the amount of $3,870 and accepting a Temporary Construction Easement from Rex Smith Jr., Sherry Cornish, Richard Cornish and the Patricia A. Smith Marital Trust for land at 1925 Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. CIP/DID #301878-00

ah. Purchase Agreement in the amount of $5,100 and accepting a Temporary Construction Easement from Rex Smith Jr., Sherry Cornish, Richard Cornish and the Patricia A. Smith Marital Trust for land across the entrance of Crane Lane NE at the intersection of Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. CIP/DID #301878-00

ai. Purchase Agreement in the amount of $1,495 and accepting a Temporary Construction Easement from Rick and Elizabeth Alger for land at 2049 D Street SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

aj. Purchase Agreement in the amount of $560 and accepting a Temporary Construction Easement from the William B. Aossey Revocable Trust for land at 2904 Bowling Street SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

ak. Purchase Agreement in the amount of $200 and accepting a Temporary Construction Easement from Elite Leasing LLC for land at 126 20th Avenue SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

al. Purchase Agreement in the amount of $75 and accepting a Temporary Construction Easement from RNEW LLC for land at 25 Aossey Lane SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

am. Purchase Agreement in the amount of $880 and accepting a Temporary Construction Easement from VSWOLRAB Properties, LLC for land at 2200 D Street SW in connection with the Bowling Street Trail project. CIP/DID #325072-00

an. Agreement for Temporary Construction Easement in the amount of $300 with Sheila Aschenbrenner for land at 310 Crandall Drive NE in connection with the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project. **(Paving for Progress)** CIP/DID #3012439-00

ao. Purchase Agreement in the amount of $2,334 and accepting a Permanent Retaining Wall Easement from Baertsch Care, L.L.C. for land at 3410 12th Avenue SW in connection with the Edgewood Road Transit Stops and Sidewalk project. CIP/DID #3018005-00

ap. Purchase Agreement in the amount of $1,825 and accepting an Easement for Permanent Storm Sewer and Drainage from Karen Black and Nancy Tott for vacant land north and west of 940 Edgewood Road NW in connection with the Edgewood Road Transit Stops and Sidewalk project. CIP/DID #3018005-00

aq. Total Acquisition Purchase Agreement in the amount of $286,000, plus an estimated amount of $43,000 for relocation benefits, and accepting a Warranty Deed from Nancy Waybill for real property at 1805 Ellis Boulevard NW in connection with the West Side Flood Control System project. CIP/DID #3311200-00

REGULAR AGENDA

35. Report on bids for the Cryogenic Molecular Sieve System project (estimated cost is $3,000,000) (Brandon Jennings). CIP/DID #PUR0223-181

36. Report on bids for the J Avenue WTP Dehumidification Improvements project (estimated cost is $1,953,000) (Terry Tiedemann). CIP/DID #6250090-02

37. Report on bids for the Derecho Roof Replacements project (estimated cost is $277,000) (Jeff Koffron). **(Derecho)** CIP/DID #PUR1022-089

38. Report on bids for the Edgewood Road Trail Phase 2B – Bridge Modifications and Trail project (estimated cost is $2,930,000) (Tim Mroch). CIP/DID #305124-03

39. Report on bids for the FY 2023 Bridge Maintenance – Bid Package 1 project (estimated cost is $1,770,000) (Tim Mroch). **(Paving for Progress)** CIP/DID #305150-03

    a. Resolution awarding and approving contract in the amount of $1,961,921, bond and insurance of Minturn, Inc. for the FY 2023 Bridge Maintenance – Bid Package 1 project.

40. Report on bids for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 project (estimated cost is $2,440,000) (Tim Mroch). CIP/DID #301965-06

    a. Resolution awarding and approving contract in the amount of $1,967,163.58, bond and insurance of Peterson Contractors, Inc. for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 project.

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

*****The City Council will meet immediately following the Regular Session to discuss strategy with counsel in matters where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the City in that litigation. This meeting may be closed pursuant to Iowa Code Section 21.5(1)(c) (2023).*****

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: Transit

Presenter at Meeting: Brad DeBrower

Contact Person: Angie Charipar **Cell Phone Number:** 538-2490
E-mail Address: A.Charipar@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider the Cedar Rapids Transit FY24 Consolidated Transit Funding Application to the Iowa Department of Transportation for federal and state transit funding assistance. The resolution authorizes the City Manager, or his/her designee, to be the authorized signatory to execute grant agreements with the Iowa Department of Transportation (IDOT) and/or Federal Transit Administration (FTA).
CIP/DID # TRN003-18

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

Background: The FY24 Consolidated Transit Funding Application incorporates the necessary elements to apply for federal and state transit funding assistance. The application occurs on an annual basis and a public hearing is required for each application. The public hearing will cover the projects for which federal or state transit funding is being requested, including formula and discretionary funds for operating or capital projects.

The FY24 application will include the following projects and estimated funding amounts:

- Section 5307 FTA Operating Assistance for general operating costs - $3,800,000
- Section 5307 FTA Capital Assistance to replace two heavy-duty buses - $840,000 (approximately 80% of the total cost of $1,050,000)
- Section 5307 FTA Capital Assistance to replace one light-duty bus - $164,000 (approximately 80% of the total cost of $205,000)
- Section 5310 formula allocation to support the general operating costs for ADA complementary paratransit service - $200,000
- State Transit Assistance for general operating costs - $700,000

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

Alternative Recommendation: NA

Time Sensitivity: The funding application is due to the Iowa DOT by May 1st.

Resolution Date: March 28, 2023

Budget Information: NA
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

TRN
AUD FILE
TRN2023-03

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the FY24 Consolidated Transit Funding Application incorporates all elements necessary to apply for federal and state transit funding assistance;

WHEREAS, the application occurs on an annual basis and an authorizing resolution is required for each application;

WHEREAS, the FY24 application will include the following projects and estimated funding amounts:

- Section 5307 FTA Operating Assistance for general operating costs - $3,800,000
- Section 5307 FTA Capital Assistance to replace two heavy-duty buses - $840,000 (approximately 80% of the total cost of $1,050,000)
- Section 5307 FTA Capital Assistance to replace one light-duty bus - $164,000 (approximately 80% of the total cost of $205,000)
- Section 5310 formula allocation to support the general operating costs for ADA complementary paratransit service - $200,000
- State Transit Assistance for general operating costs - $700,000

WHEREAS, the City of Cedar Rapids has sufficient non-federal funds to provide the local match for capital projects and at the time of delivery will have the funds to operate and maintain vehicles as purchased under this project; and

WHEREAS, it is requested that State Transit Assistance formula funding be advanced as allowed by law, to improve transit system cash flow; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager, or his/her designee, is authorized on behalf of the City of Cedar Rapids to apply for financial assistance and to enter into related contracts with the Iowa Department of Transportation and/or the Federal Transit Administration.

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 a 0.01-acre non-conforming vacant parcel adjacent to 455 16th Avenue SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project.

Resolution authorizing disposition of a 0.01-acre non-conforming vacant parcel adjacent to 455 16th Avenue SE to NewBo Lofts, LLC.
CIP/DID #3018025-00

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

Background: The City of Cedar Rapids acquired this 0.01-acre non-conforming vacant parcel from the Union Pacific Railroad Company as part of a larger transaction in February, 2015. Since this parcel is non-conforming and vacant, it can only be made available to the adjacent property owner and is required to be combined with an adjacent parcel to form one tax parcel. By previous Council action, NewBo Lofts, LLC acquired ownership of the adjoining property. This parcel is subject to an existing easement wherein Resolution No. 0912-07-11 granted a permanent Electric Line Easement to Interstate Power & Light Company.

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 at 202 4th Avenue SW.

Alternative Recommendation Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 301/301000/3018025 NA
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
ASR
TRS
RCR
AUD FILE
3018025-00

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 Council desires to dispose of a non-conforming, vacant parcel adjacent to 455 16th Avenue SW, Cedar Rapids, Iowa, and legally described as:

Parcel 'A', Plat of Survey #2679 as recorded in Book 11521, Page 16186 of the records of the Linn County, Iowa Recorder on February 20, 2023

, and

WHEREAS, the City Council previously authorized the disposal of this non-conforming, vacant parcel to the adjacent property owner, NewBo Lofts, LLC.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the that the City Manager and City Clerk, or their designees, are authorized to execute a Quit Claim Deed to NewBo Lofts, LLC, and accept the documents effectuating the conveyance, that the same are hereby approved and accepted, and that they should be recorded in the office of the Linn County, Iowa Recorder and 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 Resoution 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 28th day of March, 2023.

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

PROPERTY DISPOSITION

N

0 FEET 100

3018025

Cadd File Name: W:\PROJECTS\CIP\3013018025 TIF 4th St. SE 16th Ave. to Sinclair Basin\CADD FILE\3018025 Council Map.dwg

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

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

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held to consider a Development Agreement with 4th Avenue Properties, LLC for the redevelopment of the south half block of property at along 4th Avenue SW between 2nd Street SW & 3rd Street SW. (Scott Mather) CIP/DID#TIF-0072-2022

a. Resolution approving and authorizing execution of a Development Agreement with 4th Avenue Properties, LLC for the redevelopment of the south half block of property at along 4th Avenue SW between 2nd Street SW & 3rd Street SW. TIF-0072-2022

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

Background: The public hearing and resolution authorize a Development Agreement with 4th Avenue Properties, LLC for the redevelopment of the south half block of property at along 4th Avenue SW between 2nd Street SW & 3rd Street SW. On June 14, 2022, the City Council authorized a project term sheet which outlined preliminary deal points for the redevelopment project. The Development Agreement has been finalized, memorializing the previously approved terms of the terms, which include:

- Minimum Investment: $6.7 million
- Minimum Improvements
  - 4-story, residential building
  - 1st Floor covered parking & walk-up units
  - 30 residential, market rate units (mix of studio, 1BR, & 2BR units)
  - Market rate rentals
  - Redevelopment of commercial building at 218 4th Ave SW
- Financial Incentives
  - City to provide a reimbursement of 100% of the tax increments up to (i) a net present value (NPV) of $750,000 at 6% discount rate or (ii) 20 consecutive payments

Action/Recommendation: City staff recommends approving the Resolution
Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA
Resolution Date: March 28, 2023
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

CM
FIN
TRS
RCR
AUD FILE
TIF-0072-2022

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

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT AND RELATED DOCUMENTS BY AND BETWEEN THE CITY OF CEDAR RAPIDS AND 4TH AVENUE PROPERTIES, LLC FOR THE REDEVELOPMENT OF THE SOUTH HALF BLOCK OF PROPERTY ALONG 4TH AVENUE SW BETWEEN 2ND STREET SW AND 3RD STREET SW

WHEREAS, the City Council previously found and determined that certain areas located within the City of Cedar Rapids, ("City") are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the second amended and restated Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Central Business Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 0193-02-66 on February 9, 1966, which Plan, is on file in the office of the Recorder of Linn County and is from time to time amended; and

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

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

WHEREAS, the City Council intends to enter into a Development Agreement ("Agreement") with 4th Avenue Properties, LLC ("Developer") for the development of the Urban Renewal Area in accordance with the Urban Renewal Plan, (ii) it will establish conditions which attract further new investment, (iii) it will maintain and expand taxable values in the Urban Renewal Area, (iv) it will retain employment opportunities within the Urban Renewal Area and the community that might otherwise be lost, (v) it will illuminate slum and blighting in the Urban Renewal Area; and

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

WHEREAS, the Agreement provides that the Developer will undertake the construction of certain Minimum Improvements consisting of a 4-story residential building including first floor parking and walk up units, 20 market rate units (mix of studio, 1BR, and 2BR units), and redevelopment of a commercial building at 218 4th Ave SW and relocation of Kepros Physical Therapy. Minimum Improvements requires a minimum investment of not less than $6,700,000.00; and

WHEREAS, the Agreement, subject to stated terms and conditions, would obligate the City reimburse 100% of the tax increments up generated by the Minimum Improvements ("TIF Reimbursements"), which reimbursements will cease upon the soonest occurring: (i) the cumulative total of the reimbursement payments equals a net present value (NPV) of $750,000 using 6% discount rate and discounting payments to completion date or (ii) the City has made 20 consecutive annual payments. The TIF Reimbursements are payable solely and only from portion of the Developer Tax Increments derived from the property taxes paid and received by City into the Central Business Urban Renewal Tax Increment Revenue Fund, collected from the Development Property and the Minimum Improvements constructed thereon, under the authority of Ordinance No. 79-88. The City's obligation to make the TIF Reimbursements is subject to annual appropriation, and the total amount of Developer Tax Increment to be rebated is not anticipated to exceed $1,300,000.00; and

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

WHEREAS, the Development Agreement, and related documents, are now ready for execution on behalf of the City.

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

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

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

Section 3. The aggregate amount of Tax Increment utilized in furtherance of the Project shall not exceed $1,300,000.00 and based upon the factors outlined in Chapter 403 of the Code of Iowa, the Council hereby determines the public gains and benefits received as a result of the Project are commensurate with the expenditure of public funds to this level.

Section 4. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver them for and on behalf of the City in substantially the form and content now before this meeting, but with such changes,

modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Development Agreement.

Section 5. The City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resoution 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 28th day of March, 2023.

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: David Houg
Contact Person: Caleb Mason **Cell Phone Number:** 319-538-5188
E-mail Address: C.Mason@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held on March 28, 2023 to consider a change of zone for property located at 2906 Oakland Road NE from S-RM1, Suburban Residential Medium Single Unit District, to S-RLF, Suburban Residential Low Flex District, as requested by Advantage Development, Inc.

CIP/DID: #RZNE-033493-2022

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

Background: This request was reviewed by the City Planning Commission on March 2, 2023 and unanimously recommended for approval.

The applicant proposes development of multi-unit residential structures on a 24,307 sf lot. The LUTA for the property is Urban Low Intensity, which permits consideration of the requested zone district. A concept plan provided by the applicant proposes the development of two three-unit housing structures on the site.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on March 28, 2023. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends holding the public hearing and an affirmative vote on the first reading of the ordinance.

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

Time Sensitivity: N/A

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation:

Rezoning Site Location:

DSD
WTR
BSD
ENG
STR
FIR
TED
PKS
RCR
RZNE-033493-2022

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;

A PART OF THE SE ¼ SE ¼ OF SECTION 9-83-7, [CITY OF CEDAR RAPIDS], LINN COUNTY, IOWA DESCRIBED AS FOLLOWS: COMMENCING [BEGINNING] AT A POINT ON THE EAST LINE OF SAID SECTION 9, 103.5 FEET NORTH OF THE SE CORNER OF SAID SECTION 9; THENCE NORTH ALONG THE EAST LINE OF SAID SECTION 9, [A DISTANCE OF] 182.5 FEET; THENCE WEST ALONG A LINE PARALLEL TO, AND 286.0 FEET NORTH OF THE SOUTH LINE OF SAID SECTION 9 TO THE CENTER LINE OF THE CEDAR RAPIDS AND MARION ROAD, NOW OAKLAND ROAD; THENCE SW-LY AND S-LY ALONG THE CENTER LINE OF SAID ROAD TO ITS INTERSECTION WITH A LINE PARALLEL TO AND 103.5 FEET NORTH OF THE SOUTH LINE [OF THE SE ¼] OF SAID SECTION 9; THENCE EAST ALONG A LINE PARALLEL TO AND 103.5 FEET NORTH OF THE SOUTH LINE [OF THE SE ¼] OF SAID SECTION 9 TO THE PLACE OF BEGINNING, CONTAINING 2 ACRES MORE OR LESS, EXCEPTING FROM THE ABOVE DESCRIBED TRACT, THE NORTH 96 FEET THEREOF MEASURED ALONG THE E-LY LINE THEREOF AND FURTHER EXCEPTING THE EAST 170 FEET THEREOF.

and located at 2906 Oakland Road NE, now zoned S-RM1, Suburban Residential Medium Single Unit District, and as shown on the "District Map," be rezoned and changed to S-RLF, Suburban Residential Low Flex District, and that the property be used for such purposes as outlined in the S-RLF, Suburban Residential Low Flex District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That the base district for this Planned Unit Development be S-RLF, Suburban Residential Low Flex District.

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 28th day of March, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 11th day of April, 2023.

ClerkSignature

REZONING EXHIBIT
CEDAR RAPIDS, LINN COUNTY, IOWA

OWNER/APPLICANT:
ADVANTAGE DEVELOPMENT INC.
C/O CHAD KEUNE
2881 INDEPENDENCE RD
IOWA CITY, IA

0 6 15 30 45 60
GRAPHIC SCALE IN FEET
1"=60'

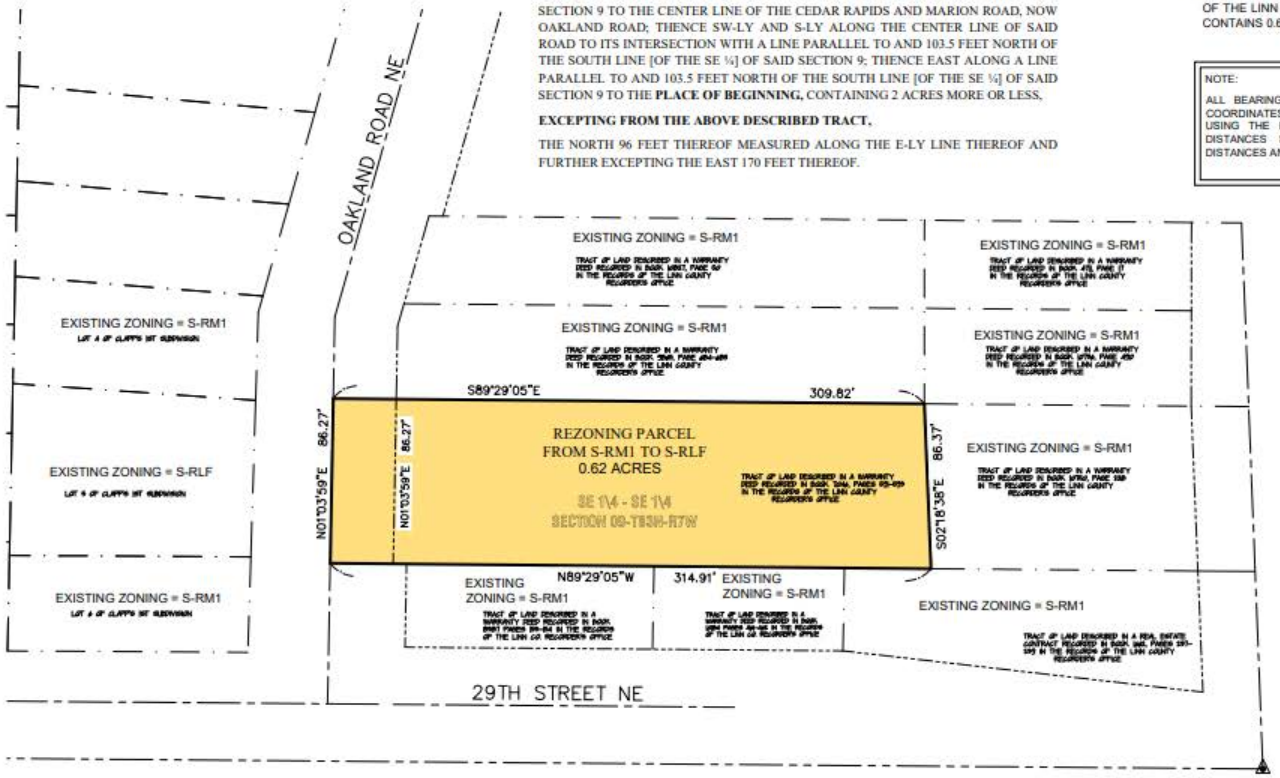
DESCRIPTION

A PART OF THE SE ¼ SE ¼ OF SECTION 9-83-7, [CITY OF CEDAR RAPIDS], LINN COUNTY, IOWA DESCRIBED AS FOLLOWS:

COMMENCING [BEGINNING] AT A POINT ON THE EAST LINE OF SAID SECTION 9, 103.5 FEET NORTH OF THE SE CORNER OF SAID SECTION 9; THENCE NORTH ALONG THE EAST LINE OF SAID SECTION 9, [A DISTANCE OF] 182.5 FEET; THENCE WEST ALONG A LINE PARALLEL TO, AND 286.0 FEET NORTH OF THE SOUTH LINE OF SAID SECTION 9 TO THE CENTER LINE OF THE CEDAR RAPIDS AND MARION ROAD, NOW OAKLAND ROAD; THENCE SW-LY AND S-LY ALONG THE CENTER LINE OF SAID ROAD TO ITS INTERSECTION WITH A LINE PARALLEL TO AND 103.5 FEET NORTH OF THE SOUTH LINE [OF THE SE ¼] OF SAID SECTION 9; THENCE EAST ALONG A LINE PARALLEL TO AND 103.5 FEET NORTH OF THE SOUTH LINE [OF THE SE ¼] OF SAID SECTION 9 TO THE **PLACE OF BEGINNING,** CONTAINING 2 ACRES MORE OR LESS,

EXCEPTING FROM THE ABOVE DESCRIBED TRACT,

THE NORTH 96 FEET THEREOF MEASURED ALONG THE E-LY LINE THEREOF AND FURTHER EXCEPTING THE EAST 170 FEET THEREOF.



LEGEND AND NOTES

- ▲ – CONGRESSIONAL CORNER, FOUND
- △ – CONGRESSIONAL CORNER, REESTABLISHED
- □ – FENCE CORNER / FENCE POST
- ● – PROPERTY CORNER(S), FOUND (as noted)
- ○ – PROPERTY CORNERS SET (5/8"ø REBAR PIN WITH AN ORANGE PLASTIC CAP EMBOSSED WITH "MMS 15749")
- ⊗ – SET CUT "X" OR SET "MAG" NAIL
- ——— – PROPERTY &/or BOUNDARY LINES
- ——— – CONGRESSIONAL SECTION LINES
- ——— – RIGHT-OF-WAY LINES
- ——— – CENTER LINES
- ——— – LOT LINES, INTERNAL
- ——— – LOT LINES, PLATTED OR BY DEED
- ——— – EASEMENT LINES, WIDTH & PURPOSE NOTED
- ——x——x——x—— – EXISTING FENCE LINE
- (R) – RECORDED DIMENSIONS
- (M) – MEASURED DIMENSIONS
- C22-1 – CURVE SEGMENT NUMBER

UNLESS NOTED OTHERWISE, ALL DIMENSIONS ARE IN FEET AND HUNDREDTHS

REZONING DESCRIPTION: S-RM1 TO S-RLF
TRACT OF LAND DESCRIBED IN A WARRANTY DEED RECORDED IN BOOK 7046, PAGES 591-593 IN THE RECORDS OF THE LINN COUNTY RECORDER'S OFFICE. SAID PARCEL CONTAINS 0.62 ACRES.

NOTE:
ALL BEARINGS ARE BASED ON IOWA STATE PLANE COORDINATES (NORTH ZONE), LIBRARY CALIBRATION USING THE IOWA REAL TIME NETWORK (RTN). THE DISTANCES SHOWN ON THE PLAT ARE GROUND DISTANCES AND NOT GRID DISTANCES.

David Houg

CIVIL ENGINEERS
LAND PLANNERS
LAND SURVEYORS
LANDSCAPE ARCHITECTS
ENVIRONMENTAL SPECIALISTS
1917 S. GILBERT ST.
IOWA CITY, IOWA 52240
(319) 351-8282
www.mmsconsultants.net

Date	Revision

REZONING EXHIBIT

A PORTION OF THE SE 1/4 OF THE SE 1/4 OF SEC. 9-T83N-R7W OF THE 5TH P.M., CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

MMS CONSULTANTS, INC.

Date: 12/21/2022	
Drawn by: LRS	Scale: 1" = 60'
Checked by: RLA	Sheet No: 2
Project No: 6992-349	of: 2

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Seth Gunnerson

Contact Person: Caleb Mason **Cell Phone Number:** 319-538-5188
E-mail Address: C.Mason@cedar-rapids.org

Description of Agenda Item: PUBLIC HEARINGS
A public hearing will be held on March 28, 2023 to consider a change of zone for property located at 320 27th St NE from T-R1, Traditional Residential Single Unit, to P-IN, Public Institutional, as requested by Cedar Rapids Community School District

CIP/DID #RZNE-033568-2023

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

Background: This request was reviewed by the City Planning Commission on March 2, 2023 and unanimously recommended for approval.

The applicant proposes to replace the current Arthur Elementary School located at 2630 B Ave NE with a larger new facility. The LUTA for the property is Urban Medium Intensity, which permits consideration of the requested zone district.

A Public Hearing to allow for public input and the First Reading of the Ordinance will be held on March 28, 2023. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

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

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

Time Sensitivity: N/A

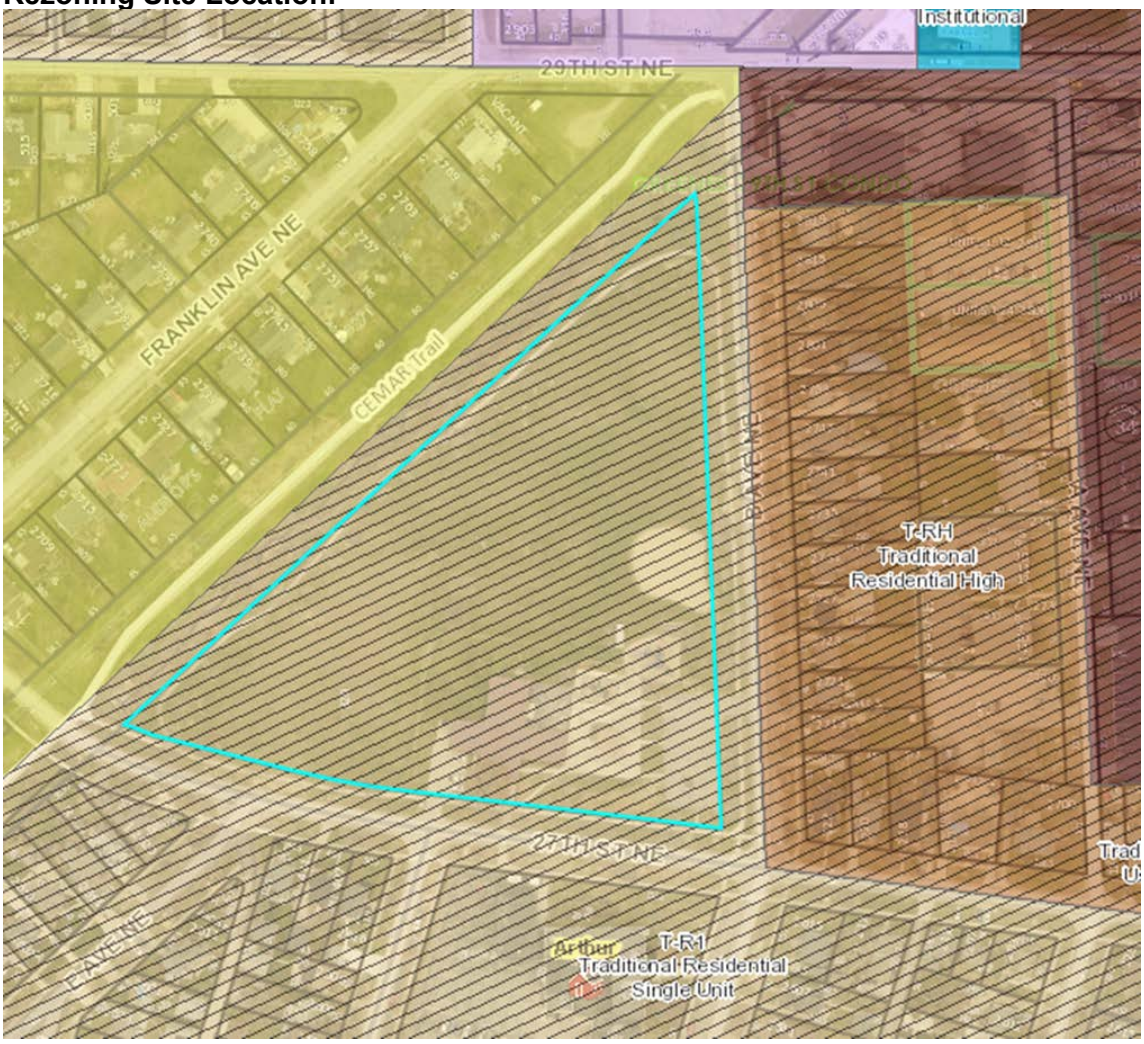
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation:

Rezoning Site Location:



DSD
WTR
BSD
ENG
STR
FIR
TED
PKS
RCR
RZNE-033568-2023

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

ORDINANCE NO. LEG_NUM_TAG

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

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

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

LEGAL DESCRIPTION (DEED RECORD, VOLUME 569, PAGE 348):

THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 NW1/4) SECTION FOURTEEN (14) TOWNSHIP EIGHTY-THREE (83) NORTH, RANGE SEVEN (7) WEST OF THE 5TH PM., LYING WEST OF BENTON (NOW B) AVENUE, AS SHOWN ON THE RECORDED PLAT OF "GREENE'S SECOND" ADDITION TO CEDAR RAPIDS, AND NORTHERLY OF 27TH STREET, AS SHOWN ON THE SAME RECORDED PLAT, AND ON THE PLAT OF EASTLAND MANOR AN ADDITION TO CEDAR RAPIDS, IOWA, AND SOUTHEASTERLY OF THE RIGHT OF WAY OF THE CHICAGO MILWAUKEE AND ST. PAUL RAILWAY COMPANY.

AND

LEGAL DESCRIPTION (DEED RECORD, VOLUME 569, PAGE 349):

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4 NE1/4) SECTION FIFTEEN (15) TOWNSHIP EIGHTY-THREE (83) NORTH , RANGE SEVEN (7) WEST OF THE 5TH P.M., LYING NORTHERLY OF 27TH STREET, AS SHOWN ON THE RECORDED PLAT OF "GREENE'S SECOND" ADDITION TO CEDAR RAPIDS, AND ON THE PLAT OF EASTLAND MANOR, AND ADDITION TO CEDAR RAPIDS, IOWA, AND SOUTHEASTERLY OF THE RIGHT OF WAY OF THE CHICAGO, MILWAUKEE AND ST. PAUL RAILWAY COMPANY.

DESCRIBED PARCEL CONTAINS 6.59 ACRES.

and located at 320 27th St NE, now zoned T-R1, Traditional Residential Single Unit District, and as shown on the "District Map," be rezoned and changed to P-IN, Public Institutional District, and

that the property be used for such purposes as outlined in the P-IN, Public Institutional District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That the base district for this Planned Unit Development be P-IN, Public Institutional.

Section 3. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, the following exceptions, and modifications to the S-RL1 district are approved and incorporated into the Planned Unit Development Overlay.

1. Onsite vehicle queuing & flow: The applicant will continue to work with the City on maintaining and ensuring minimal vehicle queuing occurring in the public right of way through use of depicted onsite bus lanes and pick-up/drop-off flows through the parking lot and along interior pickup area

Section 4. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Section 5. 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 28th day of March, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 11th day of April, 2023.

ClerkSignature

REZONING
ACCEPTANCE OF CONDITIONS

ORDINANCE NO. _____

I/we hereby agree to the terms and conditions set out in the Ordinance.

Dated this 21st day of March, 2023.

Cedar Rapids Community School District

Titleholder/Company Name

Laurel A. Day

Authorized Signature

Laurel A. Day

Printed Name

Board Secretary

Printed Title

Exhibit A

Seth Gunnerson
Digitally signed by Seth Gunnerson
DN: C=US, E=sgunnerson@cedar-rapids.org, O=City of Cedar Rapids, OU=Development Services Department, CN=Seth Gunnerson
Reason: I have reviewed this document
Date: 2023.03.20 15:50:20-05'00'
HALL & HALL ENGINEERS, INC.
Cedar Rapids Community School District
Every Learner: Future Ready
SITE LAYOUT PLAN
C3.0

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Douglas F. Wilson, PE

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

Description of Agenda Item: PUBLIC HEARINGS
Public Hearing will be held to consider the permanent street closures at Union Pacific Railroad crossings located at 10th Street SE between 16th Avenue and Otis Road SE; I Avenue NW between 5th Street and 4th Street NW; and C Avenue NW between 8th Street and 6th Street NW (**Paving for Progress**).

First Reading: Ordinance permanently closing City streets at Union Pacific Railroad crossings located at 10th Street SE between 16th Avenue and Otis Road SE; I Avenue NW between 5th Street and 4th Street NW; and C Avenue NW between 8th Street and 6th Street NW.
CIP/DID #301963-00

EnvisionCR Element/Goal: GrowCR Goal 4: Communicate and collaborate with regional partners.

Background: These permanent street closures are being completed as a part of the Ellis Boulevard and 6th Street NW Connector project. In order to allow for a new Union Pacific Railroad crossing on 6th Street NW, three existing railroad street crossings will be closed. The Ellis Boulevard and 6th Street NW Connector project will provide a travel connection between neighborhoods in the northwest area.

The Ellis Boulevard and 6th Street NW connector project has been long anticipated since the beginning of the Paving for Progress program. Plans and Specifications were filed with the City Council and a public hearing was set and held on March 8, 2022. The agreement for Preliminary Engineering Services with the Union Pacific Railroad was fully executed by the City on July 18, 2019 in anticipation of these railroad closures.

Before the City can proceed with the permanent City Street closures, in accordance with the Iowa Code, City Council must hold a public hearing providing the opportunity for public input.

Action/Recommendation: The Public Works Department recommends passing a resolution to permanently close City streets.

Alternative Recommendation: The alternative to this project is to defer construction of the project until a later season, or abandon the project.
Time Sensitivity: Normal
Resolution Date: Proposed timeline as follows:
Public Hearing Date and 1st reading of Ordinance: March 28, 2023
2nd reading of Ordinance, possible 3rd reading and possible resolution passing: April 11, 2023
Budget Information: NA
Local Preference Policy: NA
Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.
Recommended by Council Committee: NA
Explanation: NA

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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 PERMANENTLY CLOSING 10TH STREET SE BETWEEN 16TH AVENUE AND OTIS ROAD SE; I AVENUE NW BETWEEN 5TH STREET AND 4TH STREET NW AND C AVENUE NW BETWEEN 8TH STREET AND 6TH STREET NW AT UNION PACIFIC RAILROAD CROSSINGS PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 HEREOF

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

Section 1. That the streets at Union Pacific Railroad crossings hereafter described are permanently closed:

- 10th Street SE between 16th Avenue and Otis Road SE
- I Avenue NW between 5th Street and 4th Street NW
- C Avenue NW between 8th Street and 6th Street NW

Section 2. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 28th day of March, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

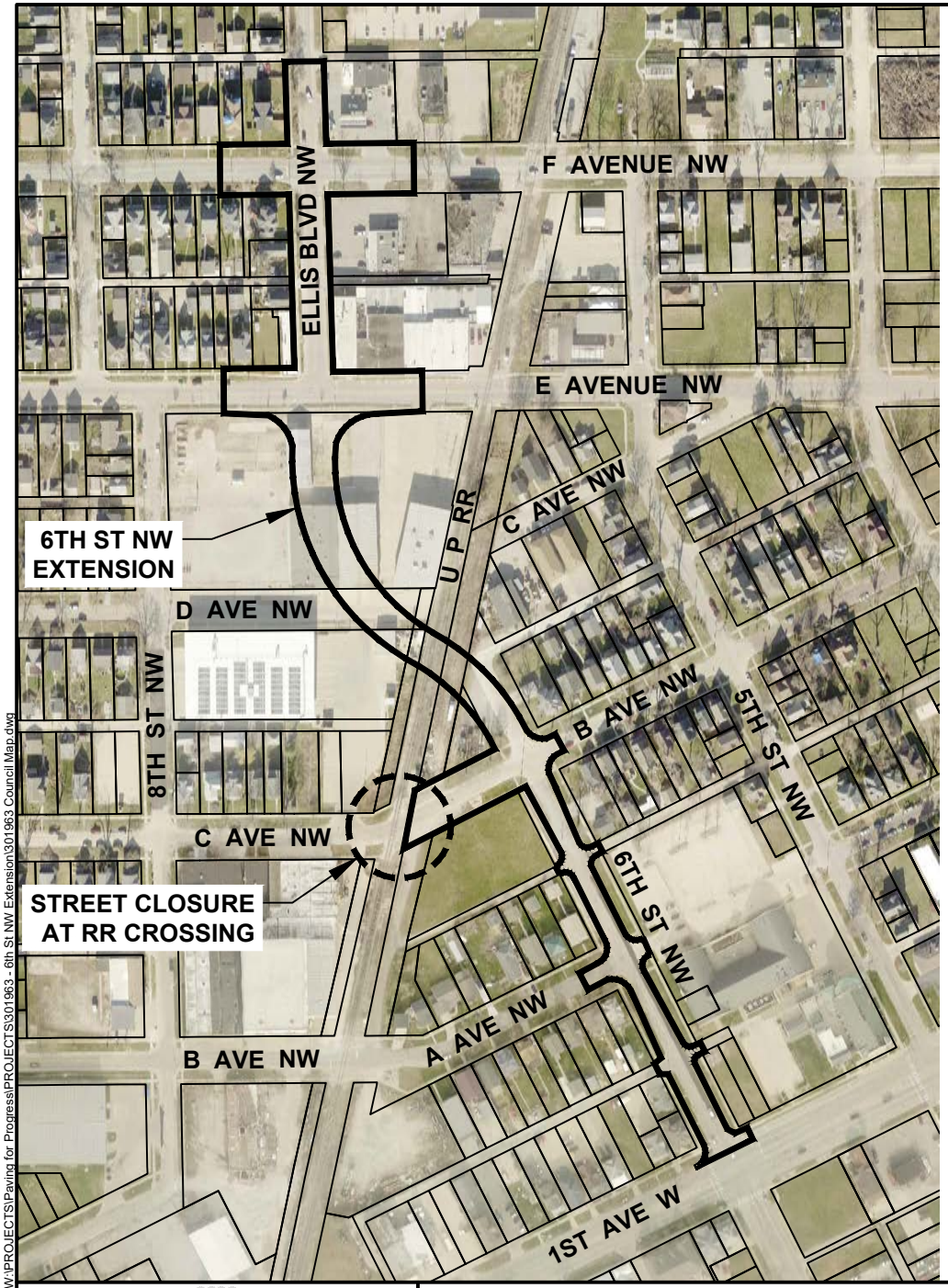
Attest:

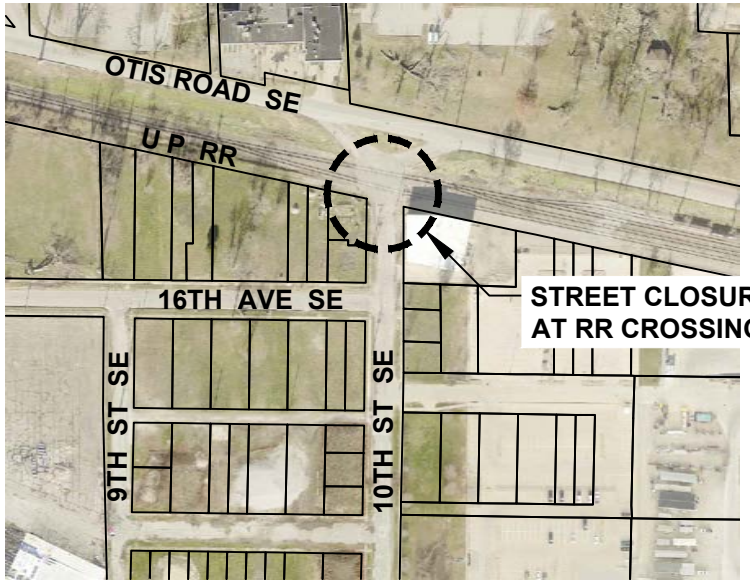
ClerkSignature

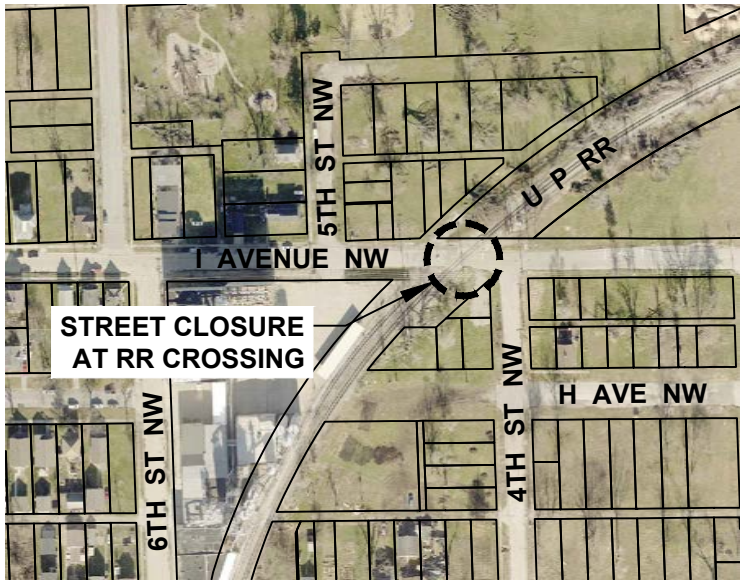
STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Ordinance and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 11th day of April, 2023.

ClerkSignature







CEDAR RAPIDS
City of Five Seasons

STREET CLOSURES AT RAILROAD CROSSINGS

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Cadd File Name: W:\PROJECTS\Paving for Progress\PROJECTS\301963 - 6th St NW Extension\301963 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: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2023 Sanitary Sewer Service Replacement project (estimated cost is $120,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 2023 Sanitary Sewer Service Replacement project.
CIP/DID #6550043-02

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

Background: In preparation for Paving for Progress road projects, the condition of sanitary sewer services located beneath proposed pavement improvements are televised to inspect their condition. In cases where bituminous fiber (Orangeburg) or damaged sanitary sewer services are found, they are removed and replaced within the public right-of-way to protect the public's investment in the new road surface. This project will replace Orangeburg/broken sanitary sewer services in advance of road projects on 25th Street Drive SE, Forest Drive SE, Red Fox Road SE, and Tomahawk Trail SE.

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

Time Sensitivity: Must be acted upon March 28, 2023 to maintain the project schedule, and which must occur ahead of the project's March 29, 2023 bid opening

Resolution Date: March 28, 2023

Budget Information: 655/6550000/6550043 NA
Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
6550043-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 14, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 2023 Sanitary Sewer Service Replacement project (Contract No. 6550043-02 NA) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

2023 SANITARY SEWER SERVICE REPLACEMENT PROJECT

PROJECT #6550043-02

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: PUBLIC HEARINGS
A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project (estimated cost is $840,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project.
CIP/DID #3012439-02

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

Background: The Hampden Drive NE pavement collapsed in several locations in late 2022. The Public Works Streets Division performed limited patching to make the roadway safe for travel and the Public Works Engineering Division fast-tracked a project for full reconstruction. This project includes full concrete pavement reconstruction, installation of storm sewer, and bringing existing sidewalk ramps into compliance with ADA requirements. Construction is scheduled to begin this summer.

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

Time Sensitivity: Must be acted upon March 28, 2023 to maintain the project schedule, and which must occur ahead of the project's March 29, 2023 bid opening

Resolution Date: March 28, 2023

Budget Information: 301/3010000/3012439 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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3012439-02
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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 14, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project (Contract No. 3012439-02 SLOST) 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®

Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction

PROJECT #3012439-02

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 Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue (estimated cost is $420,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue project.
CIP/DID #301262-02

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

Background: This project consists of median, pavement, and sidewalk ramp removal and replacement at the intersection of Boyson Road NE and Council Street NE which will bring the intersection into current ADA compliance; traffic signal upgrades at the intersection of Boyson Road NE and Council Street NE; design of new sidewalk across the frontage of four parcels to infill gaps in the existing sidewalk network; and design of bus pads at three existing bus stop locations along Boyson Road.

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 project to the future.

Time Sensitivity: Must be acted upon March 28, 2023 to maintain the project schedule, and which must occur ahead of the project's March 29, 2023 bid opening.

Resolution Date: March 28, 2023
Budget Information: 301/301000/301262, NA; 301/301000/301127, NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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FIN
301262-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 14, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue project (Contract No. 301262-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

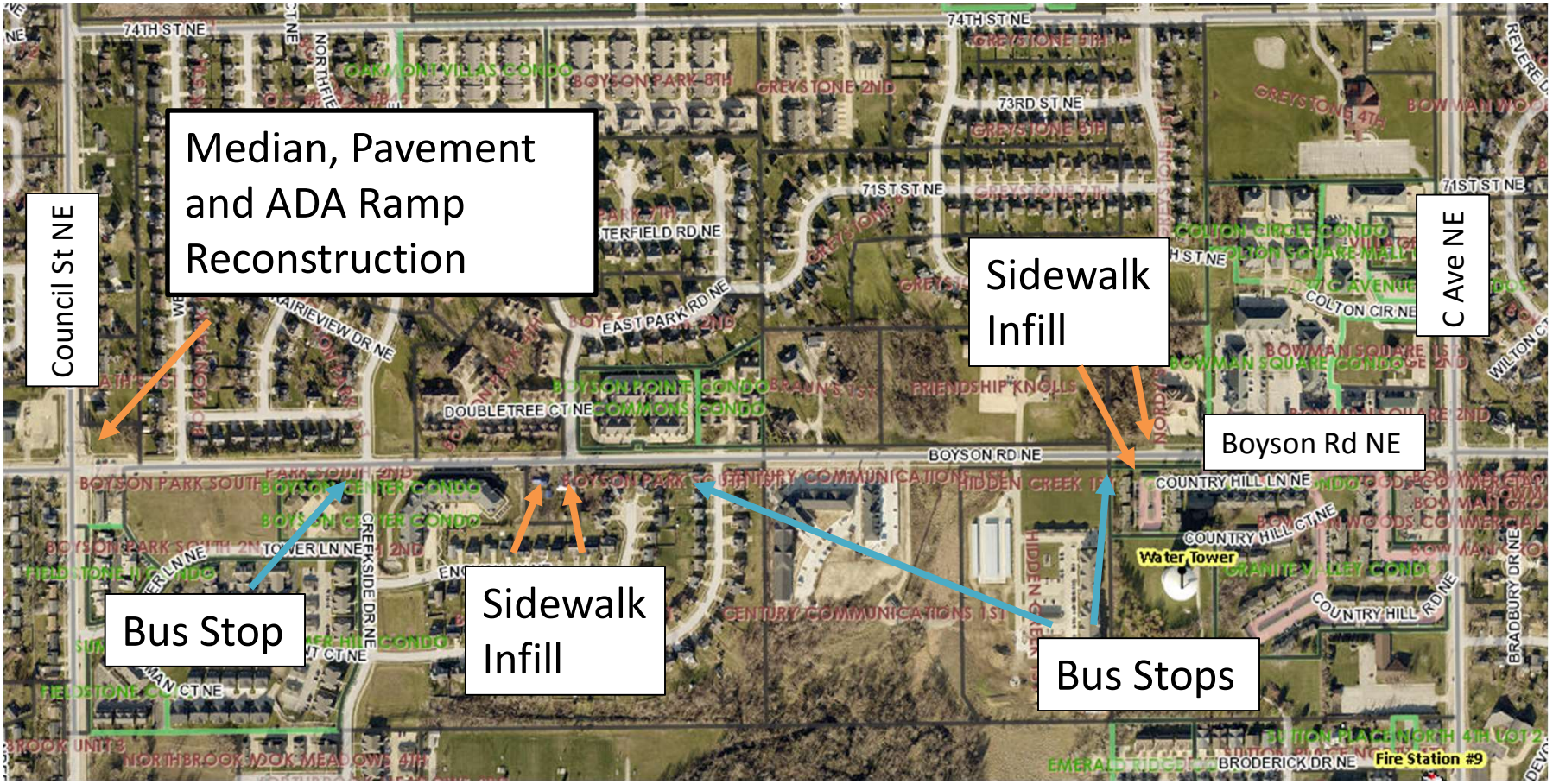
PASSED_DAY_TAG

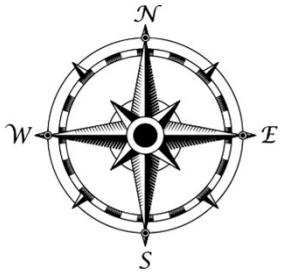
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature





CEDAR RAPIDS
City of Five Seasons®

Boyson Road NE Turn Lane Reconstruction at Council Street and Sidewalk Infill from Council Street to C Avenue

PROJECT # 301262-02

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 FY 2023 Sidewalk Repair Program (estimated cost is $1,280,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2023 Sidewalk Repair Program project.
CIP/DID #3017023-01

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

Background: The Sidewalk Repair Program identified and marked damaged or otherwise noncompliant sidewalks throughout various areas of Cedar Rapids, and includes identified sidewalks and other infrastructure that was damaged as a result of the stump grinding project in 2022. The work generally consists of sidewalk removal and replacement and infrastructure repair of about 1,350 sites at various locations throughout Cedar Rapids.

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

Time Sensitivity: Must be acted upon March 28, 2023 to maintain the project schedule, and which must occur ahead of the project's April 5, 2023 bid opening

Resolution Date: March 28, 2023

Budget Information: 301/301000/3017023, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
3017023-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 14, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY 2023 Sidewalk Repair Program project (Contract No. 3017023-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works
Presenter at meeting: 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 Innovation Drive from 18th Street SW to 6th Street SW Roadway Reconstruction Bid Package 2B (estimated cost is $11,760,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Innovation Drive from 18th Street SW to 6th Street SW Roadway Reconstruction Bid Package 2B project.
CIP/DID #3018004-04

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

Background: This project consists of construction of a new roundabout at the intersection of 6th Street SW and the north side of St. Martin Boulevard SW. Work includes water main, reconstruction of sanitary sewer, new storm sewer and three new precast modular arch culverts located at 6th Street SW from 630 feet north of the north intersection of St. Martin Boulevard SW to 1000 feet south of the north intersection of St. Martin Boulevard SW.

West of the proposed Innovation Drive SW project includes many large developable sites. With the addition of Innovation Drive SW to the Cedar Rapids roadway network, these developable sites will have better access to I-380 via 6th Street SW. This proposed intersection improvement will provide a safer access for the high number of vehicles and large trucks which traverse 6th Street SW daily.This project is a part of a development agreement for an adjacent parcel.
This project is funded by the Southwest TIF district.

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 project to the future. Delaying the bid of this project would delay the adjacent development's project.

Time Sensitivity: Must be acted upon March 28, 2023 to maintain the project schedule, and which must occur ahead of the project's April 5, 2023 bid opening

Resolution Date: March 28, 2023
Budget Information: 301/301000/3018004, NA; 625884-2023041
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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3018004-04

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on March 14, 2023 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Innovation Drive from 18th Street SW to 6th Street SW Roadway Reconstruction Bid Package 2B project (Contract No. 3018004-04) 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.

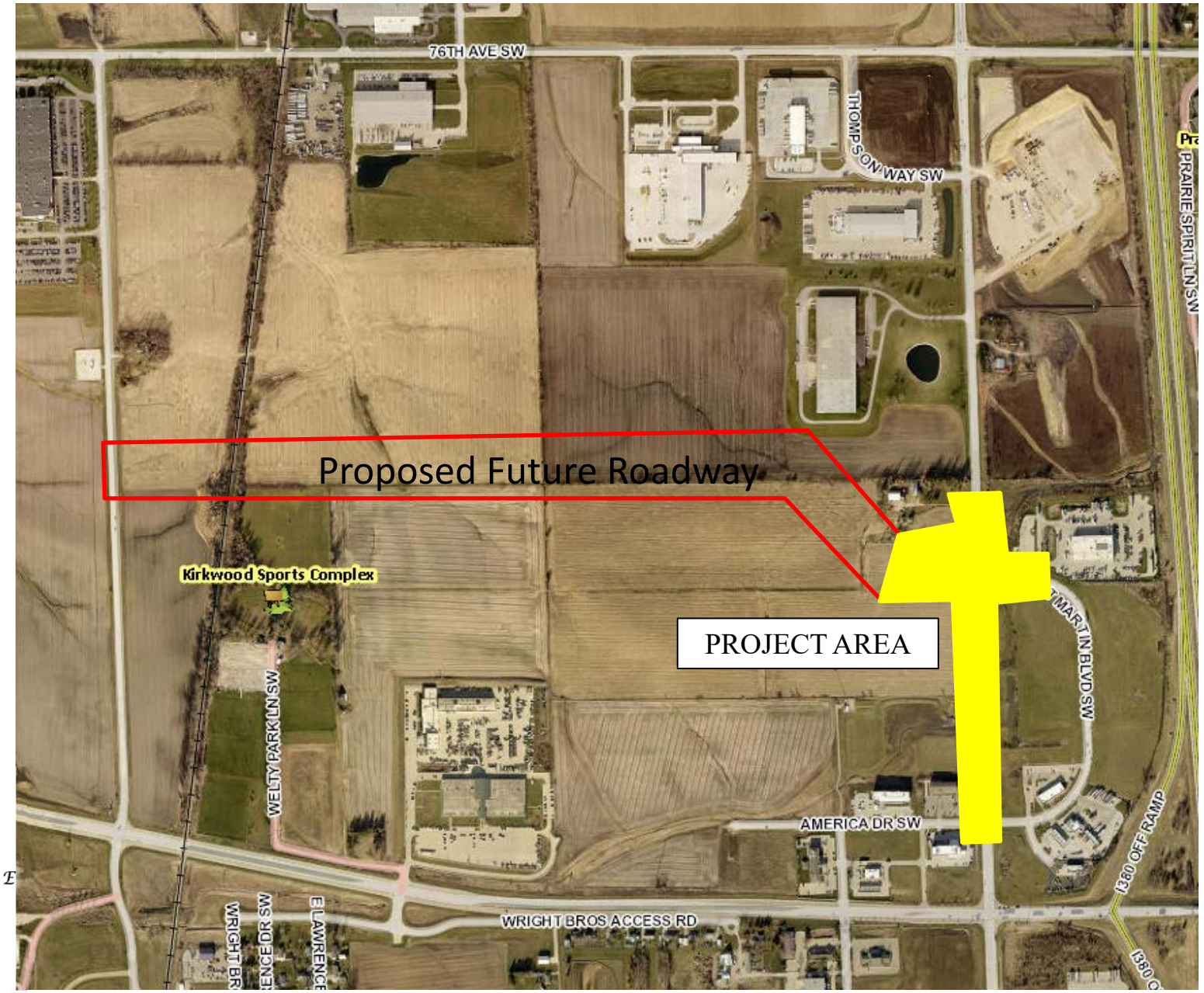
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



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CEDAR RAPIDS
City of Five Seasons®

Innovation Drive SW from 18th Street to 6th Street

PROJECT # 3018004-04

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason
E-mail Address: c.mason@cedar-rapids.org **Phone Number/Ext.:** (319) 521-7678

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing and direction actions by the City Manager with respect to the preparation of requests to the City Council for appropriation of funds for the replenishment of a reserve fund held by NBH Bank relating to a loan made to an affiliate of Westdale CR Ventures #1, LLC, to refinance certain improvements made within the Wesdale Mall Urban Renewal Area pursuant to a Development Agreement between the City and such Developer. CIP/DID #OB812292

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

Background: The Resolution is an amended and restate "Moral Obligation Resolution" which accompanies the 9th Amendment to the Development Agreement. This Resolution ties to a reduction in the Reserve Fund balance which is being decreased over time in connection with benchmark increases in taxable increment value at the Westale Mall redevelopment. In 2018, the City Council approved a debt restructuring for the Westale Project which provided that the Developer payoff City bonds and other provide debt. As a part of the new loan a Surplus Fund was established which is drawn upon in the even there is a shortfall in tax increments to pay annual debt service on the new loan. This revised Moral Obligation Resolution aligns the City's obligation to replenish the Reserve Fund with a Term Sheet approved by City Council on February 28, 2023.

Action/Recommendation: City staff recommends approving the Resolution
Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA
Resolution Date: March 28, 2023
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

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OB812292

RESOLUTION NO. LEG_NUM_TAG

A RESOLUTION AUTHORIZING AND DIRECTING ACTIONS BY THE CITY MANAGER WITH RESPECT TO THE PREPARATION OF REQUESTS TO THE CITY COUNCIL FOR APPROPRIATION OF FUNDS FOR THE REPLENISHMENT OF A RESERVE FUND HELD BY NBH BANK RELATING TO A LOAN MADE TO AN AFFILIATE OF WESTDALE CR VENTURES #1, LLC, TO REFINANCE CERTAIN IMPROVEMENTS MADE WITHIN THE WESTDALE MALL URBAN RENEWAL AREA PURSUANT TO A DEVELOPMENT AGREEMENT BETWEEN THE CITY AND SUCH DEVELOPER.

WHEREAS, in furtherance of the objectives of Chapter 403 of the Code of Iowa, as amended, the City of Cedar Rapids, Iowa (the "City") is engaged in carrying out urban renewal activities in an area known as the Westdale Mall Urban Renewal Area (the "Urban Renewal Area"); and

WHEREAS, Westdale CR Ventures #1, LLC, an Iowa limited liability company ("Westdale CR"), and Frew Development Group, LLC, a Colorado limited liability company ("Frew," and together with Westdale CR, the "Developer"), have acquired the right to develop certain property located within the Urban Renewal Area; and

WHEREAS, the City, the Developer, and the Borrower (as hereinafter defined) (by its execution of Amendment No. 7 to the below defined Development Agreement) have entered into a Development Agreement dated as of May 14, 2013, as amended on December 17, 2013, June 23, 2015, April 12, 2016, June 14, 2016, September 13, 2016, June 27, 2017, September 25, 2018, May 22, 2021, and March 28, 2023 (collectively, the "Development Agreement"), wherein the Developer and the Borrower have agreed, inter alia, to construct certain Minimum Improvements (as defined in the Development Agreement) and the City has agreed, inter alia, to make certain Economic Development Grants (as defined in the Development Agreement) to the Developer and the Borrower, subject to the terms and provisions of the Development Agreement; and

WHEREAS, as of September 28, 2018, the City had outstanding its "Cedar Rapids, Iowa, Taxable General Obligation Urban Renewal Bonds, Series 2014B (State of Iowa Exempt)" in the aggregate principal amount of $9,130,000 (the "City Bonds"), a portion of the proceeds of which were used to make the City Grant (as defined in the Development Agreement); and

WHEREAS, as of September 28, 2018, the Developer had outstanding two construction loans with Cedar Rapids Bank and Trust Company ("CRBT") (collectively, the "Developer Loans") pursuant to a Construction Loan Agreement dated as of June 25, 2015, as amended on July 10, 2017, between the Developer and CRBT; and

WHEREAS, the Developer has heretofore determined to refinance $4,620,000 aggregate principal amount of the City Bonds (such amount being the portion thereof related to the City Grant) and to refinance the Developer Loans; and

WHEREAS, NBH Bank, a Colorado state-chartered bank (the "Lender"), has heretofore made a loan to Westdale CR Ventures #15, LLC, an Iowa limited liability company (the "Borrower"), which is an affiliate of Westdale CR, in the aggregate principal amount of $21,750,000 (the "Loan") for the purposes of: (i) defeasing and/or refunding the portion of the City Bonds related to the City Grant; (ii) paying and cancelling the Developer Loans; (iii) paying

certain operational and other costs of the Developer, as directed by the Borrower and the City; (iv) funding a debt service reserve for the Loan; and (v) paying certain costs incurred in making and documenting the Loan, all as is more specifically set forth herein; and

WHEREAS, the Loan was made to the Borrower pursuant to a Loan Agreement dated September 28, 2018 (the "Original Loan Agreement"), as amended on March 28, 2023 by a First Amendment to Loan Agreement (the "First Amendment," and together with the Original Loan Agreement, the "Loan Agreement"), both between the Lender and the Borrower; and

WHEREAS, the Loan is currently outstanding in the principal amount of $20,585,000.00; and

WHEREAS, the Loan is payable from and secured solely by the collateral set forth in the Loan Agreement, which consists primarily of an assignment of the Economic Development Grants payable by the City to the Developer under the Development Agreement; and

WHEREAS, the Original Loan Agreement established a "Reserve Fund" that was funded initially with the proceeds of the Loan in the amount of the initial "Reserve Requirement"; and

WHEREAS, the Loan Agreement requires that the Reserve Fund be maintained in the amount of the Reserve Requirement (as now defined in the First Amendment) for so long as the Loan is outstanding for use as a reserve against deficiencies in the payment of the principal of or interest on the Loan; and

WHEREAS, the Original Loan Agreement also established a "Surplus Fund" that will not be funded with the proceeds of the Loan but rather by excess revenue derived from the Economic Development Grants accumulated over time until the total amount on deposit in the Surplus Fund equals the "Maximum Surplus Amount" (as now defined in the First Amendment); and

WHEREAS, the Loan Agreement requires that the Surplus Fund be maintained in the amount of the Maximum Surplus Amount (as now defined in the First Amendment) for so long as the Loan is outstanding for use as a reserve against deficiencies in the payment of the principal of or interest on the Loan and further requires that excess revenue derived from the Economic Development Grants accumulated over time be deposited into the Surplus Fund at any time the balance in the Surplus Fund is less than the Maximum Surplus Amount (as now defined in the First Amendment); and

WHEREAS, the Loan Agreement requires that amounts on deposit in the Surplus Fund be utilized to pay the principal of and interest on the Loan before any amounts on deposit in the Reserve Fund are used for the same purpose; and

WHEREAS, the Loan Agreement contemplates that if, on June 2nd of each year, the amount on deposit in the Reserve Fund is less than the Reserve Requirement, the Lender shall notify the City of any deficiency by no later than June 10 of such year and request that the City replenish the Reserve Fund to the Reserve Requirement (as now defined in the First Amendment) no later than June 30 of such year; and

WHEREAS, the City Council wishes to make a non-binding statement of its present intent with respect to the appropriation of funds for the replenishment of the Reserve Fund, and to authorize and direct the City Manager to take certain actions for the purpose of causing requests for such appropriations to be presented to the City Council for consideration; and

WHEREAS, the City Council wishes to make a non-binding statement of its present intent to, when requested, budget and appropriate a sufficient amount of funds to replenish the Reserve Fund to the Reserve Requirement (as now defined in the First Amendment); and

WHEREAS, the City acknowledges that the adoption of this resolution is a condition precedent to the Lender's making of the Loan to the Borrower.

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

Section 1. Appropriations to Replenish Reserve Fund.

A. Provided the City is notified by the Lender of any deficiency in the Reserve Fund on or prior to June 10 of each year, the City Manager shall prepare and submit to the City Council a budget amendment, if necessary, and a related request for an appropriation of a sufficient amount of funds to replenish the Reserve Fund to the Reserve Requirement (as now defined in the First Amendment) by not later than June 30 of such year. It is the present intention and expectation of the City Council to budget and appropriate such funds as requested, within the limits of available funds and revenues, but this declaration of intent shall not be binding upon the City Council or any future City Council in any future fiscal year of the City. The City Council may determine in its sole discretion, but shall never be required, to budget for and make the appropriations so requested. All sums budgeted and appropriated by the City Council for such purpose shall be transferred by the City to the Lender for deposit by the Lender in the Reserve Fund.

B. The obligation of the City hereunder to replenish the Reserve Fund shall be an obligation limited to currently budgeted funds, and not a general obligation or other indebtedness of the City, or a pledge of its full faith or credit under the meaning of any constitutional or statutory debt limitation and shall be subject in all respects to the City's right of non-appropriation reserved hereunder. This resolution shall not, directly or indirectly, obligate the City to make payments during any fiscal year beyond the fiscal year for which funds have been appropriated by the City Council. Following any event of non-appropriation, the City shall not be obligated to make payment from any source of any amount due in respect of replenishing the Reserve Fund beyond those amounts previously appropriated by the City Council for that purpose, and the City shall not be liable to the Lender for any remaining amounts due under the Loan Agreement or for any costs, damages (including but not limited to consequential damages) or expenses incurred by the Lender as a result of the exercise by the City of its right of non-appropriation. The right of non-appropriation reserved to the City hereunder is intended by the parties, and shall be construed at all times, so as to ensure nothing provided in this Section 1 shall create or constitute a debt or liability of the City under the constitution and statutes of the State of Iowa. In the event any of the provisions of this resolution are determined by a court of competent jurisdiction to create, cause, or result in the creation of legal indebtedness of the City, the application and enforcement of such provision(s) shall be deemed suspended as of the date of such determination, and the obligation of the City created hereunder shall be construed and applied in a manner preserving the foregoing intent of the parties, and no event of default shall be deemed to have occurred as a result of the suspension of any such provision(s). If any provision of this resolution is so suspended, the suspension shall not affect other provisions or application of the City's obligation created hereunder provided such can be given effect without the suspended provision. To this end, the provision of this Resolution are severable.

Section 2. Limitation to Loan. Unless otherwise expressly provided by a subsequent resolution of the City Council, the provisions of this Resolution shall apply only to the Reserve Fund established in connection with the Loan.

Section 3. No Repeal. This resolution may not be repealed or amended until the Lender has advised the City in writing that the Loan has been repaid in full or unless the Lender consents to such amendment or repeal in writing.

Section 4. General Repealer. All prior resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency, including, without limitation, Resolution No. 1195-09-18 adopted on September 25, 2018, which is hereby repealed in its entirety.

Section 5. Effectiveness. This Resolution shall take effect immediately upon its passage.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason

E-mail Address: c.mason@cedar-rapids.org **Phone Number/Ext.:** (319) 521-7678

Description of Agenda Item: CONSENT AGENDA
Resolution initiating a competitive request for proposals for the City of Cedar Rapids Economic Development Implementation Grants for Fiscal Years 2024 and 2025. CIP/DID #CM004-21

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 action reauthorizes the City of Cedar Rapids Economic Development Implementation Grant Program for FY 24 & FY 25. In 2021 the City Council realigned the funding with partner organizations involved in economic development service delivery to a new request for proposal process. The RFP process aims to align activities with the City's Economic Development Strategic Plan. Under the initial round in 2021, a total of $205,000 in funding was made available in the competitive RFP process and funding would be provided for two (2) consecutive fiscal years. This action initiates the RFP process for funding in fiscal years 2024 & 2025 at the same funding level of $205,000. Partner organizations will enter into Memorandum of Agreements (MOAs) for service delivery, which includes measurable outcomes and reporting requirements.

Funding priorities include the following:

- Economic Development Projects & Financial Assistance Applications
- Small Business Development
- Economic Development Marketing
- Entrepreneurs and Startups
- Workforce Services

The following is a timeline and next step:

- March 28 Resolution to invite competitive Proposals
- May 5 11:00 a.m. - Proposal Deadline
- May RPF Review
- June Final approval of Partner MOAs at City Council

Action/Recommendation: City staff recommends approval of resolution.
Alternative Recommendation: City Council may table and request additional information.
Time Sensitivity: NA
Resolution Date: March 28, 2023
Budget Information: 7597-795702
Local Preference Policy: NA
Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION INITIATING A COMPETITIVE REQUEST FOR PROPOSALS FOR THE CITY OF CEDAR RAPIDS ECONOMIC DEVELOPMENT IMPLEMENTATION GRANTS FOR FISCAL YEARS 2024 AND 2025

WHEREAS, the Cedar Rapids City Council has determined it to be in the best interest of the public to initiate a process that will result in the competitive award of funding by the City to nonprofit organizations engaged in providing economic development services in Cedar Rapids ("Cedar Rapids Economic Development Implementation Grant Program"); and

WHEREAS, utilization of a competitive process for award of City funding to all economic development partners will be structured through an open and inclusive process intended to engage as many different organizations as feasible, broadening an extended network for economic development throughout Cedar Rapids; and

WHEREAS, the City Council approved Resolution No. 0320-02-15 adopting a strategic plan for economic development ("ED Strategy"), as amended, and this strategic plan contains the City's economic development goals, including goals which are to be achieved with the assistance of the private section; and

WHEREAS, the following are the activities, consistent with the City's ED Strategy, which are to be catalyzed with funding provided by the City:

- Economic Development Projects & Financial Assistance Applications
- Small Business Development
- Economic Development Marketing
- Entrepreneurs and Startups
- Workforce Services

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, AS FOLLOWS:

1. The City Council hereby reauthorizes the Cedar Rapids Economic Development Implementation Grant Program for the FY24 and FY25 cycle for the activities indicated in this Resolution.

2. The Economic Development Manager, or designee, is authorized and directed to do those things necessary to effectuate this resolution and initiate the implementation of a competitive process for funding the City's extended network of economic development partners, including the issuance of a Request for Proposals to solicit grant applications.

3. All nonprofit organizations engaged in delivering economic development services to the Cedar Rapids Community are invited to participate in this program by submitting Proposals for funding pursuant to the RFP Process.

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 establishing public right-of-way on City-owned property adjacent to 455 16th Avenue SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project **(Paving for Progress)**.
CIP/DID #3018025-00

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

Background: The City Council has approved funding towards the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project. Establishing right-of-way on this City-owned parcel will support future new construction.

Action/Recommendation: The Public Works Department recommends designating City-owned property as public right-of-way to support the construction project.

Alternative Recommendation: Not proceed with designating right-of-way from City-owned property and direct City staff to redesign right-of-way needs.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000-3018025 TIF

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

Recommended by Council Committee: NA
Explanation: NA

ENG
CD
IT
RCR
AUD FILE
3018025-00

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 for right-of-way in consideration with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project, and

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

See attached Acquisition Plat

WHEREAS, the Public Works Director recommends the City designate the above described City-owned parcel as public right of way as required by the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the right-of-way hereby be established and the attached Acquisition Plat 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 Resoution 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 28th day of March, 2023.

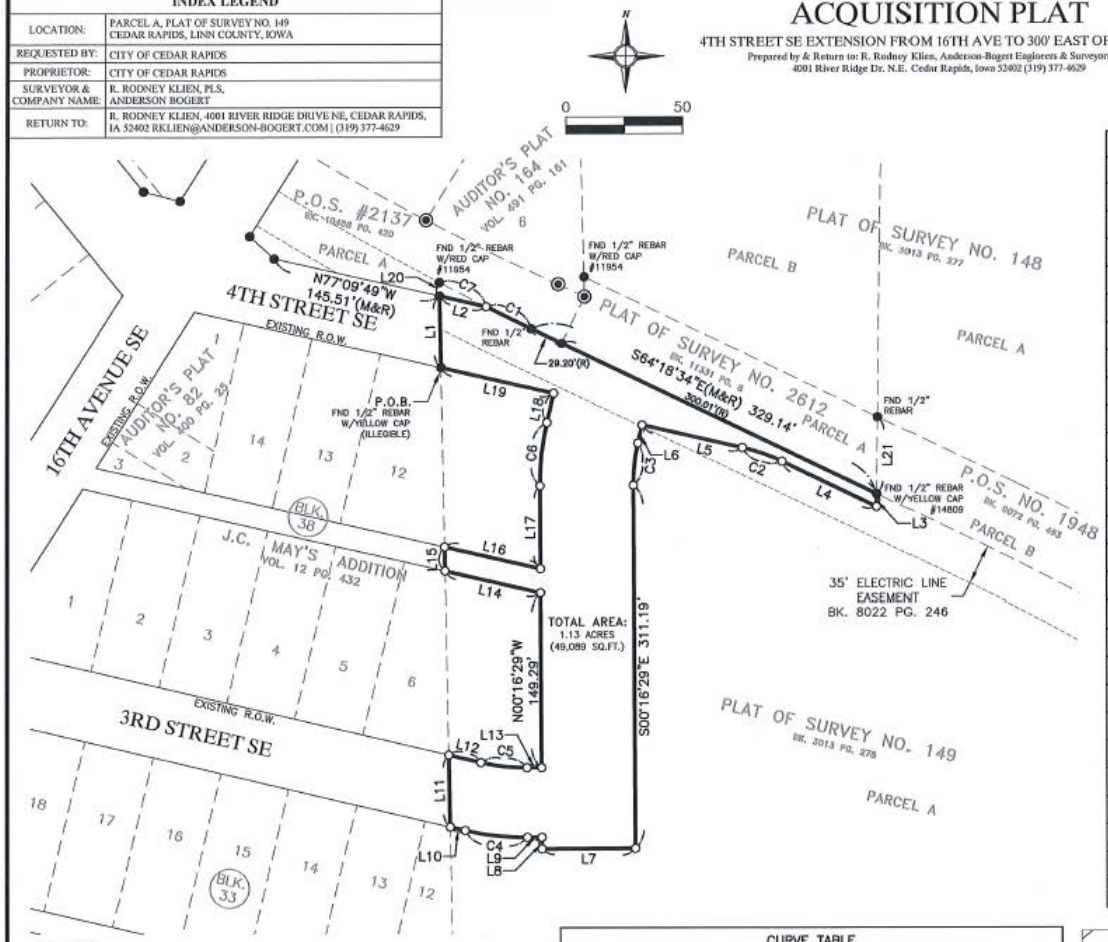
ClerkSignature

ACQUISITION PLAT

4TH STREET SE EXTENSION FROM 16TH AVE TO 300' EAST OF 17TH AVE

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

INDEX LEGEND	
LOCATION:	PARCEL A, PLAT OF SURVEY NO. 149 CEDAR RAPIDS, LINN COUNTY, IOWA
REQUESTED BY:	CITY OF CEDAR RAPIDS
PROPRIETOR:	CITY OF CEDAR RAPIDS
SURVEYOR & COMPANY NAME:	R. RODNEY KLIEN, PLS, ANDERSON BOGERT
RETURN TO:	R. RODNEY KLIEN, 4001 RIVER RIDGE DRIVE NE, CEDAR RAPIDS, IA 52402 RKLIEN@ANDERSON-BOGERT.COM | (319) 377-4629



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N01°08'24"W	61.83
L1(R)	S03°17'25"W	
L2	S77°09'49"E	41.14
L3	S00°39'29"W	11.04
L4	N64°18'34"W	90.25
L5	N77°09'49"W	88.38
L6	S12°50'11"W	15.96
L7	S89°43'31"W	80.00
L8	N00°16'29"W	10.00
L9	S89°43'31"W	12.57
L10	N76°47'31"W	13.07
L11	N01°08'20"W	61.93
L11(R)	S03°17'25"W	
L12	S76°47'31"E	28.42
L13	N89°43'31"E	12.57
L14	N77°10'44"W	84.41
L15	N01°08'20"W	20.61
L15(R)	S03°17'25"W	
L16	S77°10'44"E	84.73
L17	N00°16'29"W	71.36
L18	N12°50'11"E	25.96
L19	N77°09'49"W	99.60
L20	N01°08'24"W	11.72
L20(R)	S03°17'25"W	
L21	S00°39'29"W	66.22
L21(R)	S00°41'02"W	66.24

Legal Description

PART OF PARCEL A, PLAT OF SURVEY NO. 149, CEDAR RAPIDS, LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 12, BLOCK 38, J.C. MAY'S ADDITION;

THENCE N01°08'24"W, 61.83 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF 4TH STREET SE;

THENCE S77°09'49"E ALONG THE EASTERLY EXTENSION OF SAID NORTHERLY RIGHT-OF-WAY LINE, 41.14 FEET TO THE SOUTHWESTERLY LINE OF PARCEL A, PLAT OF SURVEY #2137;

THENCE ALONG SAID SOUTHWESTERLY LINE 43.32 FEET ALONG A 2400.86 FOOT RADIUS CURVE CONCAVE NORTHEASTERLY WHOSE 43.32 FOOT CHORD BEARS S63°42'59"E;

THENCE S64°18'34"E ALONG SAID SOUTHWESTERLY LINE AND THE SOUTHWESTERLY LINE OF PARCEL A, PLAT OF SURVEY NO. 2612, 329.14 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL A, PLAT OF SURVEY NO. 2612;

THENCE S00°39'29"W, 11.04 FEET;

THENCE N64°18'34"W, 90.25 FEET;

THENCE 35.90 FEET ALONG A 160.00 FOOT RADIUS CURVE CONCAVE SOUTHERLY WHOSE 35.82 FOOT CHORD BEARS N70°44'11"W;

THENCE N77°09'49"W, 88.38 FEET;

THENCE S12°50'11"W, 15.96 FEET;

THENCE 36.61 FEET ALONG A 160.00 FOOT RADIUS CURVE CONCAVE EASTERLY WHOSE 36.53 FOOT CHORD BEARS S06°16'51"W;

THENCE S00°16'29"E, 311.19 FEET;

THENCE S89°43'31"W, 80.00 FEET;

THENCE N00°16'29"W, 10.00 FEET;

THENCE S89°43'31"W, 12.57 FEET;

THENCE 54.12 FEET ALONG A 230.00 FOOT RADIUS CURVE CONCAVE NORTHERLY WHOSE 54.00 FOOT CHORD BEARS N83°32'00"W TO THE EASTERLY EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF 3RD STREET SE;

THENCE N76°47'31"W ALONG THE EASTERLY EXTENSION OF SAID SOUTHERLY RIGHT-OF WAY LINE, 13.07 FEET TO THE NORTHEAST CORNER OF LOT 12, BLOCK 33 OF SAID J.C. MAY'S ADDITION;

THENCE N01°08'20"W, 61.93 FEET TO THE SOUTHEAST CORNER OF LOT 6, BLOCK 38 OF SAID J.C. MAY'S ADDITION;

THENCE S76°47'31"E ALONG THE EASTERLY EXTENSION OF THE NORTHERLY RIGHT-OF WAY LINE OF 3RD STREET SE, 28.42 FEET;

THENCE 40.00 FEET ALONG A 170.00 FOOT RADIUS CURVE CONCAVE NORTHERLY WHOSE 39.91 FOOT CHORD BEARS S83°32'00"E;

THENCE N89°43'31"E, 12.57 FEET;

THENCE N00°16'29"W, 149.29 FEET TO THE EASTERLY EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF ALLEY OF SAID BLOCK 38;

THENCE N77°10'44"W ALONG THE EASTERLY EXTENSION OF SAID SOUTHERLY RIGHT-OF-WAY LINE, 84.41 FEET TO THE NORTHEAST CORNER OF LOT 6, BLOCK 38 OF SAID J.C. MAY'S ADDITION;

THENCE N01°08'20"W, 20.61 FEET TO THE SOUTHEAST CORNER OF LOT 12, BLOCK 38 OF SAID J.C. MAY'S ADDITION;

THENCE S77°10'44"E ALONG THE EASTERLY EXTENSION OF THE NORTHERLY RIGHT-OF-WAY LINE OF ALLEY OF SAID BLOCK 38, 84.73 FEET;

THENCE N00°16'29"W, 71.36 FEET;

THENCE 54.92 FEET ALONG A 240.00 FOOT RADIUS CURVE CONCAVE EASTERLY WHOSE 54.80 FOOT CHORD BEARS N06°16'51"E;

THENCE N12°50'11"E, 25.96 FEET TO THE EASTERLY EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF 4TH STREET SE;

THENCE N77°09'49"W ALONG THE EASTERLY EXTENSION OF SAID SOUTHERLY RIGHT-OF-WAY LINE, 99.60 FEET TO THE POINT OF BEGINNING CONTAINING 1.13 ACRES (49,089 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 1/2" Rebar w/ Orange Cap #18646 (unless noted) ⊛
- Found 1/2" Rebar w/ Orange Cap #18646 (unless noted) •
- Set ½"x30" Rebar w/Orange Cap #18646 ○
- Found Cut "X" X
- Set Section/Quarter Corner △
- Found Section/Quarter Corner ▲
- Measured (M)
- Record (R)

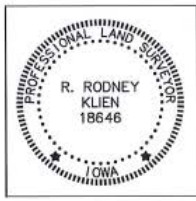
NOTES:
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

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

PROPRIETOR: CITY OF CEDAR RAPIDS
GPN: 14273-28018-00000

CURVE TABLE						
CURVE	DELTA	RADIUS	LENGTH	CHORD BRG	CHORD	TANGENT
C1	01°02'02"	2400.86'	43.32'	S63°42'59"E	43.32'	21.66
C2	12°51'15"	160.00'	35.90'	N70°44'11"W	35.82'	18.02
C3	13°06'40"	160.00'	36.61'	S06°16'51"W	36.53'	18.39
C4	13°28'58"	230.00'	54.12'	N83°32'00"W	54.00'	27.19
C5	13°28'58"	170.00'	40.00'	S83°32'00"E	39.91'	20.10
C6	13°06'40"	240.00'	54.92'	N06°16'51"E	54.80'	27.58
C7	01°05'02"	2400.86'	45.42'	S62°39'27"E	45.42'	22.71

LOCATION MAP: N.T.S.



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.

SIGNED: DATE: 2-17-23

R. RODNEY KLIEN IOWA LICENSE NO.18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2023

PAGES OR SHEETS COVERED BY THIS SEAL: THIS SHEET

SURVEY PERFORMED: FEBRUARY, 2023

4TH STREET SE EXTENSION FROM 16TH AVE TO 300' EAST OF 17TH AVE
Project Number: 222011

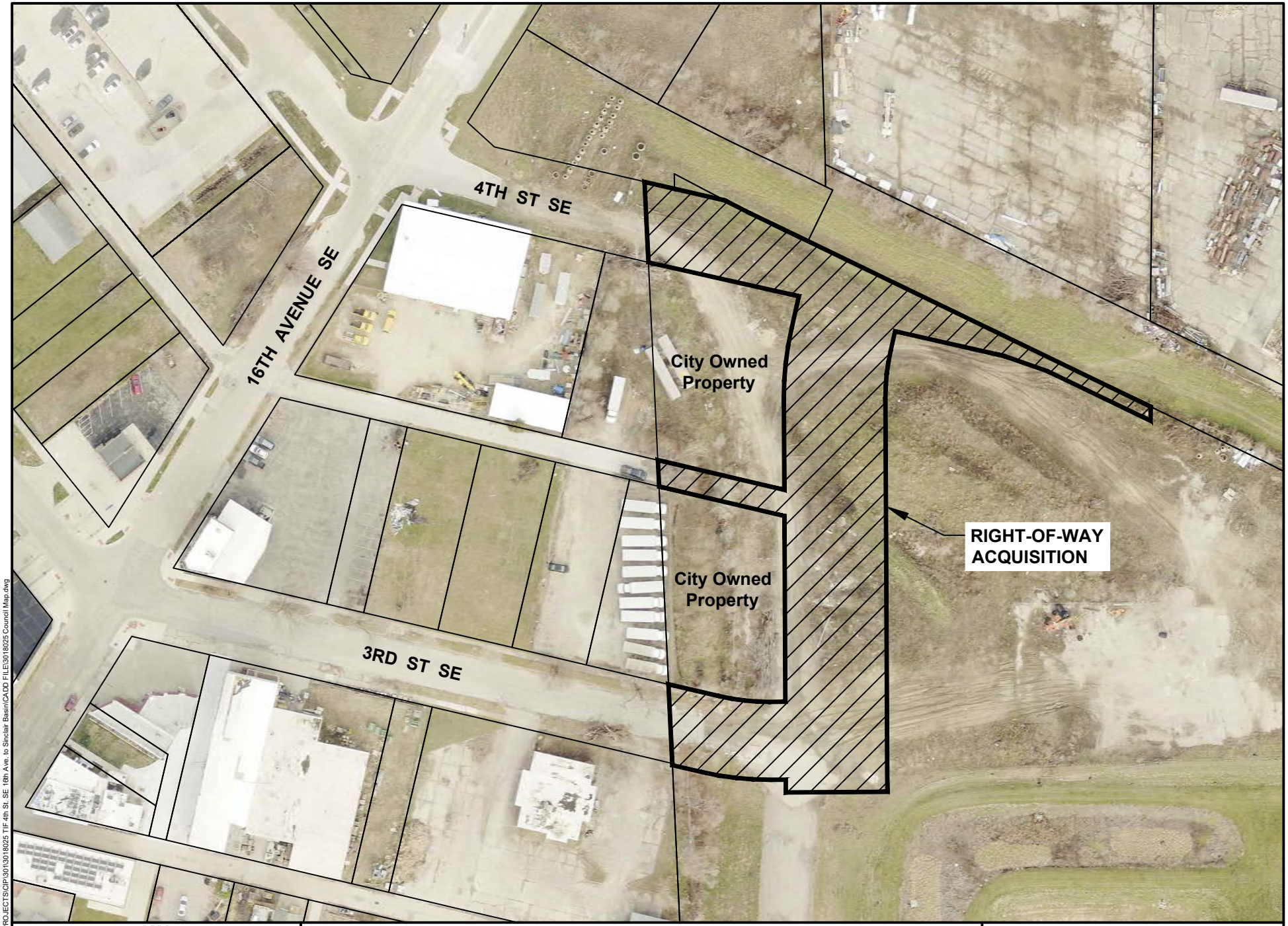
Drawn By: BJY Approved By: RRK
Date: 02/17/23 Scale: 1"=50'
Field Book: #328

CEDAR RAPIDS
CITY OF FIVE SEASONS

Client:

ANDERSON BOGERT

Sheet No.
1
Of
1



CEDAR RAPIDS
City of Five Seasons

RIGHT-OF-WAY ACQUISITION

N

0 FEET 100

3018025

Cadd File Name: W:\PROJECTS\CIP\3013018025 TIF 4th St. SE 16th Ave. to Sinclair Basin\CADD FILE\3018025 Council Map.dwg

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 establishing a storm sewer easement on City-owned vacant parcel southeast of the intersection of 16th Avenue and 4th Street SE in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project.
CIP/DID #3018025-00

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

Background: Establishing a 0.01-acre Storm Sewer Easement on City-owned vacant parcel provides a designated area for utility location in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project.

Action/Recommendation: The Public Works Department recommends designating City-owned vacant parcel located southeast of the intersection of 16th Avenue and 4th Street SE as a 0.01-acre Storm Sewer Easement.

Alternative Recommendation: None. The easement is required for the proposed storm sewer on the subject project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3018025 TIF; 625/625000/6250120 TIF

Local Preference Policy: NA
Explanation: This does not fit the criteria outlined in the policy and, therefore, does not apply.

Recommended by Council Committee: NA
Explanation: NA

ENG
CD
IT
RCR
AUD FILE
3018025-00
6250120-00

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 establish a 0.01-acre storm sewer easement to support and accommodate future utility development in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project, and

WHEREAS, the City of Cedar Rapids is the owner of the vacant parcel southeast of the intersection of 16th Avenue and 4th Street SE described as:

See attached Storm Sewer Easement Exhibit

, and

WHEREAS, the Public Works Director recommends the City establish a 0.01-acre storm sewer easement as required to support and accommodate future utility development in connection with the 4th Street SE Extension from 16th Avenue to 300' East of 17th Avenue project.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the 0.01-acre storm sewer easement hereby be established and the attached Storm Sewer Easement Exhibit 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)

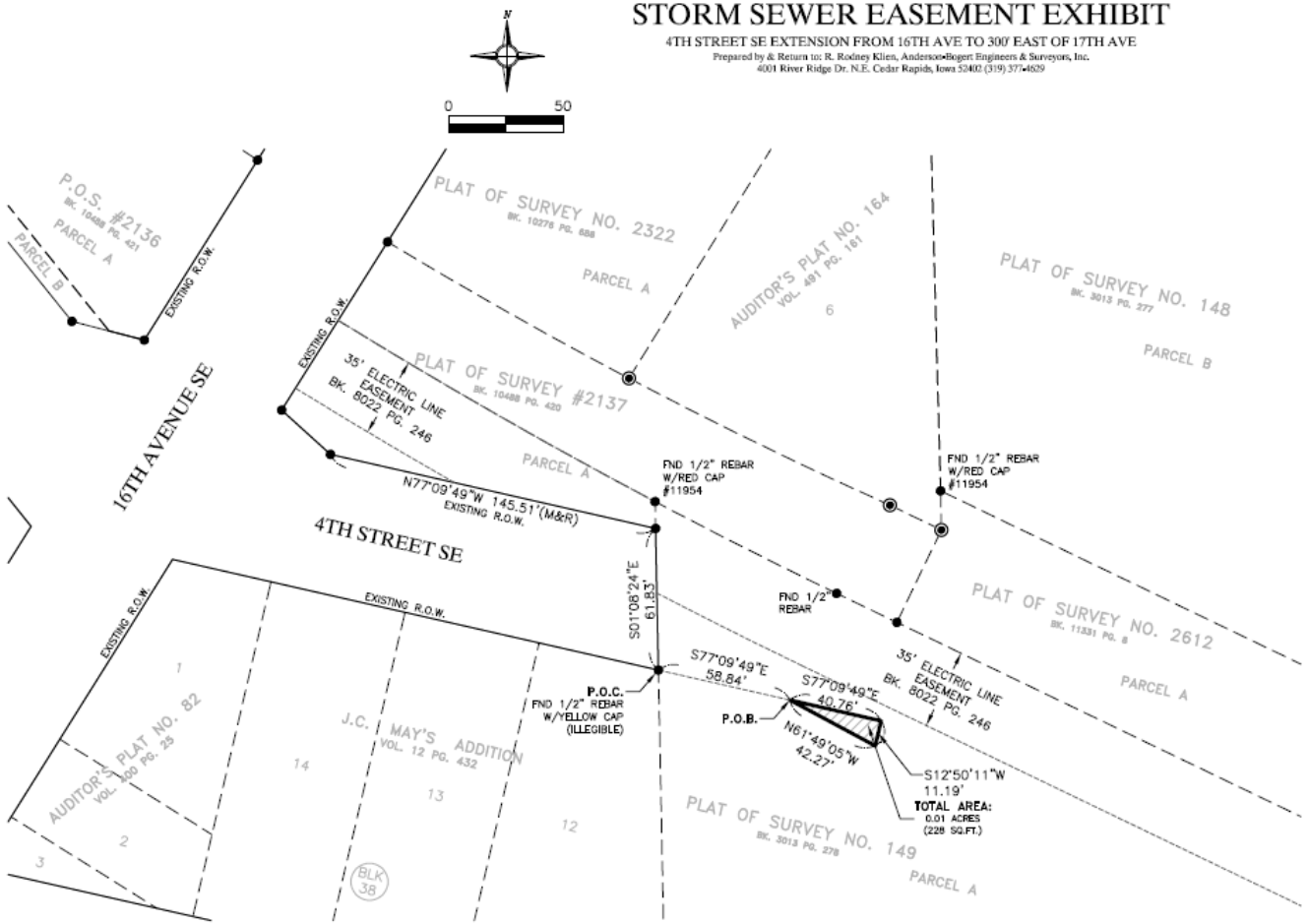
I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resoution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 28th day of March, 2023.

ClerkSignature

STORM SEWER EASEMENT EXHIBIT

4TH STREET SE EXTENSION FROM 16TH AVE TO 300' EAST OF 17TH AVE

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 PARCEL A, PLAT OF SURVEY NO. 149, CEDAR RAPIDS, LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 12, BLOCK 38, J.C. MAY'S ADDITION;

THENCE S77°09'49"E ALONG THE EASTERLY EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF 4TH STREET SE, 58.84 FEET TO THE POINT OF BEGINNING;

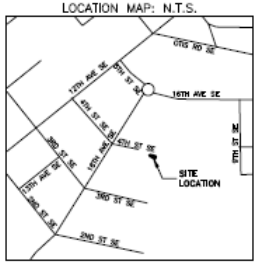
THENCE CONTINUING S77°09'49"E ALONG THE EASTERLY EXTENSION OF SAID SOUTHERLY RIGHT-OF-WAY LINE, 40.76 FEET;

THENCE S12°50'11"W, 11.19 FEE;

THENCE N61°49'05"W, 42.27 FEET TO THE POINT OF BEGINNING CONTAINING 0.01 ACRES (228 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

LOCATION MAP: N.T.S.



Legend

- Boundary Line
- Adjoining Lot Line
- Section Line
- Building Setback Line
- Found 1/2" Rebar w/ Yellow Cap #18769 (unless noted) ◉
- Found 1/2" Rebar w/ Orange Cap #18646 (unless noted) ●
- Set ½"x30" Rebar w/Orange Cap #18646 ○
- 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
GPN: 14273-28018-00000

SURVEY PERFORMED: FEBRUARY, 2023

4TH STREET SE EXTENSION FROM 16TH AVE TO 300' EAST OF 17TH AVE
Project Number: 222011

Drawn By: BJY Approved By: RRK
Date: 02/17/23 Scale: 1"=50'
Field Book #328

Client: CEDAR RAPIDS CITY OF KIND HEARTS

ANDERSON BOGERT

Sheet No. 1 Of 1

CEDAR RAPIDS
City of Five Seasons

STORM SEWER EASEMENT

N

0 FEET 100

3018025

Cadd File Name: W:\PROJECTS\CIP\3013018025 TIF 4th St. SE- 16th Ave. to Sinclair Basin\CADD FILE\3018025 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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition of land located at 1701 Ellis Boulevard NW, owned by Portia D. Langham, 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1701 Ellis Boulevard NW, owned by Portia D. Langham.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972

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

Recommended by Council Committee: NA
Explanation: NA

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3311200-00
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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1701 Ellis Boulevard NW, and the owner of said property is Portia D. Langham, and

WHEREAS, the City has initiated negotiations with Portia D. Langham for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lots 1, 2 and 3, Block 63, O.N. Hulls Sixth Addition to the City of Cedar Rapids, Linn County, Iowa

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition from land located at 1841 Ellis Boulevard NW, owned by David J. Montague, 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1841 Ellis Boulevard NW, owned by David J. Montague.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1841 Ellis Boulevard NW, and the owner of said property is David J. Montague, and

WHEREAS, the City has initiated negotiations with David J. Montague for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

The Southeasterly 57 ½ Feet of the Northwesterly 107 ½ Feet of Lot 6, “Auditor’s Plat No. 156, Linn County, Iowa”

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition from land located at 1845 Ellis Boulevard NW, owned by Mark E. & Kelli M. Roskopf 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1845 Ellis Boulevard NW, owned by Mark E. & Kelli M. Roskopf.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1845 Ellis Boulevard NW, and the owner of said property is Mark E. & Kelli M. Roskopf, and

WHEREAS, the City has initiated negotiations with Mark E. & Kelli M. Roskopf for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

NW-ly 50 feet of Lot 6, “Auditor’s Plat No. 156, Linn County, Iowa”

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition from land located at 1851 Ellis Boulevard NW, owned by Brenda Perrin-Smith and Mitchell Smith 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1851 Ellis Boulevard NW owned by Brenda Perrin-Smith and Mitchell Smith.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1851 Ellis Boulevard NW, and the owner of said property is Brenda Perrin-Smith and Mitchell Smith, and

WHEREAS, the City has initiated negotiations with Brenda Perrin-Smith and Mitchell for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lot 7, ‘Auditor’s Plat No. 156’, Linn County, Iowa.

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition of land located at 1855 Ellis Boulevard NW, owned by Craig A. Augustine, 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1855 Ellis Boulevard NW, owned by Craig A. Augustine.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1855 Ellis Boulevard NW, and the owner of said property is Craig A. Augustine, and

WHEREAS, the City has initiated negotiations with Craig A. Augustine for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

LOT 8, “AUDITORS PLAT NO. 156, LINN COUNTY, IOWA”

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition of land located at 1861 Ellis Boulevard NW, owned by Clara Kelley and the Estate of Lawrence Kelley, 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1861 Ellis Boulevard NW, owned by Clara Kelley and the Estate of Lawrence Kelley.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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18522

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1861 Ellis Boulevard NW, and the owner of said property is Clara Kelley and the Estate of Lawrence Kelley, and

WHEREAS, the City has initiated negotiations with Clara Kelley and the Estate of Lawrence Kelley for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lot 9, Auditor’s Plat No. 156, Linn County, Iowa

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition of land located at 1865 Ellis Boulevard NW, owned by Michael S. Augustine, 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1865 Ellis Boulevard NW, owned by Michael S. Augustine.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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3311200-00
7972
18522

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1865 Ellis Boulevard NW, and the owner of said property is Michael S. Augustine, and

WHEREAS, the City has initiated negotiations with Michael S. Augustine for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lot 10, “Auditor’s Plat No. 156, Linn County, Iowa”.

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition of land located at 1867 Ellis Boulevard NW, owned by Davidson Homes, Inc. 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1867 Ellis Boulevard NW, owned by Davidson Homes, Inc.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

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18522

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1867 Ellis Boulevard NW, and the owner of said property is Davidson Homes, Inc., and

WHEREAS, the City has initiated negotiations with Davidson Homes, Inc. for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lot 11, “Auditor’s Plat No. 156, Linn County, Iowa”

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.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: CONSENT AGENDA
Resolution referring to the Linn County Compensation Commission the total acquisition from land located at 1925 Ellis Boulevard NW, owned by Neal G. & Stephanie H. Gilbertson 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: The property is required to accommodate 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.

Negotiations have come to an impasse with negotiations between the City and the property owner, the City will file an application for eminent domain proceedings. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule.

Action/Recommendation: The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required total acquisition at 1925 Ellis Boulevard NW, owned by Neal G. & Stephanie H. Gilbertson.

Alternative Recommendation: If Council does not refer this matter to the Linn County Compensation Commission to obtain the required total acquisition the City would need to adjust the FCS Master Plan.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 331/331100/3311200 – FCS 7972 ARPA 18522

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

Recommended by Council Committee: NA
Explanation: NA

ENG
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3311200-00
7972
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RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a total acquisition is necessary for West Side Flood Control System project, (CIP No. 3311200-00), and

WHEREAS, the entire property is required for the project and is located at 1925 Ellis Boulevard NW, and the owner of said property is Neal G. & Stephanie H. Gilbertson, and

WHEREAS, the City has initiated negotiations with Neal G. & Stephanie H. Gilbertson for the total acquisition and has made good faith effort to acquire the property, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the property, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331100, Project 3311200, FCS), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer this total acquisition of this property to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

NW 50 FEET OF THE SE 259 ¾ FEET OF LOT 13, IRREGULAR SURVEY OF GOVERNMENT LOT 6, SECTION 17-83-7, LINN COUNTY, IOWA.

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

0 FEET 400

3311300

Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.dwg

Council Agenda Item Cover Sheet

Submitting Department: Human Resources

Presenter at Meeting: Rachelle Stewart

Contact Person: Rachelle Stewart **Cell Phone Number:** 319-249-9551
E-mail Address: r.stewart@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution authorizing the elimination of the Construction Review Specialist classification and addition of a Construction Project Engineer classification.

CIP/DID #HR0089

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

Background: The PW Engineering department proposes eliminating the Construction Review Specialist classification and adding a Construction Project Engineer position to meet the needs of the department and the City.

Action/Recommendation: Approve the elimination of Construction Review Specialist and the addition of Construction Project Engineer position.

Alternative Recommendation: n/a

Time Sensitivity:

Resolution Date: 3/28/2023

Budget Information: n/a

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

HR
FIN
ENG
HR0089

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City has identified a need to have one position to manage federal aid construction projects and inspections for CIP projects of the PW Engineering department and the City, the City proposes eliminating the current Construction Review Specialist classification and adding the Construction Project Engineer classification.

WHEREAS, the PW Engineering department is eliminating the classification of Construction Review Specialist and adding the classification of Construction Project Engineer,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the PW Engineering department is hereby authorized to add the classification of Construction Project Engineer and eliminate the classification of Construction Review Specialist.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Information Technology

Presenter at Meeting: Julie Macauley

Contact Person: Julie Macauley **Cell Phone Number:** 319-929-0594
E-mail Address: J.Macauley@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
Resolution approving the Business Travel Report for Robert Covill, Systems Support Administrator, to attend the Midwest Management Summit in Bloomington, MN from April 30, 2023 – May 5, 2023 for an estimated amount of $3,239.00
CIP/DID #IT2023-005

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

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

The Midwest Management Summit offers technical sessions on systems such as Intune and Microsoft Endpoint Management Configuration Manager. The training program provides in-depth sessions that improves computer updates and management for all devices used in the City.

Action/Recommendation: The Information Technology Department requests approval for Robert Covill to attend the Midwest Management Summit in Bloomington, MN from April 30, 2023 – May 5, 2023.

Alternative Recommendation:

Time Sensitivity: N/A

Resolution Date: 3/28/23

Budget Information: 542102-101-109210

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

IT
FIN
IT2023-005

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Information Technology Department recommends that Robert Covill, Systems Support Administrator, be authorized to attend the Midwest Management Summit in Bloomington, MN from April 30, 2023 to May 5, 2023, and

WHEREAS, the estimated costs are $3,239.00, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by the Information Technology Department, be hereby approved for Robert Covill to attend the Midwest Management Summit in Bloomington, MN from April 30, 2023 to May 5, 2023 for an estimated amount of $3,239.00. The trip cost will be funded from the Information Technology Department fiscal year 2023 budget and coded to 542102-101-109210.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Scott Mather

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

Description of Agenda Item: Motions setting public hearings
Motion setting a public hearing for April 11, 2023, to consider a Development Agreement with Collins Aerospace an expansion project at 400 Collins Road NE. CIP/DID#TIF-0078-2023

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

Background: On April 11, 2023, the City Council will hold a public hearing to consider the Development Agreement with Collins Aerospace for the redevelopment of property at 400 Collins Road NE. On March 14, 2023, the City Council authorized a project term sheet which outlined preliminary deal points which would be included in a development agreement.

The following is summary of the proposed terms of the Agreement:

- Minimum Investment: $22 million
- Minimum Improvements
  - Renovation of an existing 20,000 square ft manufacturing building
    - 6,000 square ft class 100 clean room
    - 5,000 square ft plating area
    - additional lab support and office space
- Timeline
  - Commencement April 2023; completion January 2026
- Employment Threshold
  - Company shall retain 25 existing employees and create no less than 16 additional full-time employees
  - No less than 41 employees shall be paid at or above the High-Quality Jobs Program threshold
- Incentives
  - City to provide three (3) annual payments of $350,000 (“Economic Development Grants”) commencing in August 2025 and thereafter annually through August 2027
  - The Economic Development Grants are to be solely from the Rockwell TIF

Action/Recommendation: City staff recommends approving the Resolution
Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA

Resolution Date: April 11, 2023
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

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

Description of Agenda Item: Motions setting public hearings
April 11, 2023 - to consider amendments to the Section 8 Housing Choice Voucher (HCV) Program Public Housing Agency (PHA) Annual Plan and Administrative Plan.
CIP/DID #OB363680

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

Background: The City of Cedar Rapids Housing Services Office administers the Section 8 Housing Choice Voucher (HCV) Program as the Public Housing Agency (PHA) of Linn and Benton Counties. The program is federally funded by the U.S. Department of Housing & Urban Development (HUD) and is designed to accommodate very low-income families and individuals with rental assistance for decent, safe, and sanitary housing, provided by private owners and rental agents. On average, the program assists 1,100 families with rent assistance per year.

Annually, HUD requires Public Housing Authorities to amend Administrative Plans to ensure consistency with current Federal, State, and local regulations. In addition, discretionary amendments are proposed to address emerging issues or enhance service delivery. These amendments must be submitted to HUD, as part of the PHA Annual Plan.

Proposed Changes:

Discretionary Changes

- Remove policy on closing of waiting list. Information is provided on both the opening and closing of the waiting list in the same publication, as this has traditionally happened on the same day.
- Policy clarification on how changes of information will be accepted, clarifying that changes cannot be accepted over the phone, but email is an allowable form of written communication.
- Adding Emergency Housing Vouchers (EHV) information under special admissions, since referrals for these 44 vouchers come directly from coordinated entry and are funded separately from the HCV program.
- Adding special use vouchers to the local preferences, to allow participants to continue to receive housing assistance when special voucher funding ends, through the HCV program. This will increase stability for these households and reduce the likelihood of them experiencing homelessness.

- Update policies to remove mailing requirements of notices. Notices will be mailed if households are non-responsive to requests in other forms, or if households have requested notices by mail. New software will allow those who are able to log into a secure portal to send and receive information.
- Update Smoke Detector & Carbon Monoxide Detectors to match requirements of State and local code.
- Clarify policy on termination of an initial lease term.
- Update policy on portable vouchers to utilize the last income reexamination, provided by the initial PHA.
- Make corrections that were missed in previous updates to the plan.
- Allow requests for a hearing to be completed via email.

Regulatory Changes

- Allow an initial lease term of under one year for HUD-VASH voucher holders
- Update Family Self-Sufficiency Program (FSS) Policies to reflect recent changes in regulations regarding forfeiture of escrow necessary documentation required for graduation of the FSS program.

The proposed changes are available on the City's website or by request through the Housing Services office through April 11, 2023. These plans are due to HUD no later than April 14, 2023.

Action/Recommendation: City staff recommends holding the public hearing.

Alternative Recommendation: Table the resolution and request additional information.

Time Sensitivity: Plans are due to HUD no later than April 14, 2023.

Resolution Date: NA

Budget Information: NA

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

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

Council Agenda Item Cover Sheet

Submitting Department: 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. Buffalo Wild Wings, 2020 Edgewood Road SW.
b. Casey's General Store #2780, 5555 Edgewood Road NE.
c. Casey's General Store #2792, 9001 6th Street SW.
d. Cedar Rapids Country Club, 550 27th Street Drive SE.
e. Discount Liquor, 2933 1st Avenue SE.
f. Fat Wally's, 429 2nd Avenue SE.
g. Hawkeye Downs BP, 4713 6th Street SW (new – change in license class).
h. HuHot Mongolian Grill, 4444 1st Avenue NE, Suite 560.
i. Hy-Vee Drugstore #1, 1520 6th Street SW.
j. Jersey's Pub & Grub, 5761 C Street SW.
k. Matthew 25, 437 G Avenue NW (8-month seasonal license for the Urban Market).
l. McGrath Amphitheatre Cedar Rapids, 475 1st Street SW (8-month seasonal license).
m. Roscoe's Pizza, 212 Edgewood Road NW (new – change in license class).
n. Sag Wagon, 827 Shaver Road NE.
o. Sandlot Sports, 4655 Tower Terrace Road NE (new - change in license class).
p. Townsquare Media, Purchase, NY (5-day license for an event at the DoubleTree by Hilton Convention Center, 350 1st Avenue NE).
q. Twin Pines Golf Course, 3800 42nd Street NE (new - change in license class).
r. Uptown Liquor & Tobacco, 2000 Wiley Blvd SW, Suite 106.

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: Deputy Chief Jonker

From: Lt. Paulsen

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: 3/22/2023

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Buffalo Wild Wings - Edgewood 2020 EDGEWOOD RD SW	17	0	0	2
Casey's General Store #2780 5555 EDGEWOOD RD NE	35	0	0	2
Casey's General Store #2792 9001 6TH ST SW	115	1	0	10
Cedar Rapids Country Club 550 27TH ST DR SE	15	0	0	0
Discount Liquor 2933 1ST AVE SE	3	0	0	0
Fat Wally's 429 2ND AVE SE	14	1	0	3
Hawkeye Downs BP 4713 6TH ST SW	17	0	0	2
HuHot Mongolian Grill 4444 1ST AVE NE	5	0	0	1
Hy-Vee Drugstore #1 1520 6TH ST SW	320	3	0	10
Jersey's Pub & Grub (C Street) 5761 C ST SW	5	0	0	1
Matthew 25 437 G AVE NW	1	0	0	1
McGrath Amphitheatre Cedar Rapids 475 1st ST SW	40	2	0	2
Roscoe's Pizza 212 EDGEWOOD RD NW	0	0	0	0
Sag Wagon 827 SHAVER RD NE	48	0	0	2

Sandlot Sports 4655 Tower Terrace RD NE	5	0	0	0
Townsquare Media 1 Manhattanville RD	0	0	0	0
Twin Pines Golf Course 3800 42ND ST NE	139	0	0	1
Uptown Liquor & Tobacco 2000 WILEY Blvd SW	27	0	0	3

Council Agenda Item Cover Sheet

Submitting Department: Finance

Presenter at Meeting: Heidi Stiffler

Contact Person: Heidi Stiffler **Phone Number/Ext.:** 5824
E-mail Address: h.stiffler@cedar-rapids.org

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

a. Payment of bills. CIP/DID #FIN2023-01
b. Payroll. CIP/DID #FIN2023-02
c. Transfer of funds. CIP/DID #FIN2023-03

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: March 28, 2023

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 28th day of March, 2023, has been examined and approved by the proper departments,

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

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

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FIN2023-02

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 Interim Finance Director be and is hereby authorized and directed to issue checks in favor of the holders thereof and for various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

Department		Total	Department		Total
Animal Control	$	23,444.34	Human Resources	$	28,425.87
Aquatics Operation	$	12,905.76	Information Technology	$	107,752.02
Attorney	$	25,261.60	Joint Communications	$	68,048.90
Building Services Division	$	92,460.41	Parks Operations	$	92,477.20
CD – Federal Programs	$	32,484.39	Library Grants	$	2,000.00
CR Public Library	$	155,848.91	Police	$	860,938.10
City Manager	$	73,714.01	Public Works	$	22,908.47
Civil Rights	$	12,421.24	PW – Engineering	$	133,501.19
Clerk	$	10,793.60	Purchasing Services	$	15,772.80
Comm Develop – DOD	$	31,498.56	Recreation	$	38,247.34
Council	$	9,076.29	Right of Way	$	16,066.05
Development Services	$	48,366.27	Sewer Operations	$	74,515.57
Facilities Maint Service	$	58,482.94	Street Operations	$	170,079.30
Finance	$	13,697.06	Traffic Engineering	$	59,130.38
Finance – Analysts	$	16,816.55	Transit	$	130,485.76
Financial Operations	$	69,522.32	Utilities	$	14,158.87
Fire	$	487,822.00	Utilities - Solid Waste	$	110,514.28
Five Seasons Parking	$	3,668.80	Veterans Memorial	$	20,372.38
Fleet Maintenance	$	89,068.08	Water Operations	$	298,273.36
Golf Operations	$	22,114.52	Water Pollution Control	$	221,545.08
			Grand Total	**$**	**3,774,680.57**

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

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RESOLUTION NO. LEG_NUM_TAG

TRANSFER OF FUNDS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Interim Finance Director is hereby authorized and directed to transfer funds as per the attached listing.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer automated traffic camera revenue to automated traffic camera revenue fund	Joint Comm - Improvements	$ 1,000,000.00	$ -
Transfer automated traffic camera revenue to automated traffic camera revenue fund	Police - Traffic Cameras	$ -	$ (1,000,000.00)
Transfer automated traffic camera funds for City Hall Annex project	Police - Traffic Cameras	$ 500,000.00	$ -
Transfer automated traffic camera funds for City Hall Annex project	Improvements - Miscellaneous	$ -	$ (500,000.00)
To transfer operational funds for organizational health cost sharing	Training and Development	$ 8,375.12	$ -
To transfer operational funds for organizational health cost sharing	WPC - Operations	$ 874.59	$ -
To transfer operational funds for organizational health cost sharing	Water - Operations	$ 1,249.30	$ -
To transfer operational funds for organizational health cost sharing	Solid Waste - Operations	$ 374.71	$ -
To transfer operational funds for organizational health cost sharing	General Fund - 101	$ -	$ (10,873.72)
Transfer streets local options sales tax revenue for capital projects	Streets-Local Option Sales Tax	$ 1,565,842.85	$ -
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (166,124.32)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (158,085.43)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (82,332.19)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (80,021.96)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (68,110.29)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (59,106.91)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (50,078.14)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (49,791.16)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (36,022.13)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (29,242.57)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (24,770.67)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (23,481.00)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (22,414.16)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (21,042.00)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (13,745.75)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (13,458.73)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (13,309.52)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (8,752.50)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (6,927.16)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (6,478.28)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (6,452.86)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (6,410.32)
Transfer streets local options sales tax revenue for capital projects	Improvements - Bridge	$ -	$ (6,277.31)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (4,887.35)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (4,606.00)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (3,444.73)

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (2,955.08)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (2,157.25)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (1,812.66)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (1,666.55)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (1,449.75)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (1,254.00)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (918.82)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (913.33)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (913.32)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (685.01)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (593.68)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (593.67)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (502.34)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (502.34)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (489.75)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (487.10)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (274.65)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (245.19)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (233.83)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (207.34)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (204.60)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (204.60)
Transfer streets local options sales tax revenue for capital projects	Improvements - Bridge	$ -	$ (167.83)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (81.18)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (58.46)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (58.46)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (56.00)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (40.59)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (29.23)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (27.28)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (22.20)
Transfer streets local options sales tax revenue for capital projects	Improvements - Streets	$ -	$ (580,663.32)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Iowa Flood Mitigation Program	$ 2,280,208.63	$ -
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (1,057,972.44)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (1,641.00)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (3,553.58)

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (3,572.29)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (10,769.59)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (15,899.24)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (16,163.50)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (326,215.75)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (250,378.12)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (155,513.87)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (153,197.71)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (138,944.47)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (98,506.32)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (28,186.31)
Transfer Iowa Flood Mitigation revenue for Flood Control capital projects	Flood Control System	$ -	$ (19,694.44)
Transfer American Rescue Plan revenue for Flood Control capital projects	Coronavirus Fiscal Recovery	$ 96,596.95	$ -
Transfer American Rescue Plan revenue for Flood Control capital projects	Flood Control System	$ -	$ (76,656.95)
Transfer American Rescue Plan revenue for Flood Control capital projects	Flood Control System	$ -	$ (19,940.00)
Transfer general fund revenue to fund expenses associated with purchase of 1842 Ellis Boulevard NW	General Fund - 101	$ 463.67	$ -
Transfer general fund revenue to fund expenses associated with purchase of 1842 Ellis Boulevard NW	City Real Estate Disposal	$ -	$ (463.67)
Transfer general fund revenue for Library project	General Fund - 101	$ 7,993.53	$ -
Transfer general fund revenue for Library project	Public Library Grants	$ -	$ (7,993.53)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2014B (taxable)	$ 31,801.04	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2015B (taxable)	$ 5,791.15	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2016A	$ 853.04	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2017A	$ 188.02	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2018A	$ 312.83	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2019A	$ 1,175.23	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2019B (taxable)	$ 37,991.67	$ -

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2020A	$ 4,502.60	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2020B (taxable)	$ 40,330.95	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2021A	$ 1,336.79	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2021B (taxable)	$ 62,463.21	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2022A	$ 2,308.19	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Central Business District	$ 326,662.63	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Youngs Hill Kingston	$ 25,936.66	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Riverside Oak Hill	$ 25,236.60	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Coe Mt Vernon	$ 20,702.46	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Cedar Lake Daniels	$ 5,564.07	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Time Check St Pat's	$ 9,969.73	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Mid Town	$ 128,319.90	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Council Street	$ 18,444.38	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Earhart Lane	$ 6,261.08	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Edgewood Town Center URA	$ 3,742.96	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF Commerce Park URA	$ 5,949.73	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	TIF West Side Corp Park URA	$ 8,552.83	$ -
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2006	$ -	$ (908.33)

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Golf - Debt	$ -	$ (7,691.20)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2015	$ -	$ (5,531.25)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2018A	$ -	$ (4,241.67)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2018B (taxable)	$ -	$ (55,530.21)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2019A	$ -	$ (3,159.90)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2020A	$ -	$ (52,706.77)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2020B (taxable)	$ -	$ (66,136.46)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2021A	$ -	$ (23,929.17)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds – 2022B (taxable)	$ -	$ (25,724.36)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Alliant Energy PowerHouse-Debt	$ -	$ (238,974.58)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Paramount - Debt	$ -	$ (2,655.76)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Doubletree Hotel - Debt	$ -	$ (247,318.54)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Parking - Debt	$ -	$ (18,747.52)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	Transit - Debt	$ -	$ (329.74)
Transfer tax increment revenue, operating revenue and debt service fund revenue for debt expenditures	GO Bonds - 2013B	$ -	$ (20,812.29)
Transfer funds and record staff time billing relating to January 2023	Improvements - Streets	$ 21,732.06	$ -
Transfer funds and record staff time billing relating to January 2023	Stormwater-Operations	$ 20,523.95	$ -
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (130.22)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (5,132.12)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (460.47)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (5.46)

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (1,222.21)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (1,461.29)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (54.56)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (27.28)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (16,407.07)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (5.46)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (1,997.97)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (451.32)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (5.46)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (187.90)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (5.46)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (54.56)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (866.41)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (114.51)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (183.62)
Transfer funds and record staff time billing relating to January 2023	Improvements - Stormwater	$ -	$ (162.37)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (932.39)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (6,655.72)
Transfer funds and record staff time billing relating to January 2023	Improvements - Trail	$ -	$ (5,732.18)
Transfer from special revenue fund for operating uses and capital projects	Road Use Tax	$ 1,151,368.33	$ -
Transfer from special revenue fund for operating uses and capital projects	Road Use Tax	$ 183,333.35	$ -
Transfer from special revenue fund for operating uses and capital projects	General Fund - 101	$ -	$ (111,000.00)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Streets	$ -	$ (5,000.00)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Streets	$ -	$ (16,666.67)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Streets	$ -	$ (22,916.67)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Streets	$ -	$ (83,333.33)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Streets	$ -	$ (12,500.00)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Bridge	$ -	$ (17,916.67)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Traffic	$ -	$ (4,166.67)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Trail	$ -	$ (16,666.67)
Transfer from special revenue fund for operating uses and capital projects	Improvements - Trail	$ -	$ (4,166.67)
Transfer from special revenue fund for operating uses and capital projects	General Fund - 101	$ -	$ (164,583.33)
Transfer from special revenue fund for operating uses and capital projects	General Fund - 101	$ -	$ (871,304.17)
Transfer from special revenue fund for operating uses and capital projects	General Fund - 101	$ -	$ (4,480.83)
Transfer from special revenue fund for operating and debt uses	Hotel Motel Tax	$ 53,440.29	$ -
Transfer from special revenue fund for operating and debt uses	General Fund - 101	$ -	$ (843.94)

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer from special revenue fund for operating and debt uses	General Fund - 101	$ -	$ (2,083.33)
Transfer from special revenue fund for operating and debt uses	Alliant Energy PowerHouse-Debt	$ -	$ (7,179.69)
Transfer from special revenue fund for operating and debt uses	Doubletree Hotel - Debt	$ -	$ (33,333.33)
Transfer from special revenue fund for operating and debt uses	Economic Development Fund	$ -	$ (10,000.00)
Transfer from utility operations for internal staff costs and street sweeping	Stormwater-Operations	$ 38,420.44	$ -
Transfer from utility operations for internal staff costs and street sweeping	Sanitary Sewer - Operations	$ 920.43	$ -
Transfer from utility operations for internal staff costs and street sweeping	General Fund - 101	$ -	$ (39,340.87)
Transfer from facility operations for shared staff costs	Facility Maint - Operations	$ 3,502.20	$ -
Transfer from facility operations for shared staff costs	Fleet - Operations	$ -	$ (3,502.20)
Transfer from utility operations for communication services and associated costs	WPC - Operations	$ 2,598.02	$ -
Transfer from utility operations for communication services and associated costs	Water - Operations	$ 2,598.02	$ -
Transfer from utility operations for communication services and associated costs	Solid Waste - Operations	$ 2,598.02	$ -
Transfer from utility operations for communication services and associated costs	General Fund - 101	$ -	$ (7,794.06)
Transfer from special revenue funds for capital projects	New Ballpark Contributions	$ 27,500.00	$ -
Transfer from special revenue funds for capital projects	Improvements - Vets Stadium	$ -	$ (27,500.00)
Transfer from utility operations for development services and associated costs	Water - Operations	$ 10,277.40	$ -
Transfer from utility operations for development services and associated costs	General Fund - 101	$ -	$ (10,277.40)
Transfer from general fund for economic development program	General Fund - 101	$ 32,500.00	$ -
Transfer from general fund for economic development program	Economic Development Fund	$ -	$ (17,083.33)
Transfer from general fund for economic development program	Economic Development Fund	$ -	$ (15,416.67)
Transfer from utility operations for fleet expenses related to sharing of equipment	Stormwater-Operations	$ 16,498.68	$ -
Transfer from utility operations for fleet expenses related to sharing of equipment	Sanitary Sewer - Operations	$ -	$ (16,498.68)
Transfer from utility operations for internal staff costs associated with stormwater costs	Stormwater-Operations	$ 10,000.00	$ -
Transfer from utility operations for internal staff costs associated with stormwater costs	General Fund - 101	$ -	$ (10,000.00)
Transfer from utility operations for information technology services	WPC - Operations	$ 6,435.90	$ -
Transfer from utility operations for information technology services	Water - Operations	$ 7,940.07	$ -
Transfer from utility operations for information technology services	General Fund - 101	$ -	$ (14,375.97)
Transfer from general fund for internal staff costs associated with the Americans with Disabilities Act capital projects	General Fund - 101	$ 7,260.32	$ -
Transfer from general fund for internal staff costs associated with the Americans with Disabilities Act capital projects	Facility Maint - Operations	$ -	$ (7,260.32)
Transfer from utility operations for sustainability program	Water - Operations	$ 9,604.90	$ -
Transfer from utility operations for sustainability program	General Fund - 101	$ -	$ (9,604.90)
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 106,701.50	$ -

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 30,486.17	$ -
Transfer from trust and agency funds for employee benefit expenses	Police 411 Pension	$ 330,578.92	$ -
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 868,855.33	$ -
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 243,889.17	$ -
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 15,243.08	$ -
Transfer from trust and agency funds for employee benefit expenses	Fire 411 Pension	$ 177,091.92	$ -
Transfer from trust and agency funds for employee benefit expenses	Payroll Funds	$ 259,132.25	$ -
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (330,578.92)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (177,091.92)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (106,701.50)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (243,889.17)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (15,243.08)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (868,855.33)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (30,486.17)
Transfer from trust and agency funds for employee benefit expenses	General Fund - 101	$ -	$ (259,132.25)
Transfer from risk funds for internal staff and associated operating costs	Risk - Liability and Property	$ 34,077.49	$ -
Transfer from risk funds for internal staff and associated operating costs	Risk - Workers Compensation	$ 49,106.27	$ -
Transfer from risk funds for internal staff and associated operating costs	General Fund - 101	$ -	$ (16,160.82)
Transfer from risk funds for internal staff and associated operating costs	General Fund - 101	$ -	$ (17,916.67)
Transfer from risk funds for internal staff and associated operating costs	General Fund - 101	$ -	$ (44,281.27)
Transfer from risk funds for internal staff and associated operating costs	General Fund - 101	$ -	$ (4,825.00)
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Riverside Oak Hill	$ 411.58	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Central Business District	$ 264.17	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Mid Town	$ 3,926.08	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Central Business District	$ 35,214.00	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Cedarapids No. 2	$ 226.50	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Mid Town	$ 916.42	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Riverside Oak Hill	$ 1,414.08	$ -

TRANSFER RESOLUTION: FEBRUARY, 2023 **FISCAL YEAR 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Director is hereby authorized and directed to transfer funds as follows:

Purpose	Fund Name	Transfer Out Amount	Transfer In Amount
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	TIF Coe Mt Vernon	$ 3,754.58	$ -
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	SSMID - Medical District	$ -	$ (9,094.74)
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	SSMID - Czech Village New Bo	$ -	$ (490.67)
Transfer from special revenue funds for Self-Supported Municipal Improvement District uses	SSMID - Downtown	$ -	$ (36,542.00)

Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Patricia Hall

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: CONSENT AGENDA
1. Resolutions approving assessment actions:

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

CIP/DID #SWM-005-23

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

Background: The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

Action/Recommendation: The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

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

Time Sensitivity:

Resolution Date: 3/28/2023

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

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

NUISANCE ABATEMENTS

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City invoice, and

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, April 26, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

INTENT TO ASSESS 3/28/2023

			INTENT TO ASSESS 3/28/2023
#	Balance Due	District #	Premise Address
1	632.00	3	515 14th St SE
2	646.00	3	1426 3rd Ave SE
3	305.00	4	1117 10th St NW
4	1,062.58	1	2962 Circle Dr NE
5	602.00	5	821 20th Ave SW
6	94.00	2	1959 2nd Ave SE
	$3,341.58		Grand Total
	6		Number of Properties

Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Patricia Hall

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Resolutions approving assessment actions:

a. Levy Assessment – Solid Waste and Recycling – cleanup costs – 23 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 February 14, 2023).

CIP/DID #SWM—003-23

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

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

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

The Notice of Intent to Assess these properties were approved by Resolution No. 0181-02-23, February 14, 2023.

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

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

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

Time Sensitivity:

Resolution Date: 3/28/2023

Budget Information:

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

SWM
TRS
LC TRS
SWM-003-23

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) 3/28/2023

			LEVY ASSESSMENT 3/28/2023
#	Balance Due	District #	Premise Address
1	331.00	3	1912 A Ave NE
2	305.00	3	454 8th Ave SW
3	383.00	2	1128 31st St NE
4	347.00	3	350 17th St SE
5	333.00	2	108 24th St NE
6	303.00	3	1406 36th St SE
7	293.00	3	1529 6th Ave SE
8	359.00	1	1624 9th St NW
9	652.00	3	1207 5th Ave SE
10	720.00	4	230 11th St NW
11	383.00	3	1802 Bever Ave SE
12	293.00	2	138 33rd St Dr SE
13	852.00	4	1022 Yuma Ct NW
14	1,687.00	2	870 Oakland Rd NE
15	548.00	4	829 E Ave NW
16	488.00	3	1529 3rd St SW
17	543.00	1	1051 12th St NE
18	293.00	4	1525 9th Ave SW
19	361.00	3	1715 Americus Dr SE
20	339.00	3	1106 9th St SE
21	351.00	3	810 19th Ave SE
22	144.00	3	315 18th St SE
23	293.00	3	1817 B Ave NE
	10.601.00		Grand Total
	23		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 #WTR032823-01

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: March 28, 2023

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WTR
FIN
TRS
WTR032823-01

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 9th day of May 2023. Notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 1100 a.m., May 9, 2023.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LIEN INTENTS 3/28/2023			
#	Balance Due	Premise Address	Council District #
1	$ 311.22	243 34TH STREET DR SE	2
2	$ 388.42	364 30TH ST SE	2
3	$ 384.21	369 15TH ST SE - UP&LOW	3
4	$ 161.75	414 18TH ST SE	3
5	$ 137.29	415 26TH ST SE	3
6	$ 156.53	602 32ND ST NE	2
7	$ 89.43	732 16TH ST NW	4
8	$ 169.07	807 2ND AVE SW - WEST	4
9	$ 180.11	836 9TH ST SW	4
10	$ 90.71	854 CAMBURN CT SE - BSOUTH	3
11	$ 605.81	1200 CAPITAL DR SW	5
12	$ 127.27	1234 19TH AVE SW	5
13	$ 295.39	1292 30TH ST NE	2
14	$ 97.94	1317 11TH ST NW	1
15	$ 331.61	1403 WASHINGTON AVE SE	3
16	$ 307.14	1428 5TH AVE SE	3
17	$ 313.16	1554 4TH AVE SE	3
18	$ 188.82	1621 10TH ST NW #C	1
19	$ 212.89	1635 14TH AVE SE	3
20	$ 390.83	1746 RICHMOND RD NE	1
21	$ 213.10	1800 5TH AVE SE	3
22	$ 224.33	1805 HIGLEY AVE SE	3
23	$ 178.29	2001 LAUREN DR SW	3
24	$ 1,935.93	2020 GRANDE AVE SE	2
25	$ 493.88	2021 GRANDE AVE SE	2
26	$ 281.55	2421 4TH AVE SE	3
27	$ 209.72	2909 BEVER AVE SE	3
28	$ 320.46	2937 MEADOWBROOK DR SE	3
29	$ 145.48	3000 SPRUCE AVE SE	3
30	$ 169.62	3209 DALEWOOD AVE SE	3
31	$ 216.81	3233 SOUTTER AVE SE	3
32	$ 222.09	3726 ROGERS RD NW	County
33	$ 39.12	5009 BROADLAWN DR SE	3
34	$ 1,043.80	5100 FOUNTAINS DR NE #100	1
35	$ 192.30	5220 PINE GROVE DR NE	1
	$ 10,826.08	**Grand Total**	
	35	**Number of Properties**	
	$ 39.12	**Balance Due - Low**	
	$ 1,935.93	**Balance Due - High**	

Council Agenda **Item Cover Sheet**

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: r.hesemann@cedar-rapids.org

Description of Agenda Item: Intent and levy assessments
Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 25 properties.
CIP/DID #WTR021423-01

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. 0182-02-23 on February 14, 2023.

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

Action/Recommendation: The Utilities Department – Water Division recommends that the Resolution to Levy Special Assessments be hereby approved.

Alternative Recommendation: The City Council could decide not to lien delinquent municipal utility bills by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WTR
LC TRS
FIN
TRS
WTR021423-01

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) 3/28/2023

SPECIAL ASSESSMENTS 3/28/2023			
LIEN INTENTS 2/14/2023			
#	Balance Due	Premise Address	Council District #
1	$ 198.83	130 OUTLOOK DR SW	5
2	$ 284.43	222 15TH ST NE	3
3	$ 236.79	225 34TH STREET DR SE	2
4	$ 65.24	346 2ND AVE SW #203	3
5	$ 283.60	420 2ND ST SW	3
6	$ 328.23	502 12TH ST SE	3
7	$ 569.88	911 C AVE NW - UPPER	4
8	$ 379.38	925 60TH AVE SW	5
9	$ 178.74	1004 7TH ST SE	3
10	$ 212.74	1021 1ST AVE SW - UPPER	4
11	$ 259.31	1108 15TH ST SE	3
12	$ 151.23	1124 K ST SW	3
13	$ 294.29	1137 15TH ST SE	3
14	$ 181.02	1335 30TH ST SE	3
15	$ 98.68	1400 5TH AVE SE	3
16	$ 308.12	1413 4TH AVE SE	3
17	$ 60.13	1502 MT VERNON RD SE	3
18	$ 308.67	1527 4TH AVE SE	3
19	$ 530.25	1551 6TH AVE SE	3
20	$ 175.00	1629 9TH ST NW	1
21	$ 246.79	1800 5TH AVE SE	3
22	$ 253.72	1840 HIGLEY AVE SE	3
23	$ 547.84	2230 WILEY BLVD SW	5
24	$ 306.36	3640 E AVE NW	4
25	$ 50.93	5480 VERMONT ST SW	5
	$ 6,510.20	**Grand Total**	
	25	**Number of Properties**	
	$ 50.93	**Balance Due - Low**	
	$ 569.88	**Balance Due - High**	

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Roy Hesemann

Contact Person: Roy Hesemann **Cell Phone Number:** 319-521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: Maintenance bonds
Water system improvements in Woodlawn Park 1st Addition and 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of $37,750.
CIP/DID #2022042-01

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

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

The Developer, Graham Construction Company, Inc., was granted permission by the Water Division to install 6-inch water main and appurtenances in Woodlawn Park 1st Addition (Project No. 2022042). The Contractor, Schrader Excavating and Grading Co. has installed 48 feet of 6-inch DIP water main and appurtenances on Rockford Road SW.

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

Action/Recommendation: The Utilities Department – Water Division is recommending acceptance of the water system improvements installed for Woodlawn Park 1st Addition (Project No. 2022042) and the Contractor's 4-year Maintenance Bond #54249198, in the amount of $37,750 submitted by Schrader Excavating and Grading Co.

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

Time Sensitivity: None, routine item

Resolution Date: 3/28/2023

Budget Information: N/A

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WTR
FIN
AUD FILE
2022042-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Developer, Graham Construction Company, Inc., was granted permission by the Utilities Department - Water Division to install 48 feet of 6-inch DIP water main and appurtenances on Rockford Road SW (Project No. 2020042) all in Woodlawn Park 1st Addition to the City of Cedar Rapids, and

WHEREAS, said work has now been completed and Schrader Excavating and Grading Co. of Walford, Iowa, as Principal, has filed a 4-year Maintenance Bond (Bond No. 54249198) executed by United Fire & Casualty Company, as Surety, in the sum of $37,750 (Thirty Seven Thousand Seven Hundred Fifty Dollars and No/100) covering said work

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains and appurtenances installed in Woodlawn Park 1st Addition (Project No. 2022042) be hereby accepted, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond submitted by Schrader Excavating and Grading Co., as Principal, and executed by United Fire & Casualty Company, as Surety, be hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

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

Description of Agenda Item: Accept projects
Resolution accepting project, authorizing final payment in the amount of $86,833.97 and approving the 4-year Performance Bond submitted by Eastern Iowa Excavating & Concrete, LLC for the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project (original contract amount was $1,699,653.35; final contract amount is $1,736,679.36) **(Paving for Progress).**
CIP/DID #3012286-04

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

Background: Construction has been substantially completed by Eastern Iowa Excavating & Concrete, LLC for the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project. This is an approved Capital Improvements Project (CIP No. 3012286-04) with a final construction contract amount of $1,736,679.36. Funding resources for this project were approved in FY 23 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $86,833.97.

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

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012286 SLOST

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

ENG
FIN
TRS
3012286-04
7970

ESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project (Contract No. 3012286-04), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated March 8, 2022, in the amount of $1,699,653.35 covering said work filed by Eastern Iowa Excavating & Concrete, LLC and executed by West Bend Mutual Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	$1,699,653.35
Change Order No. 1	55,086.99
Change Order No. 2	2,518.00
Change Order No. 3	47,266.91
Change Order No. 4	119,211.30
Change Order No. 5	1,018.64
Change Order No. 6 Final	(188,075.83)
Amended Contract Amount	$1,736,679.36

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street project (Contract No. 3012286-04) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $86,833.97 to Eastern Iowa Excavating & Concrete, LLC as final payment.

The final contract price is $1,736,679.36 distributed as follows: $1,656,668.83 301-301000-7970-3012286-04; $70,305.53 625-625000-6250051-6252019081: $9,705 655-655000-65585-6550043

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.

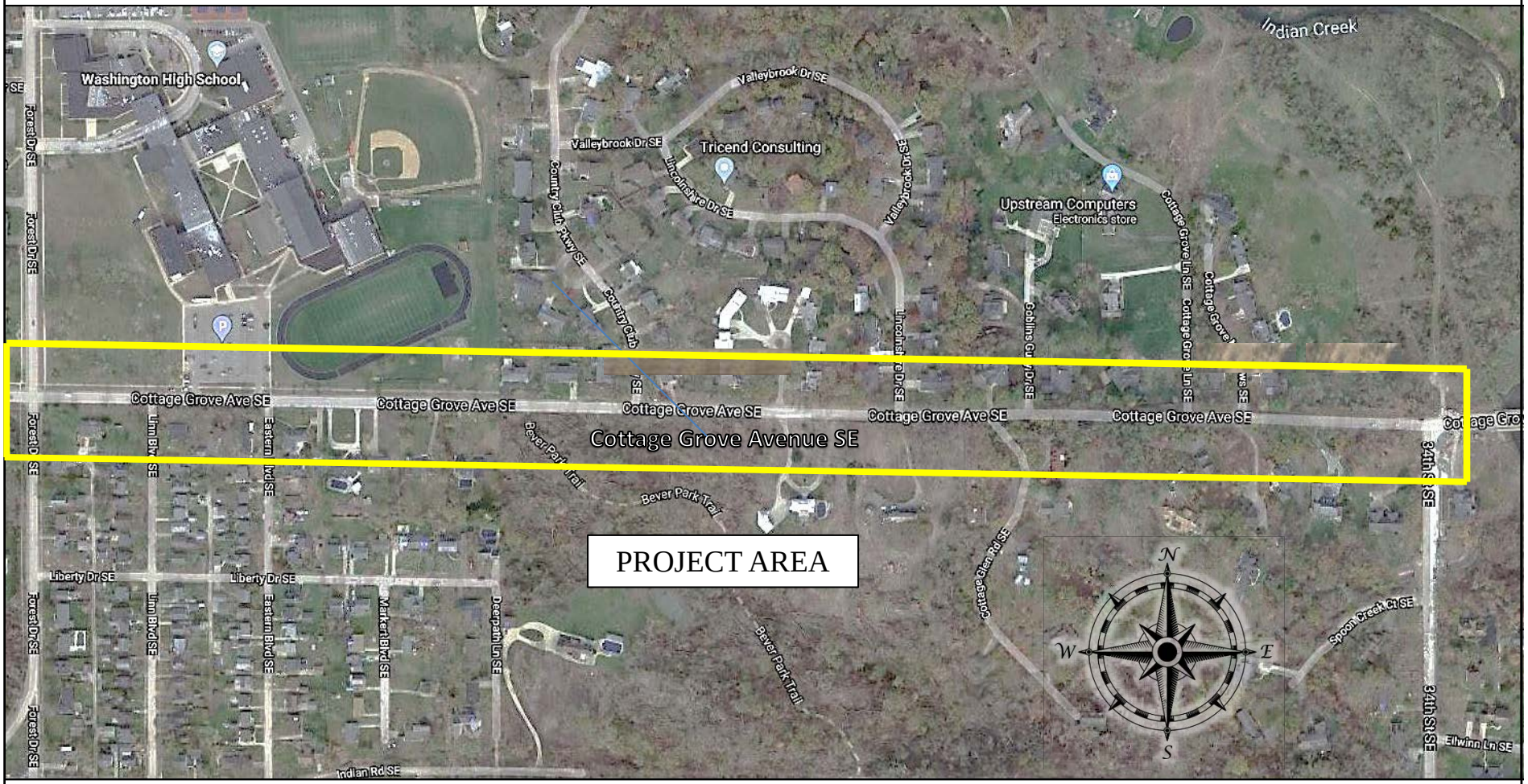
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons®

Cottage Grove Avenue SE Improvements from Forest Drive to 34th Street

PROJECT #3012286-04

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Brenna Fall, PE

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

Description of Agenda Item: Accept projects
Resolution accepting project, authorizing final payment in the amount of $46,887.25 and approving the 4-year Performance Bond submitted by Midwest Concrete, Inc. for the Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project (original contract amount was $910,578.37; final contract amount is $937,744.93).
CIP/DID #301876-04

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

Background: Construction has been substantially completed by Midwest Concrete, Inc. for the Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project. This is an approved Capital Improvements Project (CIP No. 301876-04) with a final construction contract amount of $937,744.93. Funding resources for this project were approved in FY23 and prior years and the project is completed within the approved budget.

Action/Recommendation: The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of $46,887.25.

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

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/301878, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
301876-04

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Engineer certifies construction contract work on the Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project (Contract No. 301876-04), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond dated March 22, 2022, in the amount of $895,578.37 covering said work filed by Midwest Concrete, Inc. and executed by West Bend Mutual Insurance Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	$895,578.37
Original Incentive Value	15,000.00
Change Order No. 1	8,746.81
Change Order No. 2	1,126.00
Change Order No. 3	5,664.14
Change Order No. 4	13,906.58
Change Order No. 5	577.46
Change Order No. 6	990.00
Change Order No. 7 Final Revised	(3,844.43)
Amended Contract Amount	$937,744.93

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the City Engineer's recommendation, the Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill project (Contract No. 301876-04) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of $46,887.25 to Midwest Concrete, Inc. as final payment.

The final contract price is $937,744.93 distributed as follows: $937,744.93 301-301000-30185-301876

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

CEDAR RAPIDS
City of Five Seasons®

Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill

301876-04

CEDAR RAPIDS
City of Five Seasons®

Bowling Street SW from 50th Avenue to 29th Avenue Sidewalk Infill

301876-04

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

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 supporting a Mitigation eGrant application to the Federal Emergency Management Agency (FEMA) Building Resilient Infrastrure and Communities (BRIC) Program in an amount up to $1,725,000 for the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project.
CIP/DID #3315510-65

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

Background: The City of Cedar Rapids Flood Control Master Plan consists of a system of walls, levees gates and pump stations to protect the City from Cedar River flooding. The pump stations and their storm sewer gates provide protection from both the river and any rainfall behind the system during a flood.

The US Army Corps of Engineers (USACE) and City of Cedar Rapids have executed a Project Partnership Agreement for the USACE to participate in the East Side FCS system, known federally as the Cedar River Flood Risk Management Project at Cedar Rapids, Iowa. This agreement does not cover all of the elements and costs included in the City's Flood Control Master Plan.

The Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project is part of the city's Flood Control Master Plan and a critical stormwater gate and pumpstation to protect downtown Cedar Rapids from flooding. It is also an important step in the interim flood protection of the downtown.

The 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project is one of those elements of which the USACE is not fully participating financially. If the City of Cedar Rapids were to construct it, the project may be able to be in place 2-3 years earlier than if the USACE built it and backcharged the City of Cedar Rapids. Therefore this project is proposed to be constructed and paid for by the City of Cedar Rapids and will be incorporated into the overall system when completed.

This City Council agenda item is a resolution of support to this funding application through the Iowa Department of Homeland Security and Emergency Management Division (HSEMD) to FEMA for funding from the BRIC Program within FEMA's Hazard Mitigation Grant Program,

commits to necessary local funding match to complete the project upon successful award of federal funds for the project, and authorizes City staff to make application to the HSEMD by the grant application deadline. The deadline to submit this grant application and supporting documentation is April 1, 2023.

Action/Recommendation: The Public Works Dept. recommends approval of the Resolution supporting application to the FEMA BRIC Program for the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project.

Alternative Recommendation: Forgoing this opportunity would require additional local funds.

Time Sensitivity: High. Staff needs time to get this resolution in the grant application and have it submitted to Iowa Homeland Security prior to April 1, 2023. Delaying this action to the next Council meeting will forfeit the opportunity to submit for the referenced federal funding.

Resolution Date: March 28, 2023

Budget Information:
CIP No. 3315500 Grant Match via general obligation bonds.

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
3315510-65

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids has adopted and is implementing the Cedar River Flood Control System (FCS) Master Plan, which includes 7.5 miles of levees, flood walls, and flood gates, plus storm water pump stations, along both the east and west sides of the Cedar River, and

WHEREAS, the US Army Corps of Engineers (USACE) and City of Cedar Rapids have executed a Project Partnership Agreement for the USACE to participate in the East Side FCS system, known federally as Cedar River Flood Risk Management Project at Cedar Rapids, Iowa Project, and

WHEREAS this agreement does not cover all the costs required to construct the improvements in Cedar Rapids Cedar River Flood Protection Master Plan, and

WHEREAS the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project provides protection from Downtown Cedar Rapids flooding due to river flooding through the storm sewer system, and

WHEREAS the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project is being constructed by and paid for by the City of Cedar Rapids, and

WHEREAS the City is in need of additional funding to complete the project, and

WHEREAS, the overall USACE project and the City of Cedar Rapids subset project at 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project are in an advanced state of readiness with the project receiving federal environmental clearance and with final design completed, and

WHEREAS, subject to securing up to $1,725,000 in funding through the Iowa Department of Homeland Security and Emergency Management Division (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from the Building Resilient Infrastructure and Communities (BRIC) program within FEMA's Hazard Mitigation Grant Program, the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project is currently scheduled for construction bid solicitation in 2023 and construction completion in 2024,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager or designee is authorized to make application for the Cedar Rapids 5th Avenue SE Gatewell/Pump Station Flood Mitigation Project through the Iowa Department of Homeland Security and Emergency Management Division (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from Building Resilient Infrastructure and Communities (BRIC) Program within FEMA's Hazard Mitigation Grant Program in the amount of $1,725,000, and that the City commits to provide the local funding match for the project in accordance with said application and grant terms.

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: Purchases, contracts and agreements
Resolution authorizing execution of a Right of Way Agreement with the Iowa Department of Transportation in the estimated amount of $55,624 for the Wright Brothers Boulevard SW from 6th Street to Earhart Lane Intersection Reconstruction project.
CIP/DID #3018027-00

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

Background:
The City is working in conjunction with the Iowa Department of Transportation (Iowa DOT) to establish a new interchange at Wright Brothers Boulevard and Interstate 380. The project also includes lane modifications and widening in advance of the interchange. To accommodate these features, temporary easements and permanent acquisition are required, some of which extend beyond Iowa DOT right of way into Cedar Rapids' Municipal Boundary. This Agreement allows the Iowa DOT to acquire easements and right of way for the project on the City's behalf.

Action/Recommendation: The Public Works Department recommends approving the resolution authorizing execution of an Agreement between the Iowa DOT and the City of Cedar Rapids for the Wright Brothers Boulevard SW from 6th Street to Earhart Lane Intersection Reconstruction project. Upon City approval, signed agreements will be returned to the Iowa DOT for necessary signatures.

Alternative Recommendation: If this is not approved, the Iowa DOT will not acquire temporary easements and permanent acquisitions on behalf of the City. The City would be responsible for all acquisitions without the assistance from the Iowa DOT.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 301/301000/3018027, NA
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
3018027-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids desires to enter into a Right of Way Agreement with the Iowa Department of Transportation (Iowa DOT), and

WHEREAS, Iowa DOT proposes to establish or make improvements to Interstate 380 within Linn County, and

WHEREAS, Iowa DOT and the City of Cedar Rapids are willing to jointly participate in said project, and

WHEREAS, the City Engineer recommends authorizing execution of Agreement No. 2023-1-067 with the Iowa DOT,

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 execute Iowa DOT Agreement No. 2023-1-067 for a Right of Way Agreement project with the Iowa Department of Transportation in the estimated amount of $55,624 in connection with the Wright Brothers Boulevard SW from 6th Street to Earhart Lane Intersection Reconstruction (CIP No. 3018027-00) (Iowa DOT Project No. IMN-380-6(433)12- -0E-57).

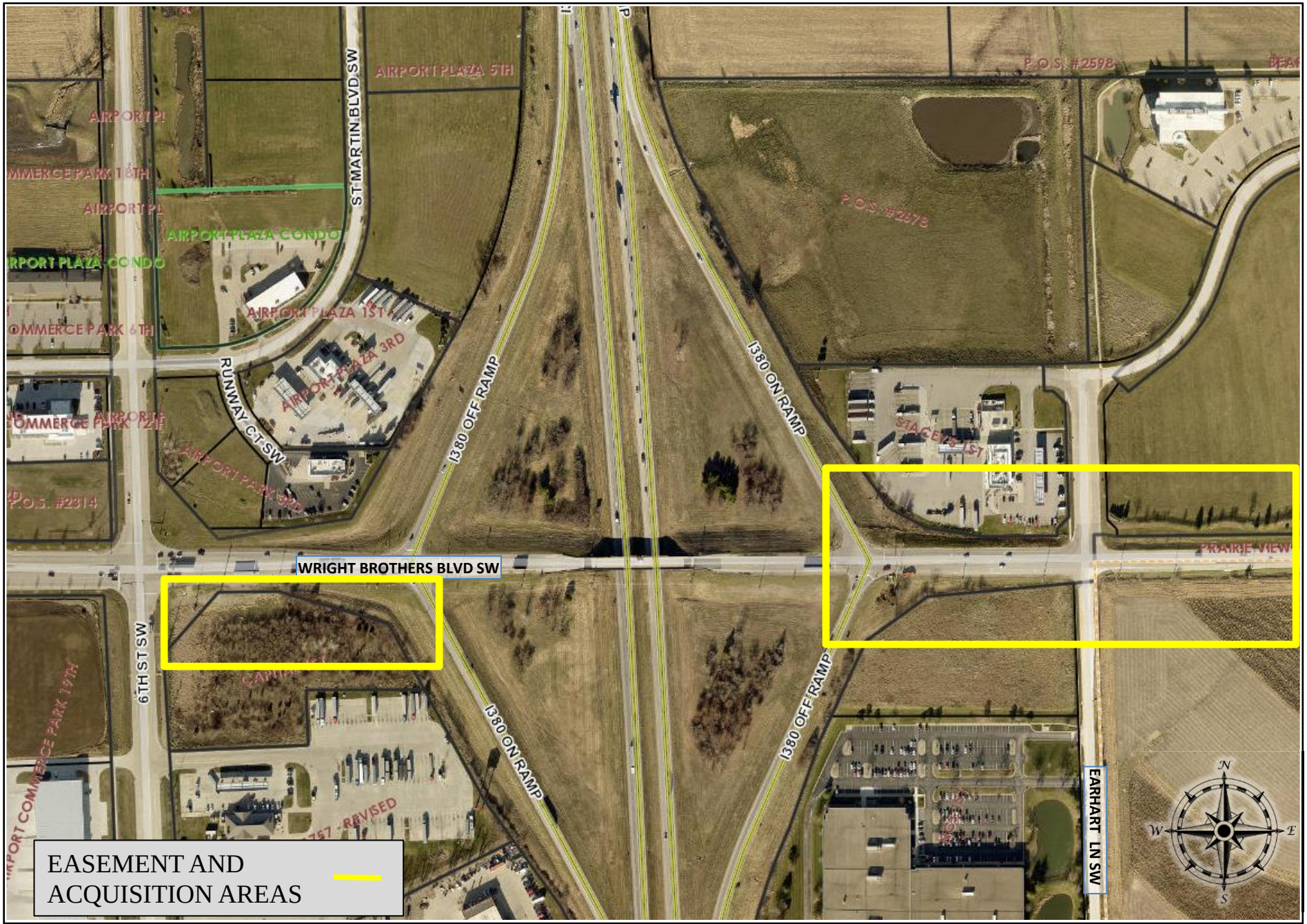
PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons®

Wright Brothers Boulevard SW from 6th Street to Earhart Lane Intersection Reconstruction project Easement and Acquisition Areas

PROJECT #3018027-00

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

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 an Access Agreement with CRANDIC Railroad, a Cedar Rapids and Iowa City Railway Company, an Iowa corporation, in the amount of $0 for railroad right of way located at Cedar Rapids Lot 44 in connection with the CRANDIC Railroad Gate project.
CIP/DID # 3316510-00

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. Awarding this Access Agreement is a continuation of the Project Partnership between the City of Cedar Rapids and (USACE). This agreement is associated with a $750 one-time processing fee provided through contract with Stanley Consultants.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of the Access Agreement with CRANDIC Railroad Company specifying in the amount of $0 for relocation of the Storm Sewer pipe.

Alternative Recommendation: None. This Access Agreement is in accordance with the approved FCS Master Plan and CRANDIC Railroad is the only entity that can review and approve the crossing of its tracks.

Time Sensitivity: Normal

Resolution Date: 3/28/2023

Budget Information: General Obligation Bonds

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
AUD FILE
3316510-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City Council has allocated funds for the Flood Control System (Fund 331, Dept. ID 331000, Project 3316510), and

WHEREAS, the City Engineer has determined the need for one Thirty-Six Inch 36” Pipe For Transporting And Conveying Dewatering Flows in order to accommodate the proposed facilities, and

WHEREAS, CRANDIC Railroad Company, 1445 Rockford Road SW, Cedar Rapids, IA, 52404, OWNER of the real property known and described as Mile Post 0.13, Cedar Rapids Lot 44 at or near Cedar Rapids, Linn County, Iowa, and

WHEREAS, CRANDIC Railroad Company has agreed to convey to the City of Cedar Rapids for a one-time standard crossing fee of $750 provided through contract with Stanley Consultants which is the necessary Pipeline crossing for construction at Railroad Property, and

WHEREAS, the City Engineer recommends the City enter into the Access Agreement for one Thirty Six Inch 36” Pipe Through The Existing CRANDIC Railroad accordance with the terms set forth in the Agreement,

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to execute the Access Agreement with CRANDIC Railroad, a Cedar Rapids and Iowa City Railway Company, an Iowa corporation, in the amount of $0 from railroad right of way located at Cedar Rapids Lot 44 in connection with the CRANDIC Railroad Gate project, and

BE IT FURTHER RESOLVED, that the Agreement for the Pipeline Crossing is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

CEDAR RAPIDS
City of Five Seasons®

Pipeline crossing through CRANDIC Railroad at Lot 44 at MP 0.13 Cedar Rapids.

PROJECT # 3316510-52

Council Agenda Item Cover Sheet

Submitting Department: Water Pollution Control

Presenter at Meeting: Lauren O'Neil

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
Resolution approving and authorizing execution of an agreement between the City of Cedar Rapids and the City of Marion for Water Pollution Control Capacity Improvements.

CIP/DID #WPC032823-01

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

Background: The Cedar Rapids Water Pollution Control Facility (WPCF) was designed and constructed from 1975 to 1980 and has been in service for over 42 years. WPCF provides service to most of the metropolitan area and including Cedar Rapids, Marion, Hiawatha, Robins, Palo and some rural areas of Linn County. The contributing cities have all purchased capacity at WPCF.

Cedar Rapids is planning to make major improvements to WPCF to replace aging infrastructure, accommodate future growth, and plan for future nutrient regulations. The proposed WPCF improvements will be constructed over time in several phases.

Marion had previously purchased capacity at WPCF and has indicated a desire to purchase additional capacity. This agreement provides the means for Marion to purchase additional capacity for a population equivalent of 61,000. Marion has currently purchased capacity for a population equivalent of 48,000.

Action/Recommendation: The Utilities Department – Water Pollution Control Division recommend approval and the City Manager and City Clerk be authorized to sign the agreement.

Alternative Recommendation: Alternatives include not approving the agreement or negotiating alternative terms in the agreement.

Time Sensitivity: 3-28-23

Resolution Date: 3-28-23

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

WPC
FIN
AUD FILE
WPC032823-01

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Water Pollution Control Facility (WPCF) provides service to most of the metropolitan area including Cedar Rapids, Marion, Hiawatha, Robins, Palo, and some rural areas of Linn County, and

WHEREAS, the contributing cities have all purchased capacity at the WPCF, and

WHEREAS, the WPCF is planning to make major improvements to replace aging infrastructure, accommodate future growth, and plan for nutrient regulations, all to be constructed over time in several phases, and

WHEREAS, the City of Marion has purchased capacity at WPCF for a population equivalent to 48,000, and has indicated a desire to purchase additional capacity for a population equivalent of 61,000, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids be hereby authorized to enter into an agreement with the City of Marion for Water Pollution Control Facility Capacity Improvements and be hereby approved and the City Manager and City Clerk authorized to execute.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at Meeting: Caleb Mason
E-mail Address: c.mason@cedar-rapids.org **Phone Number/Ext.:** (319) 521-7678

Description of Agenda Item: Purchases, contracts and agreements
Resolution approving and authorizing execution of Amendment No. 9 to the Development Agreement with Frew Development Group, LLC, and Westdale CR Ventures, #1, LLC, for the Westdale Mall redevelopment project. CIP/DID #OB812292

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

Background: The Resolution authorizes Amendment No. 9 to the Development Agreement for the Wesdale Mall redevelopment. On February 28, 2023 the City Council authorized a Term Sheet for deal points to be included in the Amendment. The Amendment provides for the following are terms:

- Reserve Fund release based on increased taxable values
- Funds released to the Developer are to be used for “eligible activities” including: payment of real estate taxes on Developer owned properties, or to fund development or operational expenses related to the development at Westdale
- Developer to provide the City, by February 1 annually, a Representation & Warranties Statement on compliance with the funding of eligible activities, and details of the construction activities of the previous calendar year and upcoming calendar year as to the construction activity at the project

Action/Recommendation: City staff recommends approving the Resolution
Alternative Recommendation: City Council may table and request further information.
Time Sensitivity: NA
Resolution Date: March 28, 2023
Budget Information: NA
Local Preference Policy: NA
Recommended by Council Committee: NA

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OB812292

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AMENDMENT NO. 9 TO THE DEVELOPMENT AGREEMENT WITH WESTDALE CR VENTURES #15, LLC, FREW DEVELOPMENT GROUP, LLC, AND WESTDALE CR VENTURES #1, LLC FOR THE WESTDALE MALL REDEVELOPMENT PROJECT

WHEREAS, the City of Cedar Rapids City Council ("City Council") previously found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Urban Renewal Plan (the "Plan" or "Urban Renewal Plan") for the Westdale Urban Renewal Area (the "Area" or "Urban Renewal Area") by Resolution No. 0435-03-13, adopted March 26, 2013, and pursuant to Resolution No. 1193-09-18, adopted on September 25, 2018, the Council amended the Plan, which Plan, as amended, is on file in the office of the Recorder of Linn County; and

WHEREAS, the City Council previously authorized a Development Agreement by and among the City, Frew Development Group, LLC and Westdale CR Ventures #1, LLC dated May 14, 2013 (the "Original Agreement"), concerning the redevelopment of the Westdale Mall, located within the Urban Renewal Area (the "Project"); and

WHEREAS, the City, Frew Development Group, LLC, and Westdale CR Ventures #1, LLC previously amended the Original Agreement on December 17, 2013, June 23, 2015, April 12, 2016, June 14, 2016, September 13, 2016, June 27, 2017, September 25, 2018, and May 22, 2021 (all amendments together with the Original Agreement, the "Development Agreement"). Whereas, as part of September 25, 2018 amendment, Westdale CR Ventures #15, LLC ("Borrower") was added as a party to the Development Agreement, and together with Frew Development Group, LLC and Westdale CR Ventures #1, LLC are referred to as "Developer"; and

WHEREAS, the City and Developer desire to further amend the Development Agreement to modify terms and conditions related to the administration of the 2018 Bank Loan Agreement between Borrower and 2018 Lender; and

WHEREAS, an Amendment No. 9 to the Development Agreement has been prepared, subject to City Council approval, which further modifies the Development Agreement and is now ready for execution on behalf of the City. Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Development Agreement, as amended by Amendment No. 9.

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

1. The Amendment No. 9 to Development Agreement is hereby approved, and the City Manager and City Clerk, or their designees, are authorized and directed to execute the Amendment and to do those things reasonably necessary to carry out and comply with the provisions of the Amendment, as executed.

2. The City Council certifies and approves that the conditions set forth in Section 3.04 of the 2018 Bank Loan Agreement and Section 5(d) of the Amendment are satisfied as of the date of this Resolution such that the 2018 Lender is authorized to release to Borrower amounts on deposit in the "Reserve Fund" (as defined in

the 2018 Bank Loan Agreement) in excess of $1,500,000 (the March 28, 2023 “Reserve Requirement” as defined in the 2018 Bank Loan Agreement), with such released funds to be used by Developer consistent with the Development Agreement and 2018 Bank Loan Agreement.

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: Purchases, contracts and agreements
Amending resolution 0351-02-23, which authorized the execution of a Development Agreement with John Khairallah for a parking lot to support the adjacent commercial property at 630 1st Avenue NW, to authorize the execution of a Memorandum of Development Agreement and conveying a Special Warranty Deed.
CIP/DID #DISP-0039-2021

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

Background:
This resolution is amending a previously adopted resolution on February 28th to include the conveyance of a Special Warranty Deed and approve the Memorandum of Development Agreement.

City Council adopted Resolution No. 0620-04-22 accepting a proposal from John Khairallah to develop a parking lot to support the adjacent commercial use and permitting staff to negotiate a Development Agreement.

The parking lot will meet all applicable zoning standards. Construction is expected to begin later this year and end before 2024. The City is not providing any incentives and is conveying the property to the applicant for a price of $17,000, as determined by an appraisal. The developer is expected to invest more than $75,000 in developing the property. With the Development Agreement, a Special Warranty Deed will be conveyed to the developer and a Memorandum of Development Agreement will be executed.

The proposed site plan is shown below.

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

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

Time Sensitivity: NA

Resolution Date: March 28, 2023

Budget Information: NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation:

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AUD FILE
DISP-0039-2021

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

WHEREAS, the City owns certain real estate with a local property address of 630 1st Avenue NW, which is located in the Urban Renewal Area, and

WHEREAS, the Developer seeks to purchase the Development Property from the City in order to construct Minimum Improvements as described in the Development Agreement,

WHEREAS, on February 8, 2022, after conducting a public hearing on the disposition of the Development Property, the City Council passed Resolution No. 0153-02-22 to continue in the disposition of the Development Property and invite competitive proposals for the redevelopment of the Development Property, and

WHEREAS, April 26, 2022 the City Council adopted Resolution No. 0620-04-22 accepting the proposal submitted by John Khairallah and authorizing City staff to pursue a Development Agreement with John Khairallah or an assigned entity, for the sale and redevelopment of the Development Property, and

WHEREAS, City Council adopted Resolution No. 0351-02-23 approving a Development Agreement with John Khairallah that is hereby rescinded, and

WHEREAS, an amended Development Agreement and memorandum of development agreement has been prepared, subject to City Council approval, which is now ready for execution on behalf of the City, and

WHEREAS, a Special Warranty Deed has been prepared, subject to City Council approval, which effectuates the conveyance of the Property to the Developer as provided for under the Development Agreement.

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

Section 2. The form and content of the Development Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized,

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

Section 3. The City Manager and the City Clerk, or their designees, are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Development Agreement, as executed. The City Clerk is specifically directed to record a Memorandum of Development Agreement with the Linn County Recorder's office.

Section 4. The Special Warranty Deed is hereby approved and the City Manager and City Clerk, or their designees, are authorized to execute the same and the deed is to be recorded Linn County Recorder's office with this Resolution and thereafter filed with the City Finance Director.

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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 Resoution 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 28th day of March, 2023.

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Rebecca Johnson

Contact Person: Heidi Stiffler **Cell Phone Number:** (319) 286-5824
E-mail Address: H.Stiffler@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 3 to contract with Level 10 Apparel for as-needed purchases of t-shirts by various City departments for an annual amount not to exceed $60,000 (original contract amount was $45,000; renewal contract amount is $60,000).
CIP/DID #PUR0221-217

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

Background: The City requested bids in 2021 for the purchase of t-shirts by various City departments on an as-need basis. The contract was awarded to Apparel 1 as the lowest bidder for the initial period of April 1, 2021 through March 31, 2022 and renewed through March 31, 2023.

Apparel 1 has been sold and the City's contract has been assigned to the new owner, Level 10 Apparel. Amendment No. 3 is to renew the contract with Level 10 Apparel for the period of April 1, 2023 through March 31, 2024. The contract allows for two additional one-year renewal options.

T-shirts are purchased by various departments for employee uniform shirts, by the Parks and Recreation Department for staff and program participants, and for other events as needed.

History of Contract to date:

Description	Authorization	Dates
Initial Term of Contract	Signed by City 04/16/2021	04/01/2021 – 03/31/2022
Amendment No. 1 to add items	Signed by City 07/02/2021	Effective 04/01/2021
Amendment No. 2 renew Contract	Signed by City 03/11/2022	04/01/2022 – 03/31/2023
Assignment from Apparel 1 to Level 10 Apparel		Effective 03/08/2023
Amendment No. 3 renew Contract	Pending	04/01/2023 – 03/31/2024

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

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: Each department is responsible to include in their budget as needed.

Local Preference Policy: Yes

Explanation: Local preference was applied for this contract at the time it was awarded in 2021 but did not impact award because only local vendors responded to the RFB. Level 10 Apparel is also a local vendor.

Recommended by Council Committee: (Click here to select)

Explanation: NA

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PUR0221-217

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Level 10 Apparel are parties to a contract for the annual as-needed purchase of t-shirts for various City departments; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $60,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Signed by City 04/16/2021	04/01/2021 – 03/31/2022
Amendment No. 1 to add items	Signed by City 07/02/2021	Effective 04/01/2021
Amendment No. 2 renew Contract	Signed by City 03/11/2022	04/01/2022 – 03/31/2023
Assignment from Apparel 1 to Level 10 Apparel		Effective 03/08/2023
Amendment No. 3 renew Contract	Pending	04/01/2023 – 03/31/2024

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 to renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

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: Purchases, contracts and agreements
Resolution authorizing execution of a purchase agreement with the Black Hawk County Conservation Board for 0.45 acres of forested wetlands credits within the Black Hawk Wetlands Mitigation Bank in the amount of $18,000 for the Cedar River Flood Control System project impacts near Cedar Lake.
CIP/DID #3314210-00

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

Background:
The adopted Cedar River Flood Control System (FCS) Master Plan includes a segment of levee that traverses Cedar Lake and heads northerly toward McLoud Run. The project levee will remove forested wetlands, and cannot proceed without a permit to impact the existing wetlands, per US Army Corps of Engineers regulations. A construction permit will be tied to the mitigation of the wetland impacts by creating compensatory wetlands elsewhere.

Wetland mitigation can occur two ways, either through the City creating and maintaining in perpetuity its own wetlands area or buying into a regional wetlands basin, which is created and maintained in perpetuity by a professional wetlands manager. Based upon history with both methods, availability of city-owned land in the area and the delay the FCS would experience if the City were to create its own wetlands mitigation area, City staff recommends buying into a nearby “wetlands bank”.

The FCS project is required to replace 0.45 acres of forested wetlands. The closest available wetlands, which have been created and are currently unclaimed for the purpose of mitigating wetland impacts elsewhere, are in Black Hawk County. These are within the Black Hawk Wetland Mitigation Bank owned by the Black Hawk County Conservation Board. Wetlands credits are priced at $40,000 per acre. This price is commensurate with previous wetlands purchases made by the City of Cedar Rapids. The Black Hawk County Conservation Board is currently holding this wetland area and credits for the Cedar River FCS project, subject to the execution of a purchase agreement, which is the subject of this Council action.

Action/Recommendation: Adopt resolution authorizing execution of a purchase agreement with the Black Hawk County Conservation Board for 0.45 acres of forested wetlands credits within the Black Hawk Wetland Mitigation Bank in the amount of $18,000.

Alternative Recommendation: Delay the FCS project and create a City-owned and maintained forested wetlands mitigation.

Time Sensitivity: High. Wetlands credits are currently available and available for a limited time only.

Resolution Date: March 28, 2023

Budget Information: CIP 3314210

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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3314210-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the proposed Cedar River Flood Control System (FCS) will improve Cedar Lake and align with environmental concurrence through purchasing Wetland Credits to offset ground impacts from the installation of temporary Cedar Lake Levee dewatering pipelines, and

WHEREAS, associated with the lake improvements, archeological monitored excavation will be performed to further mitigate impact on wetlands and will be placed under the Union Pacific Railroad and construction access to the construction site will impact regulatory wetlands, and

WHEREAS, impacted regulatory wetlands must be mitigated per Iowa Department of Natural Resources (IDNR) and the US Army Corps of Engineers (USACE) requirements, and

WHEREAS, the City of Cedar Rapids is proposing to purchase 0.45 acres of forested wetlands credits at a rate of $40,000 per acre within the Black Hawk Wetlands Mitigation Bank from the Black Hawk County Conservation Board (the Wetlands Bank Sponsor) in exchange for the wetlands impacts associated with said Cedar Lake Levee project, and

WHEREAS, the Public Works Department and USACE recommend authorizing execution of a Purchase Agreement in the amount of $18,000 with the Black Hawk County Conservation Board for the 0.45 acres of forested wetlands credits in the Black Hawk Wetlands Mitigation Bank,

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 execute a Purchase Agreement with the Black Hawk County Conservation Board for 0.45 acres of forested wetlands mitigation credits within the Black Hawk Wetlands Mitigation Bank in the amount of $18,000 for the Cedar River Flood Control System at Cedar Lake Levee project, and

BE IT FURTHER RESOLVED, that the Finance Director is authorized to issue payment in the amount of $18,000 to the Black Hawk County Conservation Board for said wetland credits, to be mailed along with the executed Purchase Agreement.

General ledger coding for this amendment to be as follows:

Fund 331, Dept ID 331100 Project 3314210	$18,000

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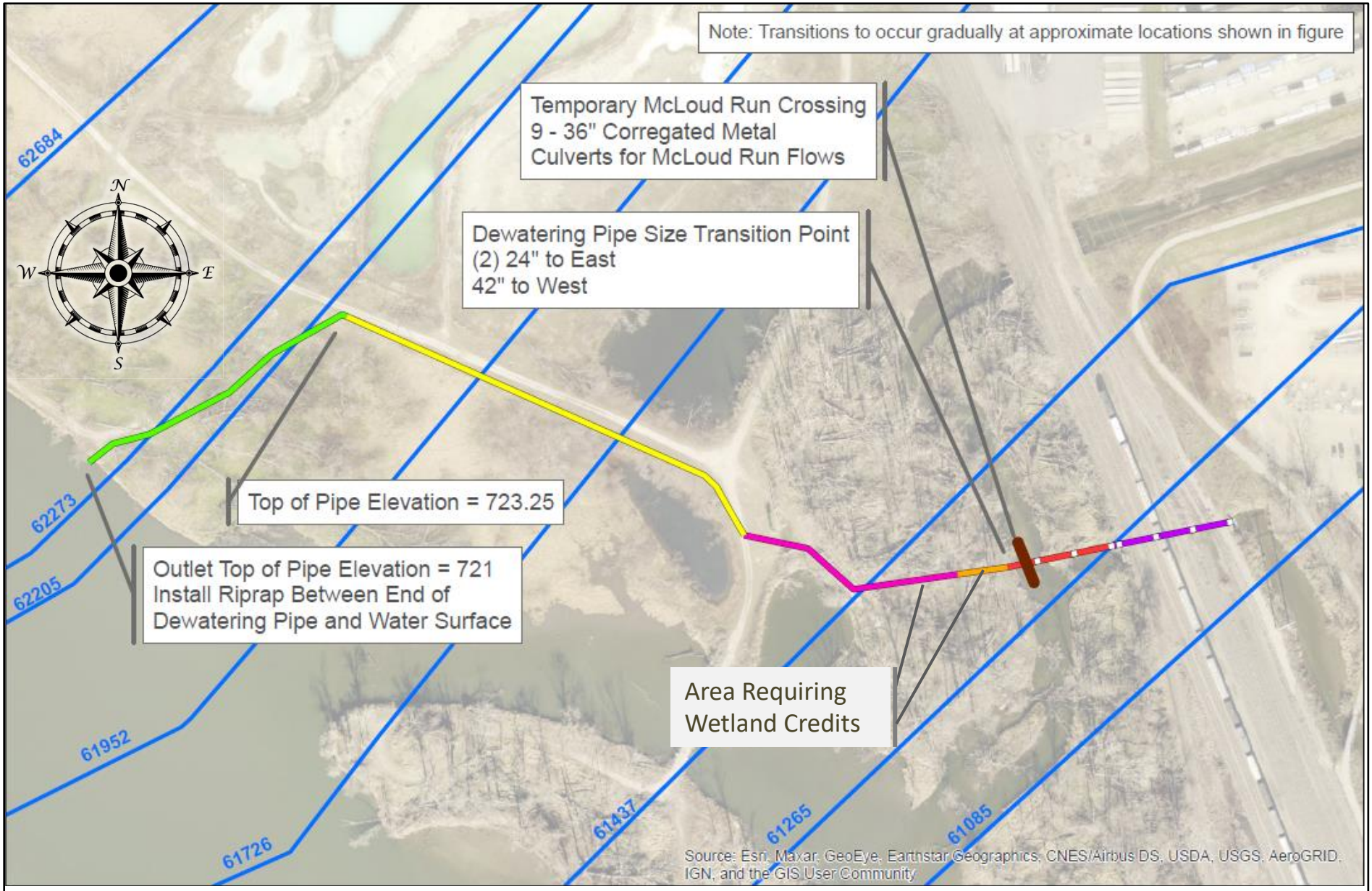
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature



CEDAR RAPIDS
City of Five Seasons®

Cedar Lake Dewatering Pipe Alignment South of Mcloud Run channel.

PROJECT # 3314210

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Assistant Fire Chief Andy Olesen

Contact Person: Chief Greg Smith **Cell Phone Number:** 319-431-3807
E-mail Address: GregS@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Amendment No. 2 to the contract with Emergency Services Consulting International for Promotional Assessment Center and Hiring Plan for the Fire Department to extend the term of the contract and to add $13,780.07 for final promotional testing services (original contract amount was $25,000; total contract amount with this amendment is $59,522.70).
CIP/DID #131600-13

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

Background:
The City entered into an agreement with Emergency Services Consulting International to provide promotional assessment and hiring plan for the Fire Department.

Amendment No. 2 is to add $13,780.07 to the contract for final promotional testing and also to extend the expiration date of the contract to September 1, 2022.

History of the Contract

	Price	Description
Original Contract	$25,000.00	Signed by the CITY 06/19/2020
Amendment No. 1	$20,742.63	Extend contract and add Services
Amendment No. 2	$13,780.07	Extend contract and final testing services
Total	$59,522.70	Not to exceed, except by written amendment

Action/Recommendation:

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: 521108-101-131600

Local Preference Policy: Yes
Explanation:

Recommended by Council Committee: No

Explanation:

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131600-13

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Emergency Services Consulting International are parties to a contract for Promotional Assessment Center and Hiring Plan for the Fire Department; and

WHEREAS, both parties have agreed to amend the contract to add $13,780.07 for final promotional testing services and to extend the contract to September 1, 2022; and

WHEREAS a summary of the Contract is as follows:

	Price	Description
Original Contract	$25,000.00	Signed by the CITY 06/19/2020
Amendment No. 1	$20,742.63	Extend contract and add Services
Amendment No. 2	$13,780.07	Extend contract and final testing services
Total	$59,522.70	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. 2 to amend the contract as described herein.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Fleet Maintenance

Presenter at Meeting: Joy Huber

Contact Person: Amanda Grieder **Cell Phone Number:** 319-538-1064
E-mail Address: A.Grieder@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution amending Resolution No. 0319-03-22 which authorized the City Manager to purchase vehicles and/or equipment for the Fleet Services Division from dealership lots in an amount not to exceed $300,000 per item, by extending the authorization period through March 28, 2024.
CIP/DID #FLT099

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

Background: The Cedar Rapids City Council previously approved Resolution No. 0319-03-22 on March 8, 2022, authorizing the City Manager to purchase vehicles and/or equipment for the Fleet Services Division from dealership lots in an amount not to exceed $300,000 per item through March 7, 2023.

The Fleet Services Division has been using this method and it has been working well, facilitating the purchase of many needed vehicles and equipment by the City Manager's ability to quickly issue purchase orders, so the dealership will hold the vehicle or equipment for the City's purchase.

If a purchase is made, a resolution will be created for the next City Council meeting to formally approve the purchase.

The Fleet Services Division continues to experience shortages of inventory and delays in production for the vehicles and equipment the City is seeking. Therefore, the Fleet Services Division recommends extending the authorization period for the City Manager to purchase vehicles and/or equipment for Fleet Services Division from dealership lots via purchase orders, from March 7, 2023, to March 28, 2024.

Action/Recommendation: The Fleet Services Division recommends amending Resolution No 0319-03-22 to extend the City Manager's authorization end date to March 28, 2024.

Alternative Recommendation: Continue with current practice of getting a resolution approved by City Council prior to purchasing a vehicle/equipment.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: Fund 073, Dept ID 073000

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

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RESOLUTION NO. LEG_NUM_TAG

WHEREAS Resolution No. 0319-03-22, passed March 8, 2022, authorized the City Manager to purchase vehicles and/or equipment for the Fleet Services Division from dealership lots in an amount not to exceed $300,000 per item for the time period of March 8, 2022, through March 7, 2023, and

WHEREAS the Fleet Services Division is still experiencing shortages of inventory and delays in production for the vehicles and equipment the City is seeking, and

WHEREAS the Fleet Services Division recommends extending the authorization period for the City Manager to purchase vehicles and/or equipment for Fleet Services Division from dealership lots via purchase orders, from March 7, 2023, to March 28, 2024.

WHEREAS this resolution is requested in order to obtain the vehicles and equipment needed for the City to continue to provide needed services.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the authorization period has been extended through March 28, 2024, and

BE IT FURTHER RESOLVED, the City Manager be authorized to approve purchase orders as stated herein.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Joy Huber

Contact Person: Amanda Grieder **Cell Phone Number:** (319) 286-5714
E-mail Address: A.Grieder@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Contract with Electronic Engineering for Electrical Component Installation for an amount not to exceed $150,000.
CIP/DID #PUR1122-121

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

Background: A contract has been prepared for Electronic Engineering to provide electrical component installation on an as-needed basis as requested by the Fleet Services Division. This contract includes, but is not limited to, installation of cradles for radios in 200 vehicles for Information Technology Department's Push to Talk rollout, removal of existing camera and DVR systems on Solid Waste & Recycling Division vehicles, and installation of tablets, cameras, and other technology for Solid Waste & Recycling fleet replacement vehicles.

The contract shall commence on the date the contract is executed through December 31, 2023 for a total annual amount not to exceed $150,000. The contract may be renewed upon mutual agreement.

Having this contract in place will eliminate the need for multiple installation contracts that have previously been required for each project.

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: 071-071100 (Fleet); 0521108-101-109210 (IT); 522105-641-641000 (SW)

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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PUR1122-121

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Fleet Services Division, Information Technology Department, and Solid Waste & Recycling Division have identified a need for the purchase and installation of electric components including Push to Talk; and

WHEREAS, a contract has been prepared with Electronic Engineering to provide and install electrical components on an as-needed basis for the Fleet Services Division, the Information Technology Department, and the Solid Waste & Recycling Division for an annual amount not to exceed $150,000; and

WHEREAS, the initial contract period will commence on the date the contract is executed through December 31, 2023; and

WHEREAS, this contract may be renewed upon mutual agreement of both parties.

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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Lt. Denni Randall

Contact Person: Chief Wayne Jerman **Cell Phone Number:** 319-521-5808
E-mail Address: W.Jerman@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Resolution to authorizing the Police Department to purchase 71 ballistic vests and carriers in the amount of $85,075.00.
CIP/DID #PD0064

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

Background: The purchase of new ballistic vests will replace current vests police officers are wearing, which have reached their five-year warranty life.

Action/Recommendation: The Police Department recommends the City Council approve the purchase of 71 ballistic vests and carriers from CCG Safety Gear LLC.

Alternative Recommendation: N/A

Time Sensitivity: Moderate

Resolution Date: 3/28/23

Budget Information: 55400-7822-782200

Local Preference Policy: NA
Explanation: NA

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

PD
FIN
PD0064

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, pricing has been obtained by the Cedar Rapids Police Department through NASPO Contract 164721 for the purchase of 71 ballistic vests and carriers in the amount of $85,075.00, from CCG Safety Gear LLC, and

WHEREAS, funding for this purchase will be from asset forfeiture fund 554000-7822-782200, and

WHEREAS, the Police Department is purchasing these vests to replace the vests with expiring warranties officers are currently wearing,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Police Department is authorized to purchase.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Police Department is authorized to purchase 71 ballistic vests and carriers.

PASSED_DAY_TAG

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Mayor Signature

Attest:

Clerk Signature

CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Carole Teator

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

Description of Agenda Item: Purchases, contracts and agreements
Contract with T & C Landscape for ReLeaf Spring Tree Planting-Parks for the Parks and Recreation Department for an amount not to exceed $240,021.
CIP/DID #PUR0223-198

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

Background: Purchasing Services solicited bids on behalf of the Parks and Recreation Department for the purchase and installation of trees for the Spring 2023 season for the ReLeaf program for Parks. T & C Landscape was the lowest bidder in the amount of $240,021.

Bids were received from:

T & C Landscape	Marion, IA	$240,021
Iowa Landscape, LLC	Marion, IA	$272,575
Hoffman & McNamara Co.	Hastings, MN	$291,425
Sustainable Landscape Solutions	Iowa City, IA	$474,050
Rocarek Enterprises	Cedar Rapids, IA	$23,362,874

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: 531112-309-30900-309200

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

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PUR0223-198

RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, five bids were received; and

WHEREAS, the Parks and Recreation Department recommends that the contract be awarded to T & C Landscape, in the amount of $240,021; and

WHEREAS, a contract has been prepared for T & C Landscape for the contract period April 1, 2023 through June 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 the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mike Duffy

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 Bituminous Materials and Supply for Street Materials Road Oil for the Streets Division for an annual amount not to exceed $225,000 (original contract amount was $225,000; renewal contract amount is $225,000).
CIP/DID #PUR0322-246

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

Background: Bituminous Materials and Supply was awarded the contract for as-needed purchases of road oil products through Resolution No. 0735-05-22. The contract period is May 1, 2023, through April 30, 2024, with three renewal options remaining. The estimated annual cost is $225,000. Public Works is the largest user of this contract, but any City departments can utilize it.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 1 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: Department Budgets

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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PUR0322-246

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Bituminous Materials and Supply are parties to a contract for the annual as-needed purchase of Street Materials Road Oil for the Streets Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $225,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0735-05-22	05/01/2022-04/30/2023
Amendment No. 1 to renew contract	Pending	05/01/2023-04/30/2024

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.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Brian McLeod

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
Streets Division purchase of American Steel Baskets & Epoxy Reinforcing Steel from Construction Materials Inc. in the amount not to exceed $90,000.
CIP/DID #PUR0223-192

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

Background: Purchasing Services solicited bids on behalf of the Streets Division for the purchase of American Steel Baskets & Epoxy Reinforcing Steel. Bids were received from two Vendors. Construction Materials Inc was the lowest, most responsive bidder with local preference applied.

Vendor	Location	Price
Logan Contractor Supply	Urbandale, IA	$63.42
Construction Materials Inc.	Cedar Rapids, IA	$64.89

Action/Recommendation: Authorize the Streets Division to make the purchase as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28,2023

Budget Information: 533101-101-124200

Local Preference Policy: Yes
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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PUR0223-192

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the as-needed purchase of American Steel Baskets & Epoxy Reinforcing Steel on behalf of the Streets Division; and

WHEREAS bids were received from two (2) Vendors; and

WHEREAS, the Streets Division recommends that this bid be awarded to Construction Materials Inc. as the overall lowest responsive and responsible bidder in the amount of $90,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Streets Division is authorized to purchase the American Steel Baskets & Epoxy Reinforcing Steel as described herein.

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MayorSignature

Attest:

ClerkSignature

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CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mike Duffy

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. 2 to renew contract with LL Pelling Company, Inc. for Streets Materials Asphalt for the Streets Division for an annual amount not to exceed $1,200,000 (original contract amount was $800,000; renewal contract amount is $1,200,000).
CIP/DID #PUR0322-245

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

Background: LL Pelling Company, Inc. was awarded the contract for as-needed purchases of asphalt products through Resolution No. 0736-05-22. The contract period is May 1, 2023, through April 30, 2024, with three renewal options remaining. The estimated annual cost is $1,200,000. Public Works is the largest user of this contract, but any City departments can utilize it.

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: March 28, 2023

Budget Information: Department Budgets

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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PUR0322-245

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and LL Pelling Company, Inc. are parties to a contract for the annual as-needed purchase of Asphalt for the Streets Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $1,200,000; and

WHEREAS a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0736-05-22	05/01/2022-04/30/2023
Amendment No. 1 Volume of Work Increased	Resolution No. 1774-11-22	Effective 10/01/2022
Amendment No. 2 to renew Contract	Pending	05/01/2023-04/30/2024

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.

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MayorSignature

Attest:

ClerkSignature

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CEDAR RAPIDS
City of Five Seasons

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Mike Duffy

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.5 to renew contract with Logan Contractors Supply, Inc. for Flexible Crack and Joint Sealant for the Streets Division for an annual amount not to exceed $120,000 (original contract amount was $120,000; renewal contract amount is $120,000).
CIP/DID #PUR0319-199

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

Background: Logan Contractors Supply, Inc. was awarded the contract for as-needed purchases of flexible crack and joint sealant through Resolution No. 0400-04-19. The contract period is May 1, 2023, through April 30, 2024, with no renewal options remaining. The estimated annual cost is $120,000. Public Works is the largest user of this contract, but any City departments can utilize it.

Action/Recommendation: Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: Department Budgets

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

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

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PUR0319-199

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Logan Contractors Supply, Inc are parties to a contract for the annual as-needed purchase of Flexible Crack and Joint Sealant for the Streets Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $120,000; and

WHEREAS a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0400-04-19	05/01/2019-04/30/2020
Amendment No. 1 to renew Contract	Resolution No. 0396-04-20	05/01/2020-04/30/2021
Amendment No. 2 to renew Contract	Resolution No. 0657-05-21	05/01/2021-04/30/2022
Amendment No. 3 to renew Contract	Resolution No. 0495-04-22	05/01/2022-04/30/2023
Amendment No. 4 to increase price	Signed by the CITY 12/30/2022	Effective 01/01/2023
Amendment No. 5 to renew Contract	Pending	05/01/2023-04/30/2024

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 5 to renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Fleet Maintenance

Presenter at Meeting: Amanda Grieder

Contact Person: Amanda Grieder **Cell Phone Number:** 319-573-0151
E-mail Address: A.Grieder@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements
Fleet Services Division purchase of one street sweeper for the Streets Division from MacQueen Equipment in the amount of $290,758.60.
CIP/DID #FLT126

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

Background: This is a budgeted FY 2024 fleet replacement for the existing Streets Division unit 1-173, which has exceeded its useful lifecycle and cost-efficient life.

The 2023 Elgin Pelican NP Street Sweeper will be enhanced with the following to improve functionality and safety: dual gutter brooms, roof mounted forward-facing flood lights, 4-corner LED oval strobes, LED arrowsticks, lockable water fill hose basket, and toolbox.

The purchase will be from MacQueen Equipment of Ankeny, Iowa, an Iowa Elgin distributor under Sourcewell Contract 093021-ELG for “Street Sweepers”.

Action/Recommendation: The Fleet Services Division recommends authorizing the purchase of said street sweeper from MacQueen Equipment in the amount of $290,758.60.

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

Time Sensitivity: Normal

Resolution Date: March 28, 2023

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

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

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FLT126

RESOLUTION NO. LEG_NUM_TAG

WHEREAS the Fleet Services division has solicited a quotation for the purchase of one street sweeper for FY 2024 budgeted and scheduled fleet replacements for the Streets Division, and

WHEREAS the purchase amount for one 2023 Elgin Pelican NP street sweeper is $290,758.60, including enhancements to improve functionality and safety: dual gutter brooms; roof mounted forward-facing flood lights; 4-corner LED oval strobes; LED arrowsticks; lockable water fill hose basket and toolbox, and

WHEREAS the purchase will be from MacQueen Equipment of Ankeny, Iowa, an Iowa Elgin distributor under Sourcewell's Contract 093021-ELG for "Street Sweepers", and can provide the requested equipment at the contracted price, and

WHEREAS this purchase is budgeted as follows: FY 2024 account Fund 073, Dept ID 073000, Project 073001, and

WHEREAS the Fleet Services Division recommends the purchase of said street sweeper from MacQueen Equipment in the amount of $290,758.60

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

BE IT FURTHER RESOLVED the Fleet Services Division is hereby authorized to purchase the named equipment from MacQueen Equipment as described herein.

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MayorSignature

Attest:

ClerkSignature

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Rory Smith

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. 3 to renew contract with Stark Enterprises, Inc. for Median Landscape Maintenance for the Streets Division for an annual amount not to exceed $75,000 (original contract amount was $75,000; renewal contract amount is $75,000).
CIP/DID #PUR0122-192

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

Background: Purchasing Services solicited bids for Median Maintenance Services and awarded the contract to Stark Enterprises for the contract period April 1, 2022 through March 31, 2023 with 4 one-year renewal options. The City wishes to renew the contract with Stark Enterprises for the renewal period of April 1, 2023 through March 31, 2024. There are 3 additional one-year renewal options remaining on the contract.

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

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: Streets Operating Budget

Local Preference Policy: Yes
Explanation: Stark Enterprise is a certified local business

Recommended by Council Committee: NA
Explanation: NA

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AUD FILE
PUR0122-192

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Stark Enterprises, Inc. are parties to a contract for median maintenance services for the Streets Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed $75,000; and

WHEREAS, a summary of the contract is as follows:

Initial Term of Contract	Resolution No. 0401-03-22	04/01/2022-03/31/2023
Amendment No. 1 to amend contract	Signed by CITY 05/19/2022	Effective 04/01/2022
Amendment No. 2 to add services	Signed by CITY 10/28/2022	Effective 07/21/2022
Amendment No. 3 to renew Contract	Pending	04/01/2023-03/31/2024

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 to renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis, PE, ENVSP

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. 20 to the Professional Services Agreement with Stanley Consultants, Inc specifying an increased amount not to exceed $2,000 for the Cedar Rapids Flood Mitigation System – East Side Phase 1 Consulting Services Project (original contract amount was $3,959,599; total contract amount with this amendment is $44,854,448). CIP/DID#331001-02

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

Background: The City of Cedar Rapids is currently designing and implementing a $750 Million Flood Control System (FCS) for 7.5 miles on both sides of the Cedar River. This includes permanent and removable floodwalls, levees, several types of roadway gates, railroad gates, stormwater pump stations, and storm water detention basins. Transportation improvements such as raising Shaver Road NE and the 8th Avenue Bridge over the Cedar River higher and above the FCS are also included as an integral part of the system. The FCS project will mitigate against flooding events similar to the one that occurred in 2008. When the river is not flooding, the FCS is intended to blend into the background and fabric of the community, by developing and including community amenities into the FCS, such as the McGrath Amphitheater, bike trails and kayak launches.

A project of this magnitude requires substantial design and programmatic coordination effort. The FCS management team is divided into 3 main consulting teams- East Side, West Side and 8th Avenue Bridge corridor and are managed by City Staff within the Public Works Department. To demonstrate the current magnitude of the work effort, the FCS team is currently designing, managing and/or tracking 65 individual projects with construction values from several hundred thousand to over twenty million dollars. The FCS project continues to ramp up.

Development of the FCS project is a complicated and long-term project, intended to last from 2014 – 2035. It is currently in its 8th year. Accordingly, it was not practical or feasible to scope out twenty years of design at the onset of the project. Instead, the design contracts were intended to be amended on an annual basis for fiscal year work plans. Additional smaller amendments during the fiscal year also occur, much like other Public Works Divisions may have. This amendment is a smaller midyear amendment to address unforeseen construction and regulatory items, which were not included in the annual professional services amendment.

Amendment No. 20 addresses items that have arisen during the project development during the Fiscal Year 2023. This additional work includes:

- Conceptual Design
  a. 5th Avenue SE Gate well
  b. Sheet pile wall at Cargill

- Conceptual, Preliminary, and Final Design
  a. Middle McLoud run grading

- Bidding
  a. Middle McLoud run grading

- Construction Administration
  a. 3rd Avenue Stoplog Closure
  b. Quaker Oats Miter Gate
  c. Cedar Lake Levee

Amendment No. 20 addresses items amended to remove Consultant Compensation. These items to be deducted includes:

- Conceptual, Preliminary, and Final Design
  a. Cedar Lake Levee (USACE handled)

- Bidding Assistance
  a. Cedar Lake Pump Station (USACE handled)

- Construction Administration
  a. Cedar Lake Pump Station (USACE handled)

Action/Recommendation Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 20 of the Professional Services Agreement with Stanley Consultants specifying an increased amount not to exceed $2,000.

Alternative Recommendation: The work is consistent with the adopted FCS Master Plan. It would be extremely difficult to switch consultants in the middle of on-going projects, particularly the construction elements of this amendment. However, the new and conceptual designs, along with some program management associated with this amendment could be outsourced to a different consultant.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: General Obligation Bonds
331/331100/3314400 -($71,500)
331/331100/3315400 $33,500
331/331100/3316400 $0
331/331100/3317400 $40,000
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

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331001-02

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Stanley Consultants, Inc. is currently under contract for designing the east side Flood Control System (FCS) projects, Contract No. 331001-02 and

WHEREAS, said contract was intended to be amended regularly because of the long-term nature of the overall FCS project, and

WHEREAS, unforeseen site conditions on the east side flood control system construction projects have generated the need for additional professional services outside of the routine fiscal year work plan amendment, and

WHEREAS, the Public Works Department recommends adding professional services scope items to Stanley Consultants, Inc. contract for execution during FY2023 in the amount not-to-exceed $2,000,

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. 20 to the engineering consultant agreement with Stanley Consultants, Inc, adding professional services in the amount of $2,000 for the Cedar Rapids Flood Mitigation System – East Side Phase 1 Consulting Services Contract No. 331001-02. A summary of the contract amendments for this contract is as follows:

Original Contract	$3,959,599
Amendment #1	$3,714,764
Amendment #2	$0
Amendment #3	$550,000
Amendment #4	$4,422,085
Amendment #5	$0
Amendment #6	$0
Amendment #7	$1,750,000
Amendment #8	$0
Amendment #9	$0
Amendment #10	$1,395,000
Amendment #11	$7,150,000
Amendment #12	$802,000
Amendment #13	$615,000
Amendment #14	$5,248,000
Amendment #15	$1,081,000
Amendment #16	$4,815,000
Amendment #17	$381,000
Amendment #18	$7,506,000
Amendment #19	$1,465,000
Amendment #20	$2,000

Amended Contract Amount	$44,854,448

General ledger coding for this amendment to be as follows:

Fund 331, Dept ID 331100 Project 3314400 GOB -($71,500)
Fund 331, Dept ID 331100 Project 3315400 GOB $ 33,500
Fund 331, Dept ID 331100 Project 3316400 GOB $0
Fund 331, Dept ID 331100 Project 3317400 GOB $40,000

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

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: Purchases, contracts and agreements
Amendment No. 1 to the Professional Services Agreement with Terracon Consultants, Inc. for an amount not to exceed $15,000 for the modified scope of work for the NWTP Softening Basin Addition Special Inspections (original contract amount was $70,500; total contact amount with this amendment is $85,500).
CIP/DID #6250072-04

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

Background: The Northwest Water Treatment Plant Softening Basin Addition project was awarded to Miron Construction Co., Inc. on August 24, 2021. In conjunction with this project the Cedar Rapids Utilities - Water Division will need to have specialized services of an independent agency to do inspections and testing services during the construction on this project.

Resolution No. 1688-11-21 passed on November 9, 2021 approved a Professional Services Agreement with Terracon Consultants, Inc. to provide independent third-party special inspections for the project, as required by the International Building Code.

It was determined that modifications to the original scope of inspection services are desired to address additional needs and services on this project.

Action/Recommendation: The Utilities Department – Water Division recommends approval of Amendment No. 1 to the Professional Services Agreement with Terracon Consultants, Inc. for the NWTP Softening Basin Addition Special Inspections for an amount not to exceed $15,000 and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: 3-28-23

Resolution Date: 3-28-23

Budget Information: The project will be coded to the following CIP fund: 553000-625-625000-6250072.

Local Preference Policy: Yes
Explanation: Consultant Evaluation form gives preference to local consultants

Recommended by Council Committee: NA
Explanation: NA

WTR
FIN
AUD FILE
6250072-04

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Utilities Department – Water Division executed a Professional Services Agreement with Terracon Consultants, Inc. for the NWTP Softening Basin Addition Special Inspections (Contract No. 6250072-04) by Resolution No. 1688-11-21 on November 9, 2021, and

WHEREAS, additional services have been requested from Terracon Consultants, Inc. and Terracon Consultants, Inc. has proposed to provide the additional services for an amount not to exceed $15,000, and

WHEREAS, the Utilities Department – Water Division staff have determined that the proposed cost is fair and reasonable for the proposed scope of work and recommends approval of Amendment No. 1 with Terracon Consultants, Inc.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 1, to the Professional Services Agreement with Terracon Consultants, Inc. for an amount not to exceed $15,000 for the NWTP Softening Basin Addition Special Inspections (Contract No. 6250072-04) be hereby approved and that the City Manager and City Clerk be authorized to execute said Amendment.

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

Original Contract Amount	$70,500.
Amendment No. 1	+15,000.
Amended Contract Amount	$85,500.

The project has been funded from the Utilities Department – Water Division Capital Improvement Projects budget and coded to the following CIP fund: 553000-625-625000-x-x-6250072.

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

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 Purchase Agreement in the amount of $575 and accepting a temporary grading easement for construction from St. Wenceslaus Church a/k/a St. Wenceslaus Church, Cedar Rapids, Iowa, from land located at 1224 5th Street SE in connection with the 12th Avenue SE UPRR Rail Crossing Improvements project.
CIP/DID #301960-00

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 12th Avenue SE UPRR Rail Crossing Improvements.

The easement is required to accommodate the proposed the 12th Avenue SE UPRR Rail Crossing Improvements project roadway, median and sidewalk improvements including curb improvements, median and sidewalk installation, and replacement of water main under the crossing. Compensation amounts proposed are 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 $575 and accepting a Temporary Grading Easement for Construction from St. Wenceslaus Church a/k/a St. Wenceslaus Church, Cedar Rapids, Iowa.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary grading easement for construction and direct City staff to abandon or the 12th Avenue SE UPRR Rail Crossing Improvements project.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 301/301000/301960
Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
301960-00

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, St. Wenceslaus Church a/k/a St. Wenceslaus Church, Cedar Rapids, Iowa, an Iowa non-profit corporation, 1224 5th Street SE, 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 at 1224 5th Street SE to the City of Cedar Rapids for the total consideration of $575, 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 the 12th Avenue SE UPRR Rail Crossing Improvements project (Fund 301, Dept. ID 301000, Project 301960),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

12TH AVENUE SE QUIET ZONE RAILROAD CROSSING IMPROVEMENTS
CITY PROJECT NO. 301960

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

N

0 30

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

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

3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND THE ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

4. 0.01 ACRES (32 SQ.FT.) OF THE PROPOSED TEMPORARY EASEMENT PARCEL LIES WITHIN THE EXISTING UNDERGROUND ELECTRIC LINE AND EQUIPMENT EASEMENT FILED IN BOOK 9069, PAGE 163 OF THE LINN COUNTY RECORDER.

PROPRIETOR:
ST. WENCESLAUS CHURCH
1224 5TH STREET SE
CEDAR RAPIDS, IA 52401

GPNS: 14272-60009-00000
14272-60002-00000

Legal Description

PART OF LOT 1, FRACTIONAL BLOCK 2, O.N. HULL'S ADDITION TO CEDAR RAPIDS, IOWA AND PART OF PARCEL A, PLAT OF SURVEY #2134, CEDAR RAPIDS, LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF EXISTING RIGHT-OF-WAY PARCEL ACQUIRED BY RESOLUTION RECORDED IN BOOK 9868, PAGE 474 IN THE RECORDERS OFFICE OF LINN COUNTY IOWA;

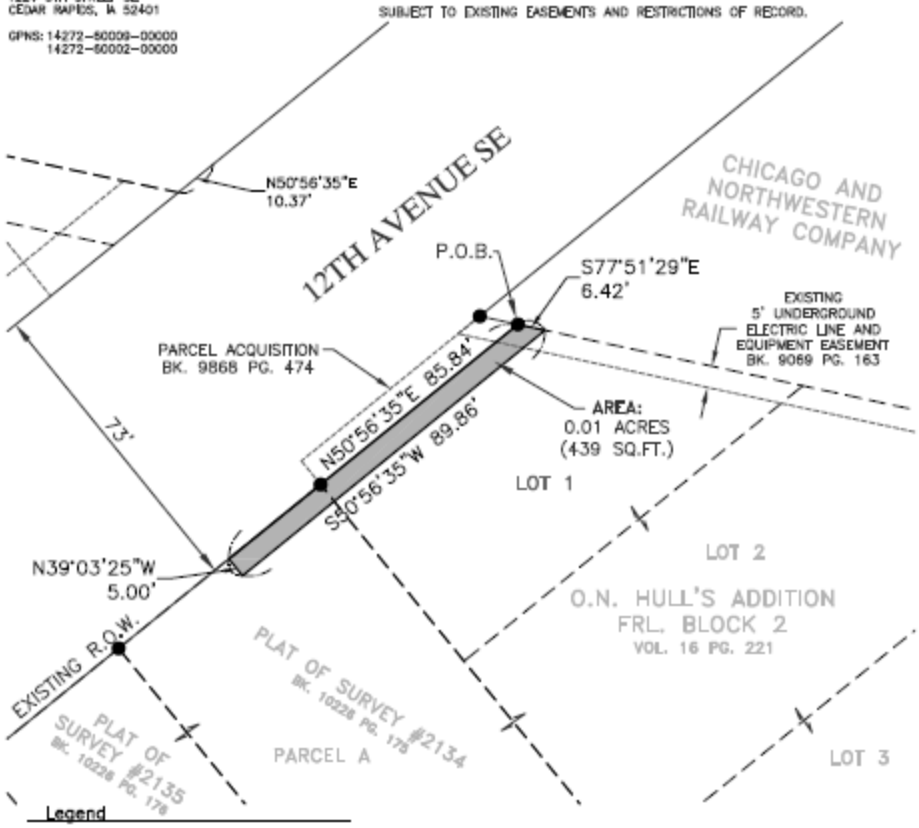
THENCE S77°51'29"E ALONG THE NORTHERLY LINE OF SAID LOT 1, 6.42 FEET;

THENCE S50°56'35"W, 89.86 FEET;

THENCE N39°03'25"W, 5.00 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF 12TH AVENUE SE;

THENCE N50°56'35"E ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE, 85.84 FEET TO THE POINT OF BEGINNING CONTAINING 0.01 ACRES (439 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 1/2" Rebar w/Orange Cap #18646 (Unless Noted)	●
Found Cut "X"	X
Set ½"x30" Rebar w/Orange Cap #18646	o
Set Section/Quarter Corner	⚠
Found Section/Quarter Corner	▲
Measured	(M)
Record	(R)
Temporary Construction	

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT
Project Number: 217049

PARCEL 4
1224 5TH STREET SE

Drawn By: DJT Approved By: RRK
Date: 9/13/22 Scale: 1"=30'
Field Book #338

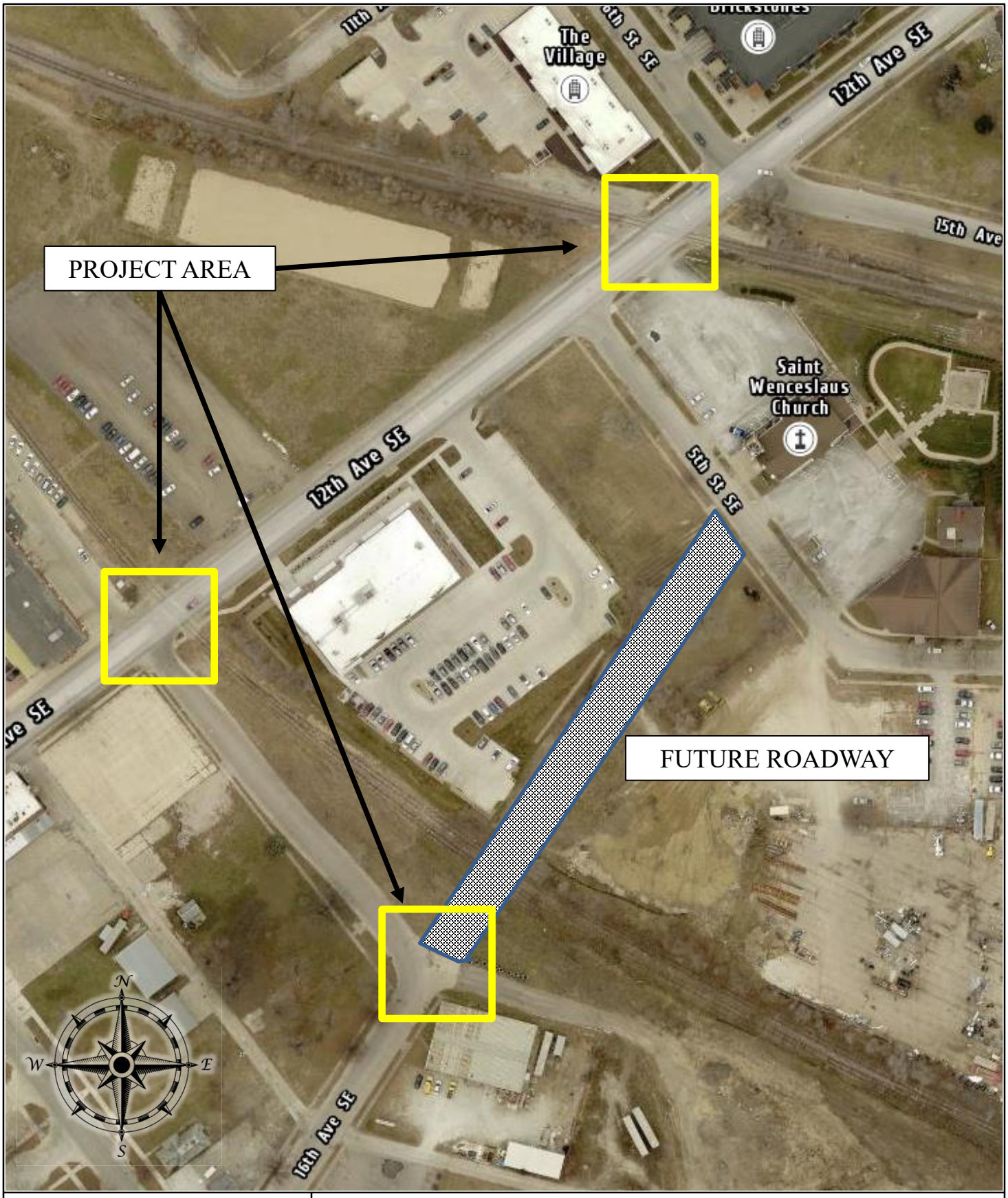
CEDAR RAPIDS

Client:

ANDERSON BOGERT

Sheet No.
1
Of
1

T:\ACAD\217049\DWG\EASEMENT PLATS.dwg 9-13-22 08:22:03 AM BYoungkent



CEDAR RAPIDS
City of Five Seasons®

12TH AVENUE SE QUIET ZONES RAILROAD CROSSING IMPROVEMENTS

PROJECT # 301960

34w

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $310 and accepting a temporary grading easement for construction from Mark Brase from land located 708 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadways, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $310 and accepting a Temporary Grading Easement for Construction from Mark Brase.

Alternative Recommendation: Do not proceed with acquiring the proposed an Easement for Temporary Grading for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA

Explanation: NA

ENG
FIN
TRS
RCR
IT
AUD FILE
3012336-00
7970

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, Mark Brase, 708 35th Street NE, OWNER, of the real property known and described as:

See Temporary Construction Easement Exhibit

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary temporary grading easement for construction at 708 35th Street NE to the City of Cedar Rapids for total consideration of $310, 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 the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction (Fund 301, Dept. ID 301000, Project 3012336, 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 Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

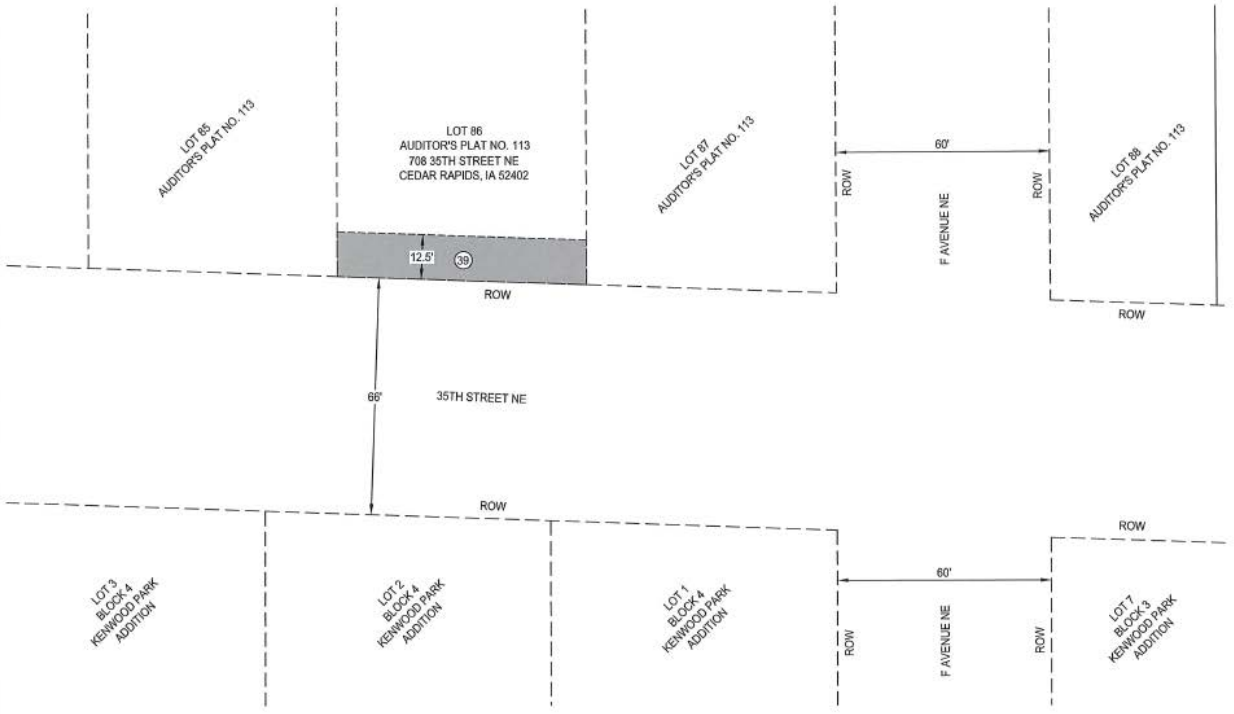
MayorSignature

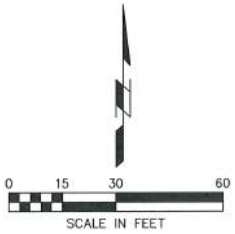
Attest:

ClerkSignature

LEG_TABLED_TAG

EXHIBIT
TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 86, AUDITOR'S PLAT NO. 113
LINN COUNTY, IOWA





BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM:
ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 874 SQ. FT.

SURVEY DATE: 09-02-2021

OWNER:
MARK BRASE
1088 ALEXIS COURT
MARION, IOWA 52302

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EXISTING PARCEL LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of the Lot 86, "Auditors Plat No. 113, Linn County, Iowa", described as follows:

The South 12.5 feet of Lot 86, "Auditors Plat No. 113, Linn County, Iowa".

Said easement contains 874 sq.ft., subject to easements and restrictions of record.

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ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri
http://www.shive-hattery.com

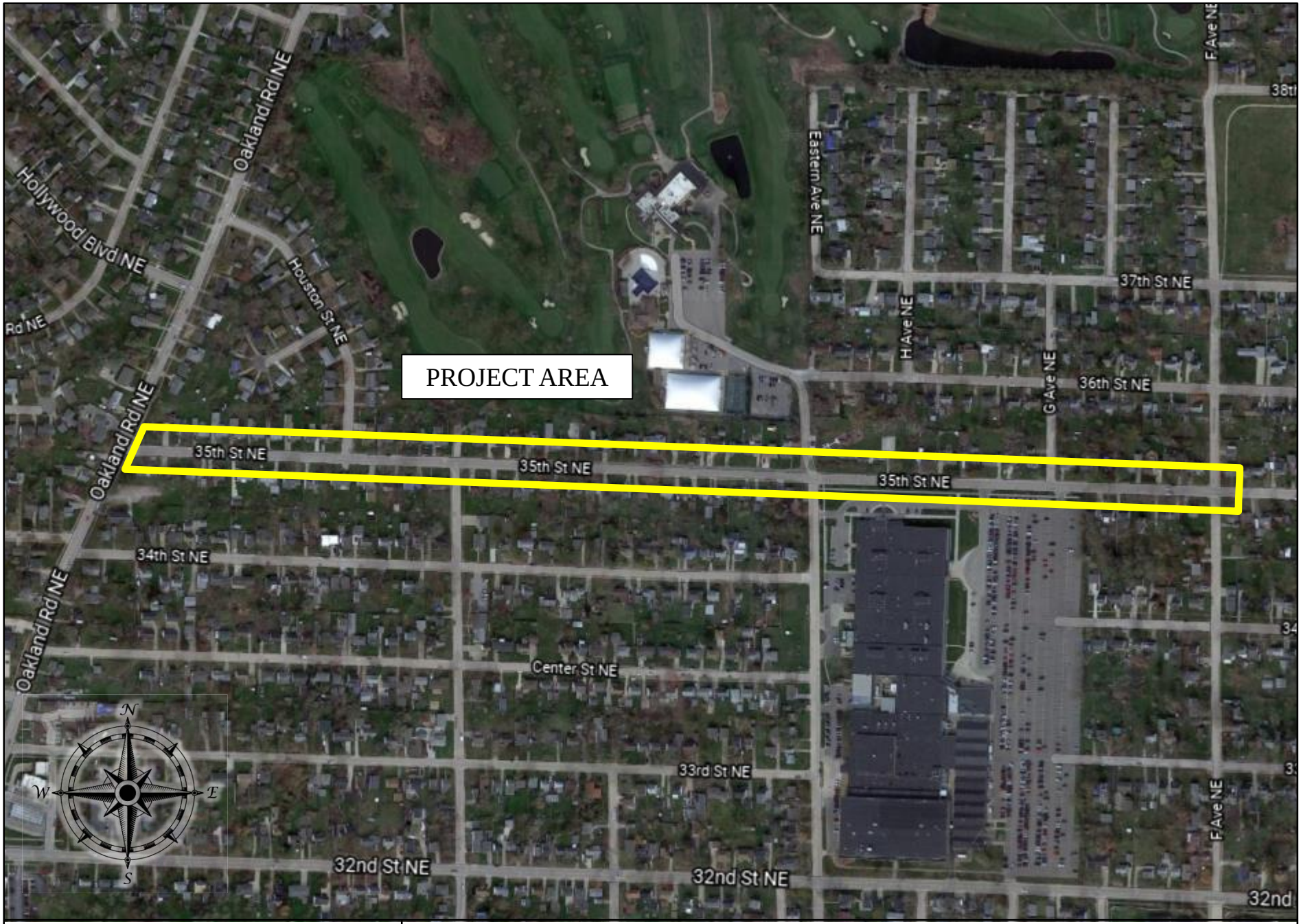
EXHIBIT - TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 86, AUDITOR'S PLAT NO. 113
LINN COUNTY, IOWA

DATE	09-2-2022	SCALE	1"=30'
DRAWN	cen	APPROVED	FIELD BOOK 1301 & 1302
REFERENCE DRAWING			REVISION OWNERS NAME

PROJECT NO.
1214840

ISSUED FOR

1 OF 1



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $1,753 and accepting an Easement for Permanent Utility and Temporary Grading Easement for Construction from Cheryl R. Conklin from land located at 1268 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $1,753 and an Easement for Permanent Utility and Temporary Grading Easement for Construction from Cheryl R. Conklin.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Permanent Utility and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/SLOST

Local Preference Policy: NA

Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
RCR
IT
AUD FILE
3012336-00
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 for an Easement for Permanent Utility and Temporary Grading Easement for Construction exists in order to accommodate the proposed facilities, and

WHEREAS, Cheryl R. Conklin, 1268 35th Street NE, OWNER, of the real property known and described as:

See Permanent Utility Easement Plat

has agreed to convey the necessary Easement for Permanent Utility and Temporary Grading Easement for Construction at 1268 35th Street NE to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$525
Temporary Easement	$228
Damages	$1,000
TOTAL	$1,753

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for permanent utility 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project (Fund 301, Dept. ID 301000, Project 3012336 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 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 Easement for Permanent Utility 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

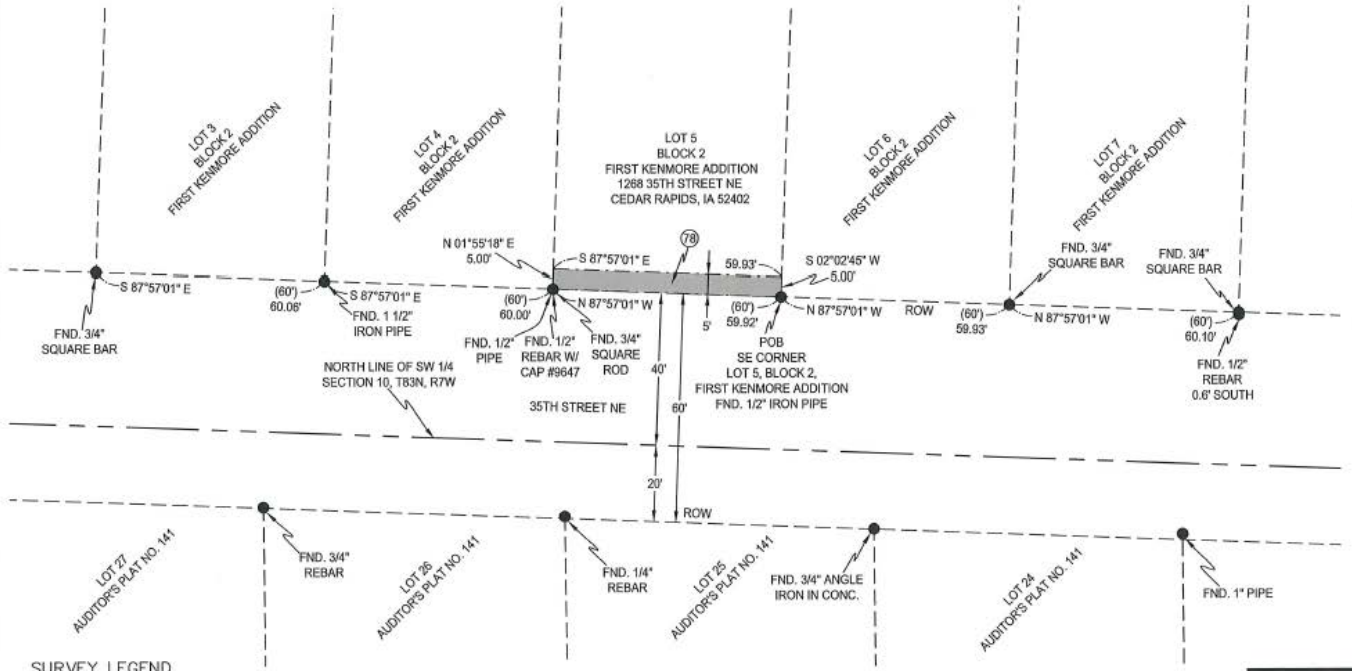
STATE OF IOWA)
) ss.
COUNTY OF LINN)

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 28th day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: LOT 5, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: CHERYL R. CONKLIN
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 5, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA



0 15 30 60
SCALE IN FEET

BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 300 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
CHERYL R. CONKLIN
1268 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
( )	RECORDED AS
POB	POINT OF BEGINNING
ROW	EXISTING RIGHT OF WAY
	SECTION LINE
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	EASEMENT LINE
	PERMANENT UTILITY EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 5, Block 2, "First Kenmore Addition to the City of Cedar Rapids, Iowa", described as follows:

Beginning at the Southeast Corner of Lot 5, Block 2, "First Kenmore Addition to the City of Cedar Rapids, Iowa"; Thence N 87°57'01" W along the North Right of Way of 35th Street NE to the West line of said Lot 5 a distance of 59.92 feet; Thence N 01°55'18" E along said West line a distance of 5.00 feet; Thence S 87°57'01" E and parallel to said North Right of Way to the East line of said Lot 5 a distance of 59.93 feet; Thence S 02°02'45" W along said East line to said North Right of Way and the Point of Beginning a distance of 5.00 feet.

Said easement contains 300 sq.ft., subject to easements and restrictions of record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS
17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) 3/7/23 (date)

WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: 1

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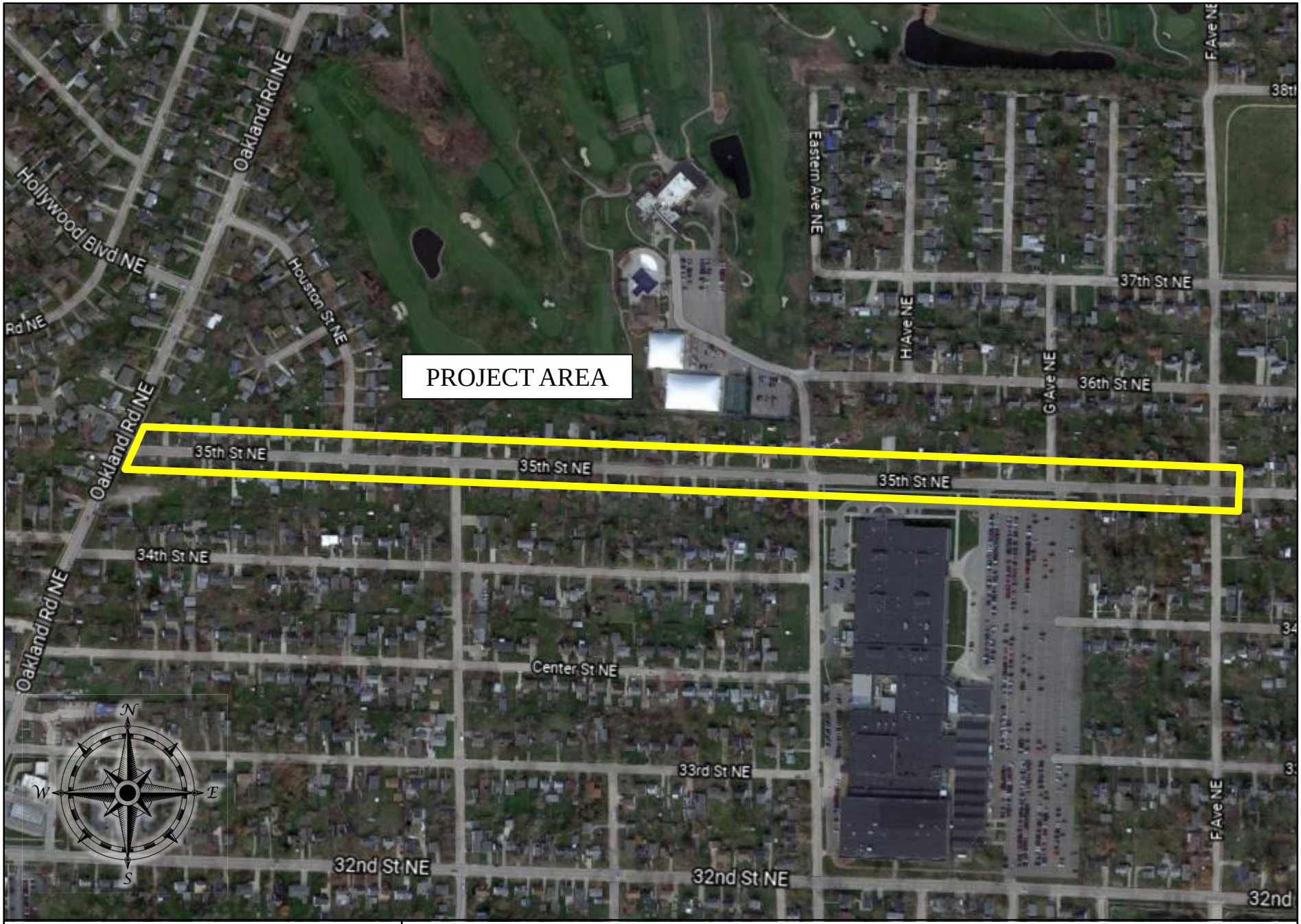
ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 5, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA

DATE	07-29-2022	SCALE	1"=30'		
DRAWN	cen	APPROVED	FIELD BOOK	1301 & 1302	PLAT
REFERENCE DRAWING			REVISION		

PROJECT NO. 1214840
ISSUED FOR



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $767 and accepting a Trustee Warranty Deed and Temporary Grading Easement for Construction from Thomas Dale Ferguson, Trustee of the Thomas Dale Ferguson Revocable Trust u/d/o May 5, 2009 and Patricia Ann Ferguson, Trustee of the Patricia Ann Ferguson Revocable Trust u/d/o May 5, 2009 from land located 1037 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The right-of-way and easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $767 and accepting a Trustee Warranty Deed and Temporary Grading Easement for Construction from Thomas Dale Ferguson Revocable Trust and Patricia Ann Ferguson Revocable Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/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

ENG
FIN
TRS
RCR
IT
CD
ASR
AUD FILE
3012336-00
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 for additional right-of-way and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Thomas Dale Ferguson, Trustee of the Thomas Dale Ferguson Revocable Trust u/d/o May 5, 2009 and Patricia Ann Ferguson, Trustee of the Patricia Ann Ferguson Revocable Trust u/d/o May 5, 2009, 1037 35th Street NE, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 1037 35th St NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$392
Temporary Easement	$375
TOTAL	$767

, 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction Project (Fund 301, Dept ID 301000, Project 3012336, 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 Trustee Warranty Deed and Affidavit of Trustee from Thomas Dale Ferguson, Trustee of the Thomas Dale Ferguson Revocable Trust u/d/o May 5, 2009 and Patricia Ann Ferguson, Trustee of the Patricia Ann Ferguson Revocable Trust u/d/o May 5, 2009 and the Transferee's Affidavit 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

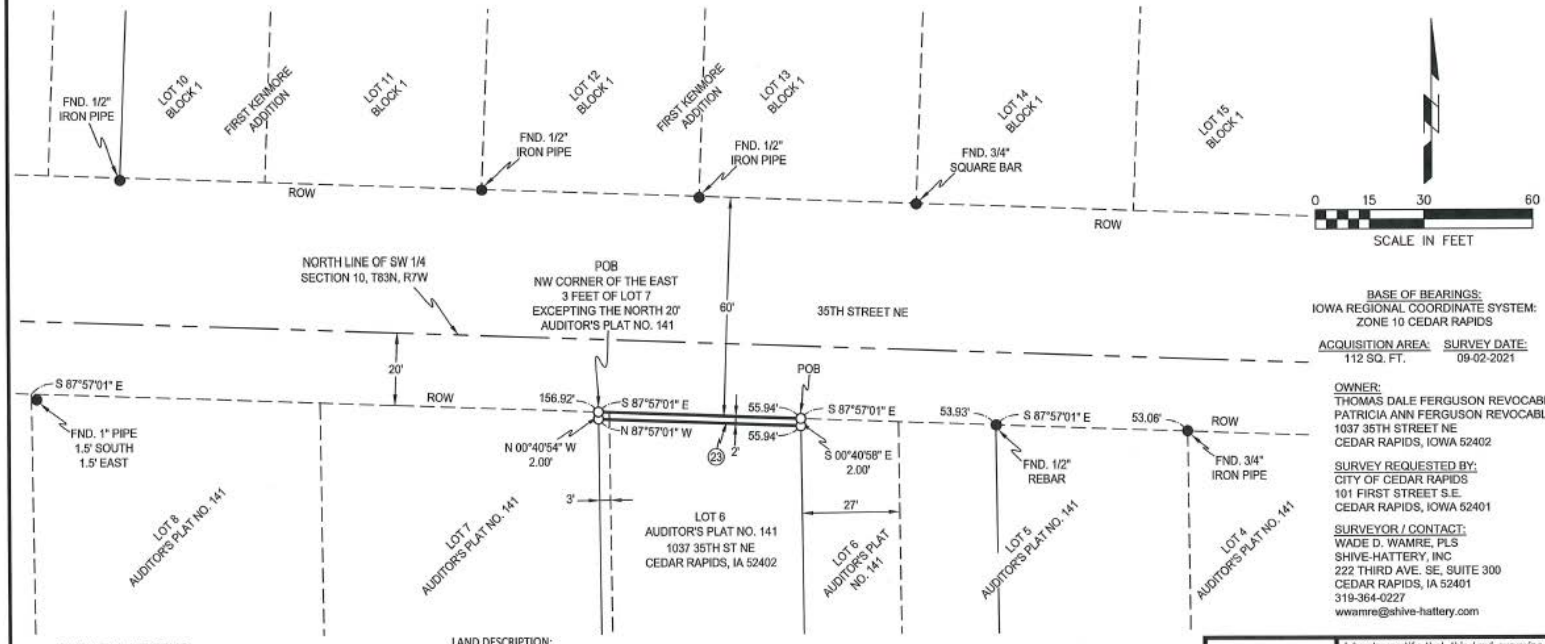
STATE OF IOWA)
) ss.
COUNTY OF LINN)

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 28th day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: PART OF LOTS 6 & 7 AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: THOMAS DALE FERGUSON & PATRICIA ANN FERGUSON
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

ACQUISITION PLAT
PART OF LOTS 6 & 7, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA



BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

ACQUISITION AREA: 112 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
THOMAS DALE FERGUSON REVOCABLE TRUST & PATRICIA ANN FERGUSON REVOCABLE TRUST
1037 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
○	SET 5/8" REBAR W/ CAP #17565
( )	RECORDED AS
POB	POINT OF BEGINNING
POC	POINT OF COMMENCEMENT
ROW	EXISTING RIGHT OF WAY
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	SECTION LINE

LAND DESCRIPTION:

Part of the North 162.77 feet except the North 20 feet and East 27 feet in Lot 6 and East 3 feet North 162.77 feet except North 20 feet Lot 7 all in "Auditor's Plat No. 141, Linn County, Iowa", described as follows:

Beginning at the Northwest Corner of the East 3 feet North 162.77 feet of Lot 7 excepting the North 20 feet, in "Auditor's Plat No. 141, Linn County, Iowa"; Thence S 87°57'01" E along the South Right of Way of 35th Street NE to the West line of the East 27 feet in Lot 6 of said "Auditor's Plat No. 141" a distance of 55.94 feet; Thence S 00°40'58" E along said West line of the East 27 feet a distance of 2.00 feet; Thence N 87°57'01" W and parallel to said South Right of Way to the West line of said East 3 feet a distance of 55.94 feet; Thence N 00°40'54" W along said West line of the East 3 feet to said South Right of Way and the Point of Beginning a distance of 2.00 feet.

Said parcel contains 112 sq.ft., subject to easements and restrictions of record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS 17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) 3/3/23 (date)

WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: 1

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ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

ACQUISITION PLAT
PART OF LOTS 6 & 7, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA

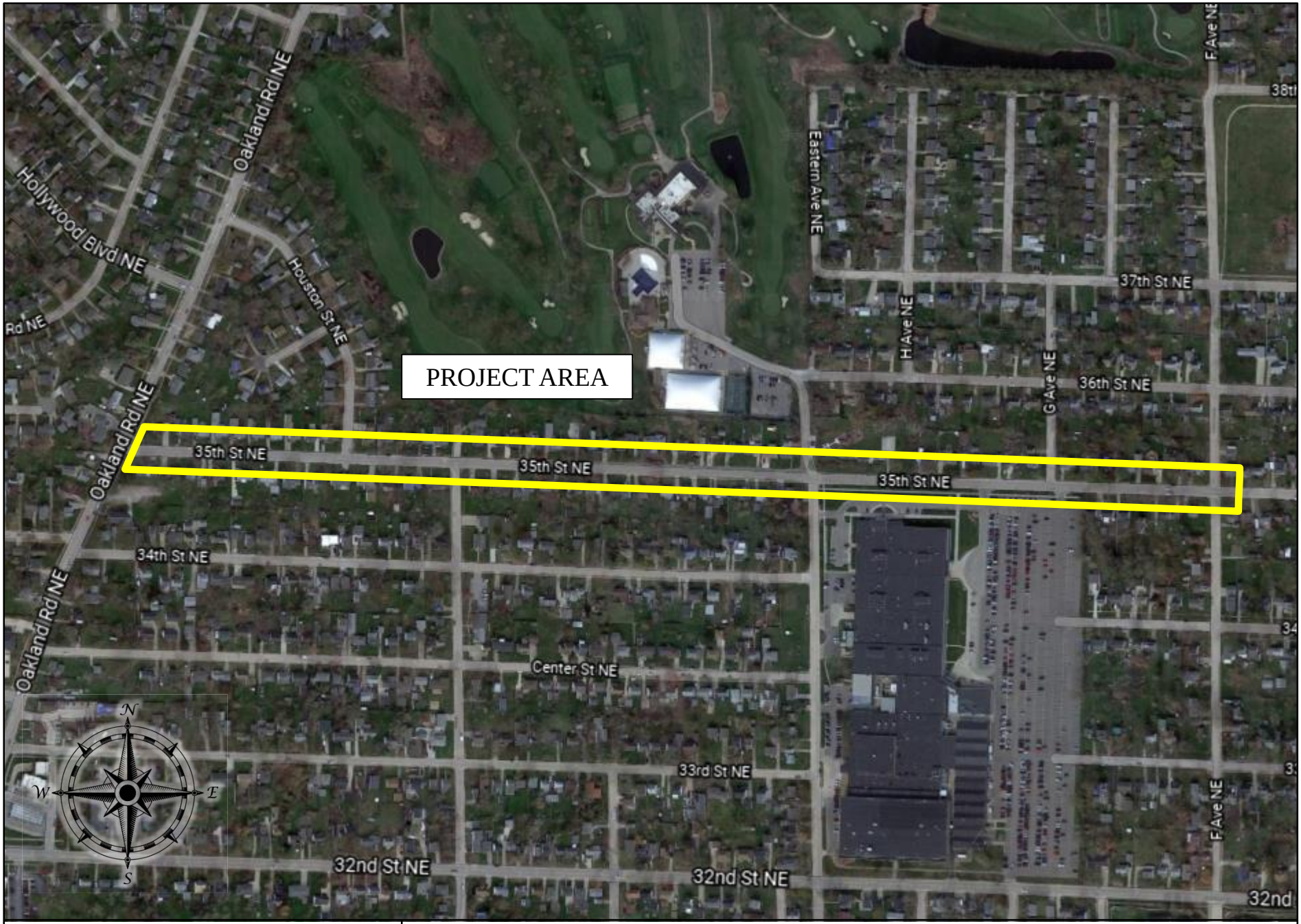
DATE	DRAWN	REFERENCE DRAWING
08-4-2022	can	

SCALE	APPROVED	REVISION
1"=30'		
FIELD BOOK		
1301 & 1302		
TRUST		

PROJECT NO.
1214840

ISSUED FOR

1 OF 1



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $225 and accepting a temporary grading easement for construction from Kenneth S. Gilmore and Valerie A. Gilmore from land located 716 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadways, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $225 and accepting a Temporary Grading Easement for Construction from Kenneth S. Gilmore and Valerie A. Gilmore.

Alternative Recommendation: Do not proceed with acquiring the proposed an Easement for Temporary Grading for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA

Explanation: NA

ENG
FIN
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AUD FILE
3012336-00
7970

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, Kenneth S. Gilmore and Valerie A. Gilmore, 716 35th Street NE, OWNERS, of the real property known and described as:

See Temporary Construction Easement Exhibit

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary temporary grading easement for construction at 716 35th Street NE to the City of Cedar Rapids for total consideration of $225, 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 the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction (Fund 301, Dept. ID 301000, Project 3012336, 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 Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

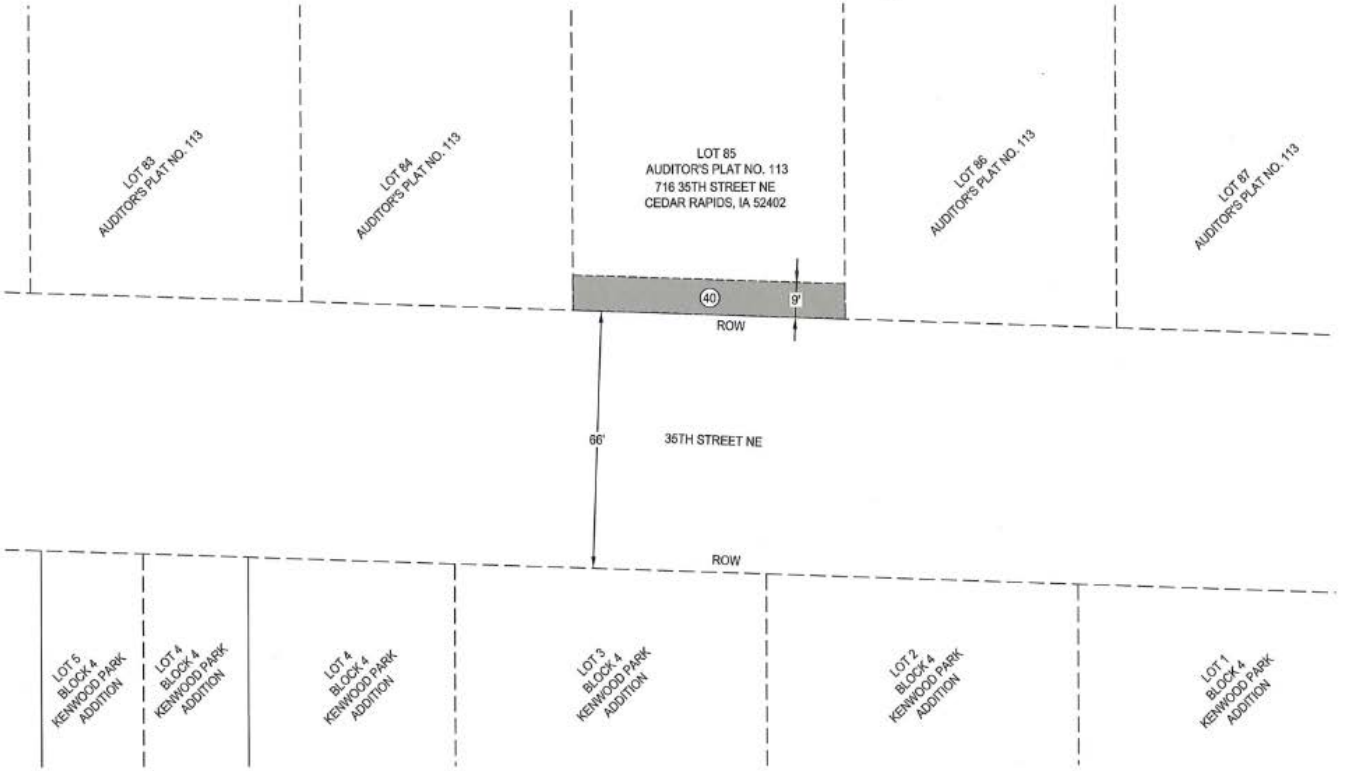
MayorSignature

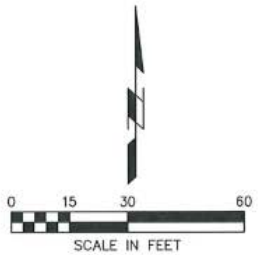
Attest:

ClerkSignature

LEG_TABLED_TAG

EXHIBIT
TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 85, AUDITOR'S PLAT NO. 113
LINN COUNTY, IOWA





BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM:
ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 630 SQ. FT.

SURVEY DATE: 09-02-2021

OWNER:
KENNETH S. GILMORE AND VALERIE A. GILMORE
716 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

- EXISTING LOT LINE
- EXISTING PARCEL LINE
- EASEMENT LINE
- EASEMENT AREA

EASEMENT DESCRIPTION:

Part of the Lot 85, "Auditors Plat No. 113, Linn County, Iowa", described as follows:

The South 9 feet of Lot 85, "Auditors Plat No. 113, Linn County, Iowa",

Said easement contains 630 sq.ft., subject to easements and restrictions of record.

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ARCHITECTURE + ENGINEERING
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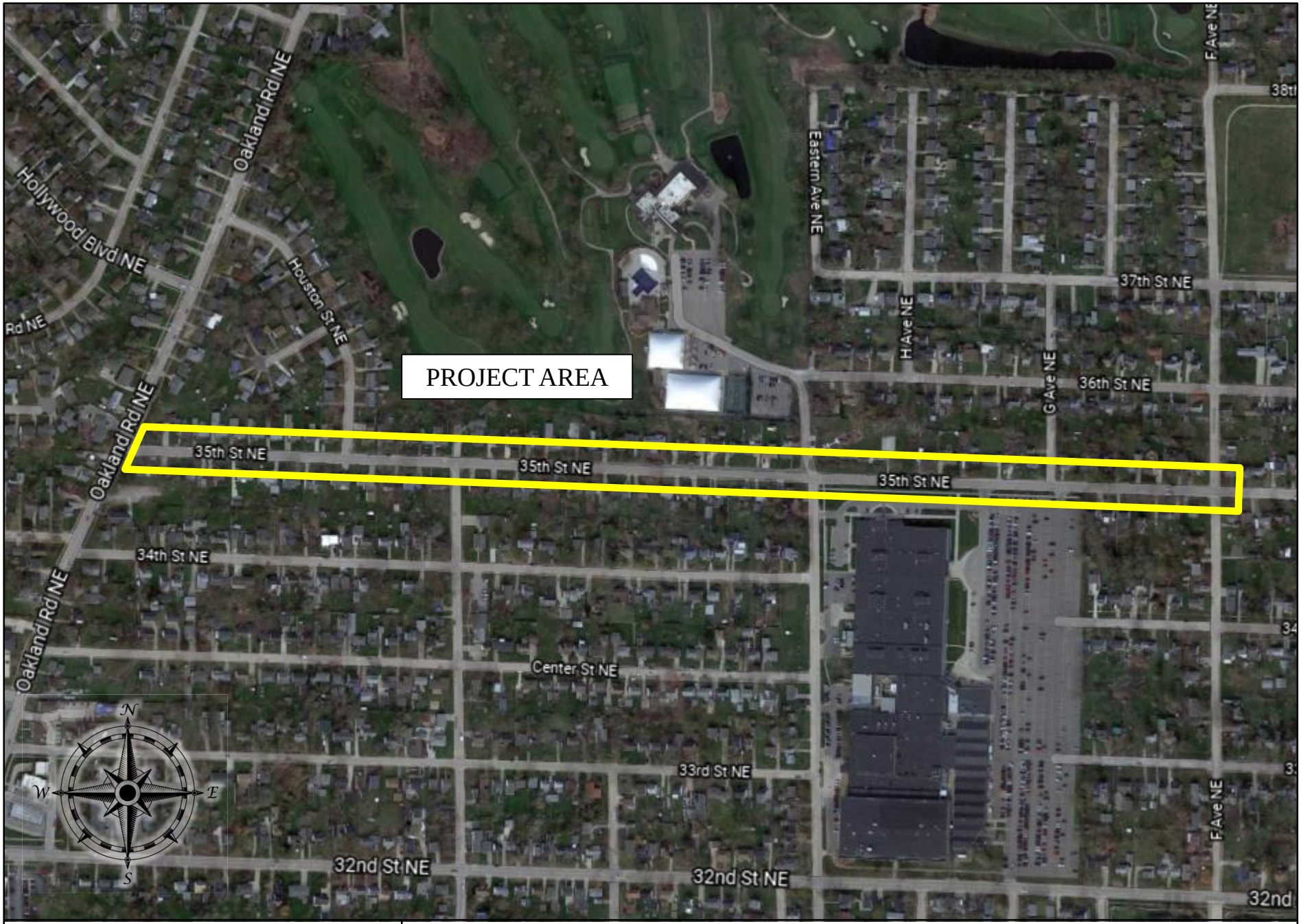
http://www.shive-hattery.com

EXHIBIT - TEMPORARY CONSTRUCTION EASEMENT
PART OF LOT 85, AUDITOR'S PLAT NO. 113
LINN COUNTY, IOWA

DATE	07-28-2022	SCALE	1"=30'
DRAWN	cen	APPROVED	
REFERENCE DRAWING		FIELD BOOK	1301 & 1302
		REVISION	

PROJECT NO.
1214840

ISSUED FOR



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $1,007 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John E. Heavens and Mary K. Heavens from land located 1267 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The right-of-way and easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $1,007 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John E. Heavens and Mary K. Heavens.

Alternative Recommendation: Do not proceed with acquiring the proposed right-of-way and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/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
3012336-00
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 for additional right-of-way and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, John E. Heavens and Mary K. Heavens, 1267 35th Street NE, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 1267 35th Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$567
Temporary Easement	$440
TOTAL	$1,007

, 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction Project (Fund 301, Dept ID 301000, Project 3012336, 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 from John E. Heavens and Mary K. Heavens 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)

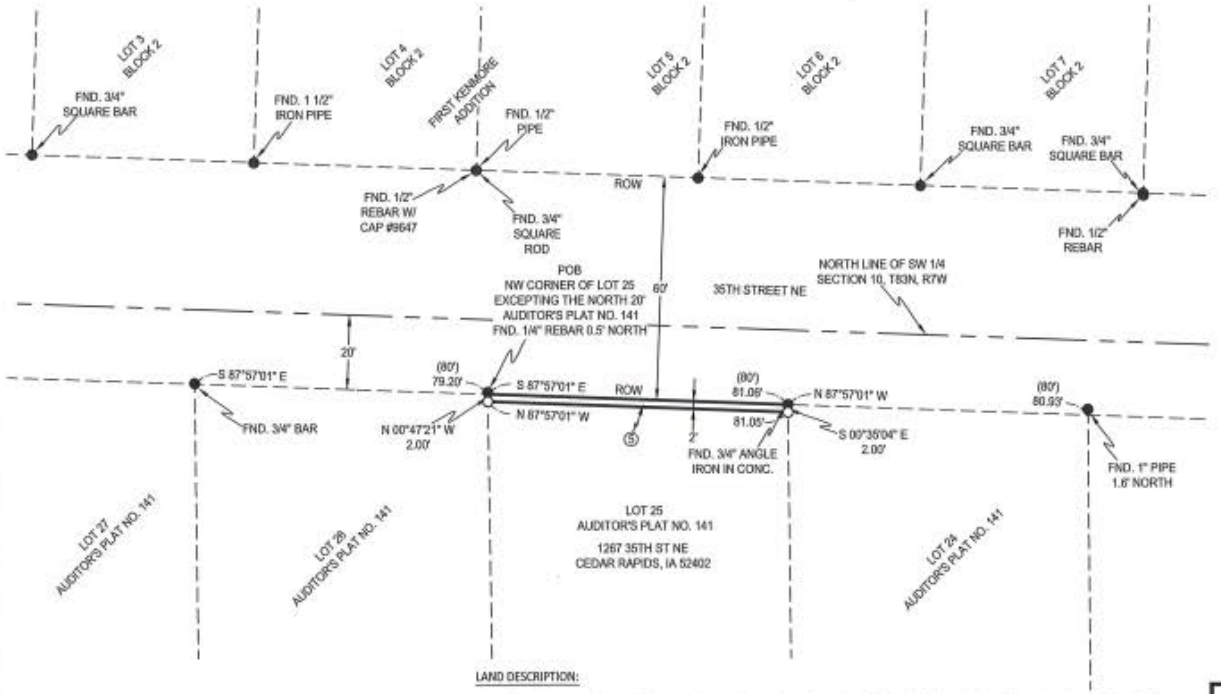
I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 28th day of March, 2023.

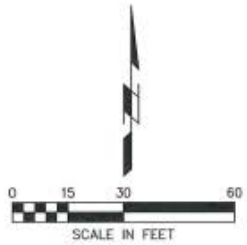
ClerkSignature

INDEX LEGEND:

LOCATION: PART OF LOT 25, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: JOHN E. HEAVENS & MARY K. HEAVENS
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

ACQUISITION PLAT
PART OF LOT 25, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA





BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM:
ZONE 10 CEDAR RAPIDS

ACQUISITION AREA: 162 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
JOHN E. HEAVENS & MARY K. HEAVENS
1267 35TH ST NE
CEDAR RAPIDS, IA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
○	SET 5/8" REBAR W/ CAP #17565
( )	RECORDED AS
POB	POINT OF BEGINNING
POC	POINT OF COMMENCEMENT
ROW	EXISTING RIGHT OF WAY
	EXISTING LOT LINE
	SECTION LINE

LAND DESCRIPTION:

Part of Lot 25, except the North 20 feet and except the South 140 feet thereof, "Auditor's Plat No. 141, Linn County, Iowa", described as follows:

Beginning at the Northeast Corner of Lot 25, except the North 20 feet and except the South 140 feet thereof, "Auditor's Plat No. 141, Linn County, Iowa"; Thence S 87°57'01" E along the South Right of Way of 35th Street NE to the East line of said Lot 25 a distance of 81.06 feet; Thence S 00°35'04" E along said East line 2.00 feet; Thence N 87°57'01" W and parallel to said South Right of Way to the West line of said Lot 25 a distance of 81.05 feet; Thence N 00°47'21" W along said West line to said South Right of Way and the Point of Beginning a distance of 2.00 feet.

Said parcel contains 162 sq.ft., subject to easements and restrictions for record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS
17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) (date) 3/1/23

WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: _____

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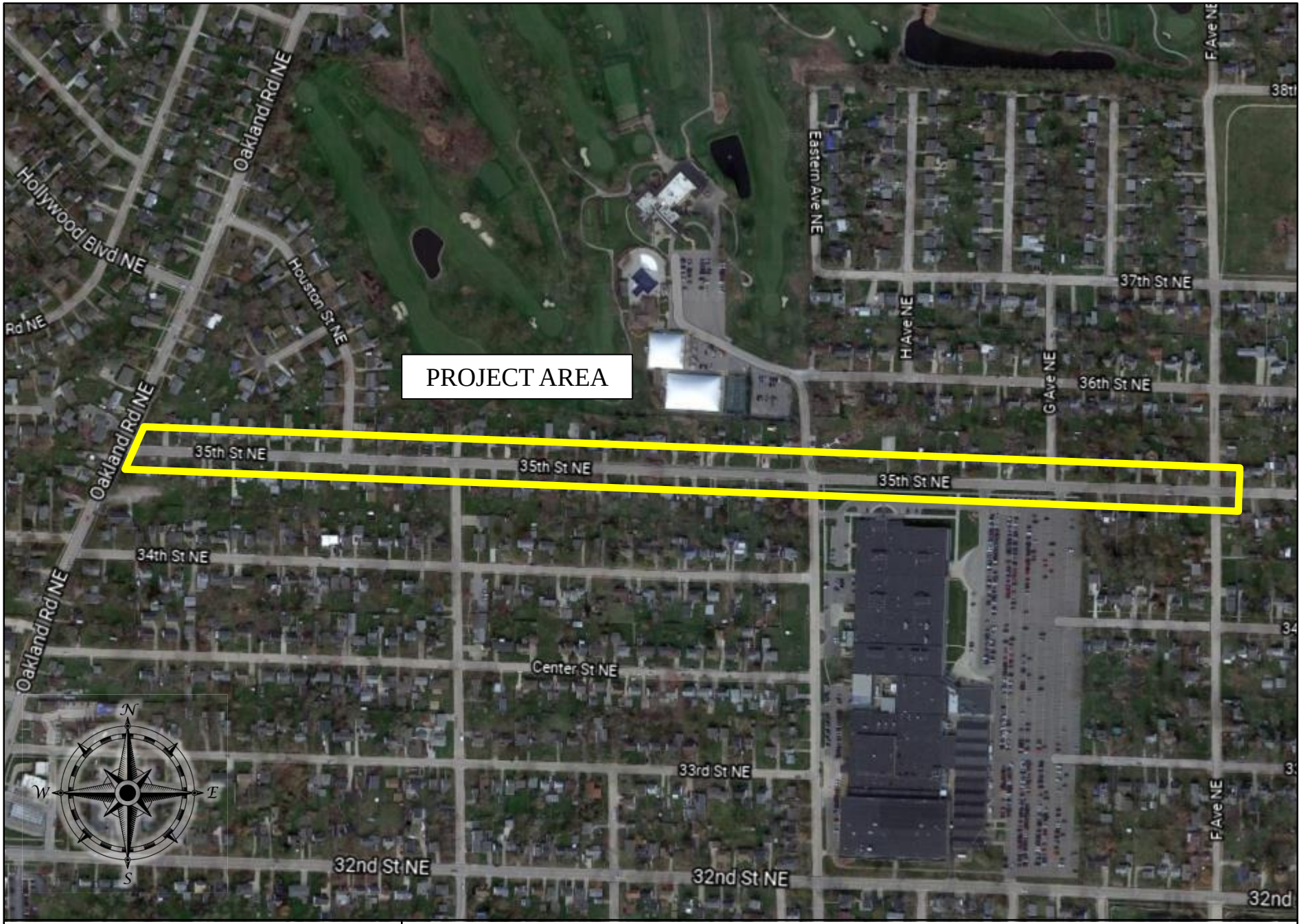
ACQUISITION PLAT
PART OF LOT 25, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA

DATE 08-4-2022
DRAWN cwn
REFERENCE DRAWING
SCALE 1"=30'
FIELD BOOK 1301 & 1302
APPROVED
REVISION:

PROJECT NO. 1214840
ISSUED FOR

1 OF 1



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $1875 and accepting a Easement for Permanent Utility and Temporary Grading Easement for Construction from Georgia A. Roe from land located 1280 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $1875 and accepting Easement for Permanent Utility and Temporary Grading Easement for Construction from Georgia A. Roe.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Permanent Utility and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/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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TRS
RCR
IT
AUD FILE
3012336-00
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 for an easement for Easement for Permanent Utility and Temporary Grading Easement for Construction exists in order to accommodate the proposed facilities, and

WHEREAS, Georgia A. Roe, 1280 35th Street NE, OWNER, of the real property known and described as:

See Permanent Utility Easement Plat

has agreed to convey the necessary Easement for Permanent Utility and Temporary Grading Easement for Construction at 1280 35th Street NE to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$525
Temporary Easement	$350
Damages	$1000
TOTAL	$1875

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for permanent utility 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project (Fund 301, Dept. ID 301000, Project 3012336 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 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 Easement for Permanent Utility 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

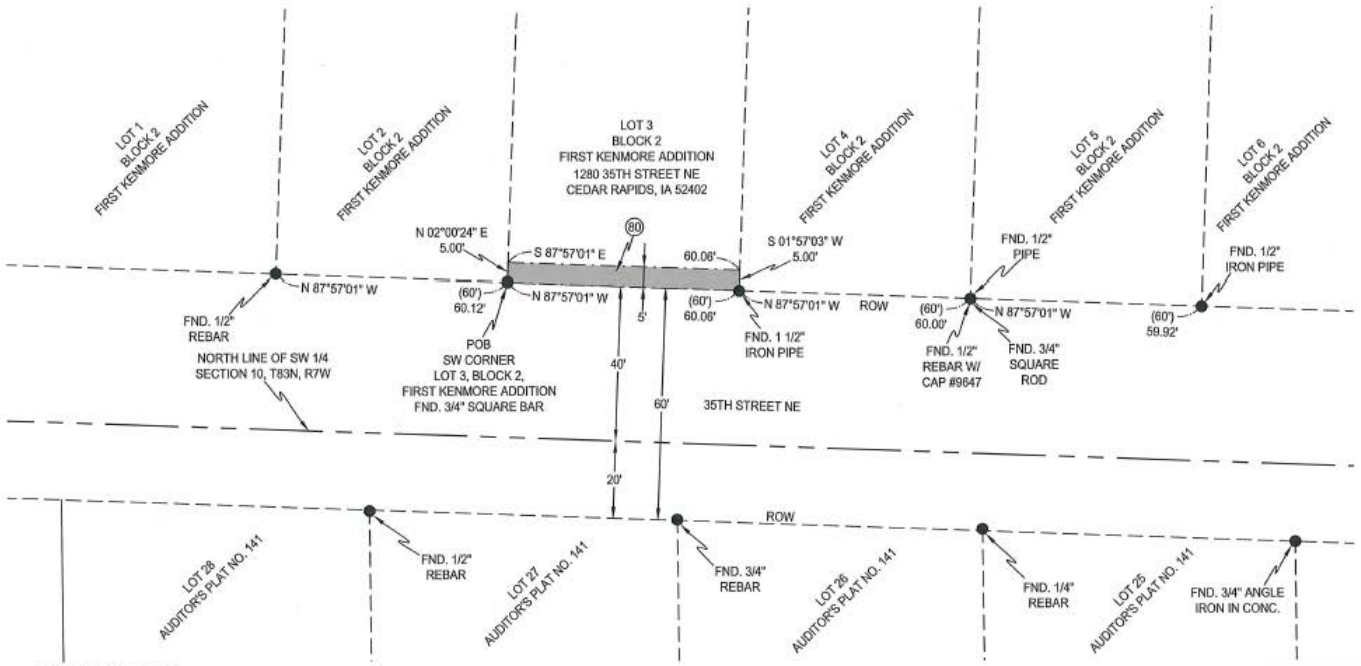
STATE OF IOWA)
) ss.
COUNTY OF LINN)

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 28th day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: LOT 3, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: GEORGIA A. ROE
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 3, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA



0 15 30 60
SCALE IN FEET

BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 300 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
GEORGIA A. ROE
1280 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
( )	RECORDED AS
POB	POINT OF BEGINNING
ROW	EXISTING RIGHT OF WAY
	SECTION LINE
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	EASEMENT LINE
	PERMANENT UTILITY EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 3, Block 2, "First Kenmore Addition to the City of Cedar Rapids, Iowa", described as follows:

Beginning at the Southwest Corner of Lot 3, Block 2, "First Kenmore Addition to the City of Cedar Rapids, Iowa"; Thence N 02°00'24" E along the West line of said Lot 3 a distance of 5.00 feet; Thence S 87°57'01" E and parallel to the North Right of Way of 35th Street NE to the East line of said Lot 3 a distance of 60.06 feet; Thence S 01°57'03" W along said East line to said North Right of Way a distance of 5.00 feet; Thence N 87°57'01" W along said North Right of Way to the Point of Beginning a distance of 60.06 feet.

Said easement contains 300 sq.ft., subject to easements and restrictions of record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS
17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) 3/7/23 (date)

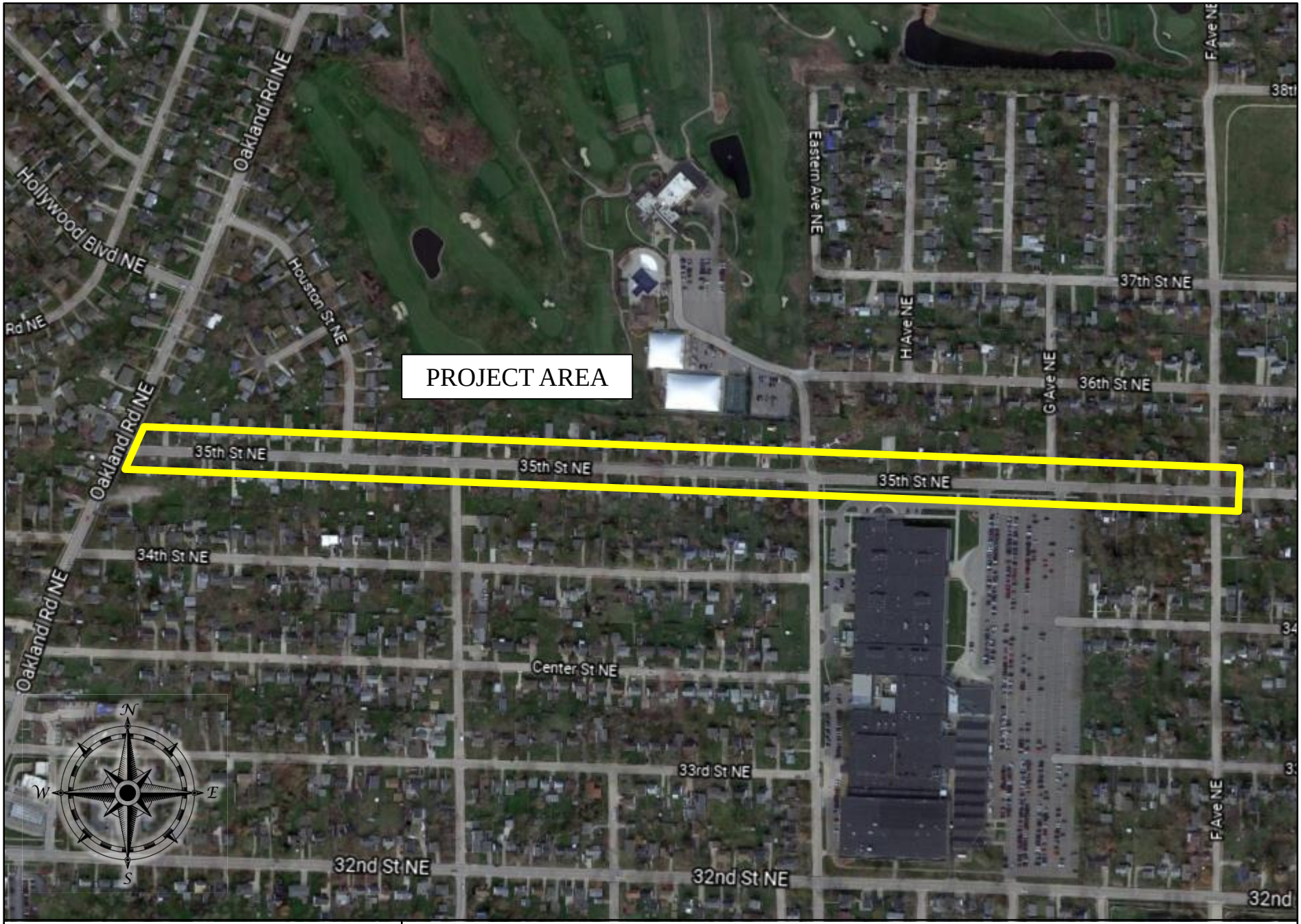
WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: _____

SHIVEHATTERY
ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 3, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA

DATE	07-29-2022	SCALE	1"=30'
DRAWN	cen	FIELD BOOK	1301 & 1302
REFERENCE DRAWING		APPROVED	
		REVISION	PLAT

PROJECT NO. 1214840
ISSUED FOR



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $1,078 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Jared S. Smith and Tania R. Smith from land located 3430 Oakland Road NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The right-of-way and easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $1,078 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Jared S. Smith and Tania R. Smith.

Alternative Recommendation: Do not proceed with acquiring the proposed Warranty Deed and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/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

ENG
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AUD FILE
3012336-00
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 for additional right-of-way and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Jared S. Smith and Tania R. Smith, 3430 Oakland Road NE, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 3430 Oakland Road NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	$763
Temporary Easement	$315
TOTAL	$1,078

, 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction Project (Fund 301, Dept ID 301000, Project 3012336, 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 from Jared S. Smith and Tania R. Smith 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

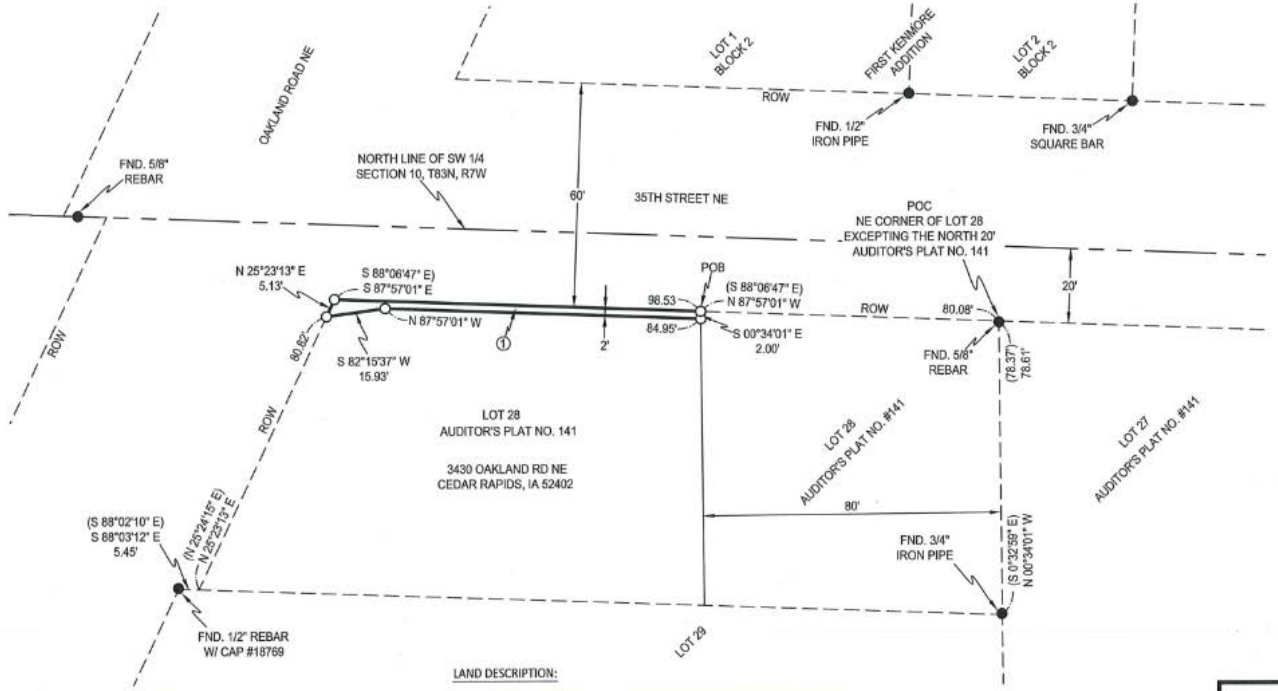
STATE OF IOWA)
) ss.
COUNTY OF LINN)

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 28 day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: PART OF LOT 28, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: JARED S. SMITH & TANIA R. SMITH
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

ACQUISITION PLAT
PART OF LOT 28, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA



0 15 30 60
SCALE IN FEET

BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

ACQUISITION AREA: 218 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
JARED S. SMITH & TANIA R. SMITH
4901 HONEY GROVE ROAD
ELY, IA 52227

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
O	SET 5/8" REBAR W/ CAP #17565
( )	RECORDED AS
POC	POINT OF COMMENCEMENT
POB	POINT OF BEGINNING
ROW	EXISTING RIGHT OF WAY
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	SECTION LINE

LAND DESCRIPTION:

Part of Lot 28, Except the North 20 feet thereof and also Excepting the East 80 feet thereof, "Auditor's Plat No. 141, Linn County, Iowa", described as follows:

Commencing at the Northeast Corner of Lot 28, Except the North 20 feet thereof, Auditor's Plat No. 141, Linn County, Iowa; Thence N 87°57'01" W along the South Right of Way of 35th Street NE to the West line of the East 80 feet of Said Lot 28 and the Point of Beginning a distance of 80.08 feet; Thence S 00°34'01" E along said West line a distance of 2.00 feet; Thence N 87°57'01" W and parallel with said South Right of Way a distance of 84.95 feet; Thence S 82°15'37" W to the East Right of Way of Oakland Road NE a distance of 15.93 feet; Thence N 25°23'13" E along said East Right of Way to said South Right of Way a distance of 5.13 feet; Thence S 87°57'01" E along said South Right of Way to the Point of Beginning a distance of 98.52 feet.

Said parcel contains 218 sq.ft., subject to easements and restrictions of record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS 17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) 3/7/23 (date)

WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: 1

SHIVEHATTERY
ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

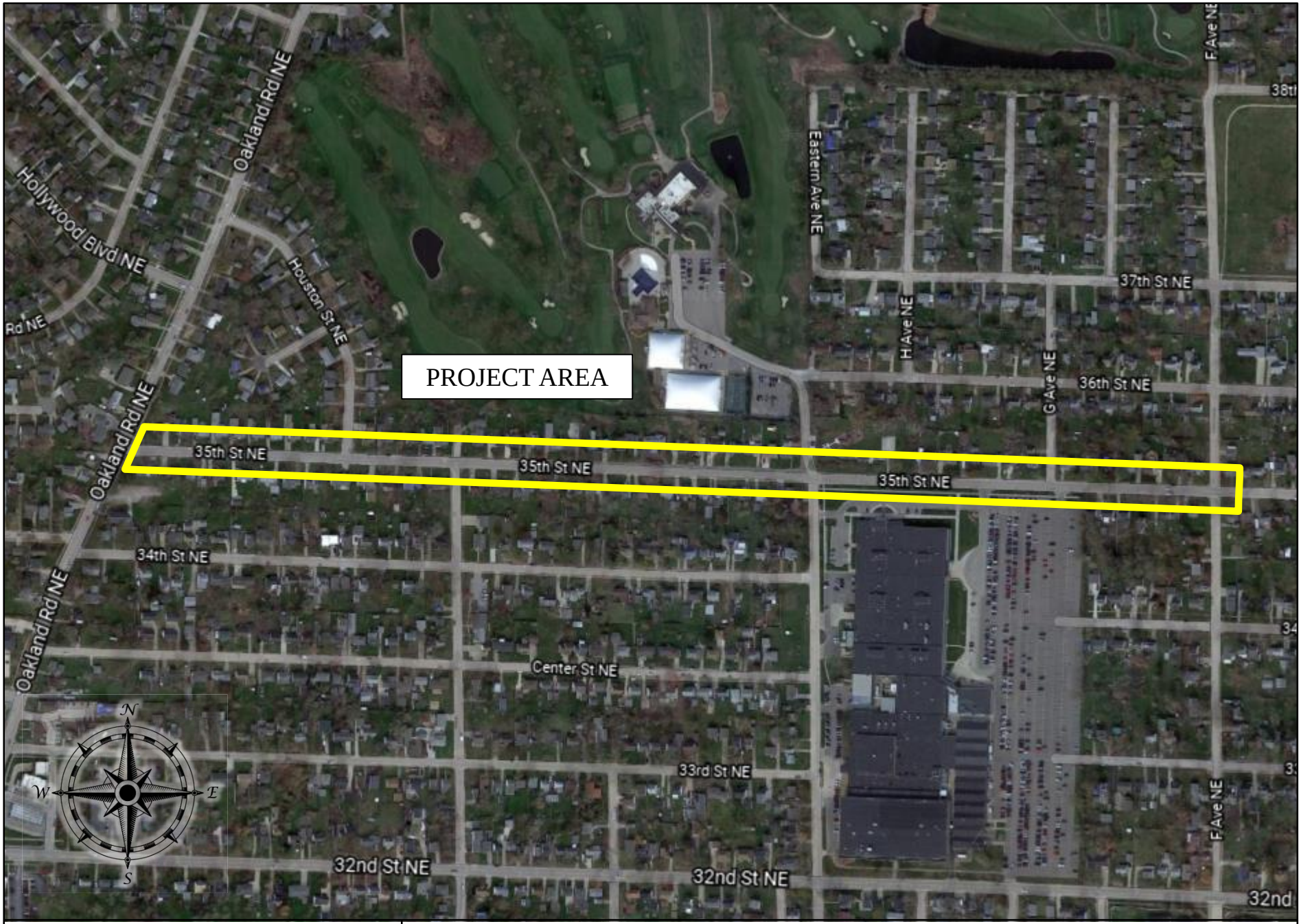
ACQUISITION PLAT
PART OF LOT 28, AUDITOR'S PLAT NO. 141, LINN COUNTY, IOWA

DATE	SCALE	1"=30'
06-4-2022	FIELD BOOK	1301 & 1302
DRAWN		
csm	APPROVED	
REFERENCE DRAWING	REVISION	

PROJECT NO. 1214840

ISSUED FOR

1 OF 1



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $885 and accepting a Permanent Utility Easement and Temporary Grading Easement for Construction from Larry Gene Streight from land located 1274 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadways, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $885 and accepting Easement for Permanent Utility and Temporary Grading Easement for Construction from Larry Gene Streight.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Permanent Utility and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: NA

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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RCR
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AUD FILE
3012336-00
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 for a Permanent Utility Easement and Temporary Grading Easement for Construction exists in order to accommodate the proposed facilities, and

WHEREAS, Larry Gene Streight, 1274 35th Street NE, OWNER, of the real property known and described as:

See Permanent Utility Easement Plat

has agreed to convey the necessary Permanent Utility Easement and Temporary Grading Easement for Construction at 1274 35th Street NE to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$525
Temporary Easement	$360
TOTAL	$885

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the Permanent Utility Easement 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project (Fund 301, Dept. ID 301000, Project 3012336 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 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 Permanent Utility Easement be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

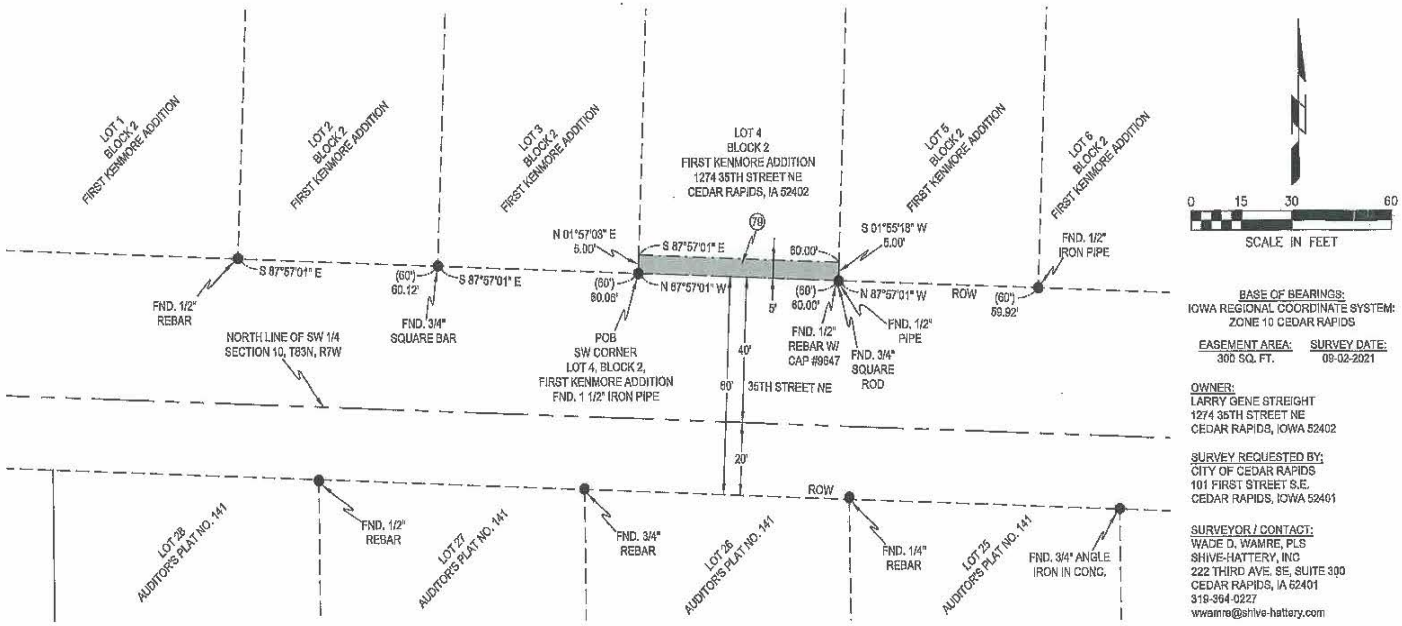
STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 28th day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: LOT 4, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: LARRY GENE STREIGHT
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 4, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA



BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 300 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
LARRY GENE STREIGHT
1274 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
( )	RECORDED AS
POB	POINT OF BEGINNING
ROW	EXISTING RIGHT OF WAY
	SECTION LINE
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	EASEMENT LINE
	PERMANENT UTILITY EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot Four (4), Block Two (2), "First Kenmore Addition to the City of Cedar Rapids, Iowa", described as follows:

Beginning at the Southwest Corner of Lot Four (4), Block Two (2), "First Kenmore Addition to the City of Cedar Rapids, Iowa"; Thence N 01°57'03" E along the West line of said Lot 4 a distance of 5.00 feet; Thence S 87°57'01" E and parallel to the North Right of Way of 35th Street NE to the East line of said Lot 4 a distance of 60.00 feet; Thence S 01°55'18" W along said East line to said North Right of Way a distance of 5.00 feet; Thence N 87°57'01" W along said North Right of Way to the Point of Beginning a distance of 60.00 feet.

Said easement contains 300 sq.ft., subject to easements and restrictions of record.

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS
17585
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 Land Surveyor under the Laws of the State of Iowa.

(signature) (date)

WADE D. WAMRE, PLS
License number: 17585
My license renewal date is December 31, _____
Pages or sheets covered by this seal: _____

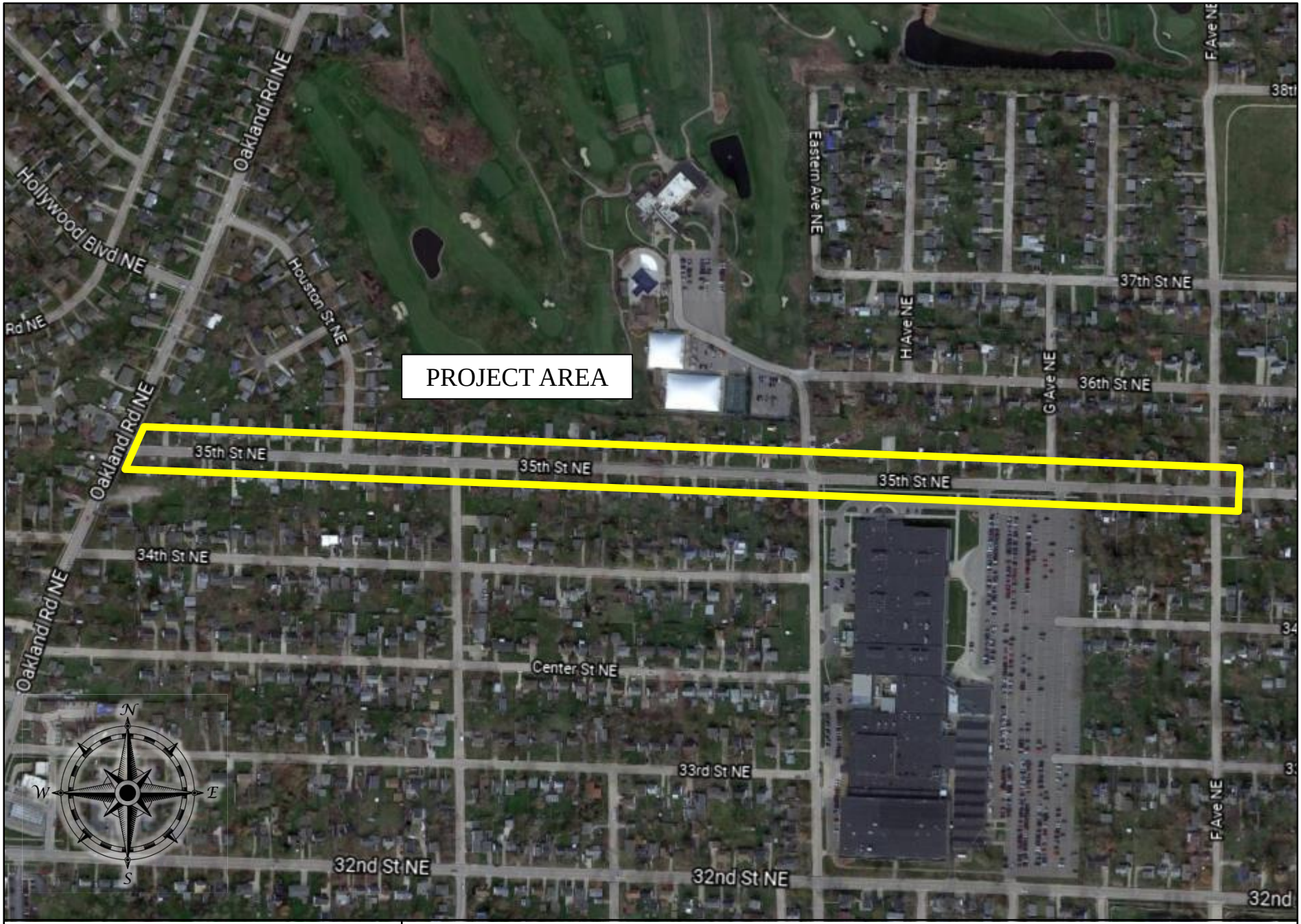
SHIVEHATTERY
ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri http://www.shive-hattery.com

PERMANENT UTILITY EASEMENT PLAT
PART OF LOT 4, BLOCK 2, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA

DATE	07-29-2022	SCALE:	1"=30'	
DRAWN	cen	APPROVED	FIELD BOOK	1301 & 1302
REFERENCE DRAWING			REVISION	PLAT

PROJECT NO. 1214840
ISSUED FOR

1 OF 1



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: Public Works Department

Presenter at meeting: Rita Rasmussen SR/WA, R/W-NAC

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 Purchase Agreement in the amount of $1,645 and accepting an Easement for Permanent Utility and Temporary Grading Easement for Construction from Patrick J. Swift and Jeanne H. Swift from land located at 1064 35th Street NE in connection 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: In a previous fiscal year, City Council approved funding towards the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

The easements are required to accommodate the proposed 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project roadway, sidewalks, and drainage improvements including 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. Compensation amounts proposed are 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 $1,645, accepting an Easement for Permanent Utility and Temporary Grading Easement for Construction from Patrick J. Swift and Jeanne H. Swift.

Alternative Recommendation: Do not proceed with acquiring the proposed Easement for Permanent Utility and Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure the 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/3012336/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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AUD FILE
3012336-00
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 for an Easement for Permanent Utility and Temporary Grading Easement for Construction exists in order to accommodate the proposed facilities, and

WHEREAS, Patrick J. Swift and Jeanne H. Swift, 1064 35th Street NE, OWNERS, of the real property known and described as:

See Permanent Utility Easement Plat

have agreed to convey the necessary Easement for Permanent Utility and Temporary Grading Easement for Construction at 1064 35th Street NE to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$700
Temporary Easement	$545
Damages	$400
TOTAL	$1,645

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for permanent utility 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 35th Street NE from Oakland Road to F Avenue Pavement Reconstruction project (Fund 301, Dept. ID 301000, Project 3012336 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 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 Easement for Permanent Utility 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

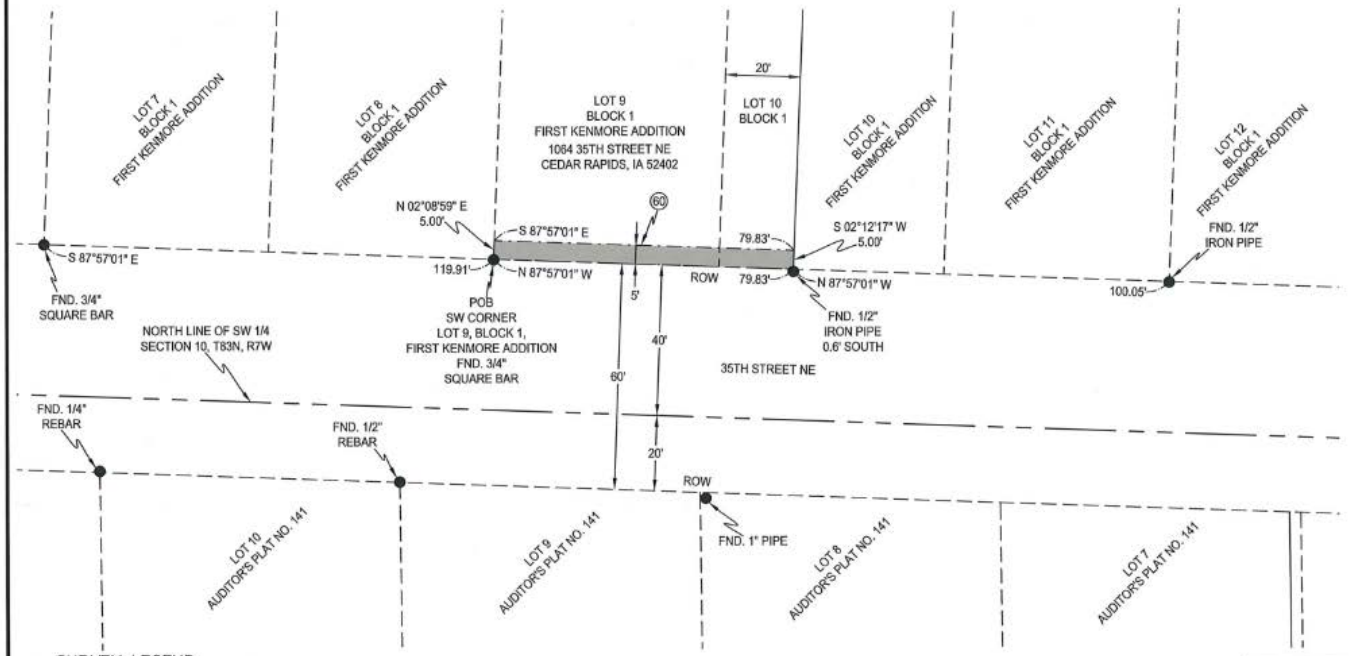
STATE OF IOWA)
) ss.
COUNTY OF LINN)

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 28th day of March, 2023.

ClerkSignature

INDEX LEGEND:
LOCATION: LOT 9 & PART OF LOT 10, BLOCK 1, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA
REQUESTOR: CITY OF CEDAR RAPIDS
PROPRIETOR: PATRICK J. SWITFT & JEANNE H. SWIFT
SURVEYOR: WADE D. WAMRE, PLS
COMPANY: SHIVE HATTERY, INC
RETURN TO: 222 3RD AVE. SE, SUITE 300
CEDAR RAPIDS, IOWA 52401
wwamre@shive-hattery.com
319-364-0227

PERMANENT UTILITY EASEMENT PLAT
PART OF LOTS 9 & 10, BLOCK 1, FIRST KENMORE ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA



0 15 30 60
SCALE IN FEET

BASE OF BEARINGS:
IOWA REGIONAL COORDINATE SYSTEM: ZONE 10 CEDAR RAPIDS

EASEMENT AREA: 399 SQ. FT.
SURVEY DATE: 09-02-2021

OWNER:
PATRICK J. SWIFT & JEANNE H. SWIFT
1064 35TH STREET NE
CEDAR RAPIDS, IOWA 52402

SURVEY REQUESTED BY:
CITY OF CEDAR RAPIDS
101 FIRST STREET S.E.
CEDAR RAPIDS, IOWA 52401

SURVEYOR / CONTACT:
WADE D. WAMRE, PLS
SHIVE-HATTERY, INC
222 THIRD AVE. SE, SUITE 300
CEDAR RAPIDS, IA 52401
319-364-0227
wwamre@shive-hattery.com

SURVEY LEGEND

●	MONUMENT FOUND AS NOTED
( )	RECORDED AS
POB	POINT OF BEGINNING
ROW	EXISTING RIGHT OF WAY
	EXISTING LOT LINE
	EXISTING PARCEL LINE
	SECTION LINE
	EASEMENT LINE
	PERMANENT UTILITY EASEMENT AREA

EASEMENT DESCRIPTION:

Part of Lot 9 and the West 20 feet of Lot 10, Block 1, "First Kenmore Addition to the City of Cedar Rapids, Iowa", described as follows:

Beginning at the Southwest Corner of Lot 9, Block 1, "First Kenmore Addition to the City of Cedar Rapids, Iowa"; Thence N 02°08'59" E along the West line of said Lot 9 a distance of 5.00 feet; Thence S 87°57'01" E and parallel to the North Right of Way of 35th Street NE to the East line of the West 20 feet of Lot 10, Block 1, of said First Kenmore Addition a distance of 79.83 feet; Thence S 02°12'17" W along said East lint of the West 20 feet to the said North Right of Way a distance of 5.00 feet; Thence N 87°57'01" W along said North Right of Way to the Point of Beginning a distance of 79.83 fe

Said easement contains 399

PROFESSIONAL LAND SURVEYOR
WADE D. WAMRE, PLS
17565
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 Land Surveyor under the Laws of the State of Iowa.

(signature) 3/7/23 (date)

WADE D. WAMRE, PLS
License number: 17565
My license renewal date is December 31, 2024
Pages or sheets covered by this seal: 1

SHIVEHATTERY
ARCHITECTURE + ENGINEERING
Iowa | Illinois | Indiana | Missouri
http://www.shive-hattery.com

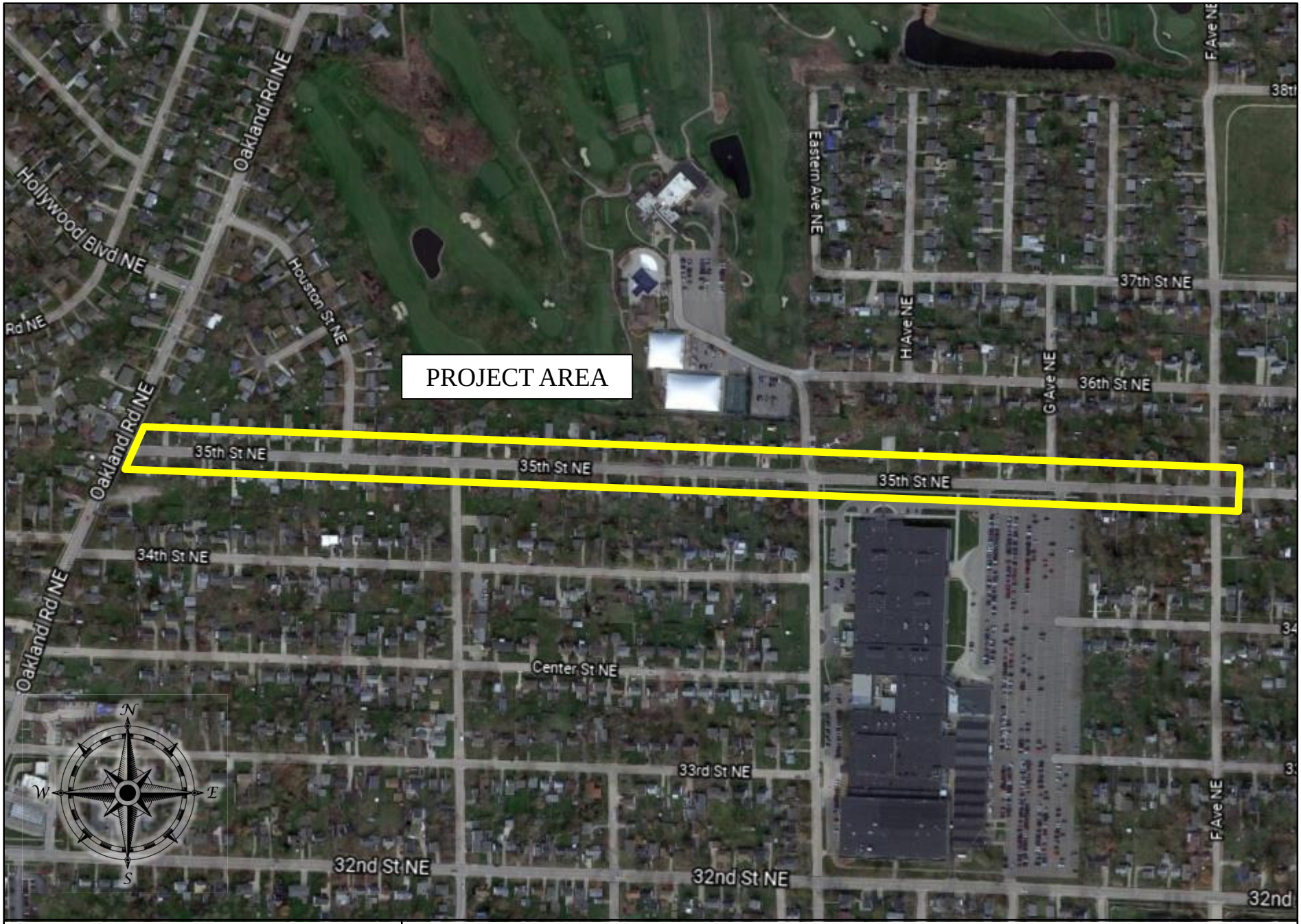
PERMANENT UTILITY EASEMENT PLAT
PART OF LOTS 9 & 10, BLOCK 1, FIRST KENMORE ADDITION
TO THE CITY OF CEDAR RAPIDS, IOWA

DATE	07-27-2022	SCALE	1"=30'		PLAT
DRAWN	cam	APPROVED	FIELD BOOK	1301 & 1302	
REFERENCE DRAWING			REVISION		

PROJECT NO.
1214840

ISSUED FOR

1 OF 1



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: 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 a Purchase Agreement in the amount of $2,295 and accepting a temporary construction easement from Animal Care Hospital, PC, from land located at 1146 Blairs Ferry Road NE, in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.
CIP/DID #301878-00

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

Background: In a previous fiscal year, the City Council approved funding towards the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

The temporary easement is required to accommodate the proposed project, which includes sidewalk infill. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $2,295 and accepting a temporary construction easement from Animal Care Hospital, PC.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/301000/301878

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
301878-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Animal Care Hospital, PC, 1146 Blairs Ferry Road NE, Cedar Rapids, Iowa 52402, OWNER of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

has agreed to convey the necessary temporary construction easement at 1146 Blairs Ferry Road NE to the City of Cedar Rapids for consideration as follows:

Temporary Construction Easement	$2,295
TOTAL	$2,295

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project. (Fund 301, Dept. ID 301000, Project 301878),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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:

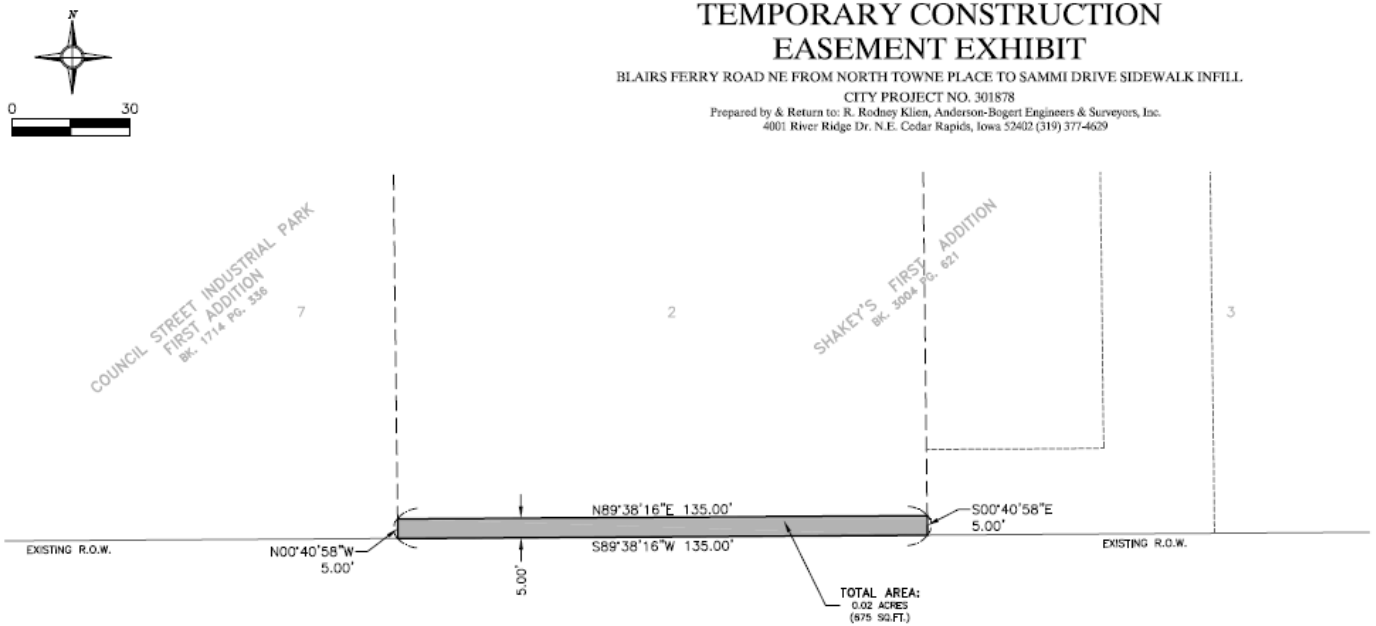
ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

BLAIRS FERRY ROAD NE FROM NORTH TOWNE PLACE TO SAMMI DRIVE SIDEWALK INFILL

CITY PROJECT NO. 301878

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



BLAIRS FERRY ROAD NE

EXISTING R.O.W.

EXISTING R.O.W.

Legal Description

THE SOUTH 5.00 FEET OF LOT 2, SHAKEY'S FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA.

PARCEL CONTAINS 0.02 ACRES (675 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 (unless noted)	●
Set ½"x30" Rebar w/Orange Cap #18646	○
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.

3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND THE ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

PROPRIETOR: BLAIRCON MANAGEMENT ASSOCIATION, INC.
GPN: MULTIPLE GPNS
MAILING ADDRESS:
1146 BLAIRS FERRY RD NE
CEDAR RAPIDS, IA 52402

SURVEY PERFORMED: FEBRUARY, 2022

PARCEL 20
1146 BLAIRS FERRY RD NE
Project Number: 221053

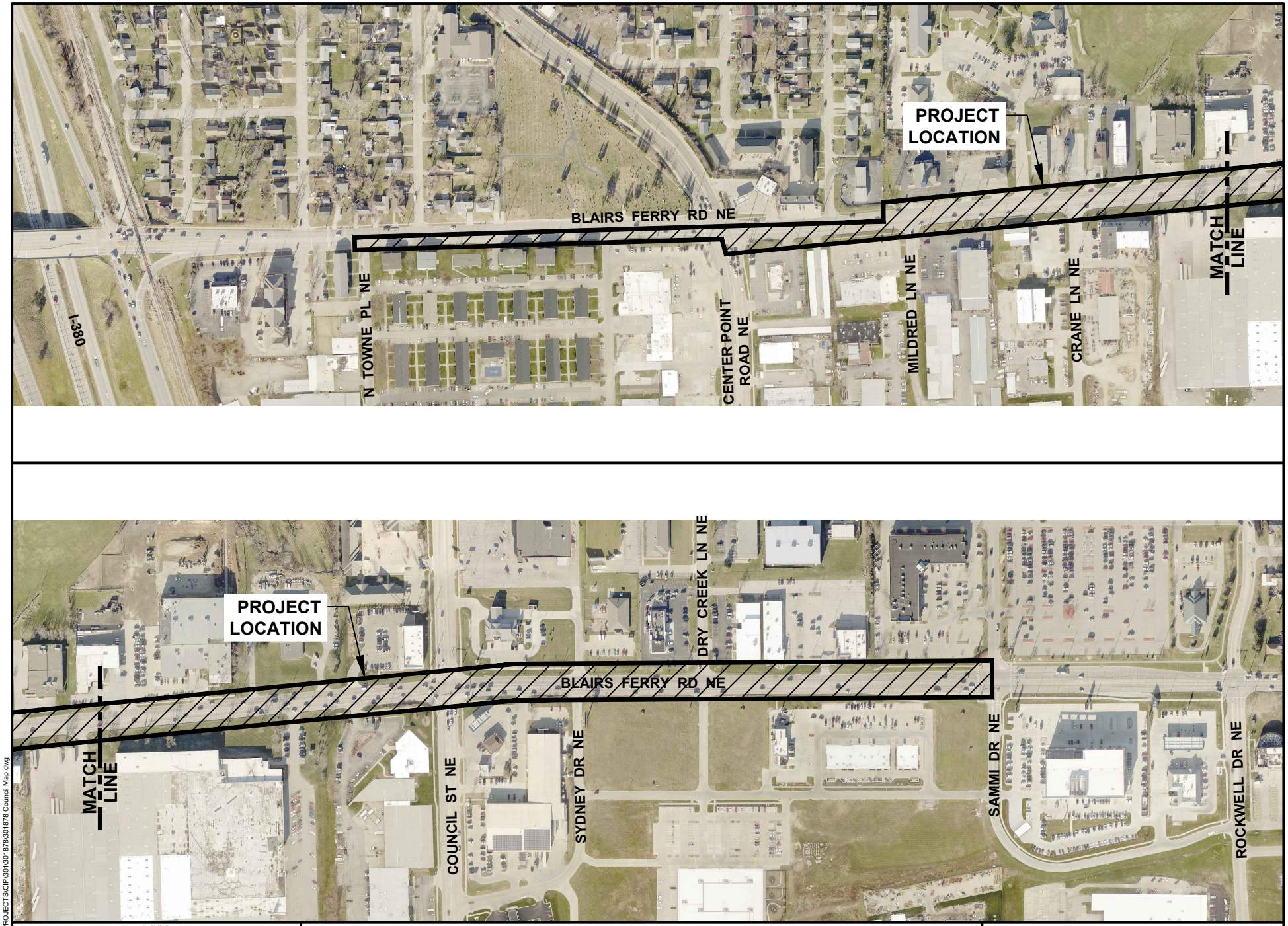
Drawn By: BJY Approved By: RRK
Date: 02/09/23 Scale: 1"=30'
Field Book #341

Client:

CEDAR RAPIDS
Dept. of Public Works

ANDERSON BOGERT

Sheet No.
1
Of
1



CEDAR RAPIDS
City of Five Seasons

BLAIRS FERRY ROAD NE SIDEWALK INFILL FROM NORTH TOWNE PLACE NE TO SAMMI DRIVE NE

N

0 FEET 400

301878

Cadd File Name: W:\PROJECTS\CIP\301\301878\301878 Council Map.dwg

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 a Purchase Agreement in the amount of $3,870 and accepting a temporary construction easement from Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust from land located 1925 Blairs Ferry Road NE, in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.
CIP/DID #301878-00

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

Background: In a previous fiscal year the City Council approved funding towards the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

The temporary construction easement is required to accommodate the proposed project, which includes sidewalk infill. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $3,870 and accepting a Temporary Construction Easement from Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 301/301000/301878
Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
301878-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust, c/o Bradley & Riley PC Law Firm, 2007 1st Avenue SE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

have agreed to convey the necessary temporary construction easement at 1925 Blairs Ferry Road NE, to the City of Cedar Rapids for consideration as follows:

Temporary Construction Easement	$3,870

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill (Fund 301, Dept. ID 301000, Project 301878),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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:

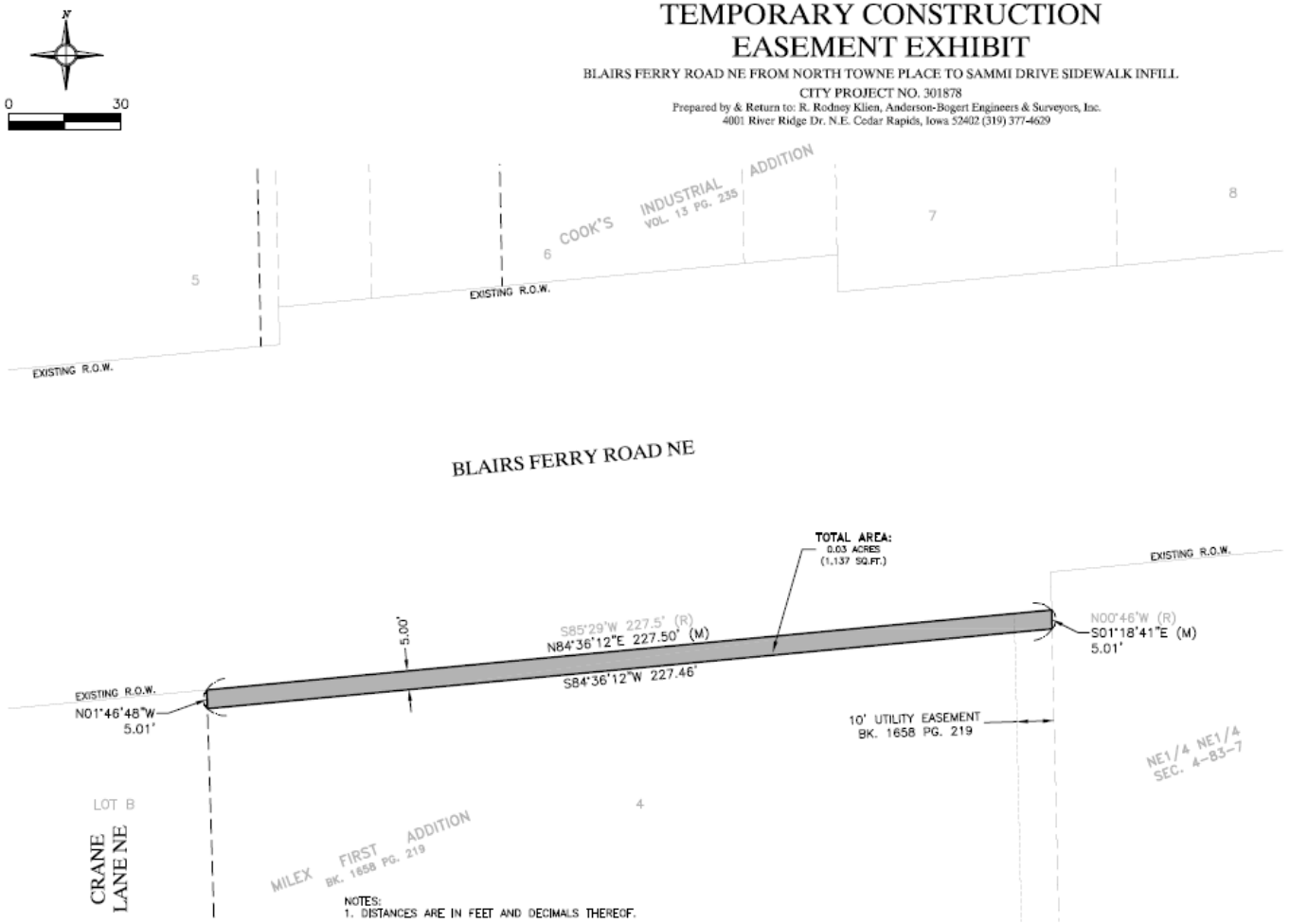
ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

BLAIRS FERRY ROAD NE FROM NORTH TOWNE PLACE TO SAMMI DRIVE SIDEWALK INFILL

CITY PROJECT NO. 301878

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

THE NORTH 5.00 FEET OF LOT 4, MILEX FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA.

PARCEL CONTAINS 0.03 ACRES (1,137 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 1/2" Rebar (unless noted)	●
Set ½"x30" Rebar w/Orange Cap #18646	○
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.

3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND THE ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

4. 0.01 ACRE (50 SQ.FT.) OF THE PROPOSED TEMPORARY EASEMENT LIES WITHIN AN EXISTING UTILITY EASEMENT FILED IN BOOK 1658, PAGE 219 OF THE COUNTY RECORDER.

PROPRIETOR: CASEY S. SMITH AND MELANIE M. SMITH, TRUSTEES OF THE PATRICIA A. SMITH MARITAL TRUST, & REX A. SMITH, JR., & SHERRY K. CORNISH AND RICHARD E. CORNISH
GPN: 14041-29001-00000
MAILING ADDRESS:
% REXCO EQUIPMENT INC
1925 BLAIRS FERRY RD NE
CEDAR RAPIDS, IA 52402

SURVEY PERFORMED: FEBRUARY, 2022

PARCEL 43
1925 BLAIRS FERRY RD NE
Project Number: 221053

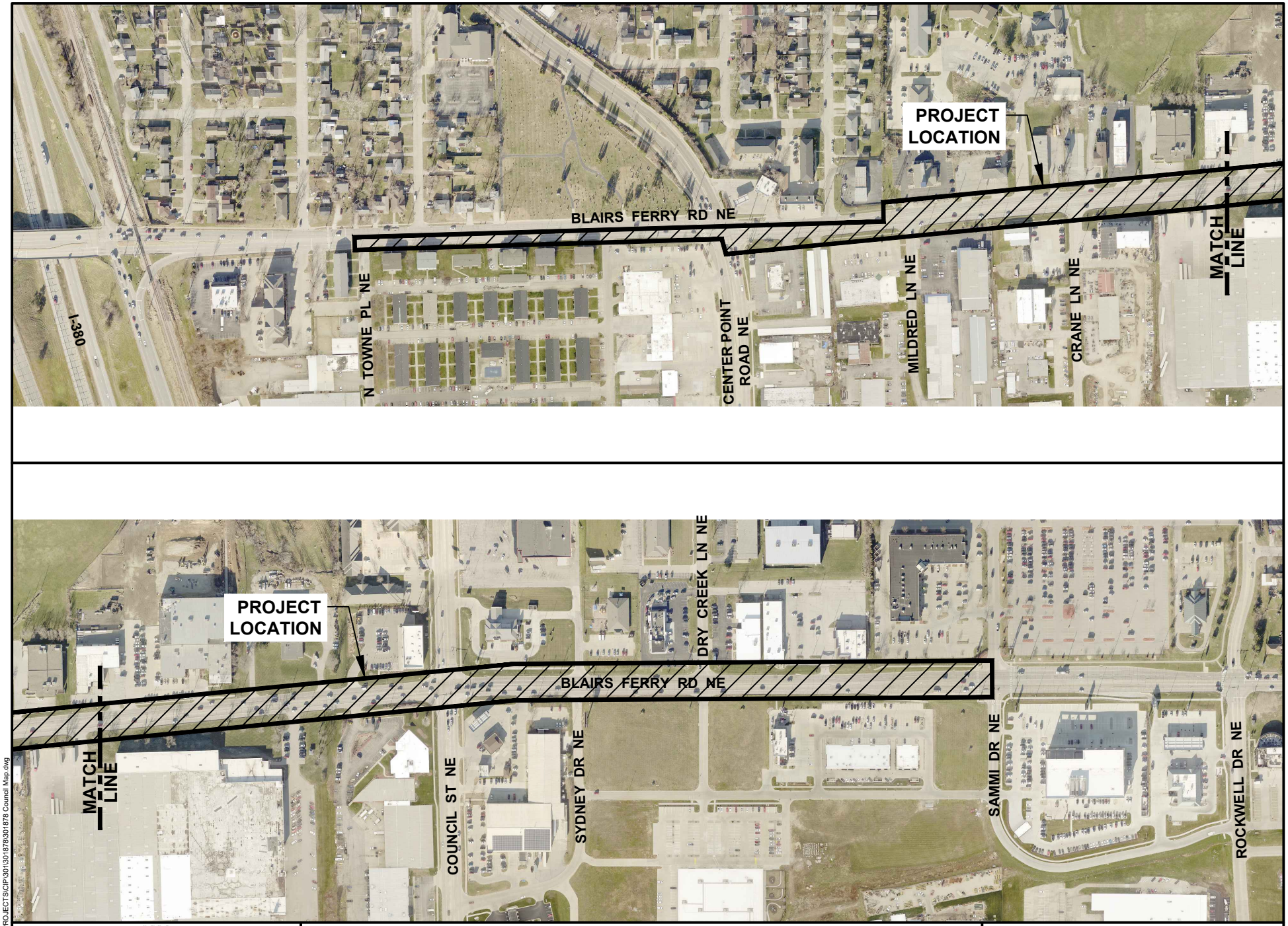
Drawn By: BJY Approved By: RRK
Date: 01/12/23 Scale: 1"=20'
Field Book #341

CEDAR RAPIDS
Dept of Public Services

Client:

ANDERSON BOGERT

Sheet No. 1 Of 1



CEDAR RAPIDS
City of Five Seasons

BLAIRS FERRY ROAD NE SIDEWALK INFILL FROM NORTH TOWNE PLACE NE TO SAMMI DRIVE NE

N

0 FEET 400

301878

Cadd File Name: W:\PROJECTS\CIP\301\301878\301878 Council Map.dwg

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 a Purchase Agreement in the amount of $5,100 and accepting a temporary construction easement from Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust from land located across the entrance of Crane Lane NE at the intersection of Blairs Ferry Road NE in connection with the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.
CIP/DID #301878-00

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

Background: In a previous fiscal year the City Council approved funding towards the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

The temporary construction easement is required to accommodate the proposed project, which includes sidewalk infill. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $5,100 and accepting a Temporary Construction Easement from Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill project.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 301/301000/301878
Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.
Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
301878-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Rex A. Smith, Jr., Sherry K Cornish and Richard E. Cornish, and Casey S. Smith and Melanie M. Smith, Trustees of the Patricia A. Smith Marital Trust, c/o Bradley & Riley PC Law Firm, 2007 1st Avenue SE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

has agreed to convey the necessary temporary construction easement across the entrance of Crane Lane NE at the intersection of Blairs Ferry Road NE to the City of Cedar Rapids for consideration as follows:

Temporary Construction Easement	$5,100

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Blairs Ferry Road NE from North Towne Place NE to Sammi Drive NE Sidewalk Infill (Fund 301, Dept. ID 301000, Project 301878),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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:

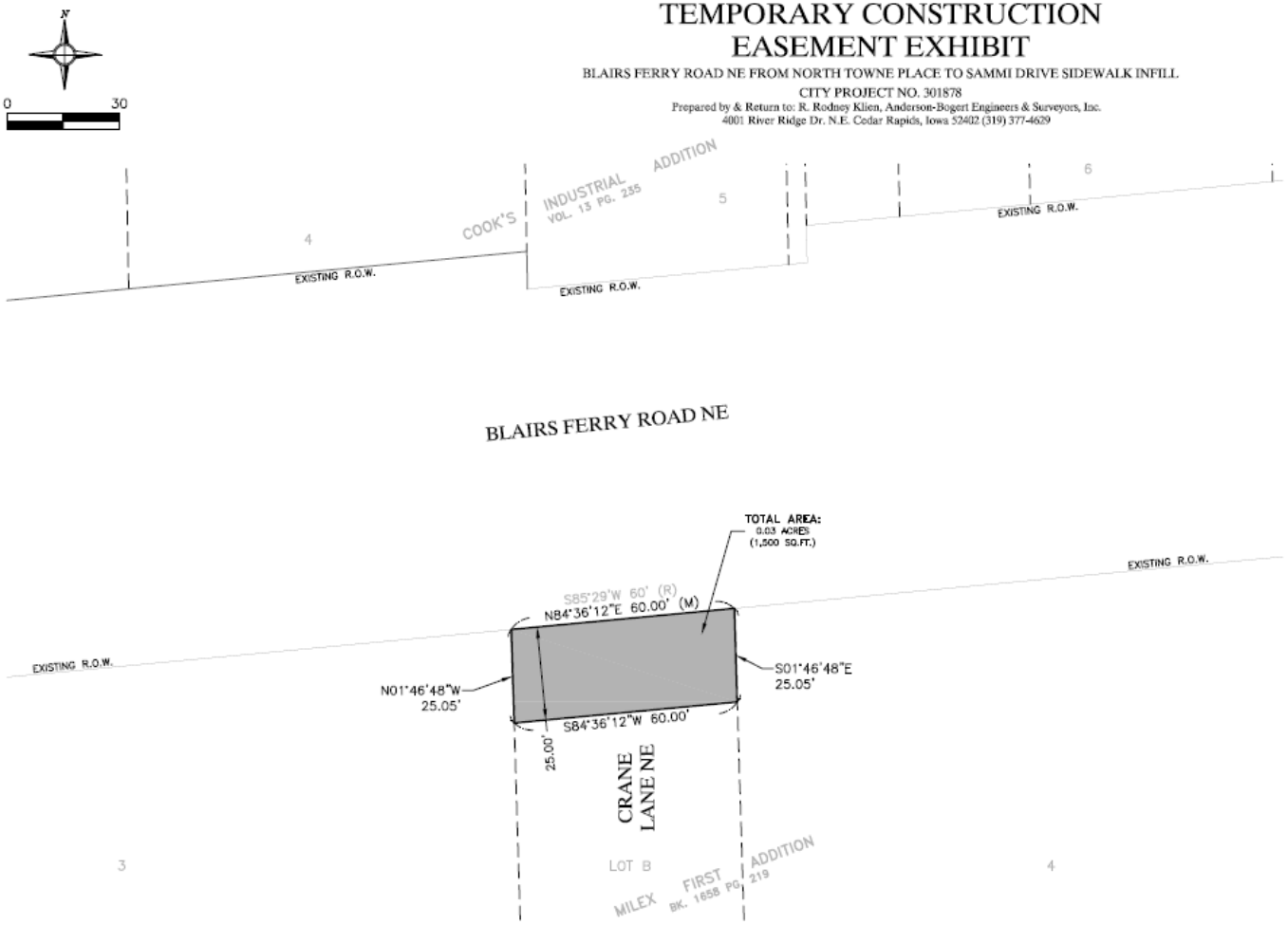
ClerkSignature

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

BLAIRS FERRY ROAD NE FROM NORTH TOWNE PLACE TO SAMMI DRIVE SIDEWALK INFILL

CITY PROJECT NO. 301878

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

THE NORTH 25.00 FEET OF LOT B, MILEX FIRST ADDITION TO THE CITY OF CEDAR RAPIDS, IOWA.

PARCEL CONTAINS 0.03 ACRES (1,500 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 1/2" Rebar (unless noted)	●
Set ½"x30" Rebar w/Orange Cap #18646	○
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.

3. TEMPORARY EASEMENT WILL EXPIRE UPON COMPLETION OF CONSTRUCTION AND THE ACCEPTANCE OF THE CITY OF CEDAR RAPIDS.

PROPRIETOR: CASEY S. SMITH AND MELANIE M. SMITH, TRUSTEES OF THE PATRICIA A. SMITH MARITAL TRUST, & REX A. SMITH, JR., & SHERRY K. CORNISH AND RICHARD E. CORNISH
GPN: 14041-29003-00000
MAILING ADDRESS:
℅ REXCO EQUIPMENT INC
1925 BLAIRS FERRY RD NE
CEDAR RAPIDS, IA 52402

SURVEY PERFORMED: FEBRUARY, 2022

PARCEL 42
0 VACANT LAND NE
Project Number: 221053

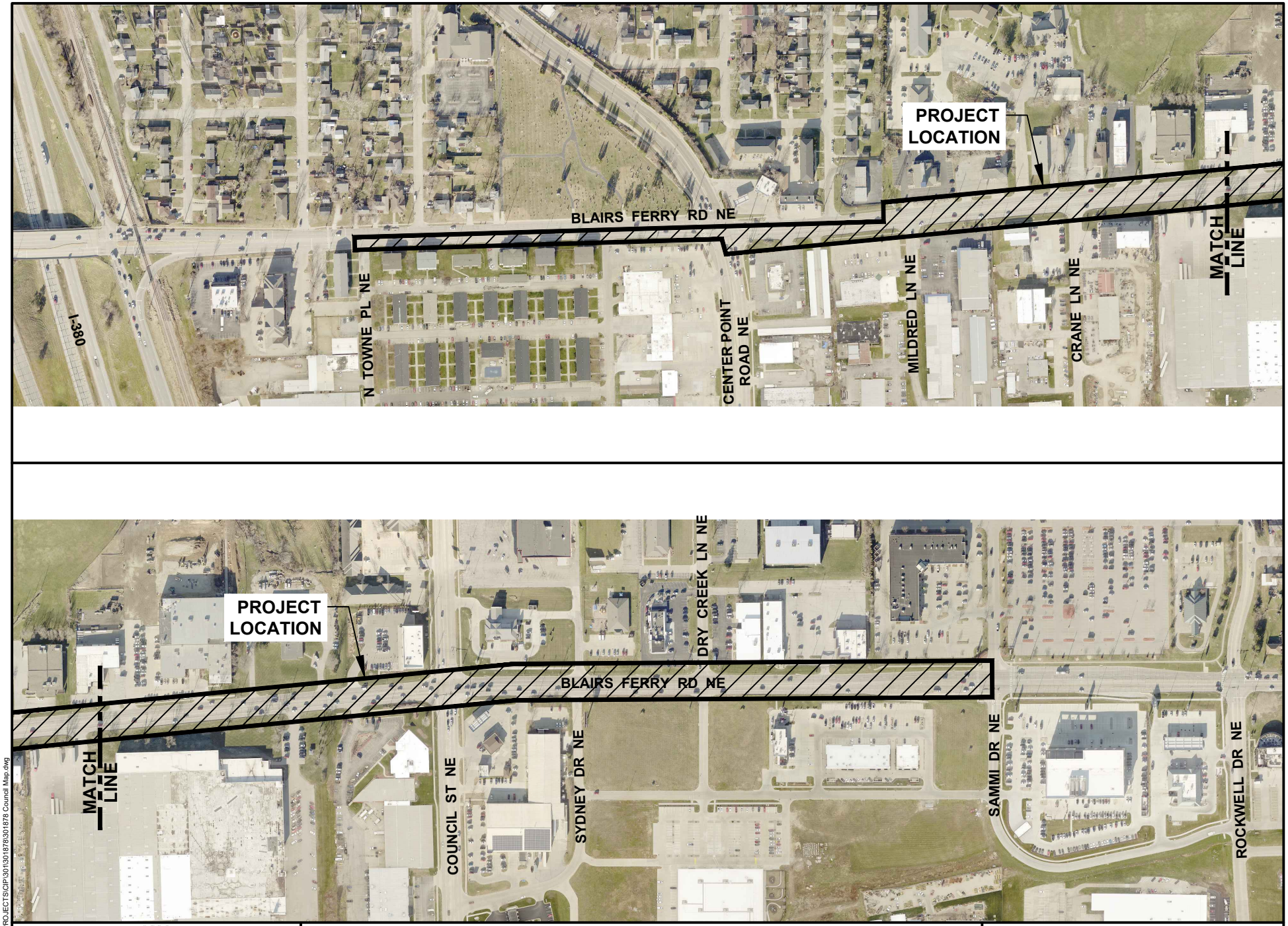
Drawn By: BJY Approved By: RRK
Date: 01/12/23 Scale: 1"=30'
Field Book #341

CEDAR RAPIDS
City of Five Seasons

Client:

ANDERSON BOGERT

Sheet No.
1
Of
1



CEDAR RAPIDS
City of Five Seasons

BLAIRS FERRY ROAD NE SIDEWALK INFILL FROM NORTH TOWNE PLACE NE TO SAMMI DRIVE NE

N

0 FEET 400

301878

Cadd File Name: W:\PROJECTS\CIP\301\301878\301878 Council Map.dwg

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 a Purchase Agreement in the amount of $1,495 and accepting a temporary construction easement from Rick L. and Elizabeth A. Alger from land located 2049 D Street SW in connection with the Bowling Street SW Trail project.
CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street Trail project.

The easement is required to accommodate the proposed trail and sidewalk improvements including a 10-foot trail, 6-foot sidewalks, bicycle lanes, and a roundabout at the intersection of Wilson Avenue SW and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $1,495 and accepting a Temporary Construction Easement from Rick L. and Elizabeth A. Alger.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Bowling Street Trail project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
325072-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Rick L. and Elizabeth A. Alger, 1632 O'Connor Road, Mt. Vernon, Iowa, 52314, OWNER of the real property known and described as:

See Attached Temporary Easement Exhibit

have agreed to convey the necessary temporary construction easement at 2049 D Street SW to the City of Cedar Rapids for consideration as follows:

Temporary Easement	$1,495

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Bowling Street SW Trail project (Fund 325, Dept. ID 3250000, Project 325072),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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

LEG_TABLED_TAG

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
tforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 10
BLOCK 1
BENESH'S ADDITION
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

TEMPORARY EASEMENT EXHIBIT

DESCRIPTION

A PART OF BLOCK 1, LOT 10, BENESH'S ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 10; THENCE NORTH 56° 18' 54" WEST ALONG THE SOUTH LINE OF SAID LOT 10, A DISTANCE OF 10.95 FEET; THENCE NORTH 1° 03' 45" WEST, 133.76 FEET; THENCE NORTH 54° 52' 45" WEST, 9.19 FEET TO THE WEST LINE OF SAID LOT 10; THENCE NORTH 33° 54' 13" EAST ALONG SAID WEST LINE, A DISTANCE OF 28.64 FEET TO THE EAST LINE OF SAID LOT 10; THENCE SOUTH 1° 03' 45" EAST ALONG SAID EAST LINE, A DISTANCE OF 168.90 FEET TO THE POINT OF BEGINNING, CONTAINING 0.03 ACRES (1,494 SF) MORE OR LESS.

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE EAST LINE OF LOT 10 IS ASSUMED TO BEAR SOUTH 1° 03' 45" EAST FOR THE PURPOSE OF THIS SURVEY.

OWNER

RICK & ELIZABETH ALGER

PROPERTY ADDRESS
2049 D STREET SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
1640 BLOOMINGTON ROAD
MT VERNON, IA 52314

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Plastic Cap #26175 (Unless Otherwise Noted)	●	○
ROW Rail	⌶	
Parcel Number	GPN	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Centerline	----------	
Section Line	——— – ———	
1/4 Section Line	—— – – ——	
1/4 1/4 Section Line	— – – – —	
Easement Line	————————	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE TO 21ST AVENUE, AND 6-FOOT SIDEWALKS AND BICYCLES LANES/ SHARROWS FROM 21ST AVENUE TO C STREET SW

CEDAR RAPIDS CONTRACT NUMBER 325072-02

BOWLING ST TRAIL

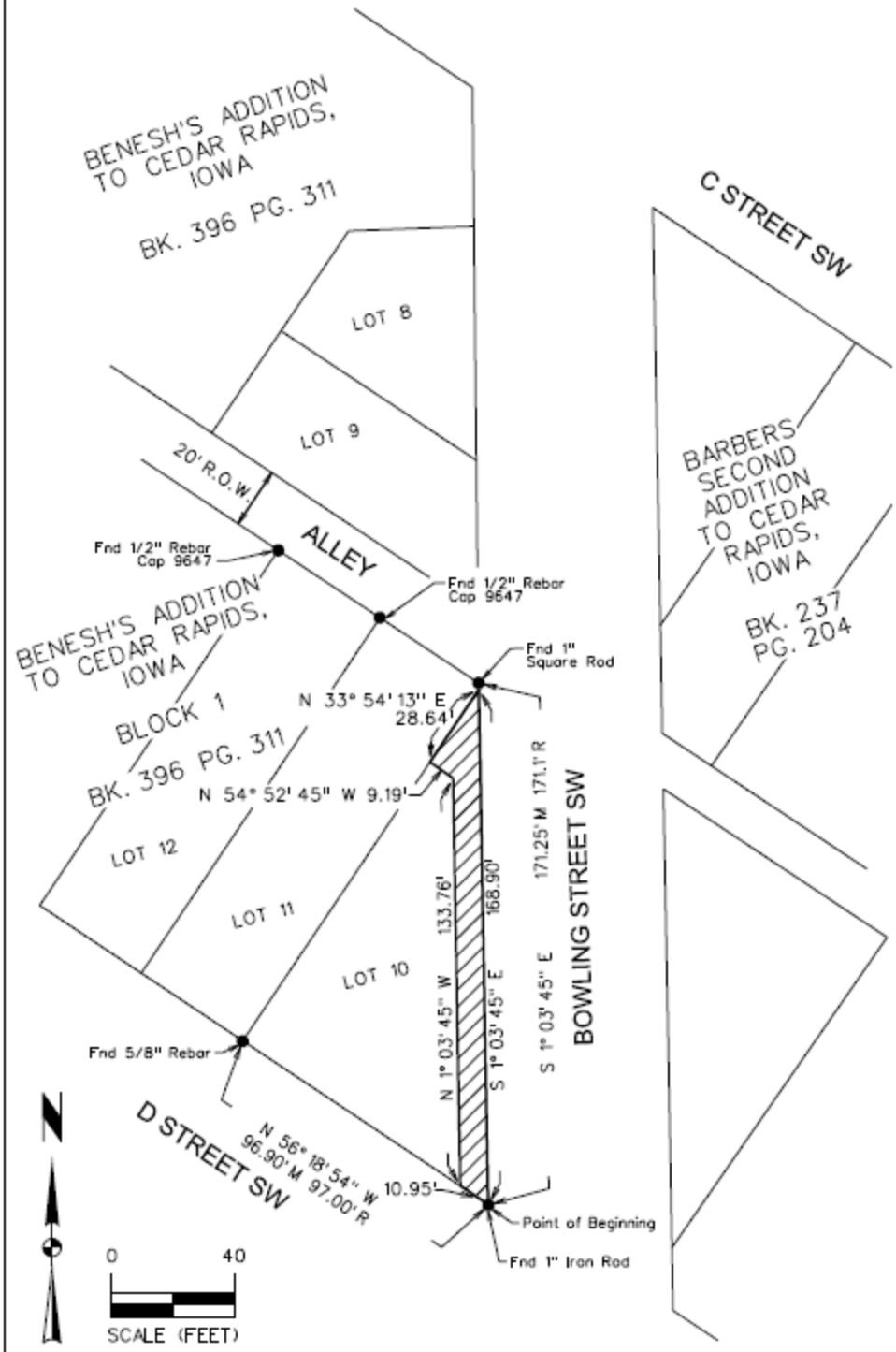
PARCEL 67 - RICK & ELIZABETH ALGER

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET 1 OF 2
PN: 1200707
FLD BK: PG:
DATE: 10/06/21
PM/TECH: TWF

TEMPORARY EASEMENT EXHIBIT



BOWLING ST TRAIL	SHEET 2 OF 2
PARCEL 67 - RICK & ELIZABETH ALGER	PN: 1200707
	FLD BK: PG:
SNYDER & ASSOCIATES	DATE: 10/06/21
5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	PM/TECH: TWF

CEDAR RAPIDS
City of Five Seasons®

BOWLING STREET SW TRAIL (SEGMENT 1)

PROJECT #325072-01

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 a Purchase Agreement in the amount of $560 and accepting a Temporary Construction Easement from William B. Aossey Revocable Trust from land located 2904 Bowling Street SW in connection with the Bowling Street SW Trail project.
CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street SW Trail project.

The easement is required to accommodate the proposed trail and sidewalk improvements, including a 10-foot trail, 6-foot sidewalks and bicycle lanes, and a roundabout at the intersection of Wilson Avenue SW and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $560 and accepting Temporary Construction Easement from William B. Aossey Trust.

Alternative Recommendation: Do not proceed with acquiring the proposed Temporary Construction Easement and direct City staff to abandon or reconfigure the Bowling Street Trail project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
325072-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, William B. Aossey Revocable Trust, PO Box 1985 Cedar Rapids, Iowa 52406, Owner of the real property known and described as:

Part of Lot 159, Auditor's Plat NO 65, City of Cedar Rapids, Linn County, Iowa

has agreed to convey the necessary temporary construction easement at 2904 Bowling Street SW to the City of Cedar Rapids for consideration as follows:

Temporary Easement	$560
TOTAL	$560

, 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 Bowling Street Trail project (Fund 325, Dept. ID 3250000, Project 325072),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
twforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 159
AUDITOR'S PLAT NO. 65
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

TEMPORARY EASEMENT EXHIBIT

DESCRIPTION

THE EAST 4 FEET OF THE NORTH 140 FEET OF LOT 159, AUDITOR'S PLAT NO. 65, CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, CONTAINING 0.01 ACRES (560 S.F.) MORE OR LESS.

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE SOUTH LINE OF LOT 169 IS ASSUMED TO BEAR NORTH 89° 49' 07" WEST FOR THE PURPOSE OF THIS SURVEY.

OWNER

WILLIAM B AOSSEY REVOCABLE TRUST

PROPERTY ADDRESS
2904 BOWLING ST SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
PO BOX 1985
CEDAR RAPIDS, IA 52406

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Plastic Cap #26175 (Unless Otherwise Noted)	●	○
ROW Rail	⌶	
Parcel Number	GPN	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Centerline	----------	
Section Line	——— – ———	
1/4 Section Line	—— – – ——	
1/4 1/4 Section Line	— – – – —	
Easement Line	————————	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE TO 21ST AVENUE, AND 6-FOOT SIDEWALKS AND BICYCLES LANES/ SHARROWS FROM 21ST AVENUE TO C STREET SW

CEDAR RAPIDS CONTRACT NUMBER 325072-02

BOWLING ST TRAIL

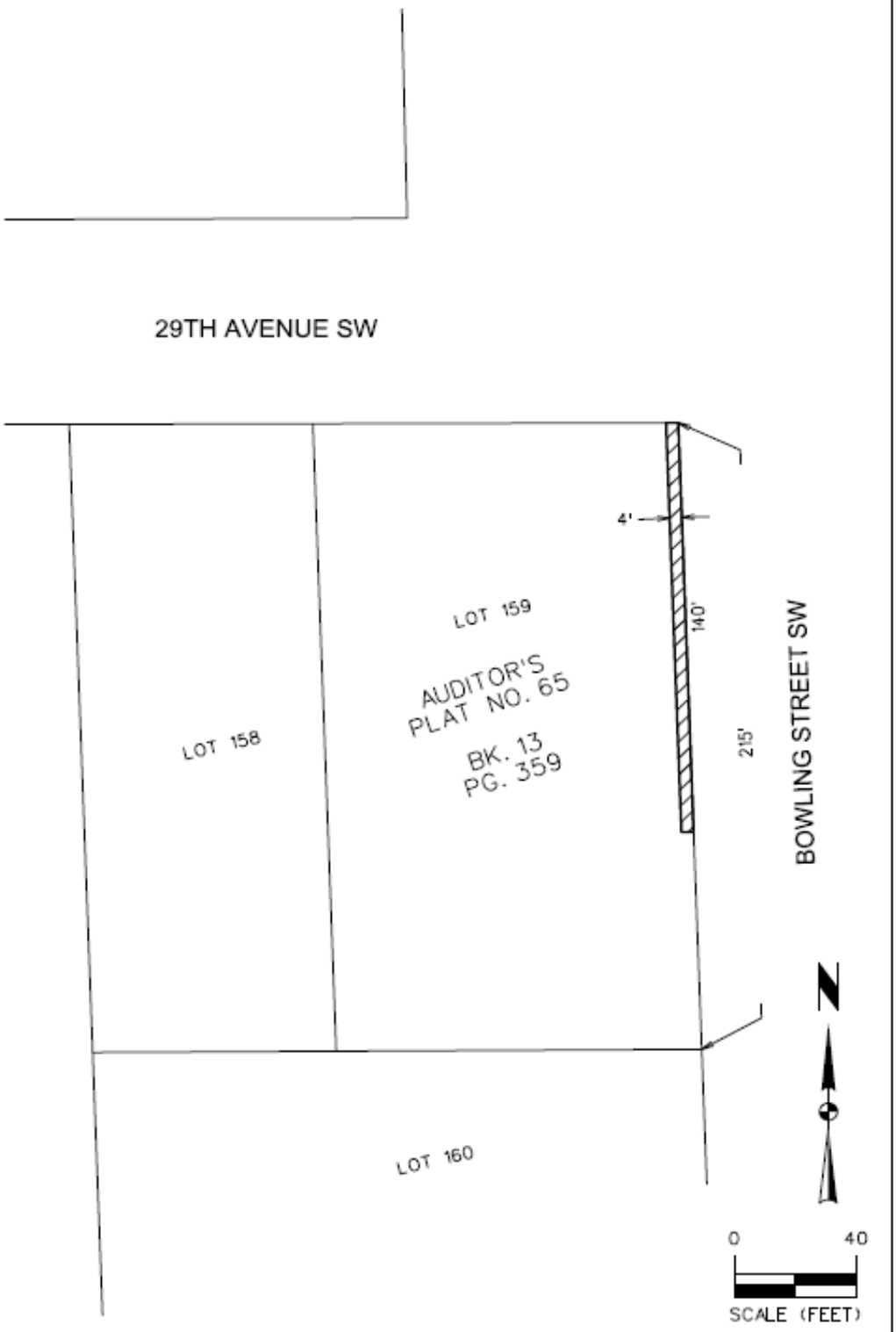
PARCEL 100 - WILLIAM B AOSSEY REVOCABLE TRUST

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	11/08/21
PM/TECH:	TWF

TEMPORARY EASEMENT EXHIBIT



BOWLING ST TRAIL

PARCEL 100 - WILLIAM B AOSSEY REVOCABLE TRUST

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	2 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	11/08/21
PM/TECH:	TWF

CEDAR RAPIDS
City of Five Seasons®

BOWLING STREET SW TRAIL (SEGMENT 1)

PROJECT #325072-01

34ak

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 a Purchase Agreement in the amount of $200 and accepting a temporary construction easement from Elite Leasing LLC from land located at 126 20th Avenue SW in connection with the Bowling Street Trail project.
CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street Trail project.

The easement is required to accommodate the proposed trail and sidewalk improvements including a 10-foot trail, 6-foot sidewalks and bicycle lanes and a roundabout at the intersection of Wilson Avenue SW and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $200 and accepting a temporary construction easement from Elite Leasing LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Bowling Street Trail project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
325072-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Elite Leasing LLC, PO Box 969, Cedar Rapids, IA, 52406, OWNER of the real property known and described as:

See Attached Temporary Easement Exhibit

has agreed to convey the necessary temporary construction easement at 126 20th Avenue SW to the City of Cedar Rapids for consideration as follows:

Temporary Easement $200

, 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 Bowling Street Trail project (Fund 325, Dept. ID 3250000, Project 325072),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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

LEG_TABLED_TAG

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
twforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 15
SOUTH TOWNE PLACE ADDITION
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

TEMPORARY EASEMENT EXHIBIT

DESCRIPTION

A PART OF LOT 15, SOUTH TOWNE PLACE ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 15; THENCE SOUTH 1° 04' 28" EAST ALONG THE EAST LINE OF SAID LOT 15, A DISTANCE OF 40.00 FEET; THENCE SOUTH 89° 46' 12" WEST, 5.00 FEET; THENCE NORTH 1° 04' 28" WEST, 40.00 FEET TO THE NORTH LINE OF SAID LOT 15; THENCE SOUTH 89° 46' 12" EAST ALONG SAID NORTH LINE, A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING, CONTAINING 200 SQUARE FEET MORE OR LESS

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE EAST LINE OF LOT 15 IS ASSUMED TO BEAR SOUTH 1° 04' 28" EAST FOR THE PURPOSE OF THIS SURVEY.

OWNER

ELITE LEASING LLC

PROPERTY ADDRESS
126 20TH AVENUE SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
PO BOX 969
CEDAR RAPIDS, IA 52406

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Plastic Cap •26175 (Unless Otherwise Noted)	●	○
ROW Rail	⊠	
Parcel Number	GPN	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Centerline	----------	
Section Line	——— – ———	
1/4 Section Line	—— – – ——	
1/4 1/4 Section Line	— – – – —	
Easement Line	----------	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE TO 21ST AVENUE, AND 6-FOOT SIDEWALKS AND BICYCLES LANES/ SHARROWS FROM 21ST AVENUE TO C STREET SW

CEDAR RAPIDS CONTRACT NUMBER 325072-02

BOWLING ST TRAIL

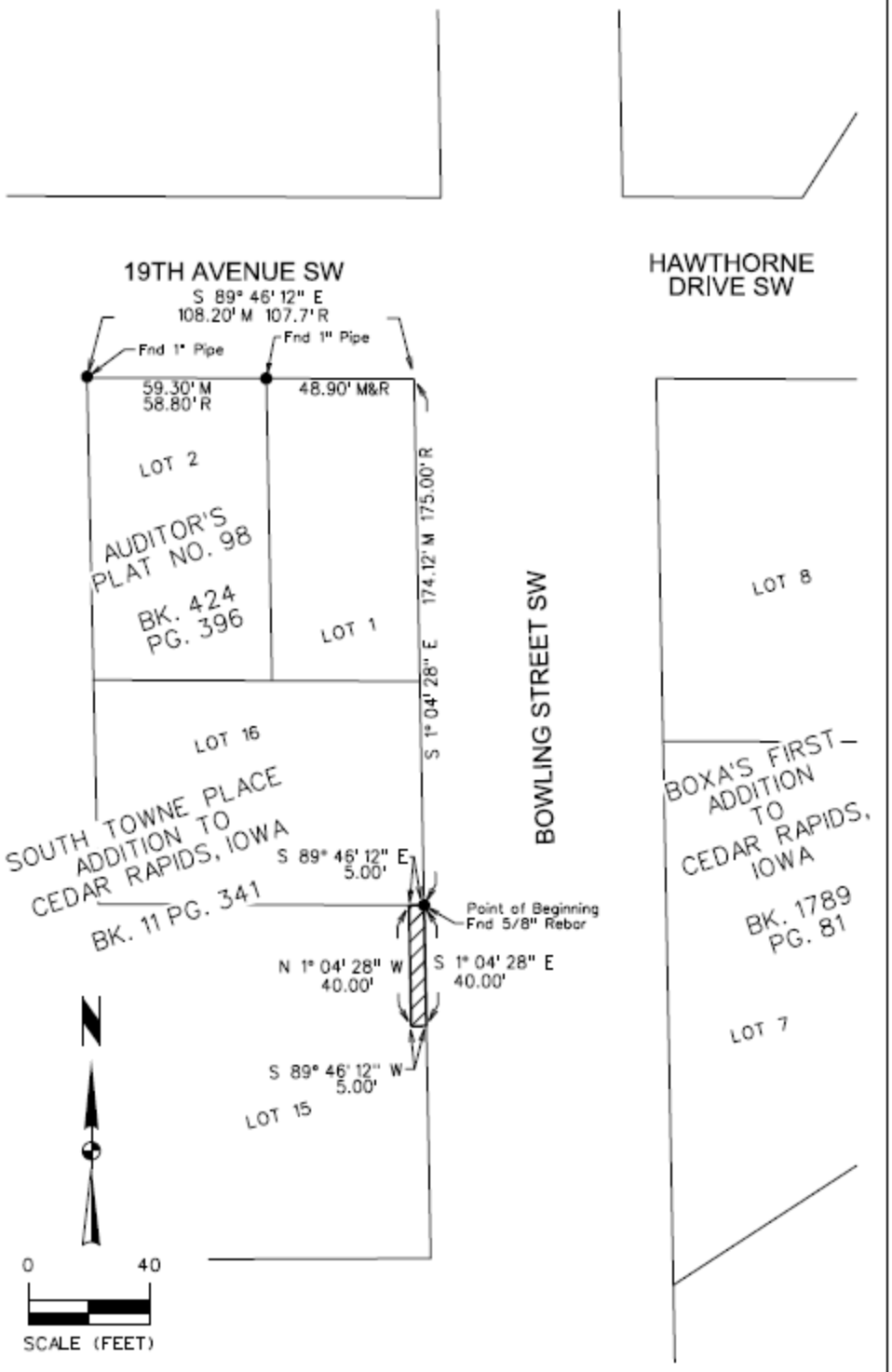
PARCEL 81 - ELITE LEASING LLC

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	10/06/21
PM/TECH:	TWF

TEMPORARY EASEMENT EXHIBIT



BOWLING ST TRAIL

PARCEL 81 - ELITE LEASING LLC

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	2 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	10/06/21
PM/TECH:	TWF

CEDAR RAPIDS
City of Five Seasons®

BOWLING STREET SW TRAIL (SEGMENT 1)

PROJECT #325072-01

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 a Purchase Agreement in the amount of $75 and accepting a temporary construction easement from RNEW LLC from land located 25 Aossey Lane SW in connection with the Bowling Street SW Trail project.
CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street Trail project.

The easement is required to accommodate the proposed trail and sidewalk improvements, including a 10-foot trail, 6-foot sidewalks, bicycle lanes, and a roundabout at the intersection of Wilson Avenue SW and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $75 and accepting a Temporary Construction Easement from RNEW LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Bowling Street Trail project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
325072-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, RNEW LLC, 2750 1st Avenue NE Suite 230, Cedar Rapids, IA 52402, OWNER of the real property known and described as:

See Attached Temporary Easement Exhibit

have agreed to convey the necessary temporary construction easement at 25 Aossey Lane SW to the City of Cedar Rapids for consideration as follows:

Temporary Easement $75

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Bowling Street SW Trail project (Fund 325, Dept. ID 3250000, Project 325072),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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

LEG_TABLED_TAG

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORNASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
twfornash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 7
BOXA'S FIRST ADDITION
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

TEMPORARY EASEMENT EXHIBIT

DESCRIPTION

A PART OF LOT 7, BOXA'S FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 8, BOXA'S FIRST ADDITION; THENCE SOUTH 1° 04' 28" EAST ALONG THE WEST LINE OF BOX'S FIRST ADDITION, A DISTANCE OF 218.32 FEET TO THE POINT OF BEGINNING; THENCE NORTH 88° 55' 31" EAST, 5.00 FEET; THENCE SOUTH 1° 04' 28" EAST, 15.00 FEET; THENCE SOUTH 88° 54' 51" WEST, 5.00 FEET TO THE WEST LINE OF SAID LOT 7; THENCE NORTH 1° 04' 28" WEST ALONG SAID WEST LINE, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING, CONTAINING 75 SQUARE FEET MORE OR LESS

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE NORTH LINE OF LOT 8 IS ASSUMED TO BEAR SOUTH 89° 44' 31" EAST FOR THE PURPOSE OF THIS SURVEY.

OWNER

RNEW LLC - SERIES 74

PROPERTY ADDRESS
25 AOSSEY LANE SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
2750 1ST AVE NE STE 230
CEDAR RAPIDS, IA 52402

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Plastic Cap #26175 (Unless Otherwise Noted)	●	○
ROW Rail	⌶	
Parcel Number	GPN	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Centerline	----------	
Section Line	——— – ———	
1/4 Section Line	—— – – ——	
1/4 1/4 Section Line	— – – – —	
Easement Line	————	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE TO 21ST AVENUE, AND 6-FOOT SIDEWALKS AND BICYCLES LANES/ SHARROWS FROM 21ST AVENUE TO C STREET SW

CEDAR RAPIDS CONTRACT NUMBER 325072-02

BOWLING ST TRAIL

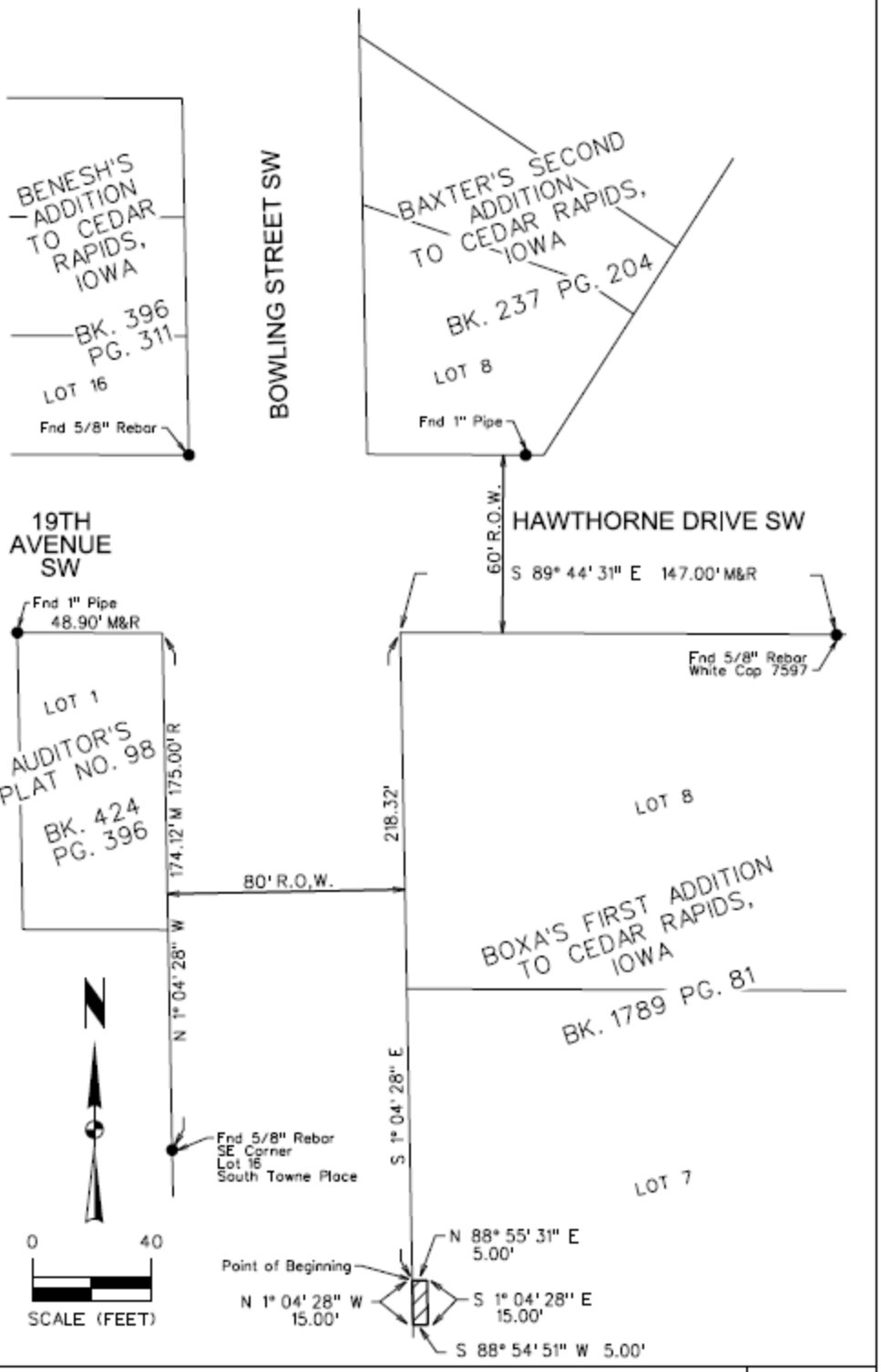
PARCEL 51 - RNEW LLC - SERIES 74

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	10/06/21
PM/TECH:	TWF

TEMPORARY EASEMENT EXHIBIT



BOWLING ST TRAIL

PARCEL 51 - RNEW LLC - SERIES 74

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	2 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	10/06/21
PM/TECH:	TWF

CEDAR RAPIDS
City of Five Seasons®

BOWLING STREET SW TRAIL (SEGMENT 1)

PROJECT #325072-01

34am

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 a Purchase Agreement in the amount of $880 and accepting a temporary construction easement from VSWOLRAB Properties, LLC from land located 2200 D Street SW in connection with the Bowling Street Trail project.
CIP/DID #325072-00

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

Background: In a previous fiscal year City Council approved funding towards the Bowling Street Trail project.

The easements are required to accommodate the proposed trail and sidewalk improvements including a 10-foot trail, 6-foot sidewalks and bicycle lanes and a roundabout at the intersection of Wilson Avenue SW and Bowling Street SW. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $880 and accepting a temporary construction easement from VSOLRAB Properties, LLC.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure the Bowling Street Trail project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 325/3250000/325072/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
AUD FILE
325072-00

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, VSOLRAB Properties, LLC, 3000 Grey Wolf, Hiawatha, Iowa 52233, VSWOLRAB Properties, LLC of the real property known and described as:

See Attached Temporary Easement Exhibit

has agreed to convey the necessary temporary construction easement at 2200 D Street SW to the City of Cedar Rapids for consideration as follows:

Temporary Easement $880

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Bowling Street Trail project (Fund 325, Dept. ID 3250000, Project 325072),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary 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

LEG_TABLED_TAG

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING STREET SW, SUITE A
CEDAR RAPIDS, IA 52404
319-362-9394
twforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 5
BLOCK 4
BARBERS ADDITION
REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

TEMPORARY EASEMENT EXHIBIT

DESCRIPTION

A PART OF BLOCK 4, LOT 5, BARBERS SECOND ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 5; THENCE SOUTH 56° 15' 08" EAST ALONG THE NORTH LINE OF SAID LOT 5, A DISTANCE OF 4.87 FEET; THENCE SOUTH 1° 03' 45" EAST, 138.71 FEET; THENCE SOUTH 54° 29' 22" EAST, 17.30 FEET TO THE EAST LINE OF SAID LOT 5; THENCE SOUTH 35° 00' 17" WEST ALONG SAID EAST LINE, A DISTANCE OF 25.58 FEET TO THE SOUTHEAST CORNER OF SAID LOT 5; THENCE NORTH 56° 15' 08" WEST ALONG THE SOUTH LINE OF SAID LOT 5, A DISTANCE OF 3.45 FEET TO THE SOUTHWEST CORNER OF SAID LOT 5; THENCE NORTH 1° 03' 45" WEST ALONG THE WEST LINE OF SAID LOT 5, A DISTANCE OF 170.51 FEET TO THE POINT OF BEGINNING, CONTAINING 0.02 ACRES (885 SF) MORE OR LESS.

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

DATE OF SURVEY

APRIL 20, 2021

BASIS OF BEARING

THE EAST LINE OF LOT 5 IS ASSUMED TO BEAR SOUTH 35° 00' 17" EAST FOR THE PURPOSE OF THIS SURVEY.

OWNER

VSWOLRAB PROPERTIES LLC

PROPERTY ADDRESS
2200 D STREET SW
CEDAR RAPIDS, IA 52404

MAILING ADDRESS
3000 GRAY WOLF
HIAWATHA, IA 52233

LEGEND

Survey	Found	Set
Section Corner	▲	△
1/2" Rebar, Yellow Plastic Cap •26175 (Unless Otherwise Noted)	●	○
ROW Rail	⋕	
Parcel Number	GPN	
Platted Distance	P	
Measured Bearing & Distance	M	
Recorded As	R	
Deed Distance	D	
Calculated Distance	C	
Centerline	----------	
Section Line	——— – ———	
1/4 Section Line	—— – – ——	
1/4 1/4 Section Line	— – – – —	
Easement Line	————	

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

10-FOOT TRAIL FROM 33RD AVENUE TO 21ST AVENUE, AND 6-FOOT SIDEWALKS AND BICYCLES LANES/ SHARROWS FROM 21ST AVENUE TO C STREET SW

CEDAR RAPIDS CONTRACT NUMBER 325072-02

BOWLING ST TRAIL

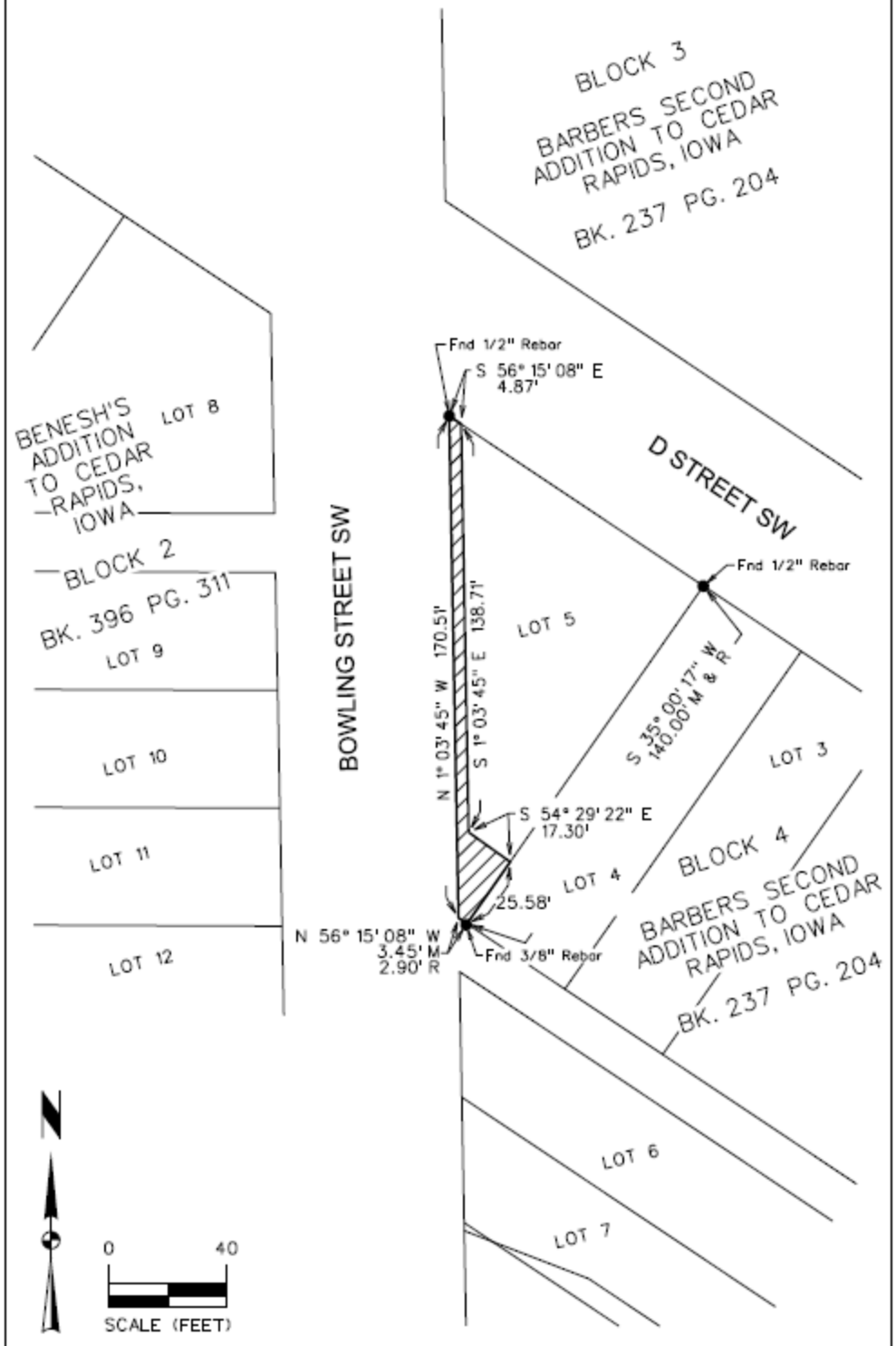
PARCEL 57 - VSWOLRAB PROPERTIES LLC

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	1200707
FLD BK:	PG:
DATE:	10/06/21
PM/TECH:	TWF

TEMPORARY EASEMENT EXHIBIT



BOWLING ST TRAIL	SHEET 2 OF 2
PARCEL 57 - VSWOLRAB PROPERTIES LLC	PN: 1200707
	FLD BK: PG:
SNYDER & ASSOCIATES	DATE: 10/06/21
5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	PM/TECH: TWF

CEDAR RAPIDS
City of Five Seasons®

BOWLING STREET SW TRAIL (SEGMENT 1)

PROJECT #325072-01

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 the Agreement for Temporary Construction Easement in the amount of $300 from Sheila Aschenbrenner from land located at 310 Crandall Drive NE, in connection with the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project **(Paving for Progress)**.
CIP/DID #3012439-00

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

Background: In a previous fiscal year, the City Council approved funding towards the Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project.

This easement is required to accommodate the proposed project. Improvements include pavement reconstruction; drainage analysis and potential improvements; replacement of sanitary sewer services, as necessary; and bringing existing sidewalk ramps into compliance with ADA requirements. 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 the Agreement for Temporary Construction Easement in the amount of $300 from Sheila Aschenbrenner.

Alternative Recommendation: Do not proceed with acquiring the proposed temporary construction easement and direct City staff to abandon or reconfigure Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/3010000/3012439/SLOST

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Sheila Aschenbrenner, 310 Crandall Drive NE, Cedar Rapids, Iowa 52402, OWNER of the real property known and described as:

See Attached Temporary Construction Easement Exhibit

has agreed to convey the necessary temporary construction easement at 310 Crandall Drive NE, to the City of Cedar Rapids for consideration as follows:

Temporary Easement	$300
TOTAL	$300

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the temporary construction easement in accordance with the terms set forth in the Agreement for Temporary Construction Easement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction project. (Fund 301, Dept. ID 3010000, Project 3012439 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 Agreement for Temporary Construction Easement as described herein.

BE IT FURTHER RESOLVED that the Agreement for Temporary Construction Easement 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.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

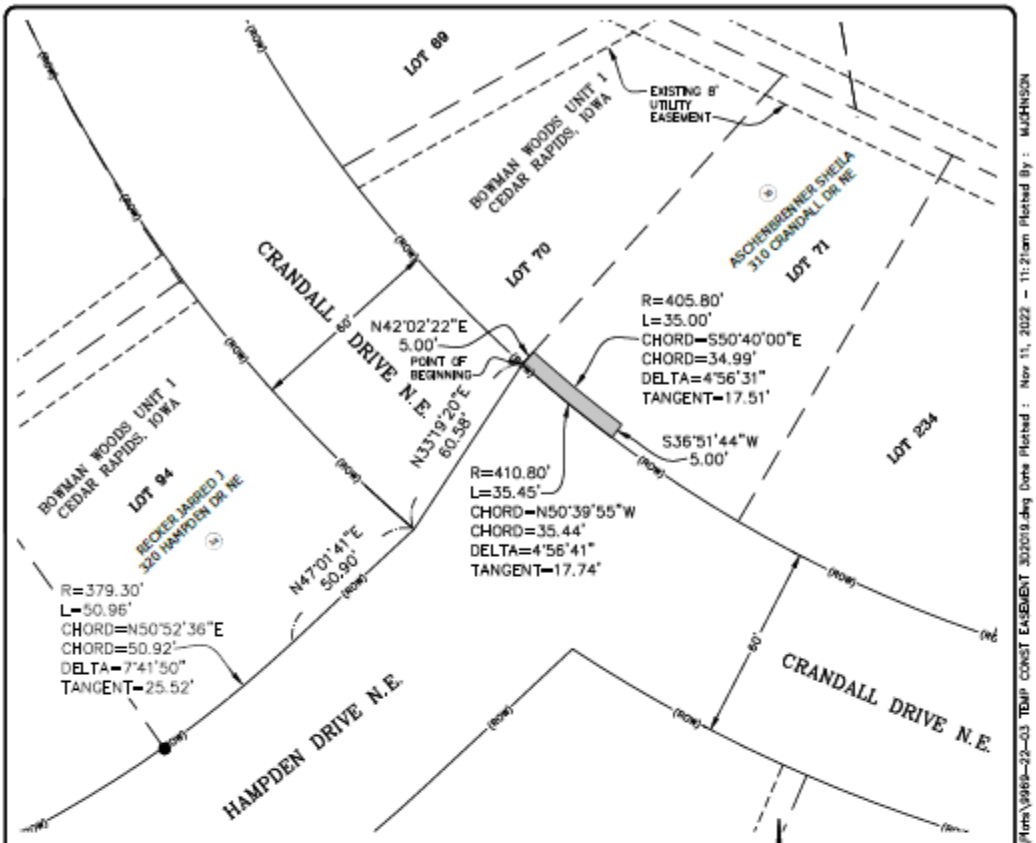


EXHIBIT LEGEND

- FD. 5/8" REBAR UNLESS NOTED
- T/E — TEMPORARY CONSTRUCTION EASEMENT
- EXISTING LOT LINE
- (ROW) — EXISTING RIGHT OF WAY

SURVEY FIELD WORK PERFORMED: 7/26/2022

PREPARED FOR:

CITY OF CEDAR RAPIDS
CIP NO. 3012439

OWNER:

SHEILA ASCHENBRENNER
310 CRANDALL DR. N.E.
CEDAR RAPIDS, IOWA

ENGINEER:

MATT JOHNSON P.E.

COMPANY:

HALL & HALL ENGINEERS INC.
1860 BOYSON ROAD
HIAWATHA, IOWA 52233
319-362-9548

PARENT PARCEL:

WARRANTY DEED BOOK 5833, PAGE 473

LOT SEVENTY-ONE (71), "BOWMAN WOODS UNIT ONE" IN THE CITY OF CEDAR RAPIDS, IOWA

LEGAL DESCRIPTION TEMPORARY CONSTRUCTION EASEMENT:

THAT PORTION OF LOT SEVENTY-ONE (71), BOWMAN WOODS UNIT ONE IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF SAID LOT 71; THENCE N42°02'22"E ON THE NORTHWESTERLY LINE OF SAID LOT 71, A DISTANCE OF 5.00 FEET TO THE BEGINNING OF A 405.80 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY AND HAVING A LONG CHORD OF 34.99 FEET BEARING S50°40'00"E; THENCE SOUTHEASTERLY ON THE ARC OF SAID CURVE, 35.00 FEET; THENCE S36°51'44"W, 5.00 FEET TO THE SOUTHWESTERLY LINE OF SAID LOT 71 AND THE BEGINNING OF A 410.80 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY AND HAVING A LONG CHORD OF 35.44 FEET BEARING N50°39'55"W; THENCE NORTHWESTERLY ON THE ARC OF SAID CURVE, 35.45 FEET TO THE POINT OF BEGINNING.

DESCRIBED PARCEL CONTAINS 176 SQ.FT.

Project Number:	9969-22-3
Sheet:	1 of 1
Scale:	1"=40'
Field Book No:	286
Date:	11/21/2022

Sheet Title:

EXHIBIT

PARCEL NO. 16 TEMPORARY CONSTRUCTION EASEMENT
LOT 71, BOWMAN WOODS UNIT 1
CEDAR RAPIDS, LINN COUNTY, IOWA

HALL & HALL ENGINEERS, INC.
1860 BOYSON ROAD, HIAWATHA, IOWA 52233
PHONE: (319) 362-9548 FAX: (319) 362-7565
CIVIL ENGINEERING • LANDSCAPE ARCHITECTURE
LAND SURVEYING • LAND DEVELOPMENT PLANNING
www.hallerg.com

Designed by: DLK | Drawn by: DLK | Checked by: MJ

CAD File: E:\projects\9900\9969 Cedar Rapids\9969-22-03 Hampden Drive NE from Devonshire Dr to Crandall Dr Pavement Reconstruction\DWG\Plats\9969-22-03 TEMP CONST EASEMENT 302019.dwg Date Plotted : Nov 11, 2022 - 11:21am Plotted By : MJOHNSON

CEDAR RAPIDS
City of Five Seasons®

Hampden Drive NE from Devonshire Drive to Crandall Drive Pavement Reconstruction

PROJECT #3012439-01

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 a Purchase Agreement in the amount of $2,334 and accepting a permanent retaining wall easement from Baertsch Care, L.L.C. from land located at 3410 12th Avenue SW in connection with the Edgewood Road Transit Stops and Sidewalk project.
CIP/DID #3018005-00

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

Background: In a previous fiscal year City Council approved funding towards the Edgewood Road Transit Stops and Sidewalk project.

The easement is required to accommodate the proposed project, which includes transit stop improvements and sidewalk infill. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $2,334 and accepting a permanent retaining wall easement from Baertsch Care, L.L.C.

Alternative Recommendation: Do not proceed with acquiring the proposed permanent retaining wall easement and direct City staff to abandon or reconfigure the Edgewood Road Transit Stops and Sidewalk projecct.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/3010000/3018005 NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
IT
RCR
AUD FILE
3018005-00

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

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for a permanent retaining wall easement exists in order to accommodate the proposed facilities, and

WHEREAS, Baertsch Care, L.L.C., 3410 12th Avenue SW, Cedar Rapids, Iowa, 52404, OWNER of the real property known and described as:

See Attached Permanent Retaining Wall Easement Exhibit

has agreed to convey the necessary permanent retaining wall easement at 3410 12th Avenue SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$2,334

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the permanent retaining wall easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Edgewood Road Transit Stops and Sidewalk (Fund 301, Dept. ID 3010000, Project 3018005),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Permanent Retaining Wall Easement are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Permanent Retaining Wall Easement be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Alissa Van Sloten, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution and attached documents are true and authentic documents of the City of Cedar Rapids, as full and complete as the same of record and on file in my office, on this 28th day of March, 2023.

ClerkSignature

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING ST. SW SUITE A
CEDAR RAPIDS, IOWA 52404
319-362-9394
twforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
LOT 3, M & L SECOND ADDITION

REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

AREA ABOVE RESERVED FOR RECORDER

PERMANENT RETAINING WALL EASEMENT EXHIBIT

DESCRIPTION

A PERMANENT RETAINING WALL EASEMENT ON THAT PART OF LOT 3, M & L SECOND ADDITION TO CEDAR RAPIDS ACCORDING TO THE FINAL PLAT RECORDED IN VOLUME 19, PAGE 487 AT THE LINN COUNTY RECORDER'S OFFICE, DESCRIBED AS FOLLOWS:

COMMENCING AS A POINT OF REFERENCE AT THE NORTHEAST CORNER OF SAID LOT 3;

THENCE SOUTH 00° 54' 55" EAST 118.71 FEET ALONG THE EAST LINE OF SAID LOT 3 TO THE POINT OF BEGINNING;

THENCE CONTINUING SOUTH 00° 54' 55" EAST 33.95 FEET ALONG SAID EAST LINE TO THE NORTHERLY LINE OF PARCEL A ACCORDING TO THE RIGHT-OF-WAY ACQUISITION PLAT RECORDED IN BOOK 3261, PAGE 72 AT THE LINN COUNTY RECORDER'S OFFICE;

THENCE SOUTH 44° 10' 34" WEST 14.12 FEET ALONG SAID NORTHERLY LINE;

THENCE NORTH 00° 54' 55" WEST 43.92 FEET;

THENCE NORTH 89° 05' 05" EAST 10.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 389 SQUARE FEET (0.01 ACRE) MORE OR LESS.

PROPERTY OWNER

BAERTSCH CARE, L.L.C.
3410 12TH AVENUE SW
CEDAR RAPIDS, IA 52404
GPN: 132547601800000

DATE OF SURVEY

DECEMBER 10, 2021

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

EDGEWOOD ROAD TRANSIT
STOPS AND SIDEWALK

CEDAR RAPIDS
CONTRACT NUMBER 3018005-01

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Timothy W. Forinash, P.L.S. — Date 3/14/24

License Number 26175

My License Renewal Date is December 31, 2023

Pages or sheets covered by this seal:
Sheets 1 and 2 of 2.

EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK

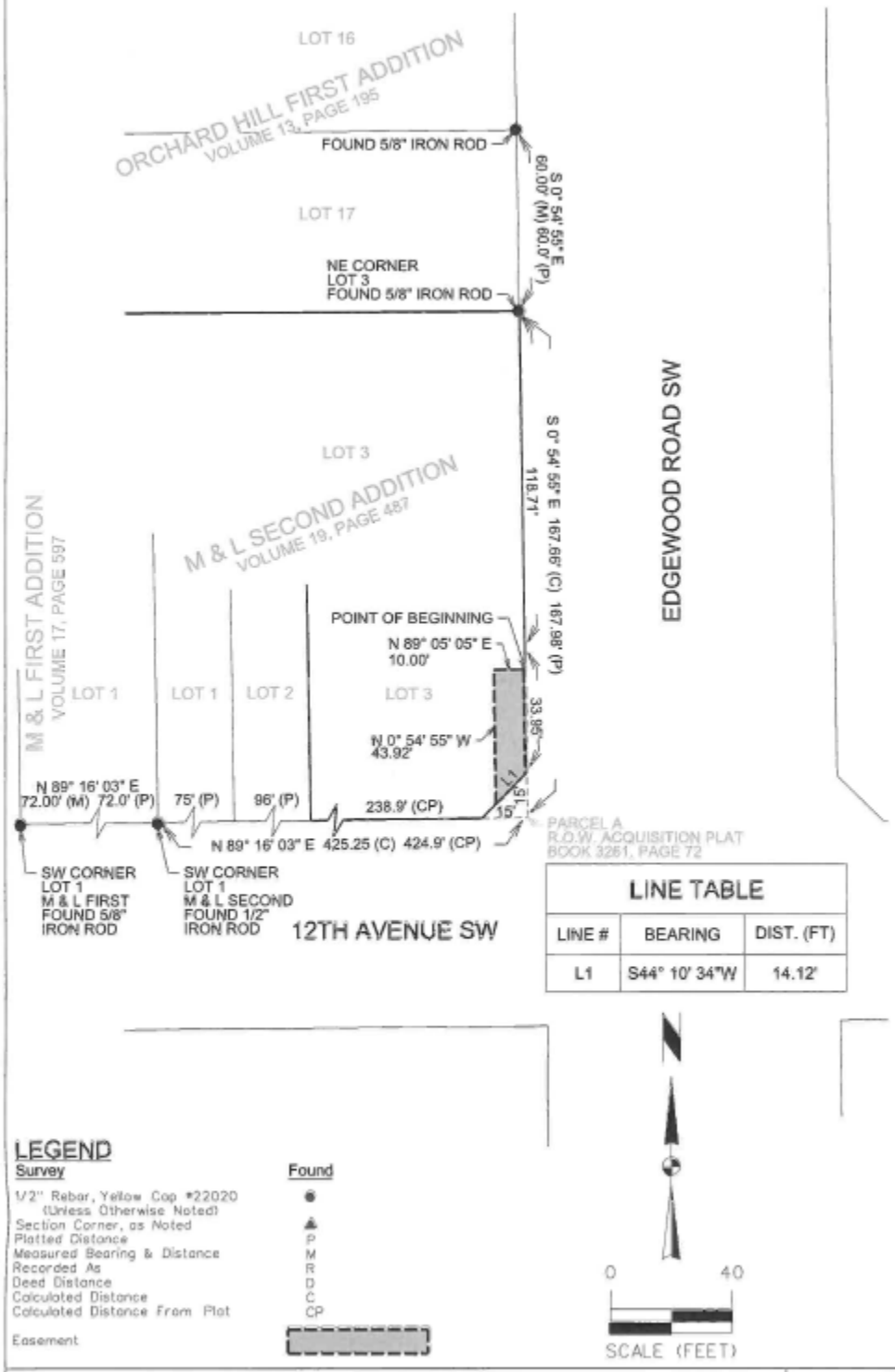
PARCEL 24 - BAERTSCH CARE, L.L.C.

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	1 OF 2
PN:	121.1105
DATE:	2/20/2023
REV:	
PM/TECH:	WTH

PERMANENT RETAINING WALL EASEMENT EXHIBIT



LINE TABLE		
LINE #	BEARING	DIST. (FT)
L1	S44° 10' 34"W	14.12'

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 40

SCALE (FEET)

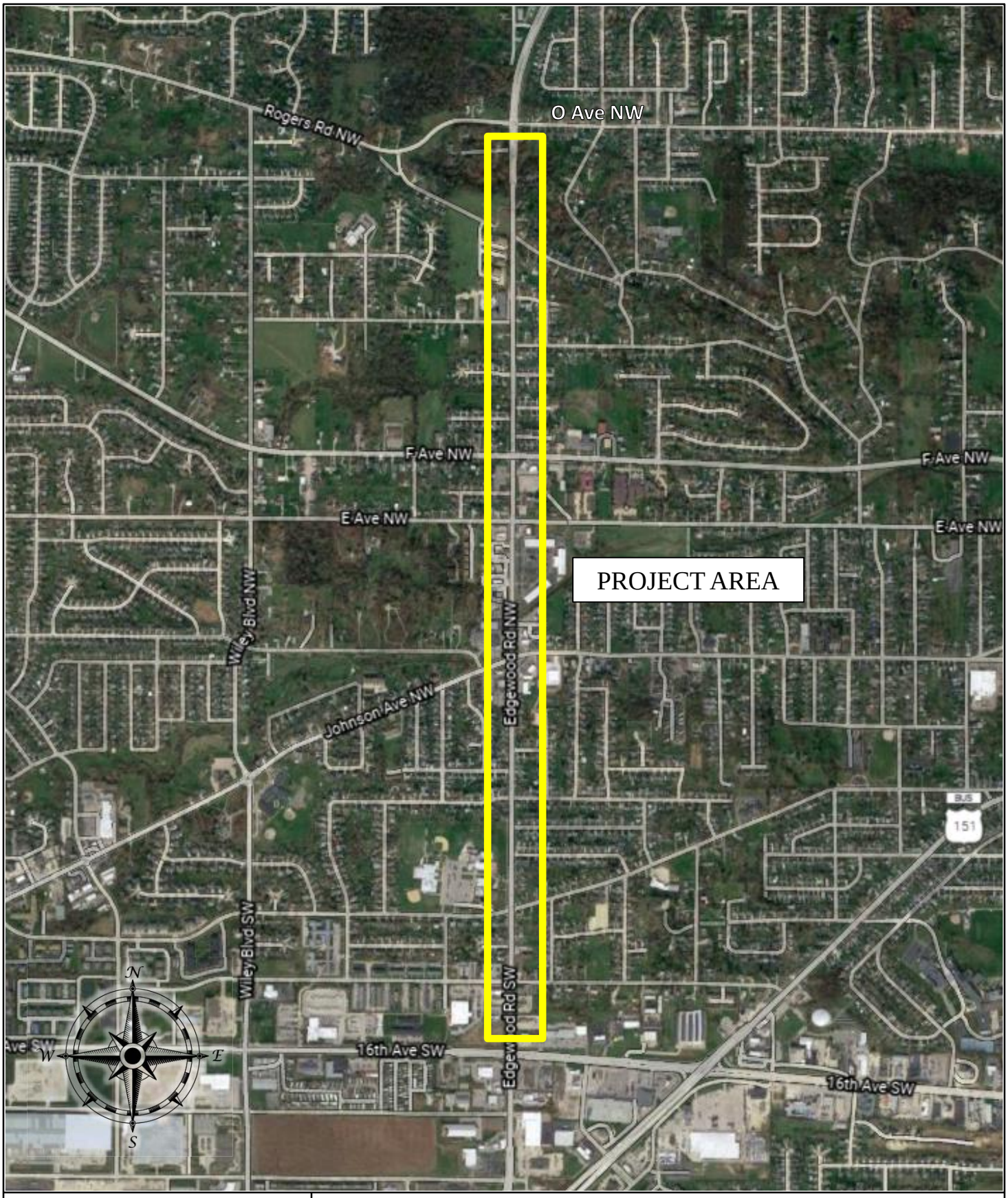
EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK

PARCEL 24 - BAERTSCH CARE, L.L.C.

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	2 OF 2
PN:	121.1105
DATE:	2/20/2023
REV:	
PM/TECH:	WTH



CEDAR RAPIDS
City of Five Seasons®

EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK

PROJECT #3018005-01

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 a Purchase Agreement in the amount of $1,825 and accepting an easement for Permanent Storm Sewer and Drainage from Karen Black and Nancy Tott from vacant land located 0 Vacant Land located north and west of 940 Edgewood Road NW in connection with the Edgewood Road Transit Stops and Sidewalk project.
CIP/DID #3018005-00

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

Background: In a previous fiscal year City Council approved funding towards the Edgewood Road Transit Stops and Sidewalk project.

The easement is required to accommodate the proposed Edgewood Road Transit Stops and Sidewalk project sidewalk and transit stop improvements including sidewalk infill. Compensation amounts proposed are based on comparisons of similar properties to the subject property.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of $1,825 and accepting a Permanent Easement from Karen Black and Nancy Tott.

Alternative Recommendation: Do not proceed with acquiring the proposed permanent easement and direct City staff to abandon or reconfigure Edgewood Road Transit Stops and Sidewalk project.

Time Sensitivity: Normal

Resolution Date: March 28, 2023

Budget Information: 301/3010000/3018005/NA

Local Preference Policy: NA
Explanation: Local Preference Policy does not apply to the acquisition of easements.

Recommended by Council Committee: NA
Explanation: NA

ENG
FIN
TRS
RCR
IT
AUD FILE
3018005-00

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

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director has determined the need for an easement for permanent storm sewer and drainage exists in order to accommodate the proposed facilities, and

WHEREAS, Karen Black and Nancy Tott, 3524 H Avenue NW, Cedar Rapids, IA 52405, OWNERS of the real property known and described as:

See Attached Permanent Storm Sewer and Drainage Easement Exhibit

have agreed to convey the necessary easement for permanent storm sewer and drainage at vacant land located north and west of 940 Edgewood Road NW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	$1,625
Damages	$200
TOTAL	$1,825

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for permanent storm sewer and drainage with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Edgewood Road Transit Stops and Sidewalk project (Fund 301, Dept. ID 3010000, Project 3018005),

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 Easement for Permanent Storm Sewer and Drainage 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 28th day of March, 2023.

ClerkSignature

INDEX LEGEND

SURVEYOR'S NAME / RETURN TO:
TIM FORINASH
SNYDER & ASSOCIATES, INC.
5005 BOWLING ST. SW SUITE A
CEDAR RAPIDS, IOWA 52404
319-362-9394
twforinash@snyder-associates.com
SERVICE PROVIDED BY:
SNYDER & ASSOCIATES, INC.
SURVEY LOCATED:
PART NE 1/4 SE 1/4 SE 1/4 SEC. 24-T83N-R8W

REQUESTED BY:
CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

AREA ABOVE RESERVED FOR RECORDER

PERMANENT STORM SEWER AND DRAINAGE EASEMENT EXHIBIT

DESCRIPTION

A PERMANENT STORM SEWER AND DRAINAGE EASEMENT ON THAT PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 83 NORTH, RANGE 8 WEST OF THE 5TH P.M., CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1, ALLIE'S FIRST ADDITION TO THE CITY OF CEDAR RAPIDS ACCORDING TO THE FINAL PLAT RECORDED IN BOOK 2059, PAGE 229 AT THE LINN COUNTY RECORDER'S OFFICE;

THENCE SOUTH 01° 10' 15" EAST 25.00 FEET ALONG THE WEST RIGHT-OF-WAY OF EDGEWOOD ROAD NW;

THENCE SOUTH 89° 19' 19" WEST 13.00 FEET;

THENCE NORTH 01° 10' 15" WEST 25.00 FEET TO THE SOUTH LINE OF SAID LOT 1;

THENCE NORTH 89° 19' 19" EAST 13.00 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING AND CONTAINING 325 SQUARE FEET MORE OR LESS.

PROPERTY OWNER

KAREN BLACK
NANCY TOTT
3524 H AVENUE NW
CEDAR RAPIDS, IA 52405

PROPERTY ADDRESS

VACANT LAND
CEDAR RAPIDS, IA 52405
GPN: 132447600100000

DATE OF SURVEY

DECEMBER 10, 2021

PREPARED FOR

CITY OF CEDAR RAPIDS
ENGINEERING DEPARTMENT

EDGEWOOD ROAD TRANSIT
STOPS AND SIDEWALK

CEDAR RAPIDS
CONTRACT NUMBER 3018005-01

LICENSED PROFESSIONAL LAND SURVEYOR
TIMOTHY W. FORINASH
26175
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.

Tim Forinash 3/14/23
Timothy W. Forinash, P.L.S. Date

License Number 26175

My License Renewal Date is December 31, 2023

Pages or sheets covered by this seal:
Sheets 1 and 2 of 2.

EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK	SHEET 1 OF 2
PARCEL 11 - KAREN BLACK & NANCY TOTT	PN: 121.1105
	DATE: 2/20/2023
SNYDER & ASSOCIATES — 5005 BOWLING STREET S.W. CEDAR RAPIDS, IA 52404 (319) 362-9394	REV:
	PM/TECH: WTH

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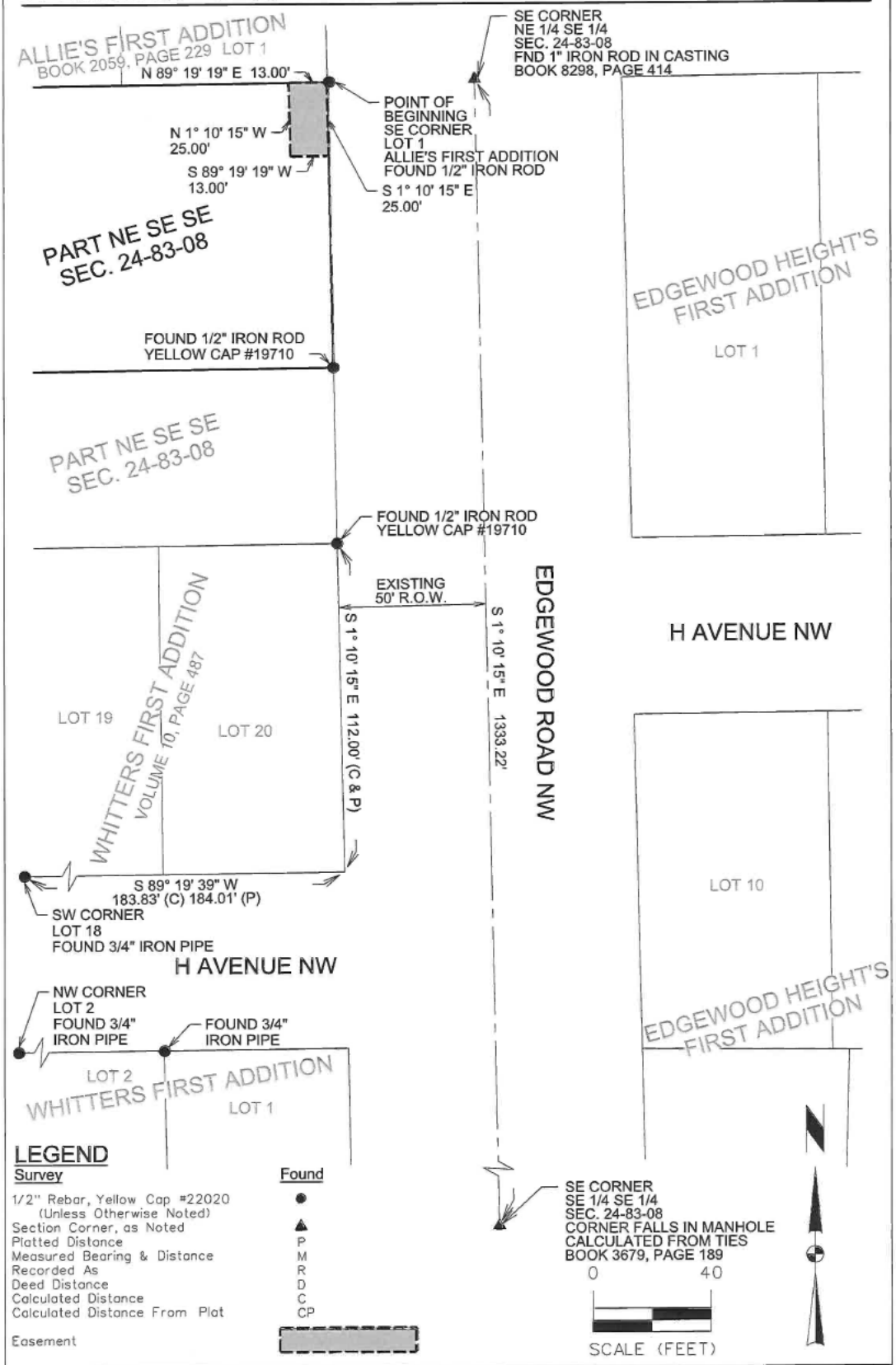
3/14/2023
TWF

PERMANENT STORM SEWER AND DRAINAGE EASEMENT EXHIBIT



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	

EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK

PARCEL 11 - KAREN BLACK & NANCY TOTT

SHEET	2 OF 2
PN:	121.1105
DATE:	2/20/2023
REV:	
PM/TECH:	WTH

SNYDER & ASSOCIATES

5005 BOWLING STREET S.W.
CEDAR RAPIDS, IA 52404 (319) 362-9394

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Default

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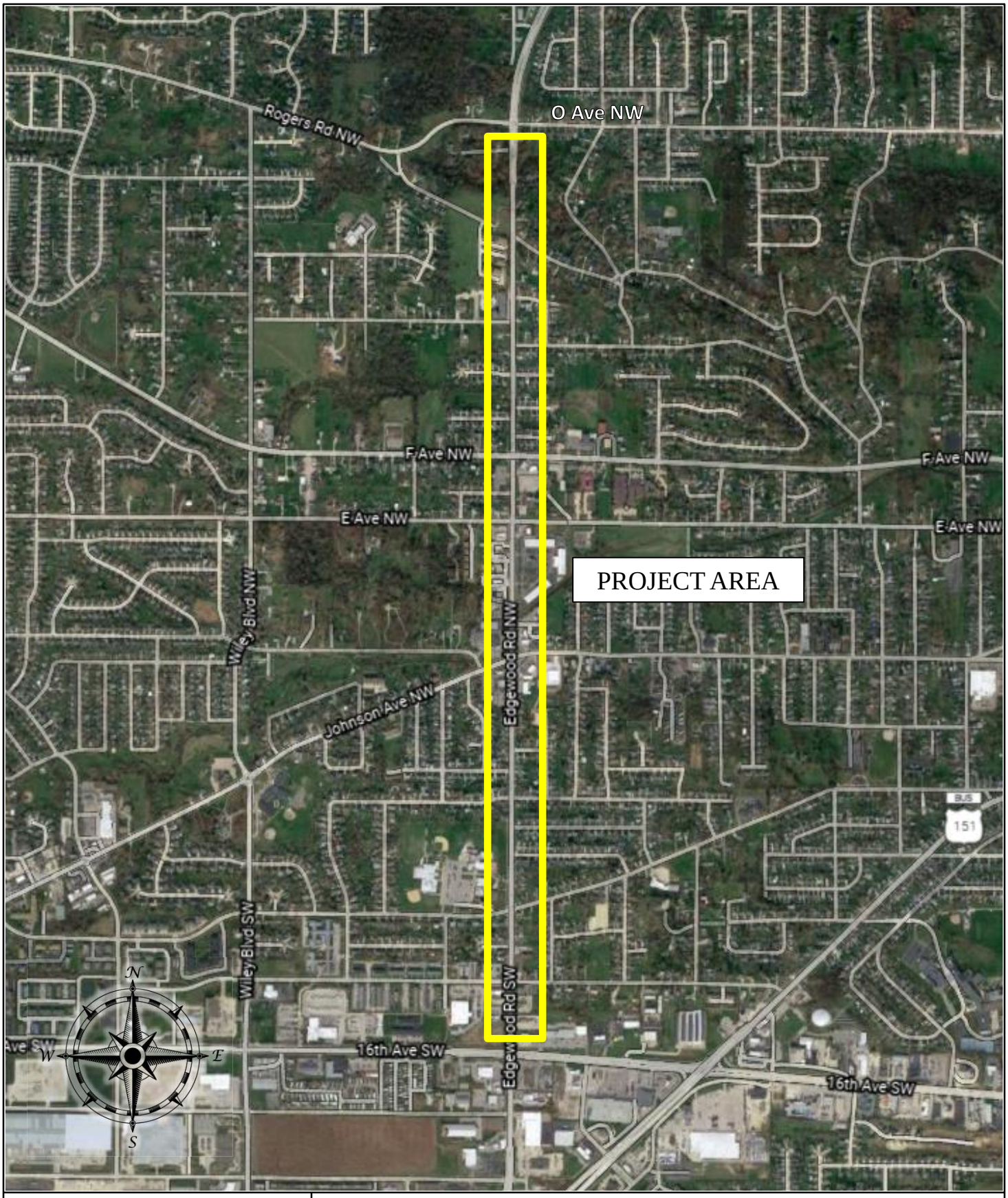
3/14/2023
TWF



CEDAR RAPIDS
City of Five Seasons®

EDGEWOOD ROAD TRANSIT STOPS AND SIDEWALK

PROJECT #3018005-01

34aq

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen, SR/WA, R/W-NAC

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 Total Acquisition Purchase Agreement in the amount of $286,000 plus a total estimated amount of $43,000 in relocation benefits, and accepting a Warranty Deed from R. Nancy Waybill a/k/a Nancy R. Waybill for real property located at 1805 Ellis Boulevard NW 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 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. Compensation amount proposed is based on an appraisal value of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City. The relocation benefits are based on an estimated $43,000 for moving and incidental expenses as required per the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Public Law 91-646).

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Total Acquisition Purchase Agreement in the amount of $286,000, plus an amount estimated to be $43,000 in relocation benefits and accepting a Warranty deed from R. Nancy Waybill a/k/a Nancy R. Waybill.

Alternative Recommendation: Do not proceed with acquiring the property and direct City staff to abandon or reconfigure the West Side Flood Control System project.

Time Sensitivity: Normal
Resolution Date: March 28, 2023
Budget Information: 331/331000/3311200, FCS – ARPA 18522
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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7972

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 to acquire the real property at 1805 Ellis Boulevard as part of the West Side Flood Control System project, and

WHEREAS, R. Nancy Waybill a/k/a Nancy R. Waybill, 1805 Ellis Boulevard NW, OWNERS of the real property known and described as:

Lot 1, “Auditor’s Plat No. 156, Linn County, Iowa”

has agreed to convey said property by Warranty Deed to the City of Cedar Rapids for consideration of $286,000, and

WHEREAS, the Public Works Department has recommended Relocation Assistance to the OWNER(S) in an amount estimated to be $43,000 for moving and incidental expenses, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the property at 1805 Ellis Boulevard in accordance with the terms set forth in the Total Acquisition Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the West Side Flood Control System project (Fund 331, Dept ID 331000, Project 3311200, FCS),

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 Total Acquisition Purchase Agreement as described herein.

BE IT FURTHER RESOLVED that the Total Acquisition Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City Attorney is authorized to review the abstract of title and upon approval by the City Attorney, the City Attorney or designee (Real Estate Services Manager or City Engineer) shall finalize the transaction and authorize the City of Cedar Rapids Finance Director to issue payment(s) necessary in the amount of $286,000, plus relocation benefits to R. Nancy Waybill a/k/a Nancy R. Waybill, Linn County Treasurer and lien holders, if applicable, per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that upon receipt, the Warranty Deed from R. Nancy Waybill a/k/a Nancy R. Waybill 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 Resoution 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 28th day of March, 2023.

ClerkSignature

CEDAR RAPIDS
City of Five Seasons

WEST SIDE FLOOD CONTROL SYSTEM

N

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Cadd File Name: W:\PROJECTS\CIP\3311\SUB-PROJECTS\West\ACQUISITION MAPS\CADD FILE\West Side Project Locations.dwg

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Brandon Jennings

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 Cryogenic Molecular Sieve System project (estimated cost is $3,000,000) (Brandon Jennings).
CIP/DID #PUR0223-181; 6150058-02

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

Background:
A public hearing was held on March 14, 2023 for the Cryogenic Molecular Sieve System project

Purchasing Services publicly opened the bids on March 15, 2023 at 11:00am CST. One bid was received and deemed non-responsive due to no bid bond being submitted with bid.

Action/Recommendation:

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: 6150058-02

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Water

Presenter at Meeting: Terry Tiedemann

Contact Person: Roy Hesemann **Cell Phone Number:** 521-5752
E-mail Address: R.Hesemann@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids for the J Avenue Water Treatment Plant Dehumidification Improvements project (estimated cost is $1,953,000) (Terry Tiedemann).

CIP/DID #6250090-02

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

Background: The Cedar Rapids J Avenue Water Treatment Plant installed dehumidification units in the Filter Gallery in 2004 in an effort to reduce the humidity of the space. Prior to 2004, humidity levels in the Filter Gallery were elevated to the point of causing maintenance issues. Peeling paint from coated surfaces, corrosion on metal surfaces, and damage to masonry were all prevalent maintenance issues that existed prior to 2004. Since the dehumidification units were installed, these maintenance issues have disappeared. However, the dehumidification units themselves have been a constant maintenance problem, as well as a significant addition to the plant electricity bill.

In 2018, a study was conducted to evaluate options for improvements to the dehumidification system. The final report recommended dehumidification of the Filter Gallery and the Piping Gallery via two large, centralized desiccant units. The J Avenue WTP Dehumidifcation Improvement project includes replacement of dehumidification and HVAC equipment and related appurtenances, and replacement of windows in the Filter Building that have reached the end of their service life.

Two (2) bids were received on March 15, 2023 for the J Avenue Water Treatment Plant Dehumidification Improvements project.

Bidders	Office Location	Lump Sum Bid
WRH, Inc	South Amana, IA	$ 2,634,000
Tricon General Construction, Inc.	Dubuque, IA	$ 2,637,000

The engineer's opinion of probable cost for the construction of this project was $1,953,000. A motion to post a Notice to Bidders as required by law and to publish a Notice of Public Hearing was approved by the City Council on February 14, 2023. The Notice to Bidders was posted on

February 15, 2023. The Notice of Public Hearing was published on February 18, 2023. The public hearing was held February 28, 2023. A pre-bid meeting was held February 28, 2023 at the Water Department Administration Building. The work is anticipated to begin in May 2023 and be completed May 2024.

Action/Recommendation: The Utilities Department – Water Division staff is evaluating the received bids and will provide a recommendation to the council at a future date.

Alternative Recommendation: None

Time Sensitivity: 03-28-23

Resolution Date: 03-28-2023

Budget Information: The project will be coded to the following CIP fund: 553000-625-625000-x-x-6250090-NA.

Local Preference Policy: NA
Explanation: Capital Improvement Projects are not subject to local preference policy.

Recommended by Council Committee: NA
Explanation: NA

Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Jeff Koffron

Contact Person: Amanda Grieder **Cell Phone Number:** (319) 286-5714
E-mail Address: a.grieder@cedar-rapids.org

Description of Agenda Item: REGULAR AGENDA
Report on bids for the Derecho Roof Replacements project (estimated cost is $277,000) (Jeff Koffron).
CIP/DID #PUR1022-089; 18524

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

Background:
A public hearing was held on March 14, 2023 for the Derecho Roof Replacements project This project is to replace roofs at Twin Pines Golf Clubhouse and Gardner Golf Clubhouse for the Facilities Maintenance Services Division in relation to the August 10, 2020 derecho.

A report on bids received from the City officer conducting the bid opening is attached.

Action/Recommendation: Noted on attached bid report

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: March 28, 2023

Budget Information: 081300-18524

Local Preference Policy: No
Explanation: Public Improvement Project

Recommended by Council Committee: No
Explanation: NA

March 28, 2023

TO: City Council, City of Cedar Rapids

RE: Report on bids as read for Derecho Roof Replacements Project, RFB #PUR1022-089

Bids were received on March 15, 2023 for the Derecho Roof Replacements project as follows:

Company Name	Location	Price
Cedar Service Co.	Cedar Rapids, IA	$180,566
Advance Builders Corp.	Cedar Rapids, IA	$268,000

The engineers cost opinion for this work is $277,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

Heather Mell

Heather Mell, CPPB
Purchasing Agent

cc: Jeff Koffron

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at Meeting: Tim Mroch, PE

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

Description of Agenda Item: REGULAR AGENDA
Bids were received on March 21, 2023 at the Iowa Department of Transportation for the Edgewood Road Trail Phase 2B - Bridge Modifications and Trail project (estimated cost is $2,930,000). A report of bids received from the City officer conducting the bid opening is attached. CIP/DID #305124-03

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

Background: Project work includes bridge deck patching, bridge deck repair, bridge modification for an 8' trail, new PCC trail, bridge painting, bridge barrier, railings, grading and water main repair. The City obtained approval from the Iowa DOT for federal funding through a Surface Transportation Block Grant for this project in the amount of $660,000. This bid letting will be processed through the Iowa DOT.

Action/Recommendation: Noted on attached bid report.

Alternative Recommendation: None

Time Sensitivity: Normal

Resolution Date: None

Budget Information: 305/305000/305124 SLOST

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

March 21, 2023

City Council
City of Cedar Rapids

RE: Report on bids as read for the Edgewood Road Trail Phase 2B – Bridge Modifications and Trail, Contract Number 305124-03

Dear City Council:

There were no bids received on March 21, 2023, for the Edgewood Road Trail Phase 2B – Bridge Modifications and Trail project.

Sincerely,

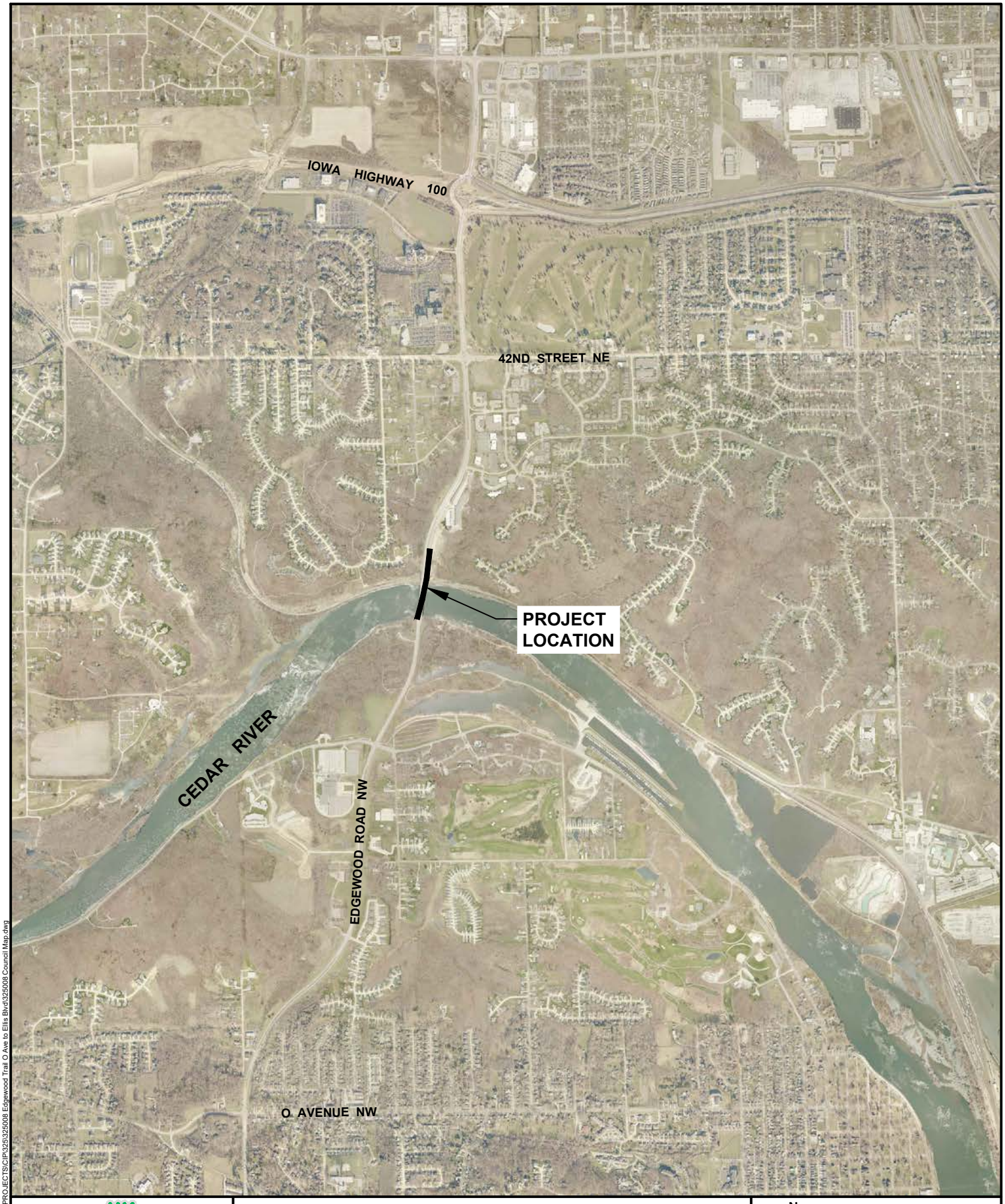
THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

Keith Abkes
Project Engineer I

KA/shh

cc: Bob Hammond, Public Works Director
Brenna Fall, P.E., Public Works Assistant Director - Engineering

Public Works Department
500 15th Avenue S.W. – Cedar Rapids, Iowa 52404-2631 – (319) 286-5778 – Fax (319) 774-5653



CEDAR RAPIDS
City of Five Seasons

EDGEWOOD ROAD TRAIL PHASE 2B BRIDGE MODIFICATIONS AND TRAIL PROJECT

N

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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: Tim Mroch, PE

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 $1,961,921, bond and insurance of Minturn, Inc. for the FY 2023 Bridge Maintenance – Bid Package 1 project (estimated cost is $1,770,000) **(Paving for Progress)**. (Tim Mroch).
CIP/DID #305150-03

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

Background:

Minturn, Inc., Brooklyn, IA	$1,961,921.00
Pirc-Tobin Construction Inc., Alburnett, IA	$1,974,494.65

Minturn, Inc. submitted the lowest of the bids received on March 15, 2023, for the FY 2023 Bridge Maintenance – Bid Package 1 project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by August 31,2023.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $1,961,921, bond and insurance of Minturn, Inc. for FY 2023 Bridge Maintenance – Bid Package 1 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 March 28, 2023 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: March 28, 2023

Budget Information: 305/30500/305150-02, SLOST
Local Preference Policy: NA
Explanation: NA
Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons

March 15, 2023

City Council
City of Cedar Rapids

RE: Report on bids as read for the FY 2023 Bridge Maintenance – Bid Package 1, Contract Number 305150-03

Dear City Council:

Bids were received on March 15, 2023 for the FY 2023 Bridge Maintenance – Bid Package 1 project as follows:

Minturn, Inc., Brooklyn, IA	$1,961,921.00
Pirc-Tobin Construction Inc., Alburnett, IA	$1,974,494.65

The engineers cost opinion for this work is $1,770,000. 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

Kyle Bieghler, PE
Civil Engineer II

KB/shh

cc: Bob Hammond, Public Works Director
Brenna Fall, P.E., Assistant Public Works Director - Engineering

Public Works Department
500 15th Avenue S.W. – Cedar Rapids, Iowa 52404-2631 – (319) 286-5778 – Fax (319) 774-5653

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305150-03
7970

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on February 14, 2023, the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the FY 2023 Bridge Maintenance – Bid Package 1 (Contract No. 305150-03) 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 February 18, 2023, pursuant to which a public hearing was held on February 28, 2023, and

WHEREAS, the following bids were received, opened and announced on March 15, 2023 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 March 28, 2023:

Minturn, Inc., Brooklyn, IA	$1,961,921.00
Pirc-Tobin Construction Inc., Alburnett, IA	$1,974,494.65

WHEREAS, general ledger coding for this public improvement shall be as follows: $1,961,921 305-305000-7970-305150

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 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. Minturn, 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 Minturn, Inc. is hereby accepted and the contract for this public improvement is hereby awarded to Minturn, 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®

FY 2023 Bridge Maintenance – Bid Package 1
12th Ave Bridge

PROJECT #305150-02

Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Tim Mroch, PE

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 $1,967,163.58, bond and insurance of Peterson Contractors, Inc. for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 project (estimated cost is $2,440,000). (Tim Mroch).
CIP/DID #301965-06

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

Background:

Peterson Contractors, Inc., Reinbeck, IA	$1,967,163.58
Taylor Construction Inc., New Vienna, IA	$1,969,718.88
Pirc-Tobin Construction Inc., Alburnett, IA	$2,148,098.30
Boomerang Corp., Anamosa, IA	$2,187,840.60
Midwest Concrete Inc., Peosta, IA	$2,234,976.20
Dave Schmitt Construction, Cedar Rapids, IA	$2,477,735.79
Tschiggfrie Excavating Co., Dubuque, IA	$2,646,037.70

Peterson Contractors, Inc. submitted the lowest of the bids received on March 15, 2023 for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed within 120 working days.

Action/Recommendation: The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of $1,967,163.58, bond and insurance of Peterson Contractors, Inc. for Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 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 March 28, 2023 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: March 28, 2023

Budget Information: 301/301000/301965-06, NA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

CEDAR RAPIDS
City of Five Seasons

March 15, 2023

City Council
City of Cedar Rapids

RE: Report on bids as read for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3, Contract Number 301965-06

Dear City Council:

Bids were received on March 15, 2023 for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 project as follows:

Peterson Contractors, Inc., Reinbeck, IA	$1,967,163.58
Taylor Construction Inc., New Vienna, IA	$1,969,718.88
Pirc-Tobin Construction Inc., Alburnett, IA	$2,148,098.30
Boomerang Corp., Anamosa, IA	$2,187,840.60
Midwest Concrete Inc., Peosta, IA	$2,234,976.20
Dave Schmitt Construction, Cedar Rapids, IA	$2,477,735.79
Tschiggfrie Excavating Co., Dubuque, IA	$2,646,037.70

The engineers cost opinion for this work is $2,440,000. 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

Kyle Bieghler, PE
Civil Engineer II

KB/shh

cc: Bob Hammond, Public Works Director
Brenna Fall, P.E., Assistant Public Works Director - Engineering

Public Works Department
500 15th Avenue S.W. – Cedar Rapids, Iowa 52404-2631 – (319) 286-5778 – Fax (319) 774-5653

ENG
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301965-06

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on February 14, 2023 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Earhart Lane SW Extension from Walford Road to Wright Brothers Boulevard Phase 3 (Contract No. 301965-06) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on February 18, 20023 pursuant to which a public hearing was held on February 28, 2023, and

WHEREAS, the following bids were received, opened and announced on March 15, 2023 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 March 28, 2023:

Peterson Contractors, Inc., Reinbeck, IA	$1,967,163.58
Taylor Construction Inc., New Vienna, IA	$1,969,718.88
Pirc-Tobin Construction Inc., Alburnett, IA	$2,148,098.30
Boomerang Corp., Anamosa, IA	$2,187,840.60
Midwest Concrete Inc., Peosta, IA	$2,234,976.20
Dave Schmitt Construction, Cedar Rapids, IA	$2,477,735.79
Tschiggfrie Excavating Co., Dubuque, IA	$2,646,037.70

WHEREAS, general ledger coding for this public improvement shall be as follows: $995,377.75 301-301000-30185-301965; $845,773.83 305-305000-30585-305146; $126,012 625-625000-6250125-6252018081

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 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. Peterson Contractors, 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 Peterson Contractors, Inc. is hereby accepted and the contract for this public improvement is hereby awarded to Peterson Contractors, 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®

Earhart Lane SW Roadway Extension from Walford Road to Wright Brothers Boulevard

PROJECT #301965-06